



# APPLICATION EASEMENT RELINQUISHMENT

Please complete this application to apply for an ordinance to relinquish easements held by the City in the Public Right of Way. Please reference [Rules and Regulations for Easement Relinquishments](#) for more details on the relinquishment process. Please type or print. If necessary attach additional sheets to fully answer any of the following sections. Submit the complete application electronically to: [DOTI.ER@denvergov.org](mailto:DOTI.ER@denvergov.org).

DATE: 3/3/23

PROJECT NAME: 1049 & 1051 N Stuart St

IS THIS PROJECT ASSOCIATED WITH A SITE DEVELOPMENT REVIEW? Yes  No

If you checked 'Yes' above, provide Project Master, Site Plan and/or Concept Development project numbers:

2022-PROJMSTR-0000696, 2022-PROJMSTR-0000696, 2022-PROJMSTR-0000696

ADDRESS (approx.) OF EASEMENT: 1049 N Stuart St, Denver, CO 80204

**APPLICANT:**

Name: Katie Bonomo  
Company (if applicable): Habitat for Humanity of Metro Denver Title: Project Manager  
Address: 7535 E Hampden Ave, Suite 600, Denver, CO 80231  
Telephone number: 720-798-5136 Email address: kbonomo@habitatmetrodenver.org

PROPERTY OWNER (where the easement is located):  Check if the same as Applicant

Company: \_\_\_\_\_  
Owner Contact: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_ Email address: \_\_\_\_\_

**ORIGINAL HOLDING DOCUMENT THE EASEMENT IS HELD IN:**

Title of document: Permanent Easement for Public Access  
Clerk & Recorder Recordation Number: 2022068734  
Ordinance Number (if applicable): \_\_\_\_\_

**PORTION OF EASEMENT IF BEING RELINQUISHED:**

Easement in its entirety  A portion of the easement (as described in the legal description)





APPLICATION
EASEMENT RELINQUISHMENT

QUANTITY OF EASEMENTS TO BE RELINQUISHED: 1

Easement Groupings if submitting with multiple easements:

DESCRIBE THE CURRENT STATE OF THE EASEMENT(S):

In the space below, please describe what the easement was granted for, if it is a partial relinquishment or being relinquished in it's entirety and any addition background information

The easements in the attached document were granted for public access to an alley and sidewalks that run through sites that Habitat for Humanity purchased from the city. As part of the purchase, we agreed to build a new alley to the north, in existing public right of way. At this time, we are requesting relinquishment of the easement that covers the alley at 1049 N Stuart St.

EXISTING UTILITIES:

If there are existing utilities in the easement, please explain how these utilities will be accommodated and whether they will be removed or relocated.

If there are no existing utilities in the easement to the best of your knowledge, please state NO Utilities or N/A

N/A

EXPLANATION OF WHY THE EASEMENT RELINQUISHMENT IS BEING REQUESTED:

Please explain why the easement needs to be relinquished.

The easement needs to be relinquished because we are building a new alley in public right of way. The relinquishment will allow Habitat for Humanity to build two homes on the site.

