



REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner, P.E. Senior Engineering Manager
Right-of-Way Services

DATE: July 18, 2017

ROW #: 2016-Dedication-0000154 **SCHEDULE #:** 0506216026000

TITLE: This request is to dedicate a parcel of land as Public Right of Way as Tennyson St.
Located at the intersection of W. 13th Ave. and Tennyson St.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as Tennyson St. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project **(10 on Tennyson)**

It is requested that the above subject item be placed on the Mayor-Council Agenda for the next available date.

Therefore, you are requested to initiate Council action to dedicate a parcel of land for Public Right-of-Way purposes as Tennyson St. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2016-Dedication-0000154-001) HERE.

A map of the area to be dedicated is attached.

MB/JS/BV

cc: Asset Management, Robert Koehler
City Councilperson & Aides, Rafael Espinoza District # 1
Council Aide Gina Volpe
Council Aide Amanda Sandoval
City Council Staff, Zach Rothmier
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Angela Casias
Public Works, Right-of-Way Engineering Services, Matt Bryner
Department of Law, Brent Eisen
Department of Law, Shaun Sullivan
Department of Law, Caroline Martin
Department of Law, Stan Lechman
Department of Law, Cynthia Devereaux
Public Works Survey, Jon Spirk
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2016-Dedication-0000154

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@DenverGov.org by **12:00 pm on Monday**.

All fields must be completed.

Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: July 18, 2017

Please mark one: Bill Request or Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes No

If yes, please explain:

2. Title: (Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: **grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.**)

This request is to dedicate a parcel of land as Public Right of Way as Tennyson St.
Located at the intersection of W. 13th Ave. and Tennyson St.

3. Requesting Agency: Public Works-Right-of-Way Services
Agency Division: Survey

4. Contact Person: (With actual knowledge of proposed ordinance/resolution.)

- **Name:** Barbara Valdez
- **Phone:** 720-865-3153
- **Email:** Barbara.valdez@denvergov.org

5. Contact Person: (With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)

- **Name:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** Angela.Casias@denvergov.org

6. General description/background of proposed ordinance including contract scope of work if applicable:

Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as Tennyson St. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (**10 on Tennyson**)

****Please complete the following fields:** (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field – please do not leave blank.)

- a. **Contract Control Number:** N/A
- b. **Contract Term:** N/A
- c. **Location:** W. 13th and Tennyson St.
- d. **Affected Council District:** Rafael Espinoza Dist. #1
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):**

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) **Please explain.**

None.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____



DENVER
THE MILE HIGH CITY

EXECUTIVE SUMMARY

Project Title: 2016-Dedication-0000154, 10 on Tennyson

Description of Proposed Project: Dedicate a parcel of public right of way as Tennyson St.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to dedicate as Public Right of Way

Has a Temp MEP been issued, and if so, what work is underway: N/A

What is the known duration of an MEP: N/A

Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose to dedicate it as Public Right-of-Way, as a part of a development project called, 10 on Tennyson



Legend

- Benchmarks
- Range Points
- Streams
- Irrigation Ditches Reconstructe (Gardeners)
- Irrigation Ditches
- Streets
- Alleys
- Railroads
 - + Main
 - + Yard
 - + Spur
 - + Siding
 - + Interchange track
 - + Other
- Bridges
- Rail Transit Stations
 - Existing
 - Planned
- ▲ Park-N-Ride Locations
- Lakes
- County Boundary
- Parcels
- Parks
 - All Other Parks; Linear
 - Mountain Parks



A parcel of land conveyed by Warranty Deed to the City and County of Denver, recorded on the 21st day of October, 2016, at Reception No. 2016146783 in the City and County of Denver Clerk and Recorder's Office, State of Colorado, being more particularly described as follows:

A PARCEL OF LAND BEING THE EAST TWO (2) FEET OF LOTS 9, 10, 11 AND THE NORTH 20 FEET OF LOT 12, BLOCK 1, PLEASANT HILL SUBDIVISION, LOCATED WITHIN THE NORTHWEST QUARTER SECTION 6, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: A ZERO (0.00') RANGE LINE IN TENNYSON STREET BETWEEN W. 13TH AVENUE AND W. 12TH AVENUE IS ASSUMED TO BEAR SOUTH 00°06'27" EAST A DISTANCE OF 408.24 FEET BETWEEN AN A 1" STEEL ROD IN A RANGE BOX FOUND AT THE INTERSECTION OF TENNYSON STREET AND W. 13TH AVENUE AND A 2.5" ALUMINUM CAP (ILLEGIBLE) IN A RANGE BOX FOUND AT THE INTERSECTION OF TENNYSON STREET AND W. 12TH AVENUE.

