

1 BY AUTHORITY

2 RESOLUTION NO. CR12-0434
3 SERIES OF 2012
4

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

5 A RESOLUTION

6 **Laying out, opening and establishing as part of the city street system parcels**
7 **of land as public alley near the intersection of W. 34th Avenue and Tejon**
8 **Street.**
9

10 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and
11 determined that the public use, convenience and necessity require the laying out, opening and
12 establishing as public streets designated as part of the system of thoroughfares of the municipality
13 those portions of real property hereinafter more particularly described, and, subject to approval by
14 resolution has laid out, opened and established the same as a public alley;

15 **NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF**
16 **DENVER:**
17

18 **Section 1.** That the action of the Manager of Public Works in laying out, opening and
19 establishing as part of the system of thoroughfares of the municipality the following described
20 portion of real property situate, lying and being in the City and County of Denver, State of
21 Colorado, to wit:

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PARCEL DESCRIPTION ROW # (2007-0642-003)

TWO PARCELS OF LAND BEING PORTIONS OF LOT 1, LOT 2 AND LOT 3, BLOCK 15, H. WITTER'S NORTH DENVER ADDITION, AS FILED IN THE ARAPAHOE COUNTY RECORDS IN THE BOOK OF PLATS ON PAGE 32, SITUATED IN THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL NO. 1

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2, BLOCK 15;
THENCE SOUTH 89°58'24" EAST ALONG THE NORTH RIGHT OF WAY LINE OF WEST 34TH AVENUE A DISTANCE OF 236.25 FEET TO A POINT 2 FEET WEST, BY PERPENDICULAR MEASUREMENT, OF THE WEST LINE OF THAT ALLEY DEDICATED BY ORDINANCE NO. 225 SERIES OF 1972 AND THE POINT OF BEGINNING;

THENCE NORTH 00°00'39" WEST PARALLEL WITH THE WEST LINE OF SAID ALLEY, A DISTANCE OF 186.91 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF AN ALLEY DEDICATED TO THE CITY AND COUNTY OF DENVER BY ORDINANCE NO. 75 SERIES OF 1938;

THENCE SOUTH 89°37'07" EAST ALONG SAID SOUTH RIGHT OF WAY LINE A DISTANCE OF 2.00 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF AN ALLEY DEDICATED TO THE CITY AND COUNTY OF DENVER BY ORDINANCE 225 SERIES 1972;

THENCE SOUTH 00°00'39" EAST ALONG SAID WEST LINE A DISTANCE OF 186.91 FEET TO THE NORTH RIGHT OF WAY OF WEST 34TH AVENUE;

THENCE NORTH 89°56'24" WEST ALONG SAID NORTH LINE A DISTANCE OF 2.00 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 374 SQUARE FEET, MORE OR LESS.

TOGETHER WITH:

PARCEL NO. 2

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2, BLOCK 15;
THENCE SOUTH 89°56'24" EAST ALONG THE NORTH RIGHT OF WAY LINE OF WEST 34TH AVENUE A DISTANCE OF 125.00 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF AN ALLEY DEDICATED TO THE CITY AND COUNTY OF DENVER IN BOOK 609 AT PAGE 316;

THENCE NORTH 00°00'00" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 200.37 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 35°28'24" WEST A DISTANCE OF 1.08 FEET;

THENCE NORTH 00°00'00" WEST 22.44 FEET;

THENCE SOUTH 89°37'08" EAST A DISTANCE OF 0.625 FEET TO THE WEST RIGHT OF WAY LINE OF AN ALLEY DEDICATED TO THE CITY AND COUNTY OF DENVER IN BOOK 609 PAGE 317;

THENCE SOUTH 00°00'00" EAST ALONG SAID WEST LINE A DISTANCE OF 23.32 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 14 SQUARE FEET, MORE OR LESS.

BASIS OF BEARING FOR PARCEL 1 AND 2 IS THE SOUTH LINE OF BLOCK 15, H. WITTER'S NORTH DENVER ADDITION BEARING NORTH 89°56'24" WEST.

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

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

1 COMMITTEE APPROVAL DATE: May 31, 2012 [by consent]

2 MAYOR-COUNCIL DATE: June 5, 2012

3 PASSED BY THE COUNCIL: _____, 2012

4 _____ - PRESIDENT

5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER

8 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: June 7, 2012

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

13 Douglas J. Friednash, Denver City Attorney

14 BY: _____, Assistant City Attorney DATE: _____, 2012