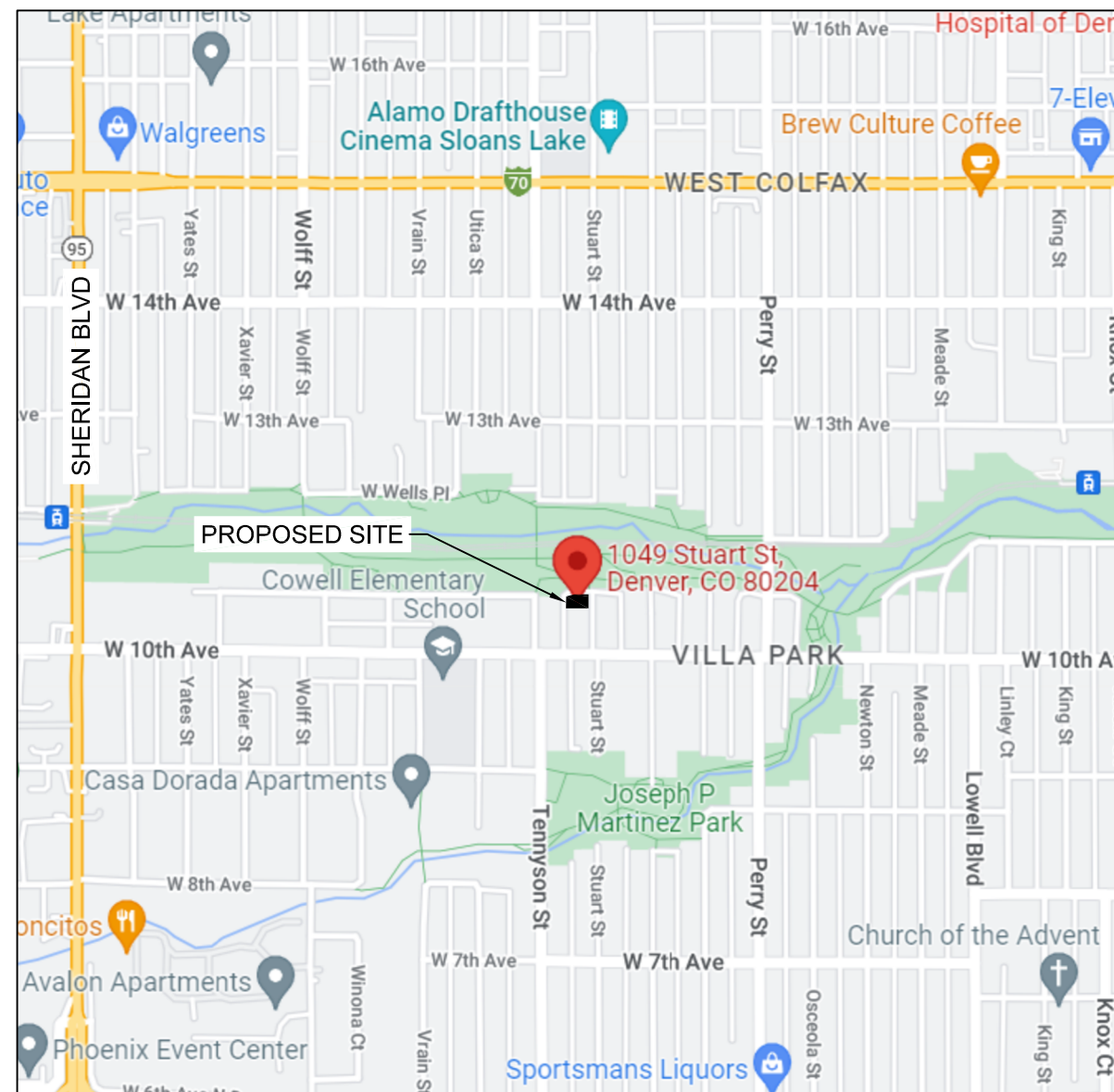
I/WE HEREBY CERTIFY THAT I/WE ARE THE OWNER(S) OF THE REAL PROPERTY WHICH IS THE SUBJECT OF THIS APPLICATION AND THAT THE FOREGOING INFORMATION ON THIS APPLICATION IS TRUE AND COMPLETE.