COMMENCING AT SAID 1" STEEL ROD AT THE INTERSECTION OF TENNYSON STREET AND W. 13TH AVENUE: THENCE ALONG SAID ZERO RANGE LINE SOUTH 00°06'27" EAST A DISTANCE OF 200.12 FEET TO THE NORTHEAST CORNER OF SAID LOT 9, BLOCK 1, PLEASANT HILL SUBDIVISION AND THE POINT OF BEGINNING;

THENCE ALONG SAID ZERO RANGE LINE AND ALONG THE EAST LINE OF LOTS 9, 10, 11 AND THE NORTH 20 FEET OF LOT 12, BLOCK 1, A DISTANCE OF 95.06 FEET TO THE NORTHEAST CORNER OF A RIGHT OR WAY DEDICATION RECORDED AT RECEPTION NUMBER 2015064582;

THENCE DEPARTING SAID EAST LINE AND ZERO RANGE LINE ALONG THE NORTH LINE OF SAID RECEPTION NUMBER 2015064582 NORTH 89°23'42" WEST A DISTANCE OF 2.00 FEET TO THE NORTHWEST CORNER OF SAID RECEPTION NUMBER 2015064582;

THENCE DEPARTING SAID NORTHWEST CORNER RECEPTION NUMBER 2015064582 NORTH 00°06'27" WEST, 2 FEET WEST OF AND PARALLEL WITH SAID ZERO RANGE LINE AND EAST LINE OF SAID LOTS 9, 10, 11 AND THE NORTH 20 FEET OF LOT 12, BLOCK 1, A DISTANCE OF 95.06 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 9, BLOCK 1

THENCE ALONG SAID NORTH LINE LOT 9, BLOCK 1, SOUTH 89°22'44" EAST A DISTANCE OF 2.00 FEET TO THE POINT OF BEGINNING.

CONTAINING ±190 SQ. FT. OR ±0.004 ACRES.

Asset Mgmt. # 16-132

WARRANTY DEED

THIS DEED, dated October 11th, 2016 is between 1239 Tennyson, LLC, a Colorado limited liability company ("Grantor"), and the City and County of Denver, a home rule city and municipal corporation of the State of Colorado ("Grantee"), whose address is 1437 Bannock Street., Denver, CO 80202.

WITNESS, that the Grantor, for and in consideration of the sum of TEN DOLLARS AND 00/100 (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, its successors and assigns forever, all the real property, together with improvements, if any, situate, lying and being in the City and County of Denver and State of Colorado, described as follows:

EXHIBIT "A" attached hereto and incorporated herein

Assessor's schedule or parcel number: Vacant Land
Address: Vacant Land

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantee, its successors and assigns forever. The Grantor covenants, grants, bargains, and agrees to and with the Grantee, its successors and assigns, that at the time of the ensealing and delivery of these presents, it is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, except for all matters of record.

The grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, except for all matters of record.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

1239 Tennyson, LLC

By: [Signature]

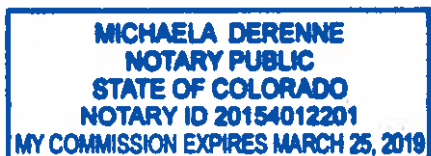
Title: Manager

STATE OF Colorado

COUNTY OF Denver

The foregoing instrument was acknowledged before me this day 11 of October, 2016 by Paul Malone as Manager of 1239 Tennyson, LLC.

Witness my hand and official seal. [Signature]
My commission expires: March 25, 2019 Notary Public



Name and Address of Person Creating Newly Created Legal Description (§38-35-106.5, C.R.S.)

Approved: [Signature]
Date: 10-21-16
Assessor's Schedule or Parcel Number: 16-132

Legal Description: 1239 Tennyson St.

EXHIBIT A
LAND DESCRIPTION
SHEET 1 OF 2

A PARCEL OF LAND BEING THE EAST TWO (2) FEET OF LOTS 9, 10, 11 AND THE NORTH 20 FEET OF LOT 12, BLOCK 1, PLEASANT HILL SUBDIVISION, LOCATED WITHIN THE NORTHWEST QUARTER SECTION 6, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS: A ZERO (0.00') RANGE LINE IN TENNYSON STREET BETWEEN W. 13TH AVENUE AND W. 12TH AVENUE IS ASSUMED TO BEAR SOUTH 00°06'27" EAST A DISTANCE OF 408.24 FEET BETWEEN AN A 1" STEEL ROD IN A RANGE BOX FOUND AT THE INTERSECTION OF TENNYSON STREET AND W. 13TH AVENUE AND A 2.5" ALUMINUM CAP (ILLEGIBLE) IN A RANGE BOX FOUND AT THE INTERSECTION OF TENNYSON STREET AND W. 12TH AVENUE.

