

1 **BY AUTHORITY**

2 RESOLUTION NO. CR23-1951
3 SERIES OF 2024

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

5 **Laying out, opening and establishing as part of the City street system a parcel**
6 **of land as a public alley bounded by North Kalamath Street, West 42nd Avenue,**
7 **North Jason Street, and West 43rd Avenue.**

8 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of
9 the City and County of Denver has found and determined that the public use, convenience and
10 necessity require the laying out, opening and establishing as a public alley designated as part of the
11 system of thoroughfares of the municipality that portion of real property hereinafter more particularly
12 described, and, subject to approval by resolution has laid out, opened and established the same as
13 a public alley;

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

15 **Section 1.** That the action of the Executive Director of the Department of Transportation
16 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
17 the municipality the following described portion of real property situate, lying and being in the City
18 and County of Denver, State of Colorado, to wit:

19 **PARCEL DESCRIPTION ROW NO. 2021-DEDICATION-0000144-001:**

20 **LAND DESCRIPTION - ALLEY PARCEL**

21 A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
22 COUNTY OF DENVER, RECORDED ON THE 4TH DAY OF FEBRUARY, 2022, AT RECEPTION
23 NUMBER 2022016374 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S
24 OFFICE, STATE OF COLORADO, THEREIN AS:

25 A PORTION OF LOTS 3 THROUGH 15, INCLUSIVE, BLOCK 15, VIADUCT ADDITION TO
26 DENVER, LYING WITHIN THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 3
27 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF
28 DENVER, STATE OF COLORADO, DESCRIBED AS FOLLOWS:

29 BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 3;

30 THENCE ALONG THE EAST LINE OF SAID LOTS 3 THROUGH 15, INCLUSIVE, ALSO BEING
31 THE WEST LINE OF A 16-FOOT PUBLIC ALLEY, SOUTH 00°10'07" WEST, A DISTANCE OF
32 325.00 FEET TO THE SOUTHEAST CORNER OF SAID LOT 15;

33 THENCE ALONG THE SOUTH LINE OF SAID LOT 15, NORTH 89°49'55" WEST, A DISTANCE
34 OF 2.00 FEET; THENCE ALONG A LINE BEING 2.0 FEET WEST AND PARALLEL WITH
35 AFOREMENTIONED SAID EAST LINE, NORTH 00°10'07" EAST, A DISTANCE OF 325.00 FEET
36 TO A POINT ON THE NORTH LINE OF AFOREMENTIONED LOT 3;

1 THENCE SOUTH 89°49'55" EAST, A DISTANCE OF 2.00 FEET TO THE POINT OF BEGINNING.
2 CONTAINING: 650 SQUARE FEET OR 0.015 ACRE OF LAND.
3 BASIS OF BEARINGS: BEARINGS ARE BASED UPON THE NORTH LINE OF LOT 3, BLOCK 15,
4 VIADUCT ADDITION TO DENVER, CITY AND COUNTY OF DENVER, STATE OF COLORADO,
5 BEING MONUMENTED AT THE EAST END BY A #5 REBAR WITH ORANGE PLASTIC CAP
6 STAMPED "PLS 38495" AND AT THE WEST END BEING A LINE EXTENDED 17.5 FEET TO A
7 CHISELED "X". SAID LINE IS ASSUMED TO BEAR NORTH 89°49'55" WEST

8 be and the same is hereby approved and said real property is hereby laid out and established and
9 declared laid out, opened and established as a public alley.

10 **Section 2.** That the real property described in Section 1 hereof shall henceforth be a public
11 alley.

12 COMMITTEE APPROVAL DATE: December 19, 2023 by Consent

13 MAYOR-COUNCIL DATE: December 26, 2023 by Consent

14 PASSED BY THE COUNCIL: _____
15 _____ - PRESIDENT

16 ATTEST: _____ - CLERK AND RECORDER,
17 EX-OFFICIO CLERK OF THE
18 CITY AND COUNTY OF DENVER

19 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: December 28, 2023

20 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
21 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
22 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
23 § 3.2.6 of the Charter.

24 Kerry Tipper, Denver City Attorney

25 BY: _____, Assistant City Attorney DATE: _____
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