[Handwritten signature]

(Owner/Vested Party Signature)

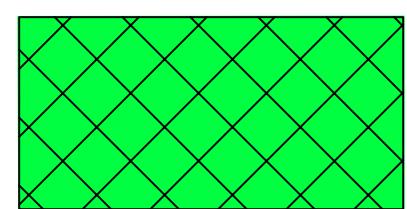
3/3/2023
DATE





VICINITY MAP  
SCALE: 1" = 1000'

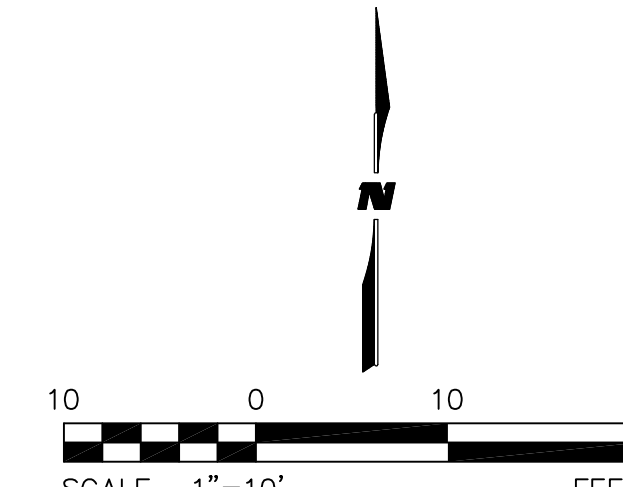
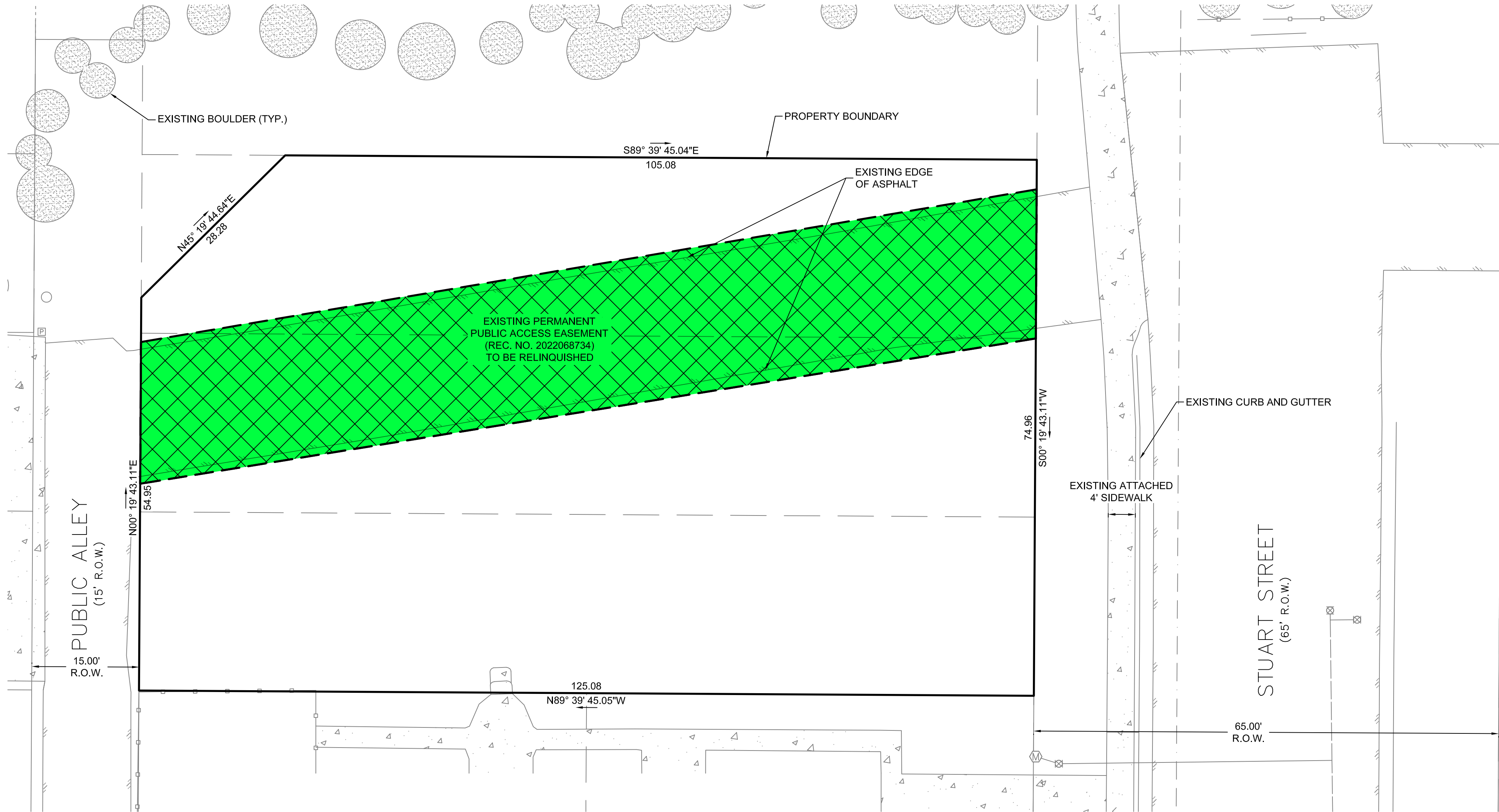
LEGEND



