



Department of Public Works
Engineering Regulatory & Analytics
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202
720-865-3001
www.denvergov.org/survey

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner
Acting Director, Public Works Right of Way Services

PROJECT NO: 2018-RELINQ-0000001

DATE: May 17, 2018

SUBJECT: Request for an Ordinance to relinquish a portion of the 1 easement established in the Vacating Ordinance No. **1198**, Series of **2016**. Located in the alley bounded by 15th Street, 16th Street, and California Street and Welton Street.

It is requested that the above subject item be placed on the next available Mayor Council Agenda.

This office has investigated the request of Randall Phelps, dated August 9, 2017 on behalf of Ephraim LLC for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described area(s):

INSERT PARCEL DESCRIPTION 2018-RELINQ-0000001-001 HERE

A map of the area and a copy of the document creating the easement are attached.

MB:vw

cc:
City Councilperson & Aides
City Council Staff – Zach Rothmier
Department of Law – Brad Beck
Department of Law – Shaun Sullivan
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Angela Casias
Public Works, Survey – Paul Rogalla

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Angela Casias

at angela.casias@DenverGov.org by **12:00pm on Monday**. Contact the her with questions

Date of Request: **May 17, 2018** _____

Please mark one: **Bill Request** or **Resolution Request**

1. Type of Request:

Contract/Grant Agreement **Intergovernmental Agreement (IGA)** **Rezoning/Text Amendment**

Dedication/Vacation **Appropriation/Supplemental** **DRMC Change**

Other: Easement Relinquishment

2. Title: (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Request for an Ordinance to relinquish a portion of the 1 easement established in the Vacating Ordinance No. 1198, Series of 2016. Located in the alley bounded by 15th Street, 16th Street, and California Street and Welton Street.

3. Requesting Agency: Public Works Right of Way Services ERA

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Vanessa West	Name: Sarah Stanek
Email: 720-913-0719	Email: 720-865-8713

5. General description or background of proposed request. Attach executive summary if more space needed:

To relinquish a portion of the 1 easement established in the Vacating Ordinance No. 1198, Series of 2016. Located in the alley bounded by 15th Street, 16th Street, and California Street and Welton Street

6. City Attorney assigned to this request (if applicable):

Brent Eisen

7. City Council District:

Dist # 9 Brooks

8. **For all contracts, fill out and submit accompanying Key Contract Terms worksheet**

N/A

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name:

Contract control number:

Location:

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

Was this contractor selected by competitive process?

If not, why not?