COMMENCING AT SAID 1" STEEL ROD AT THE INTERSECTION OF TENNYSON STREET AND W. 13TH AVENUE: THENCE ALONG SAID ZERO RANGE LINE SOUTH 00°06'27" EAST A DISTANCE OF 200.12 FEET TO THE NORTHEAST CORNER OF SAID LOT 9, BLOCK 1, PLEASANT HILL SUBDIVISION AND THE POINT OF BEGINNING;

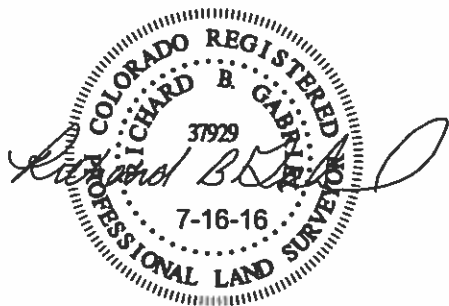
THENCE ALONG SAID ZERO RANGE LINE AND ALONG THE EAST LINE OF LOTS 9, 10, 11 AND THE NORTH 20 FEET OF LOT 12, BLOCK 1, A DISTANCE OF 95.06 FEET TO THE NORTHEAST CORNER OF A RIGHT OR WAY DEDICATION RECORDED AT RECEPTION NUMBER 2015064582;

THENCE DEPARTING SAID EAST LINE AND ZERO RANGE LINE ALONG THE NORTH LINE OF SAID RECEPTION NUMBER 2015064582 NORTH 89°23'42" WEST A DISTANCE OF 2.00 FEET TO THE NORTHWEST CORNER OF SAID RECEPTION NUMBER 2015064582;

THENCE DEPARTING SAID NORTHWEST CORNER RECEPTION NUMBER 2015064582 NORTH 00°06'27" WEST, 2 FEET WEST OF AND PARALLEL WITH SAID ZERO RANGE LINE AND EAST LINE OF SAID LOTS 9, 10, 11 AND THE NORTH 20 FEET OF LOT 12, BLOCK 1, A DISTANCE OF 95.06 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 9, BLOCK 1

THENCE ALONG SAID NORTH LINE LOT 9, BLOCK 1, SOUTH 89°22'44" EAST A DISTANCE OF 2.00 FEET TO THE POINT OF BEGINNING.

CONTAINING ±190 SQ. FT. OR ±0.004 ACRES.



RICHARD BRUCE GABRIEL
COLORADO P.L.S. 37929



DRAWING BY: RBG DATE: 7-16-16
PROJECT NO. 501-16-049-2FT ROW DED.DWG

EXHIBIT A
EXHIBIT OF LAND DESCRIPTION
SHEET 2 OF 2

POINT OF COMMENCEMENT
RANGE POINT
FOUND 1" STEEL
ROD IN RANGE
BOX

PARCEL NO.
0506216006000

S89°22'44"E
2.00'

500'06"27"E
200.12'

POINT OF BEGINNING

LOT 9

PARCEL NO.
0506216007000

LOT 10

Block 1 of
Pleasant Hill

LOT 11

PARCEL NO.
0506216014000

LOT 12

N89°23'42"W
2.00'

95.06'
95.06'
N00°06'27"W
500'06"27"E

O.O. RANGE LINE
500'06"27"E 408.24'(M)
BASIS OF BEARINGS 4.08'(R)
N. TENNYSON ST.
(R.O.W. VARIES)

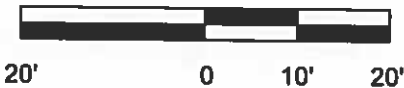
PARCEL NO. 0506216022000

2.0' DEDICATED
TO CCD
REC. NO. 2015064582

RP 2.5" ALUMINUM CAP



SCALE: 1" = 20'



POWERTM
Surveying Company, Inc.

Established 1948

150 W. 84TH AVENUE
THORNTON, COLORADO 80260

PH. 303-702-1817
FAX. 303-702-1488
WWW.POWERSURVEYING.COM

DRAWING BY: RBG DATE: 7-16-16
PROJECT NO. 501-16-049-2FT ROW DED.DWG