PUBLIC ACCESS EASEMENT  
(REC. NO. 2022068734)  
TO BE RELINQUISHED

**BASIS OF BEARING**

THE GPS DERIVED SOUTH LINE OF THE NORTH 1/2 OF SECTION 6 AS EVIDENCED BY A FOUND 3.25" ALUMINUM CAP "PLS 28286" BEING THE WEST 1/4 CORNER OF SAID SECTION FROM WHENCE A FOUND 3.25" ALUMINUM CAP "PLS 20699" BEING THE EAST 1/4 CORNER OF SAID SECTION BEARS SOUTH 89°39'42" EAST, A DISTANCE OF 5245.24 FEET WITH ALL BEARINGS HEREIN RELATIVE THERETO.



ENGINEER  
**WILSON & COMPANY**  
 990 S BROADWAY, SUITE 220  
 DENVER, COLORADO 80209  
 PHONE: 303-297-2976  
 FAX: 303-297-2693  
 www.wilsonco.com

PROPERTY OWNERS  
**HABITAT FOR HUMANITY OF METRO DENVER**  
 7535 E HAMPDEN AVE STE 600  
 DENVER, CO 80231

SEAL

PROJECT NAME  
**1049 & 1051 STUART STREET**  
 Denver, CO 80204

| REV. | DATE | DESCRIPTION | BY |
|------|------|-------------|----|
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PROJECT NO: 21-600-119-00  
 DESIGNED BY: TLC  
 DRAWN BY: TLC  
 CHECKED BY: RRB  
 DATE: FEBRUARY 24, 2023

SHEET TITLE  
**SITE PLAN FOR EASEMENT RELINQUISHMENT**

DRAWING NO:  
**1 OF 1**

# EXHIBIT "A" LAND DESCRIPTION

SHEET 1 OF 2

A PARCEL OF LAND BEING A PORTION OF LOTS 36 AND 37, BLOCK 9, WEST VILLA PARK, AND SITUATED IN THE NORTHEAST 1/4 OF SECTION 6, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A RANGE POINT IN THE INTERSECTION OF STUART STREET AND WEST 10TH AVENUE BEING A NUMBER 5 REBAR FROM WHENCE A RANGE POINT IN THE INTERSECTION OF TENNYSON STREET AND WEST 10TH AVENUE BEING AN AXLE BEARS NORTH 89°39'45" WEST, A DISTANCE OF 305.08 FEET WITH ALL BEARINGS HEREIN RELATIVE THERETO;

THENCE NORTH 03°14'59" WEST, A DISTANCE OF 320.45 FEET TO THE SOUTHEAST CORNER OF SAID LOT 37 AND THE POINT OF BEGINNING;

