

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office
FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services
DATE: June 4, 2015
ROW #: 2014-0053-03 **SCHEDULE #:** 0232316031000
TITLE: This request is to dedicate City owned land as Public Alley.
Located near the intersection of W. 18th Ave. and Irving St.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as Public Alley.

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

Therefore, you are requested to initiate Council action to dedicate a parcel of existing City owned land for public right-of-way purposes as Public Alley. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2014-0053-03-001) HERE.

A map of the area to be dedicated is attached.

RD/BLV

cc: Asset Management, Steve Wirth
City Councilperson & Aides, Susan Shepard District # 1
City Council Staff, Shelley Smith
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Angela Casias
Department of Law, Karen Aviles
Department of Law, Brent Eisen
Department of Law, Carol Martin
Department of Law, Adam Hernandez
Department of Law, Angela Garcia
Public Works Survey, Ali Gulaid
Public Works Survey, Paul Rogalla

ORDINANCE/RESOLUTION REQUEST
Please email requests to Angela Casias at
Angela.casias@Denvergov.org by **NOON** on **Monday**.

All fields must be completed.
Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: June 4, 2015

Please mark one: Bill Request or Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes No

If yes, please explain:

2. **Title:** *(Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: grant acceptance, contract execution, amendment, municipal code change, supplemental request, etc.)*

This request is to dedicate City owned land as Public Alley.
Located near the intersection of W. 18th Ave. and Irving St.

3. **Requesting Agency:** PW Right of Way Engineering Services

4. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Barbara Valdez
- **Phone:** 720-865-3153
- **Email:** Barbara.valdez@denvergov.org

5. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)*

- **Name:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** Angela.casias@denvergov.org

6. **General description of proposed ordinance including contract scope of work if applicable:**

***Please complete the following fields: (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)*

- a. **Contract Control Number:** N/A
- b. **Duration:** Permanent
- c. **Location:** W. 18th Ave. and Irving St.
- d. **Affected Council District:** Dist. 1 Susan Shepard
- e. **Benefits:** N/A
- f. **Costs:** N/A

7. **Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.**

None

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____

Revised 08/16/10



EXECUTIVE SUMMARY

DENVER
THE MILE HIGH CITY

Project Title: 2014-0053 Dedication, W. 18th Avenue Rowhomes

Description of Proposed Project: Dedicate a parcel of public right of way as Public Alley

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to dedicate as Public Right of Way

Has a Temp MEP been issued, and if so, what work is underway: N/A

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: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose to dedicate it as Public Right-of-Way, as a part of a development project called, W. 18th Avenue Rowhomes



Protecting the Present & Building the Future
Accountability, Innovation, Empowerment, Performance, Integrity,
Diversity, Teamwork, Respect, Excellence, Safety



W 18TH AVE

N JULIAN ST

N IRVING ST

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4
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7
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26
25
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21
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27 28
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19 18 17 16 15 14 13

LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN BLOCK 16, RESUBDIVISION OF BLOCKS 16, 19, 21 AND 31, CHELTENHAM HEIGHTS, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE WESTERLY 3.00 FEET OF LOT 27 AND THE EASTERLY 3.00 FEET OF LOT 28, SAID BLOCK 16. TOGETHER WITH THAT PART LOT 29, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 29, AND CONSIDERING THE SOUTH LINE OF SAID LOT 29, TO BEAR SOUTH 89 DEGREES 59 MINUTES 57 SECONDS WEST, WITH ALL BEARINGS CONTAINED HEREIN BEING RELATIVE THERETO; THENCE SOUTH 89 DEGREES 59 MINUTES 57 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT 29, A DISTANCE OF 3.00 FEET; THENCE SOUTH 00 DEGREES 07 MINUTES 44 SECONDS EAST AND PARALLEL WITH THE EAST LINE OF SAID LOT 29, A DISTANCE OF 29.00 FEET; THENCE SOUTH 44 DEGREES 56 MINUTES 07 SECONDS WEST, A DISTANCE OF 28.25 FEET TO A POINT 23.00 FEET WEST OF THE EAST LINE OF SAID LOT 29 AND 3.00 FEET NORTH OF THE SOUTH LINE OF SAID LOT 29; THENCE SOUTH 89 DEGREES 59 MINUTES 57 SECONDS WEST AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 29, A DISTANCE OF 14.00 FEET TO A POINT 23.00 FEET EAST OF THE WEST LINE OF SAID LOT 29; THENCE NORTH 45 DEGREES 03 MINUTES 53 SECONDS WEST, A DISTANCE OF 28.32 FEET TO A POINT 3.00 FEET EAST OF THE WEST LINE OF SAID LOT 29; THENCE NORTH 00 DEGREES 07 MINUTES 44 SECONDS WEST AND PARALLEL WITH THE WEST LINE OF SAID LOT 29, A DISTANCE OF 29.00 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 29; THENCE SOUTH 89 DEGREES 59 MINUTES 57 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT 29, A DISTANCE OF 3.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 29; THENCE SOUTH 00 DEGREES 07 MINUTES 44 SECONDS EAST A DISTANCE OF 52.00 FEET TO THE SOUTHWEST CORNER OF SAID LOT 29, THENCE NORTH 89 DEGREES 59 MINUTES 57 SECONDS EAST ALONG THE SOUTH LINE OF SAID LOT 29, A DISTANCE 60.00 FEET TO THE SOUTH EAST CORNER OF SAID LOT 29; THENCE NORTH 00 DEGREES 07 MINUTES 44 SECONDS WEST ALONG THE EAST LINE OF SAID LOT 29, A DISTANCE 52.00 FEET, MORE OR LESS, THE POINT OF BEGINNING.

CONTAINING A TOTAL AREA OF 1,774 SQUARE FEET, MORE OR LESS.



04/21/2015 09:35 AM
City & County of Denver

R \$0.00

WD

2015050404

Page: 1 of 3

D \$0.00

WARRANTY DEED

THIS DEED, dated APRIL 15, 2015, is between 18th Avenue Partners LLC, a Colorado limited liability company ("Grantor"), and the City and County of Denver, a home rule city and municipal corporation of the State of Colorado ("Grantee"), whose address is 1437 Bannock Street., Denver, CO 80202.

WITNESS, that the Grantor, for and in consideration of the sum of TEN DOLLARS AND 00/100 (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, its successors and assigns forever, all the real property, together with improvements, if any, situate, lying and being in the City and County of Denver and State of Colorado, described as follows:

EXHIBIT "A" attached hereto and incorporated herein

Assessor's schedule or parcel number: Vacant Land
Address: Vacant Land

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantee, its successors and assigns forever. The Grantor covenants, grants, bargains, and agrees to and with the Grantee, its successors and assigns, that at the time of the ensembling and delivery of these presents, it is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, except for all matters of record.

The grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, except for all matters of record.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

18th Avenue Partners LLC

By: [Signature]

Title: Manager

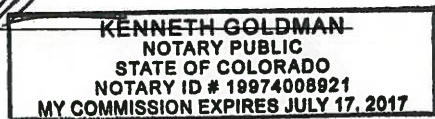
STATE OF COLORADO

COUNTY OF DENVER

The foregoing instrument was acknowledged before me this day 15th of APRIL, 2015 by DAVID L BERTON as MANAGER of 18th Avenue Partners LLC.

Witness my hand and official seal.
My commission expires: July 17, 2017

[Signature]
Notary Public



Name and Address of Person Creating Newly Created Legal Description (§38-35-106.5, C.R.S.)

15-072
Asset Mgmt. #
Asset Management:
Date: 4-21-15
Approved: [Signature]
Project Description: Row 19 TH AVE. 3326 W.

EXHIBIT "A"
 SHEET 1 OF 2
 3326 W 18th AVE
 ALLEY DEDICATION

LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN BLOCK 16, RESUBDIVISION OF BLOCKS 16, 19, 21 AND 31, CHELTENHAM HEIGHTS, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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PWSI LAND SURVEYORS 3545 S. PLATTE RIVER DR., UNIT M-3, SHERIDAN, CO. 80110
 (303) 904-1345

EXHIBIT "A"

SHEET 2 OF 2

3326 W 18th AVE

ALLEY DEDICATION

WEST 18TH AVENUE
(80' RIGHT-OF-WAY)



SCALE: 1"=40'

