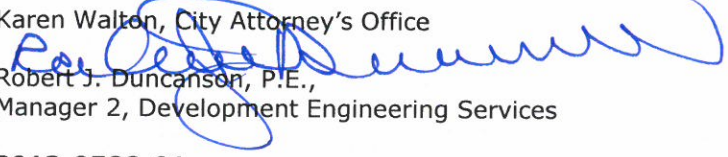




## REQUEST FOR VACATION ORDINANCE

**TO:** Karen Walton, City Attorney's Office

**FROM:**   
Robert J. Duncanson, P.E.,  
Manager 2, Development Engineering Services

**ROW NO.:** **2013-0588-01**

**DATE:** **February 24, 2014**

**SUBJECT:** Request for an Ordinance to vacate Alley between 16<sup>th</sup> St and Kensing Ct and between Boulder St and Hirshorn Park, without reservation

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

This office has investigated the request of Sprocket Design Build Inc., on behalf of Resurrection Properties 3 LLC and the City and County of Denver for granting of the above requested vacation. This matter has been field inspected and has been coordinated with Asset Management; Colorado Department of Transportation [if State Highway]; Comcast Corporation; Commission for People with Disabilities; Community Planning & Development – Building Inspections, Planning and Zoning; Councilperson Judy Montero, Dist 9; Fire Department; Metro Wastewater Reclamation District; Office of Emergency Management; Office of Telecommunications; Parks & Recreation; Public Works – DES - Construction Engineering, DES Engineering – Transportation & Wastewater, DES Survey, IPP Infrastructure Engineering and Street Maintenance; Qwest Corporation; Regional Transportation District; Denver Water Department; Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of these investigations, hereby approved and the described area is hereby vacated and declared vacated; PROVIDED, HOWEVER, said vacation shall be subject to the following reservations:

**OR** As a result of these investigations, it has been determined that there is no objection to vacating the said area(s).

Therefore, you are requested to initiate Council action to vacate the following area:

**INSERT PARCEL DESCRIPTION ROW 2013-0588-01-001 HERE** 

The following information, pertinent to this request action, is submitted:

1. The width of this area is 20 feet.
2. Transportation connectivity is preserved so that there will be minimal impacts to the transportation system.
3. The area is open and is being used.
4. **0** buildings abut on said area.
5. The owner of the contiguous area would benefit by being able to make more effective use of their ground; the City would benefit by reduced maintenance responsibility.
6. Grades and drainage are not adversely affected by this action.
7. Replacement area will not be required.
8. The vacating notice **was** posted on January 27, 2014, and the 20-day period for protests has expired.
9. Adjoining Neighbor and Registered Neighborhood Organization notification **was** sent on January 27, 2014.
10. Protests, sustained by the Manager of Public Works have been filed.
11. Ordinance action by the City Council is considered to be necessary because the Council is the only City body authorized by the Charter to dispose of City property.

RJD: bja

cc: Asset Management, Steve Wirth  
City Councilperson & Aides  
City Council Staff, Gretchen Williams  
CPM, Mike Anderson  
Department of Law, Shaun Sullivan  
Department of Law, Karen Aviles  
Department of Law, Karen Walton  
Department of Law, Brent Eisen  
Public Works, Manager's Office, Alba Castro  
Public Works, Manager's Office, Nancy Kuhn  
Public Works Solid Waste, Mike Lutz  
Public Works Survey, Paul Rogalla  
Public Works Street Maint., William Kennedy  
Project File #: 2013-0588-01

Property Owner:  
Resurrection Properties 3 LLC  
3222 Tejon St., Suite A  
Denver, CO 80211-3471

Property Owner:  
City and County of Denver  
201 W Colfax Ave., Dept 401  
Denver, CO 80202-5330



## EXECUTIVE SUMMARY

**DENVER**  
THE MILE HIGH CITY

**Project Title: 2013-0588-01 Vacate alley between 16<sup>th</sup> St and Kensing Ct and between Boulder St and Hirshorn Park**

**Description of Proposed Project: Vacate alley bounded by 16<sup>th</sup> St and Kensing Ct and between Boulder St and Hirshorn Park.**

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

**Has a Temp MEP been issued, and if so, what work is underway: No**

**What is the known duration of an MEP: N/A**

**Will land be dedicated to the City if the vacation goes through: N/A**

**Will an easement be placed over a vacated area, and if so explain: No**

**Will an easement relinquishment be submitted at a later date: No**

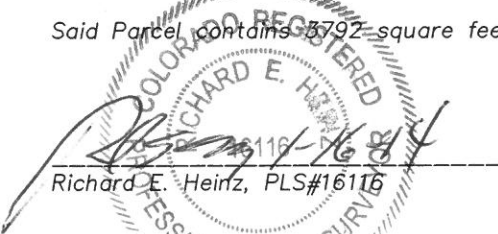
**Additional information: The area would be used as covered parking for a multi-use building that would supplement the neighborhoods growing need for more off street parking..**

## DESCRIPTION FOR AN ALLEY VACATION

An alley located in Block 19, Kasserman's Addition to Denver, as recorded in Book 1 at Page 21 in the records of the County of Arapahoe, situated in the Southwest Quarter of Section 28, Township 3 South, Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado more particularly described as follows:

The Southeasterly 20 feet of Lot 5, Block 19, Kasserman's Addition to Denver, County of Arapahoe, State of Colorado, as dedicated by Ordinance No. 272, Series 1952, City and County of Denver.