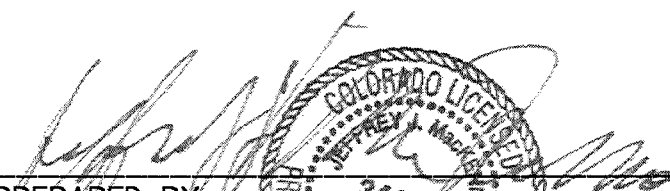
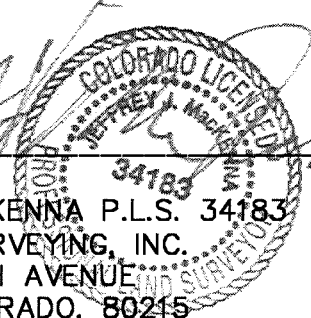
THENCE SOUTH 80°47'03" WEST, A DISTANCE OF 126.84 FEET TO THE WEST LINE OF SAID LOT 36;

THENCE NORTH 00°19'43" EAST ALONG THE WEST LINE OF SAID LOT 36, A DISTANCE OF 19.81 FEET;

THENCE NORTH 80°19'22" EAST, A DISTANCE OF 127.01 FEET TO THE EAST LINE OF SAID LOT 37;

THENCE SOUTH 00°19'43" WEST ALONG THE EAST LINE OF SAID LOT 37, A DISTANCE OF 20.85 FEET TO THE SOUTHEAST CORNER OF SAID LOT 37 AND THE POINT OF BEGINNING.

CONTAINING: 2,543 SQUARE FEET, 0.058 ACRES OF LAND, MORE OR LESS.

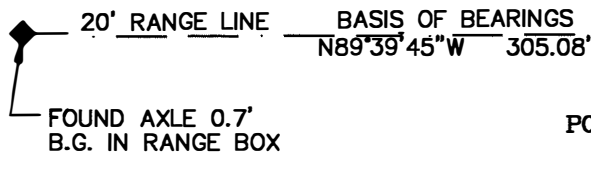
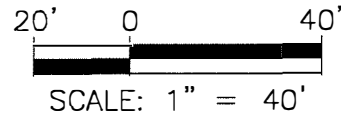
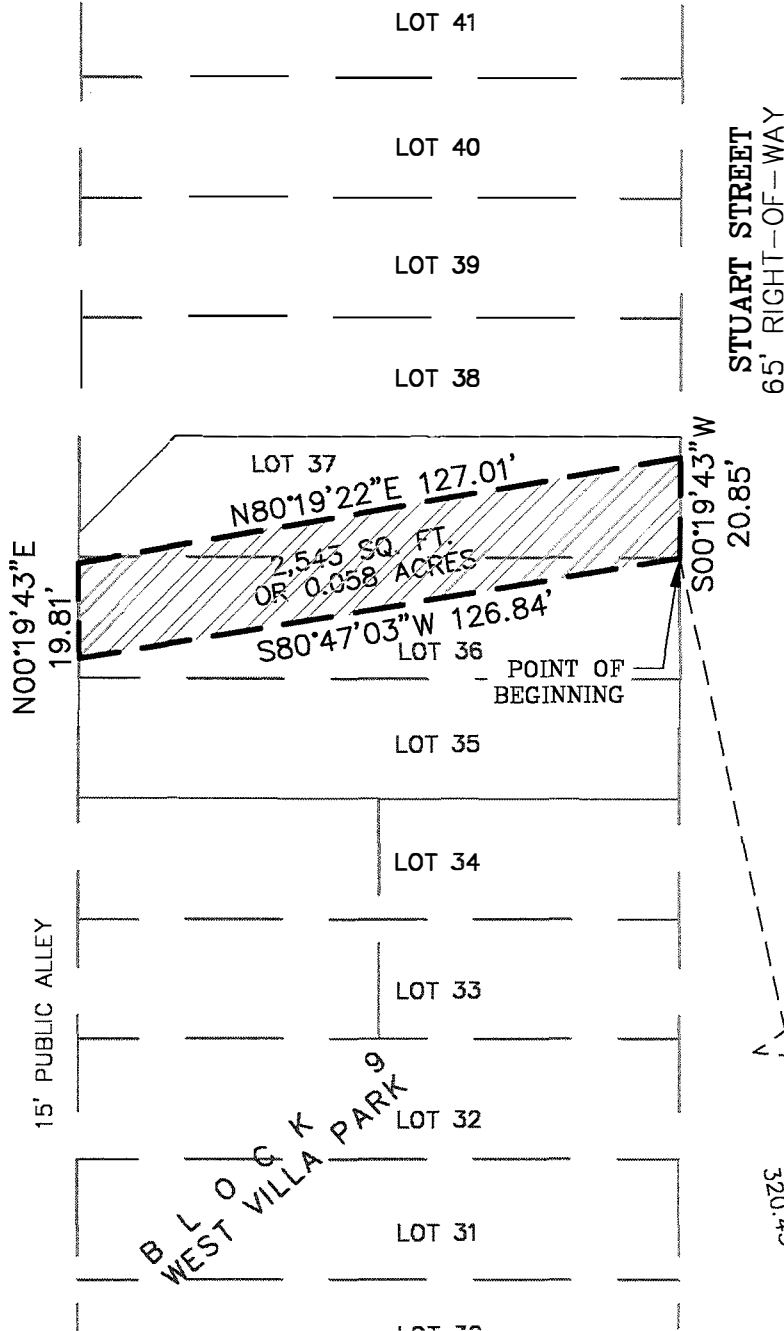
  
