

1 BY AUTHORITY

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2011

COUNCIL BILL NO. CB11-0174  
COMMITTEE OF REFERENCE:  
Land Use, Transportation & Infrastructure

5 A BILL

6 **For an ordinance relinquishing the easements reserved in Ordinance No. 24,**  
7 **Series of 1939, Ordinance No. 337, Series of 1967, Ordinance No. 580, Series of**  
8 **1976, Ordinance No. 179, Series of 1989, Ordinance No. 258, Series of 1989,**  
9 **Ordinance No. 745, Series of 1990, and Ordinance No. 800, Series of 1990.**  
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11 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and  
12 determined that the public use, convenience and necessity no longer requires that portion of the  
13 easements in the area hereinafter described, and subject to approval by ordinance, has relinquished  
14 the same;

15 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**  
16 **OF DENVER:**  
17

18 **Section 1.** That the action of the Manager of Public Works in relinquishing the easements  
19 established in Ordinance No. 24, Series of 1939, Ordinance No. 337, Series of 1967, Ordinance No.  
20 580, Series of 1976, Ordinance No. 179, Series of 1989, Ordinance No. 258, Series of 1989,  
21 Ordinance No. 745, Series of 1990, Ordinance No. 800, Series of 1990 in the following areas:

2 PARCELS LOCATED IN BLOCKS 67 AND 68, "WEST DENVER" (EBERT'S), A SUBDIVISION PLAT  
RECORDED IN BOOK 01, AT PAGE 022, CITY SURVEYOR'S OFFICE, CITY AND COUNTY OF DENVER  
RECORDS, BEING A PART OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 68 WEST, OF THE 6TH  
PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, COLORADO, BEING MORE PARTICULARLY  
DESCRIBED AS FOLLOWS:

**PARCEL 1:**

THE EASEMENT IN BLOCK 67 RESERVED IN THE ALLEY AS VACATED BY ORDINANCE 580, SERIES OF  
1976, CITY AND COUNTY OF DENVER RECORDS, BETWEEN THE NORTHWESTERLY RIGHT-OF-WAY  
LINE OF VACATED LARIMER STREET AND THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF VACATED  
WALNUT STREET.

**PARCEL 2:**

THE EASEMENT IN BLOCK 68 RESERVED IN THE ALLEY AS VACATED BY ORDINANCE 337, SERIES OF  
1967, CITY AND COUNTY OF DENVER RECORDS, BETWEEN THE NORTHWESTERLY RIGHT-OF-WAY  
LINE OF VACATED WALNUT STREET AND THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AURARIA  
PARKWAY.

**TOGETHER WITH:**

4 PARCELS LOCATED IN SAID "WEST DENVER" (EBERT'S), BEING A PART OF SECTION 33, TOWNSHIP  
3 SOUTH, RANGE 68 WEST, OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER,  
COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**PARCEL 3:**

THE EASEMENT RESERVED IN VACATED 8<sup>TH</sup> STREET BY ORDINANCE 800, SERIES OF 1990, CITY AND COUNTY OF DENVER RECORDS, BETWEEN THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AURARIA PARKWAY AS RECORDED AT ORDINANCE 258, SERIES OF 1989, AND A LINE 225 FEET NORTHWESTERLY OF AND PARALLEL WITH THE NORTHWESTERLY LINE OF VACATED LARIMER STREET AS VACATED BY ORDINANCE 745 SERIES OF 1990, CITY AND COUNTY OF DENVER RECORDS.

**PARCEL 4:**

THE EASEMENT RESERVED IN VACATED WALNUT STREET BY ORDINANCE 179, SERIES OF 1989, CITY AND COUNTY OF DENVER RECORDS, BETWEEN THE NORTHEASTERLY RIGHT-OF-WAY LINE OF 7<sup>TH</sup> STREET AND THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF VACATED 8<sup>TH</sup> STREET.

**PARCEL 5:**

THE EASEMENT RESERVED IN VACATED WALNUT STREET BY ORDINANCE 800, SERIES OF 1990, CITY AND COUNTY OF DENVER RECORDS, BETWEEN THE NORTHEASTERLY RIGHT-OF-WAY LINE OF VACATED 8<sup>TH</sup> STREET AND THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF VACATED 9<sup>TH</sup> STREET.

**PARCEL 6:**

THE EASEMENT RESERVED IN VACATED 9<sup>TH</sup> STREET BY ORDINANCE 24, SERIES OF 1939 AND ORDINANCE 800, SERIES OF 1990, CITY AND COUNTY OF DENVER RECORDS, BETWEEN THE NORTHWESTERLY RIGHT-OF-WAY LINE OF VACATED LARIMER STREET AND THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AURARIA PARKWAY AS RECORDED AT ORDINANCE 258, SERIES OF 1989, CITY AND COUNTY OF DENVER RECORDS.



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be and the same is hereby approved and that the easements within such described areas are hereby relinquished.

COMMITTEE APPROVAL DATE: March 3, 2011 by consent.

MAYOR-COUNCIL DATE: March 8, 2011

PASSED BY THE COUNCIL: \_\_\_\_\_, 2011

\_\_\_\_\_ - PRESIDENT

APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2011

ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
EX-OFFICIO CLERK OF THE  
CITY AND COUNTY OF DENVER

NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2011; \_\_\_\_\_, 2011

PREPARED BY: KAREN A. AVILES, Assistant City Attorney      DATE: March 10, 2011

Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

David R. Fine, Denver City Attorney

BY: \_\_\_\_\_, Assistant City Attorney      DATE: \_\_\_\_\_, 2011