

BY AUTHORITY

ORDINANCE NO. 60
SERIES OF 1979

COUNCIL BILL NO. 51

INTRODUCED BY

Sandra Burke, Norodue,

MacIntosh, Nolan

A B I L L

FOR AN ORDINANCE VACATING CERTAIN
PARTS OF THE SYSTEM OF THOROUGHFARES
OF THE MUNICIPALITY; i.e., VACATING
PORTIONS OF CLAY STREET AND WEST 19TH
AVENUE IN MILE HIGH STADIUM AREA, SUB-
JECT TO CERTAIN RESERVATIONS.

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

WHEREAS, the Manager of Public Works of the City and County of Denver has found and determined that the public use, convenience and necessity no longer require those certain portions of those certain streets in the system of thoroughfares of the municipality hereinafter described and, subject to approval by ordinance, has vacated the same with the reservations hereinafter set forth; now, therefore,

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

Section 1. That the action of the Manager of Public Works in vacating the following described portions of those certain streets in the City and County of Denver and State of Colorado, to-wit:

That part of Clay Street described as follows:

Beginning at a point on the east line of Clay Street that is 114.69 feet north of the north line of West 19th Avenue; thence westerly on an angle to the left of 89° 46' 31" to the west line of Clay Street; thence southerly on the said west line to intersection with the south line of West 19th Avenue extended westerly; thence easterly on the said extended south line of West 19th Avenue to the east line of Clay Street; thence northerly on the said east line to the point of beginning.

That part of West 19th Avenue described as follows:

Beginning at the intersection of the north line of West 19th Avenue and the east line of Clay Street; thence easterly on the said north line of West 19th Avenue a distance of 145.81 feet; thence southerly on an angle to the right of 90° 04' 58" to the south line of West 19th Avenue; thence westerly on the said south line to the east line of Clay Street; thence northerly on the east line of Clay Street to the point of beginning.

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be and the same is hereby approved and the described portions of those certain streets are hereby vacated and declared vacated, provided, however, said vacation shall be subject to the following conditions and reservations: That the following described easements be and are hereby retained:

- a. An easement over the north 10 feet of the portion of Clay Street to be vacated to protect a gas line.
- b. An easement over West 19th Avenue from the west line of Clay Street to the east line of the portion of West 19th Avenue to be vacated to protect storm sewer lines.
- c. An easement for a retaining wall in the following described area:

That part of vacated Clay Street described as follows:
Beginning at a point on the east line of vacated Clay Street that is 114.02 feet north of the north line of vacated West 19th Avenue;
thence northerly on the said east line a distance of 0.67 feet;
thence westerly on an angle to the left of $89^{\circ} 46' 31''$, a distance of 37.39 feet;
thence southerly on an angle to the right of $90^{\circ} 00' 00''$, a distance of 0.67 foot;
thence easterly to the point of beginning.

- d. An easement to the City and County of Denver in vacated Clay Street and West 19th Avenue for columns and support structures for the elevated parking structure as they now exist or as the same may be at any time hereafter reconstructed by the City.

And

- e. The City and County of Denver also reserves the air rights over the portions of Clay Street and West 19th Avenue to be vacated.

Section 2. . The Council finds this Ordinance is necessary for the immediate preservation of the public health and public safety and determines that it shall take effect immediately upon its final passage and publication.

PASSED BY The Council February 5, 1979

Schaden Carpio -President

APPROVED: W. H. Nichols -Mayor February 8, 1979

ATTEST: J. J. Seagren -Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver

PUBLISHED IN The Daily Journal Feb. 2, 1979 and Feb. 9, 1979



I have made the findings and determinations set forth in the above and foregoing draft or form of a proposed Bill for an Ordinance, and, subject to approval by Ordinance, have vacated and do hereby vacate the described portions of those certain streets, with reservations, and request the Council of the City and County of Denver to approve such vacation, with the reservations as herein set forth, by the enactment of an appropriate ordinance. I approve said draft or form of a proposed Bill for an Ordinance and recommend the introduction and passage thereof.

Manager of Public Works

PREPARED BY: Max P. Zall -City Attorney
W H

Ordinance No. 60 Series 19 79

Councilman's Bill No. 51

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**F. J. SERAFINI
COUNTY CLERK
DENVER COUNTY**

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Meeting Date 1-29, 1979

Read in full to the Board of Councilmen and referred to the Committee on

Basilio Thakke

Committee report adopted and bill ordered published.

Meeting Date Jan. 29, 1975

Read by title and passed.

Meeting Date Feb. 5, 1979

CITY COUNCIL
CITY & COUNTY OF DENVER
REGISTRATION

JAN 25 1979

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