  
 PREPARED BY: JEFFREY J. MACKENNA P.L.S. 34183 DATE: 12/13/2021  
 FOR FALCON SURVEYING, INC.  
 9940 WEST 25TH AVENUE  
 LAKEWOOD COLORADO, 80215  
 (303)202-1560

S:\JOBS\2018\1180912\DWG\180912-XACCESS-ESMT-1049STUART-v0.dwg

# EXHIBIT "A"

SITUATED IN THE NE 1/4, SECTION 6, T4S, R68W, OF THE 6TH P.M.  
CITY AND COUNTY OF DENVER, STATE OF COLORADO

SHEET 2 OF 2



DATE: 12/13/2021  
 PREPARED BY: *Jeffrey J. Mackenna*  
 JEFFREY J. MACKENNA P.L.S. 34183  
 FOR FALCON SURVEYING, INC.  
 9940 WEST 25TH AVENUE  
 LAKEWOOD COLORADO, 80215  
 (303)202-1560

THIS ILLUSTRATION DOES NOT REPRESENT A MONUMENTED SURVEY.  
IT IS INTENDED ONLY TO DEPICT THE ATTACHED DESCRIPTION.

## 1049 N Stuart St

09/13/2023

**Master ID:** 2022-PROJMSTR-0000696      **Project Type:** ROW Relinquishment  
**Review ID:** 2023-RELINQ-0000006      **Review Phase:**  
**Location:** 1049 N Stuart St      **Review End Date:** 03/28/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewing Agency: Asset Management Review      Review Status: Approved

Reviewers Name: Yohanna Harrison  
Reviewers Email: [Yohanna.Harrison@denvergov.org](mailto:Yohanna.Harrison@denvergov.org)

Status Date: 03/19/2023  
Status: Approved  
Comments:

Reviewing Agency: City Forester Review      Review Status: Approved

Reviewers Name: Erin Hatch  
Reviewers Email: [Erin.Hatch@denvergov.org](mailto:Erin.Hatch@denvergov.org)

Status Date: 03/28/2023  
Status: Approved  
Comments: Approved. No anticipated ROW tree impacts.