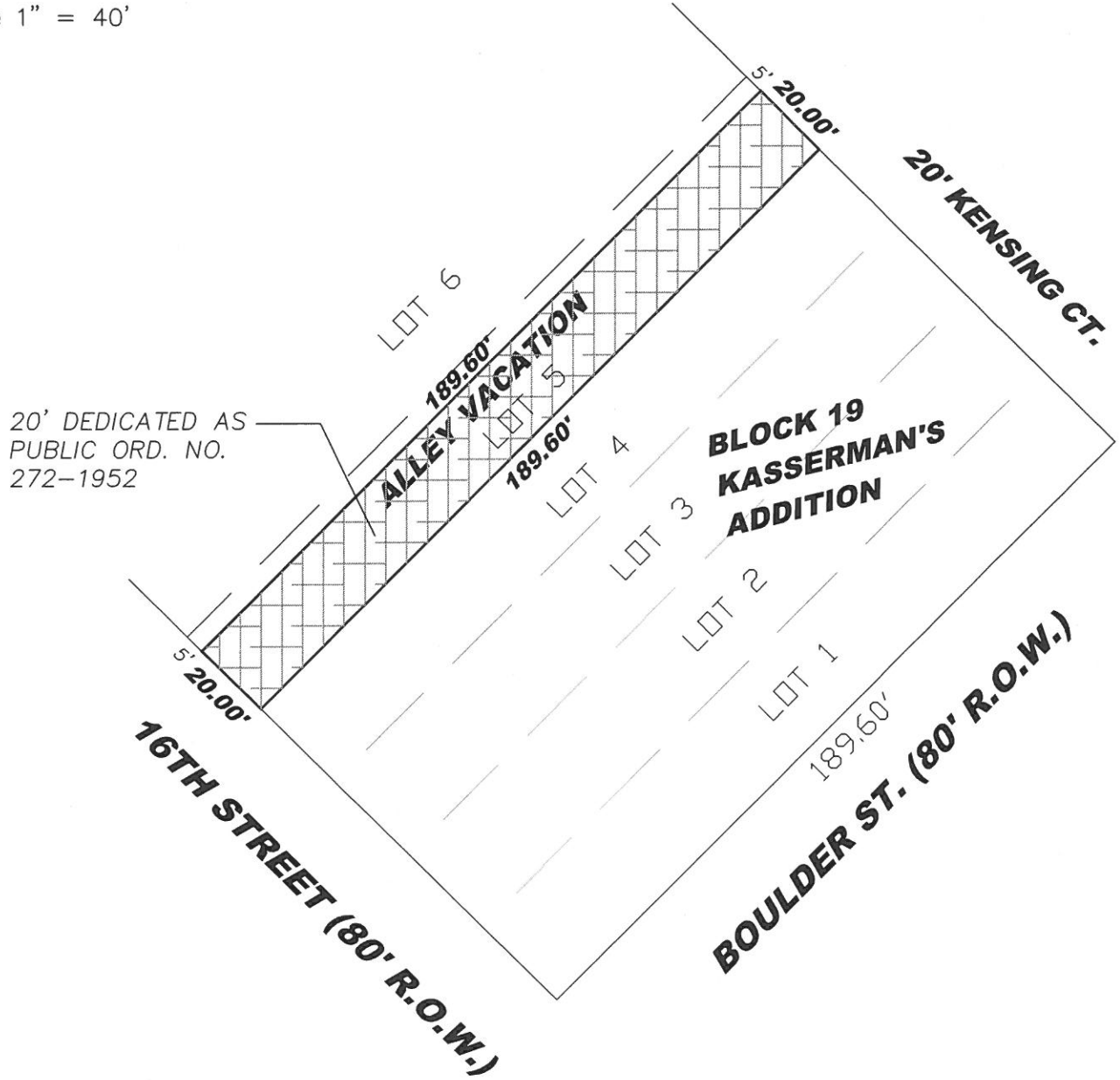
Said Parcel contains 5792 square feet or .087 acres, more or less.

  
Richard E. Heinz, PLS#16116



**EXHIBIT FOR ALLEY VACATION**  
**SW 1/4, SECTION 28, T3S, R68W, 6TH P.M.**  
**CITY AND COUNTY OF DENVER, STATE OF COLORADO**

Scale 1" = 40'



THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED SURVEY. IT IS INTENDED ONLY TO DEPICT THE ALLEY VACATION.

**AAA SURVEYING SERVICES, LLC**  
P.O. BOX 2055 ARVADA, CO 80001-2055  
303-519-7015/FAX 303-940-4927

JOB NO. 13-0300

PAGE 2 OF 2

DATE: 09/02/2013

SCALE 1"=40'