

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2018

COUNCIL BILL NO. CB18-1406
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance relinquishing a portion of the easement established in the Deed**
7 **of Easement recorded with the Denver Clerk & Recorder at Reception No.**
8 **9500126670, located near the intersection of West Alameda Avenue and South**
9 **Cherokee Street.**

10 **WHEREAS**, the Executive Director of Public Works of the City and County of Denver has
11 found and determined that the public use, convenience and necessity no longer requires a portion
12 of the easement in the area hereinafter described, and subject to approval by ordinance, has
13 relinquished the same;

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

15 **Section 1.** That the action of the Executive Director of Public Works in relinquishing a
16 portion of the easement established in the Deed of Easement recorded with the Denver Clerk &
17 Recorder at Reception No. 9500126670, in the following area:

18 **PARCEL DESCRIPTION ROW NO. 2017-RELINQ-0000030-001:**

19 A PARCEL OF LAND BEING A PORTION OF LOTS 13 THROUGH 24, INCLUSIVE, BLOCK 44,
20 BYERS SUBDIVISION, SAID PARCEL BEING A PORTION OF AN EXISTING SANITARY
21 SEWER EASEMENT RECORDED AT RECEPTION NO. 95-00126670 OF THE OFFICIAL
22 RECORDS OF THE CITY AND COUNTY OF DENVER, SITUATED IN THE NORTHWEST
23 QUARTER OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL
24 MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY
25 DESCRIBED AS FOLLOWS:

26
27 COMMENCING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF SOUTH
28 CHEROKEE STREET WITH THE SOUTH RIGHT-OF-WAY LINE OF WEST ALAMEDA AVENUE,
29 SAID POINT ALSO BEING THE SOUTHWEST CORNER OF THE RIGHT-OF-WAY DEDICATION
30 DESCRIBED AT RECEPTION NO. 95-00062201 IN THE AFOREMENTIONED OFFICIAL
31 RECORDS;

32
33 THENCE SOUTH 00°09'18" WEST, ALONG THE WEST LINE OF SAID BLOCK 44 AND THE
34 EAST RIGHT-OF-WAY LINE OF SOUTH CHEROKEE STREET, A DISTANCE OF 18.52 FEET
35 TO THE NORTHWEST CORNER OF SAID EXISTING SANITARY SEWER EASEMENT AND
36 THE POINT OF BEGINNING;
37

1 THENCE SOUTH 89°50'42" EAST, ALONG THE NORTH LINE OF SAID EASEMENT, A
2 DISTANCE OF 296.19 FEET;
3
4 THENCE SOUTH 00°09'18" WEST, A DISTANCE OF 35.00 FEET TO A POINT ON THE SOUTH
5 LINE OF SAID EASEMENT;
6
7 THENCE ALONG THE SOUTH AND WEST LINES OF SAID EASEMENT THE FOLLOWING
8 TWO (2) COURSES:
9
10 1. NORTH 89°50'42" WEST, A DISTANCE OF 296.19 FEET TO A POINT ON THE WEST
11 LINE OF SAID BLOCK 44 AND THE EAST RIGHT-OF-WAY LINE OF SAID SOUTH CHEROKEE
12 STREET;
13
14 2. NORTH 00°09'18" EAST ALONG SAID WEST LINE OF BLOCK 44 AND ALONG SAID
15 EAST RIGHT-OF-WAY LINE OF SOUTH CHEROKEE STREET, A DISTANCE OF 35.00 FEET
16 TO THE POINT OF BEGINNING.
17
18 SAID PARCEL CONTAINS 10,367 SQUARE FEET OR 0.24 ACRES, MORE OR LESS.
19
20 BEARINGS ARE BASED ON THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION
21 15, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, ASSUMED TO
22 BEAR NORTH 00°45'32" WEST

23 be and the same is hereby approved and that the portion the easement within the above-described
24 area is hereby relinquished.

25 COMMITTEE APPROVAL DATE: November 27, 2018 by Consent

26 MAYOR-COUNCIL DATE: December 4, 2018

27 PASSED BY THE COUNCIL: _____ December 17, 2018

28 _____ - PRESIDENT

29 APPROVED: _____ - MAYOR _____

30 ATTEST: _____ - CLERK AND RECORDER,
31 EX-OFFICIO CLERK OF THE
32 CITY AND COUNTY OF DENVER

33 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

34 PREPARED BY: Bradley A. Beck, Assistant City Attorney DATE: December 6, 2018

35 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the Office of
36 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
37 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6
38 of the Charter.

39
40 Kristin M. Bronson, Denver City Attorney

41
42 BY: Kristin M. Bronson, Assistant City Attorney DATE: Dec 5, 2018