Reviewing Agency: Comcast Referral      Review Status: Approved - No Response

Status Date: 03/29/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Denver Water Referral      Review Status: Approved

Status Date: 03/29/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-RELINQ-0000006 - 1049 N Stuart St  
Reviewing Agency/Company: Denver Water  
Reviewers Name: Gina Begly  
Reviewers Phone: 3036286219  
Reviewers Email: [gina.begly@denverwater.org](mailto:gina.begly@denverwater.org)  
Approval Status: Approved

Comments:

Reviewing Agency: Survey Review      Review Status: Approved

Reviewers Name: Dana Sperling  
Reviewers Email: [Dana.Sperling@denvergov.org](mailto:Dana.Sperling@denvergov.org)

Status Date: 03/28/2023  
Status: Approved  
Comments: approved descriptions are in the approved legal descriptions folder

# Comment Report

## 1049 N Stuart St

09/13/2023

**Master ID:** 2022-PROJMSTR-0000696      **Project Type:** ROW Relinquishment  
**Review ID:** 2023-RELINQ-0000006      **Review Phase:**  
**Location:** 1049 N Stuart St      **Review End Date:** 03/28/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewing Agency: Case Manager Review/Finalize      Review Status: Comments Compiled

Reviewers Name: Jessica Eusebio  
Reviewers Email: Jessica.Eusebio@denvergov.org

Status Date: 03/29/2023  
Status: Comments Compiled  
Comments:

Reviewing Agency: Denver Fire Department Review      Review Status: Approved - No Response

Reviewers Name: Erin Andolsek  
Reviewers Email: Erin.Andolsek@denvergov.org

Status Date: 03/28/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Landmark Review      Review Status: Approved

Reviewers Name: Emma-Marie Censky  
Reviewers Email: emma.censky@denvergov.org

Status Date: 03/08/2023  
Status: Approved  
Comments:

Reviewing Agency: Metro Wastewater Referral      Review Status: Approved - No Response

Status Date: 03/29/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Office of Emergency Management Referral      Review Status: Approved - No Response

Status Date: 03/29/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Parks and Recreation Review      Review Status: Approved

Reviewers Name: Emily McKee  
Reviewers Email: Emily.Mckee@denvergov.org

Status Date: 03/28/2023  
Status: Approved  
Comments:

Reviewing Agency: Construction Engineering Review      Review Status: Approved

# Comment Report

## 1049 N Stuart St

09/13/2023

**Master ID:** 2022-PROJMSTR-0000696      **Project Type:** ROW Relinquishment  
**Review ID:** 2023-RELINQ-0000006      **Review Phase:**  
**Location:** 1049 N Stuart St      **Review End Date:** 03/28/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

**Reviewers Name:** Porames Saejiw  
**Reviewers Email:** Joe.Saejiw@denvergov.org  
**Status Date:** 03/23/2023  
**Status:** Approved  
**Comments:**

**Reviewing Agency:** Policy and Planning Review      **Review Status:** Approved - No Response

**Reviewers Name:** Emily Gloeckner  
**Reviewers Email:** Emily.Gloeckner@denvergov.org  
**Status Date:** 03/29/2023  
**Status:** Approved - No Response  
**Comments:**

**Reviewing Agency:** TES Sign and Stripe Review      **Review Status:** Approved - No Response

**Reviewers Name:** Brittany Price  
**Reviewers Email:** Brittany.Price@denvergov.org  
**Status Date:** 03/29/2023  
**Status:** Approved - No Response  
**Comments:**

**Reviewing Agency:** CenturyLink Referral      **Review Status:** Approved - No Response

**Status Date:** 03/29/2023  
**Status:** Approved - No Response  
**Comments:**

**Reviewing Agency:** Xcel Referral      **Review Status:** Approved

**Status Date:** 03/29/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-RELINQ-0000006 - 1049 N Stuart St  
Reviewing Agency/Company: Public Service Company of Colorado dba Xcel Energy  
Reviewers Name: Donna George  
Reviewers Phone: 3035713306  
Reviewers Email: donna.l.george@xcelenergy.com  
Approval Status: Approved

