

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2017

COUNCIL BILL NO. CB17-0537  
COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

**A BILL**

**For an ordinance vacating a portion of right-of-way near the intersection of Wazee Street and 35<sup>th</sup> Street, without reservations.**

**WHEREAS**, the Executive Director of Public Works of the City and County of Denver has found and determined that the public use, convenience and necessity no longer require that certain portion of that certain area in the system of thoroughfares of the municipality hereinafter described and, subject to approval by ordinance, has vacated the same, without reservations;

**BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

**Section 1.** That the action of the Executive Director of Public Works in vacating the following described right-of-way in the City and County of Denver and State of Colorado, to wit:

**PARCEL DESCRIPTION ROW NO. 2016-VACA-0000027-001:**

A TRACT OF LAND CONTAINING 6,617 SQUARE FEET, MORE OR LESS, LOCATED IN THE SOUTHWEST ONE-QUARTER OF SECTION 23 AND NORTHWEST ONE-QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, SAID TRACT MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT A POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WAZEE ST. (80' R.O.W.), FROM WHENCE THE SOUTHWEST CORNER OF SAID SECTION 23 BEARS S82°01'12"W, A DISTANCE OF 566.12 FEET;

THENCE ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE OF WAZEE ST. (80' R.O.W.) S44°54'07"W, A DISTANCE OF 346.70 FEET TO THE INTERSECTION OF SAID SOUTHEASTERLY RIGHT-OF-WAY LINE OF WAZEE ST. WITH THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF 35TH ST. (80' R.O.W.);

THENCE ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF 35TH ST. (80' R.O.W.) N45°05'24"W, A DISTANCE OF 34.30 FEET;

THENCE DEPARTING SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF 35TH ST., N51°44'12"E, A DISTANCE OF 49.42 FEET;

THENCE N45°13'38"E, A DISTANCE OF 63.51 FEET;

THENCE N51°44'12"E, A DISTANCE OF 235.79 FEET TO SAID SOUTHEASTERLY RIGHT-OF-

1 WAY LINE OF WAZEE ST. (80' R.O.W.), AND THE **POINT OF BEGINNING**.  
2  
3 THE ABOVE DESCRIBED PROPERTY CONTAINS 6,617 SQUARE FEET OR 0.152 ACRES,  
4 MORE OR LESS.  
5  
6 BASIS OF BEARINGS: ALL BEARINGS ARE BASED ON A LINE BETWEEN THE  
7 SOUTHWEST CORNER OF SECTION 23, T.3S., R.68W., 6TH P.M. (FOUND STONE) AND THE  
8 WEST ONE-QUARTER CORNER OF SECTION 23, T.3S., R.68W., 6TH P.M. (FOUND 3-1/2"  
9 ALUMINUM CAP STAMPED "PLS 24961, 2008) HAVING A BEARING OF N00°03'50"E  
10 be and the same is hereby approved and the described portion of right-of-way is hereby vacated and  
11 declared vacated, without reservations.

12 COMMITTEE APPROVAL DATE: May 9, 2017 by Consent

13 MAYOR-COUNCIL DATE: May 16, 2017

14 PASSED BY THE COUNCIL: \_\_\_\_\_ **June 5, 2017**

15 \_\_\_\_\_ *Al B...* - PRESIDENT  
16 APPROVED: \_\_\_\_\_ *Harvey Haynes* - MAYOR \_\_\_\_\_ Jun 7, 2017

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

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

21 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: May 18, 2017

22 Pursuant to Section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
23 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
24 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to  
25 § 3.2.6 of the Charter.

26  
27 Kristin M. Bronson, Denver City Attorney

28 BY: *DR...* \_\_\_\_\_, Assistant City Attorney DATE: May 17, 2017