



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  
Director, Public Works Right of Way Services

**PROJECT NO:** 2017-RELINQ-0000029

**DATE:** October 22, 2018

**SUBJECT:** Request for an Ordinance to relinquish **2 separate easements in their entirety** established in the Vacation Ordinance No. **348**, Series of **1972**, and Vacation Ordinance **No. 212**, Series of **1956**. Located at 99 S. Broadway.

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

This office has investigated the request of John O'Rourke, dated November 16, 2017 on behalf of Holland Partner Group 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 2017-RELINQ-0000029-001 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 – Brent Eisen  
Department of Law – Deanne Durfee  
Public Works, Manager's Office – Alba Castro  
Public Works, Legislative Services – Sarah Stanek  
Public Works, Survey – Paul Rogalla

# ORDINANCE/RESOLUTION REQUEST

Please email requests to Sarah Stanek  
at [Sarah.Stanek@DenverGov.org](mailto:Sarah.Stanek@DenverGov.org) by **12:00pm on Monday**. Contact her with questions.

Date of Request: October 22, 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 2 separate easements in their entirety established in the Vacation Ordinance No. 348, Series of 1972, and Vacation Ordinance No. 212, Series of 1956. Located at 99 S. Broadway

## 3. Requesting Agency: PW Right of Way Services Engineering Regulatory

## 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: <a href="mailto:Vanessa.west@denvergov.org">Vanessa.west@denvergov.org</a>	Email: <a href="mailto:Sarah.Stanek@denvergov.org">Sarah.Stanek@denvergov.org</a>

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

To relinquish 2 separate easements in their entirety established in the Vacation Ordinance No. 348, Series of 1972, and Vacation Ordinance No. 212, Series of 1956. Located at 99 S. Broadway.

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

Brad Beck

## 7. City Council District:

Dist # 7, Clark

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

## Key Contract Terms

*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

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?

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*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

## EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

**Project Title:** 2017-RELINQ-0000029, 99 S. Broadway

**Owner name:** Holland Partner Group

**Description of Proposed Project:** relinquish 2 separate easements in their entirety established in the Vacation Ordinance No. 348, Series of 1972, and Vacation Ordinance No. 212, Series of 1956. Located at 99 S. Broadway.

**Explanation of why the public right-of-way must be utilized to accomplish the proposed project:** Redevelopment

**Background:** N/A

**Location Map:**



# EXHIBIT A

SHEET 1 OF 2  
LAND DESCRIPTION

A Parcel of Land being the 16 foot alley vacated by Ordinance No. 348, Series of 1972 recorded in Book 546 at Page 138 of the records of the Clerk and Recorder of the City and County of Denver, together with the 16 foot alley vacated by Ordinance No. 212, Series of 1956 recorded in Book 7892 at Page 79 of said records, said parcel also being a part of Blocks 1 and 2 of Broadway Place, and Block 1 of Montelius and Walker's Subdivision, situated in the Southwest Quarter of Section 10, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, more particularly described as follows:

- (a) The alleys in Blocks 1 and 2, Broadway Place;
- (b) That part of the alley in Block 1, Montelius and Walker's Addition, lying East of the East line of Lot 3, said Block 1, extended Southerly;

Containing 7,924 square feet or 0.18 acres, more or less.

Prepared by: Aaron Murphy  
PLS 38162  
On behalf of: Harris Kocher Smith  
1120 Lincoln Street, Suite 1000  
Denver, CO 80203  
303.623.6300



