

1 BY AUTHORITY

2 RESOLUTION NO. CR12-0358
3 SERIES OF 2012
4

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

5 A RESOLUTION

6 **Laying out, opening and establishing as part of the city street system parcels**
7 **of land as Peoria Street at its intersection with 45th Avenue.**
8

9 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and
10 determined that the public use, convenience and necessity require the laying out, opening and
11 establishing as public streets designated as part of the system of thoroughfares of the municipality
12 those portions of real property hereinafter more particularly described, and, subject to approval by
13 resolution has laid out, opened and established the same as a public street;

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

17 **Section 1.** That the action of the Manager of Public Works in laying out, opening and
18 establishing as part of the system of thoroughfares of the municipality the following described
19 portion of real property situate, lying and being in the City and County of Denver, State of
20 Colorado, to wit:

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PARCEL DESCRIPTION ROW # (2008-0458-07-001)

Parcel 1 (Described as Parcel A on deed)

A parcel of land conveyed by General Warranty Deed to the City & County of Denver, recorded on the 18th of May 2010 by Reception Number 2010054107 in the City and County of Denver Clerk & Recorders Office being more particularly described as follows:

A portion of Block 1, Montbello No.8 as platted in the records of the City and County of Denver, Colorado, in Book 25 at Pages 103-105, being located in the NW 1/4, Section 24, Township 3 South, Range 67 West of the Sixth Principal Meridian, being more particularly described as follows:

Commencing at the West 1/4 corner of said Section 24;
Thence N90°00'00"E, 60.00 feet to the east right-of-way line of Peoria Street;
Thence N0°00'00"E along said east line, 346.20 feet to the Point of Beginning;

Thence continuing N0°00'00"E along said east line, 134.30 feet to a non-tangent, 90.00-foot radius curve in the south right-of-way line of E. 45th Avenue;

Thence northeasterly along said non-tangent, 90.00-foot radius curve (from which the center bears S53°44'56"E), concave southeasterly through a central angle of 7°35'22", a distance of 11.92 feet;

Thence through said Block along the following three courses:

- 1) S1°37'17"W, 22.22 feet to a tangent, 177.07-foot radius curve;
- 2) Southerly along said 177.07-foot radius curve, concave westerly through a central angle of 10°00'56", a distance of 30.95 feet;
- 3) S0°00'00"W, 90.50 feet;
- 4) S90°00'00"W, 3.47 feet to the Point of Beginning.

Said parcel as described contains 619 square feet, more or less.

and

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PARCEL DESCRIPTION ROW # (2008-0458-07-002)

Parcel 2 (Described as Parcel A on deed)

A parcel of land conveyed by General Warranty Deed to the City & County of Denver, recorded on the 18th of May 2010 by Reception Number 2010054106 in the City and County of Denver Clerk & Recorders Office being more particularly described as follows:

A portion of Block 1, Montbello No.8 as platted in the records of the City and County of Denver, Colorado in Book 25 at Pages 103-105, being located in the NW 1/4, Section 24, Township 3 South, Range 67 West of the Sixth Principal Meridian, being more particularly described as follows:

Commencing at the West 1/4 corner of said Section 24;
Thence N90°00'00"E, 60.00 feet to the east right-of-way line of Peoria Street;
Thence N0°00'00"E along said east line, 159.09 feet to the Point of Beginning;
Thence continuing N0°00'00"E along said east line, 187.11 feet;
Thence N90°00'00"E, 3.47;
Thence S0°00'00"W, 211.14 feet to a non-tangent, 85.00-foot radius curve; Thence northwesterly along said non-tangent, 85.00-foot radius curve (from which the center bears N73°34'43"E) concave northeasterly through a central angle of 16°25' 17", a distance of 24.36 feet to the Point of Beginning.

Said parcel as described contains 705 square feet, more or less.

BASIS OF BEARINGS

The west line, NW 1/4, Section 24, T. 3 S., R. 67 W of the 6th P.M. is assumed to bear N0°00'00"E. It is monumented at the West 1/4 Corner and at the NW Corner by a 3- 1/4" aluminum cap in range box PLS 13155.

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4 be and the same is hereby approved and said real property is hereby laid out and established and
5 declared laid out, opened and established as Peoria Street.

6 **Section 2.** That the real property described in Section 1 hereof shall henceforth be
7 known as Peoria Street.

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1 COMMITTEE APPROVAL DATE: May 10, 2012 [by consent]

2 MAYOR-COUNCIL DATE: May 15, 2012

3 PASSED BY THE COUNCIL: _____, 2012

4 _____ - PRESIDENT

5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER

8 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: May 17, 2012

9 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of
10 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
11 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
12 3.2.6 of the Charter.

13 Douglas J. Friednash, Denver City Attorney

14 BY: _____, Assistant City Attorney DATE: _____, 2012

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