Has this contractor provided these services to the City before? Yes No

Source of funds:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____



EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

Project Title: 2018-RELINQ-0000001 15th and California - Block 162

Owner name: Ephraim, LLC c/o Evan Makovsky

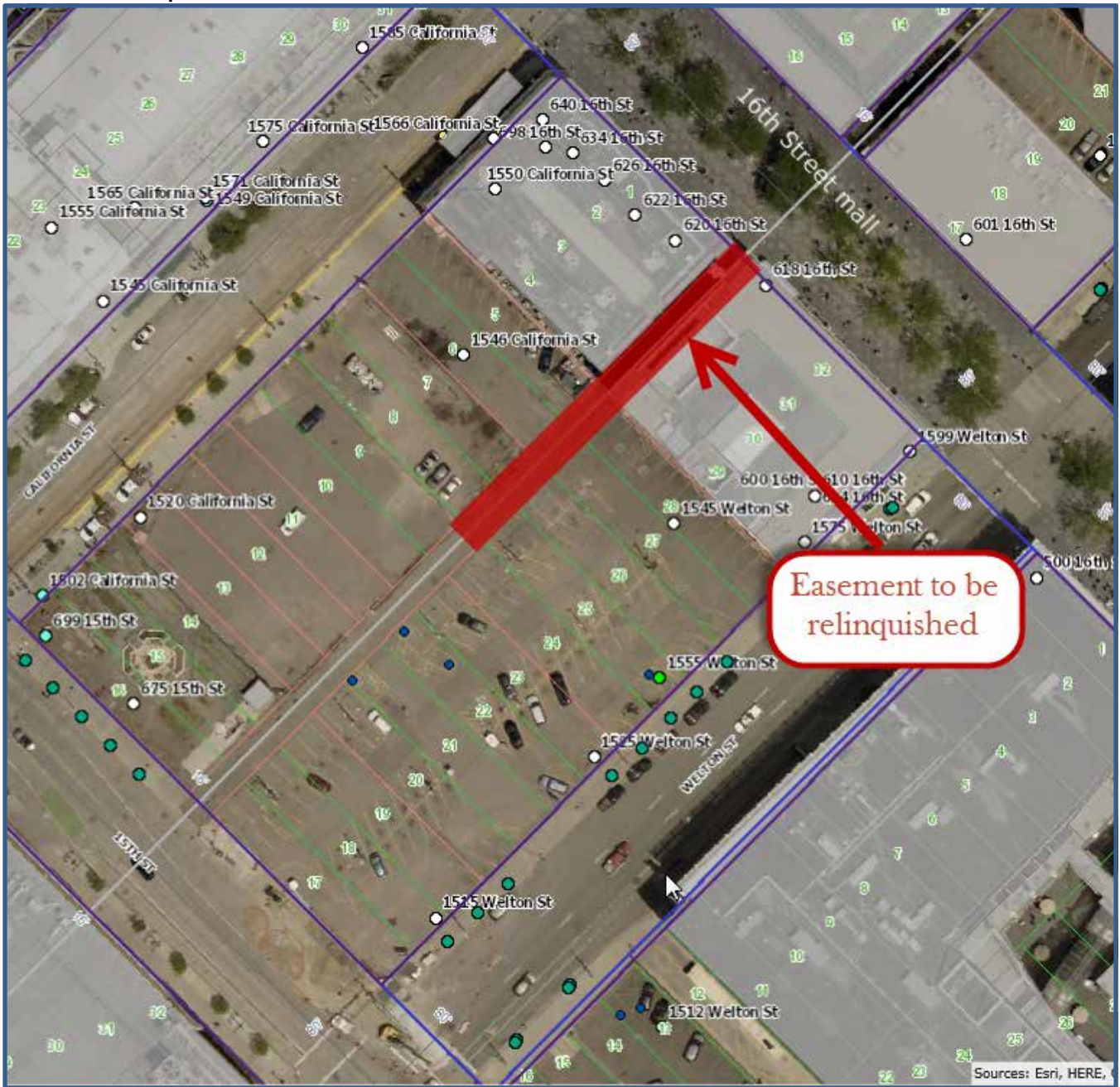
Description of Proposed Project: Request for an Ordinance to relinquish a portion of the 1 easement established in the Vacating Ordinance No. **1198**, Series of **2016**. Located in the alley bounded by 15th Street, 16th Street, and California Street and Welton Street.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The ROW has been previously vacated, with an easement. This is no longer ROW.

Background: All utilities have been removed from the alley, and a dedicated 'L out' alley has been provided so this will not create a dead-end alley.

Location Map: (next page)

Location Map:



PROPERTY DESCRIPTION

PARCEL A

THAT CERTAIN PORTION OF THE VACATED ALLEY LYING WITHIN BLOCK 162, EAST DENVER, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, PER PLAT RECORDED IN BOOK 1 OF MAPS, PAGE 14, RECORDS OF SAID CITY AND COUNTY OF DENVER, SITUATED WITHIN THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 3 SOUTH, RANGE 68 WEST, SAID CITY, COUNTY AND STATE, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

