

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2013

COUNCIL BILL NO. CB13-0165  
COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

**A BILL**

**For an ordinance designating certain property as “park” under section 2.4.5 of the city charter, namely the unnamed park located at East 13<sup>th</sup> Ave. & Xenia Street in Denver**

**WHEREAS**, the following real property, known as unnamed park located at East 13<sup>th</sup> Ave. & Xenia Street, which is under the jurisdiction of the Denver Department of Parks and Recreation has been or will be used for park purposes within the City and County of Denver (“Park Property”):

A parcel of land located in the NE ¼ of Section 4, T 4 S, R 67 W, of the 6<sup>th</sup> P.M., City and County of Denver, State of Colorado, and more particularly described as follows:

Lots 11 through 20 inclusive, Block 5,  
Lots 1 through 10 inclusive, Block 6,  
Abbotsford 2<sup>nd</sup> Filing,  
together with vacated Xenia Street adjoining aforesaid lots; and also:  
Lots 1 and 2, Block 1,  
Lots 21 and 22, Block 2,  
Burns Montclair,  
together with vacated Xenia Street adjoining aforesaid lots,  
all in the City and County of Denver, State of Colorado.

**WHEREAS**, the Parks and Recreation Advisory Board and the Manager of Parks and Recreation have recommended that said Park Property be formally designated as a “park” under section 2.4.5 of the City Charter.

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

**Section 1.** That the Park Property, known as unnamed park located at East 13<sup>th</sup> Ave. & Xenia Street, is hereby designated as a “park” under section 2.4.5 of the City Charter and shall henceforth be regarded as being a designated park in the City and County of Denver, subject to the drainage for Westerly Creek located on the Park Property.

1 COMMITTEE APPROVAL DATE: March 14, 2013 by consent  
2 MAYOR-COUNCIL DATE: March 19, 2013  
3 PASSED BY THE COUNCIL: \_\_\_\_\_, 2013  
4 \_\_\_\_\_ - PRESIDENT  
5 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2013  
6 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
7 EX-OFFICIO CLERK OF THE  
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2013; \_\_\_\_\_, 2013  
10 PREPARED BY: Patrick A. Wheeler - Assistant City Attorney – DATE: March 21, 2013

11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to  
14 §3.2.6 of the Charter.

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16 Douglas J. Friednash, Denver City Attorney

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18 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2013  
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