**Comments:**

**Reviewing Agency:** City Councilperson and Aides Referral      **Review Status:** Approved - No Response

**Status Date:** 03/29/2023  
**Status:** Approved - No Response  
**Comments:**



# Comment Report

## 1049 N Stuart St

09/13/2023

**Master ID:** 2022-PROJMSTR-0000696      **Project Type:** ROW Relinquishment  
**Review ID:** 2023-RELINQ-0000006      **Review Phase:**  
**Location:** 1049 N Stuart St      **Review End Date:** 03/28/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewing Agency: DS Project Coordinator Review      Review Status: Approved - No Response

Reviewers Name: Tanner Axt  
Reviewers Email: Tanner.Axt@denvergov.org

Status Date: 03/29/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: DES Transportation Review      Review Status: Approved

Reviewers Name: Winton Brazil  
Reviewers Email: Winton.Brazil@denvergov.org

Status Date: 03/28/2023  
Status: Approved  
Comments:

Reviewing Agency: DES Wastewater Review      Review Status: Approved

Reviewers Name: Danny Harris  
Reviewers Email: Danny.Harris@denvergov.org

Status Date: 03/28/2023  
Status: Approved  
Comments:

Reviewing Agency: ERA Transportation Review      Review Status: Approved

Reviewers Name: Kelsey Kijowski  
Reviewers Email: Kelsey.Kijowski@denvergov.org

Status Date: 09/13/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-RELINQ-0000006 - 1049 N Stuart St  
Reviewing Agency/Company: ER Transportation  
Reviewers Name: Kelsey Kijowski  
Reviewers Phone: 720-913-8834  
Reviewers Email: kelsey.kijowski@denvergov.org  
Approval Status: Approved

Comments:  
Applicant forwarded email from ROW inspector with notification of acceptance for the newly constructed alley.

Status Date: 03/30/2023  
Status: Denied  
Comments: PWPRS Project Number: 2023-RELINQ-0000006 - 1049 N Stuart St  
Reviewing Agency/Company: ERA Transportation  
Reviewers Name: Kelsey Kijowski  
Reviewers Phone: 720-913-8834

# Comment Report

## 1049 N Stuart St

09/13/2023

**Master ID:** 2022-PROJMSTR-0000696      **Project Type:** ROW Relinquishment  
**Review ID:** 2023-RELINQ-0000006      **Review Phase:**  
**Location:** 1049 N Stuart St      **Review End Date:** 03/28/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewers Email: kelsey.kijowski@denvergov.org  
Approval Status: Denied

Comments:  
The easement may be relinquished once the new alley to the north has been constructed, as-built, and accepted.

Status Date: 03/28/2023  
Status: Approved w/Conditions  
Comments: The easement may be relinquished once the new alley to the north has been constructed, as-built, and accepted.

Reviewing Agency: ERA Wastewater Review      Review Status: Approved

Reviewers Name: Mike Sasarak  
Reviewers Email: Mike.Sasarak@denvergov.org

Status Date: 03/22/2023  
Status: Approved  
Comments:

Reviewing Agency: RTD Referral      Review Status: Approved

Status Date: 03/29/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-RELINQ-0000006 - 1049 N Stuart St  
Reviewing Agency/Company: RTD  
Reviewers Name: C. Scott Woodruff  
Reviewers Phone: 303-299-2943  
Reviewers Email: clayton.woodruff@rtd-denver.com  
Approval Status: Approved

Comments:  
This review is for Design concepts and to identify any necessary improvements to RTD stops and property affected by the design. This review of the plans does not eliminate the need to acquire, and/or go through the acquisition process of any agreements, easements or permits that may be required by the RTD for any work on or around our facilities and property.

Reviewing Agency: CDOT Referral      Review Status: Approved

Status Date: 03/29/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-RELINQ-0000006 - 1049 N Stuart St  
Reviewing Agency/Company: CDOT Region 1 ROW/survey  
Reviewers Name: dane courville  
Reviewers Phone: 7206720231  
Reviewers Email: dane.courville@state.co.us  
Approval Status: Approved

Comments:  
Does not affect CDOT on-system ROW. Proposed effort is approved as the location does not affect CDOT ROW.