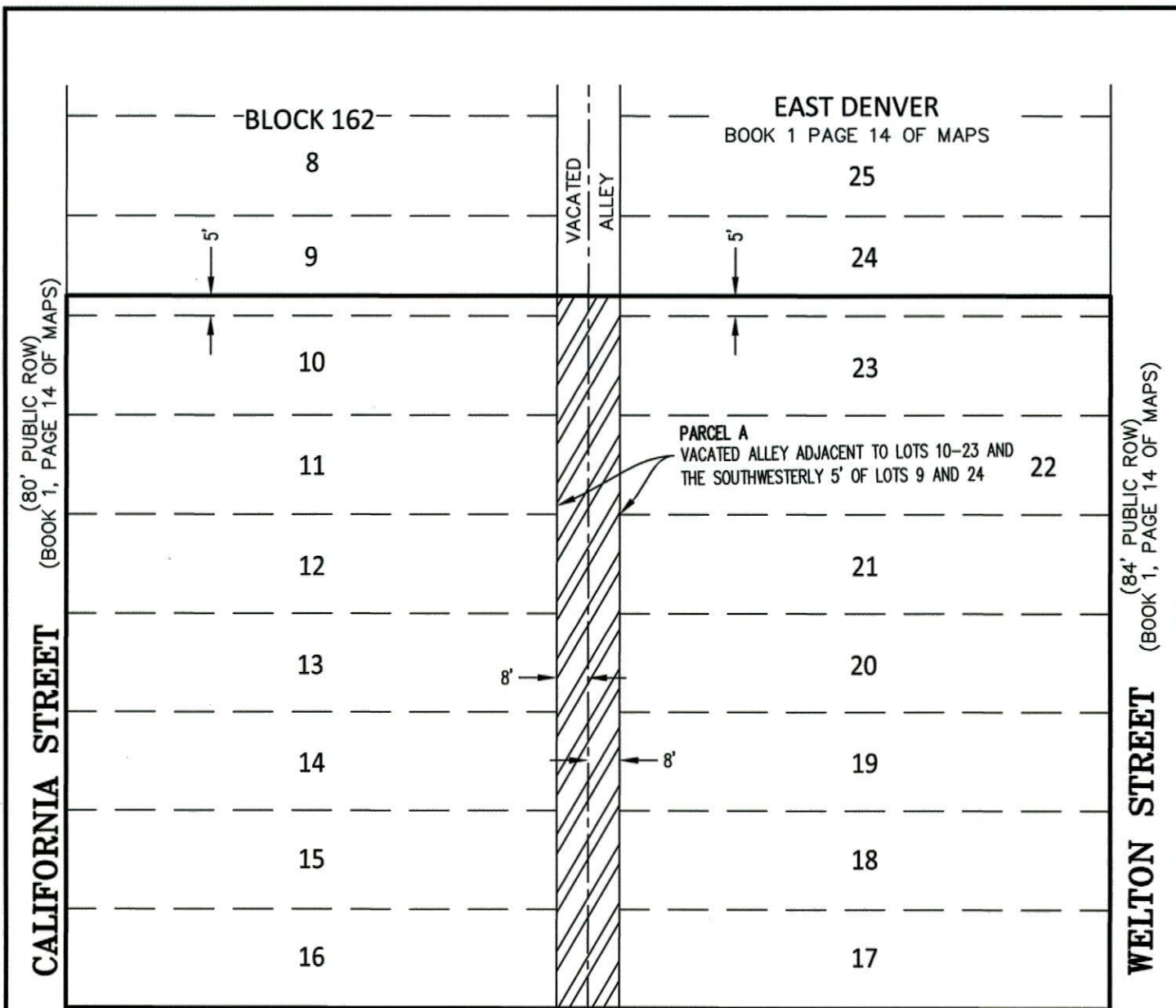
THE NORTHWESTERLY ONE-HALF OF SAID VACATED ALLEY CONTIGUOUS WITH AND SOUTHEASTERLY OF LOTS 10 THROUGH 16, BLOCK 162, SAID EAST DENVER, TOGETHER WITH THE SOUTHEASTERLY ONE-HALF OF SAID VACATED ALLEY CONTIGUOUS WITH AND NORTHWESTERLY OF LOTS 17 THROUGH 23, INCLUSIVE, BLOCK 162, SAID EAST DENVER, TOGETHER WITH THE NORTHWESTERLY ONE-HALF OF SAID VACATED ALLEY CONTIGUOUS WITH AND SOUTHEASTERLY OF THE SOUTHWESTERLY 5.00 FEET OF LOT 9, BLOCK 162, SAID EAST DENVER, AND TOGETHER WITH THE SOUTHEASTERLY ONE-HALF OF SAID VACATED ALLEY CONTIGUOUS WITH AND NORTHWESTERLY OF THE SOUTHWESTERLY 5.00 FEET OF LOT 24, BLOCK 162, SAID EAST DENVER.

AS SHOWN ON THE ATTACHED EXHIBIT

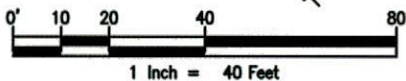


DON R. HULSEY, PLS 38291
COLORADO LICENSED PROFESSIONAL LAND SURVEYOR
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, CO 80122
303-713-1898

PROPERTY EXHIBIT



15TH STREET
(80' PUBLIC ROW)
(BOOK 1, PAGE 14 OF MAPS)



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\DWG\EXHIBITS\
 DWG NAME: PROPERTY EXHIBIT.dwg
 DWG: SJTM CHK: DRH
 DATE: 2/15/2018
 SCALE: 1" = 40'

AZTEC
 CONSULTANTS, INC.
 300 East Mineral Ave,
 Suite 1
 Littleton, Colorado 80122
 Phone: (303)713-1898
 Fax: (303)713-1897
 www.aztecconsultants.com

PROPERTY EXHIBIT
 EAST DENVER – BLOCK 162
 SW1/4 SEC 34, T3S, R68W, 6TH PM
 JOB NUMBER 48115-42