



APPLICATION EASEMENT RELINQUISHMENT

DOTI | Right-of-Way Services
Engineering and Regulatory Office
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202 P: 720-865-3003
DOTI.ER@denvergov.org

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.

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): _____

PORION 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.

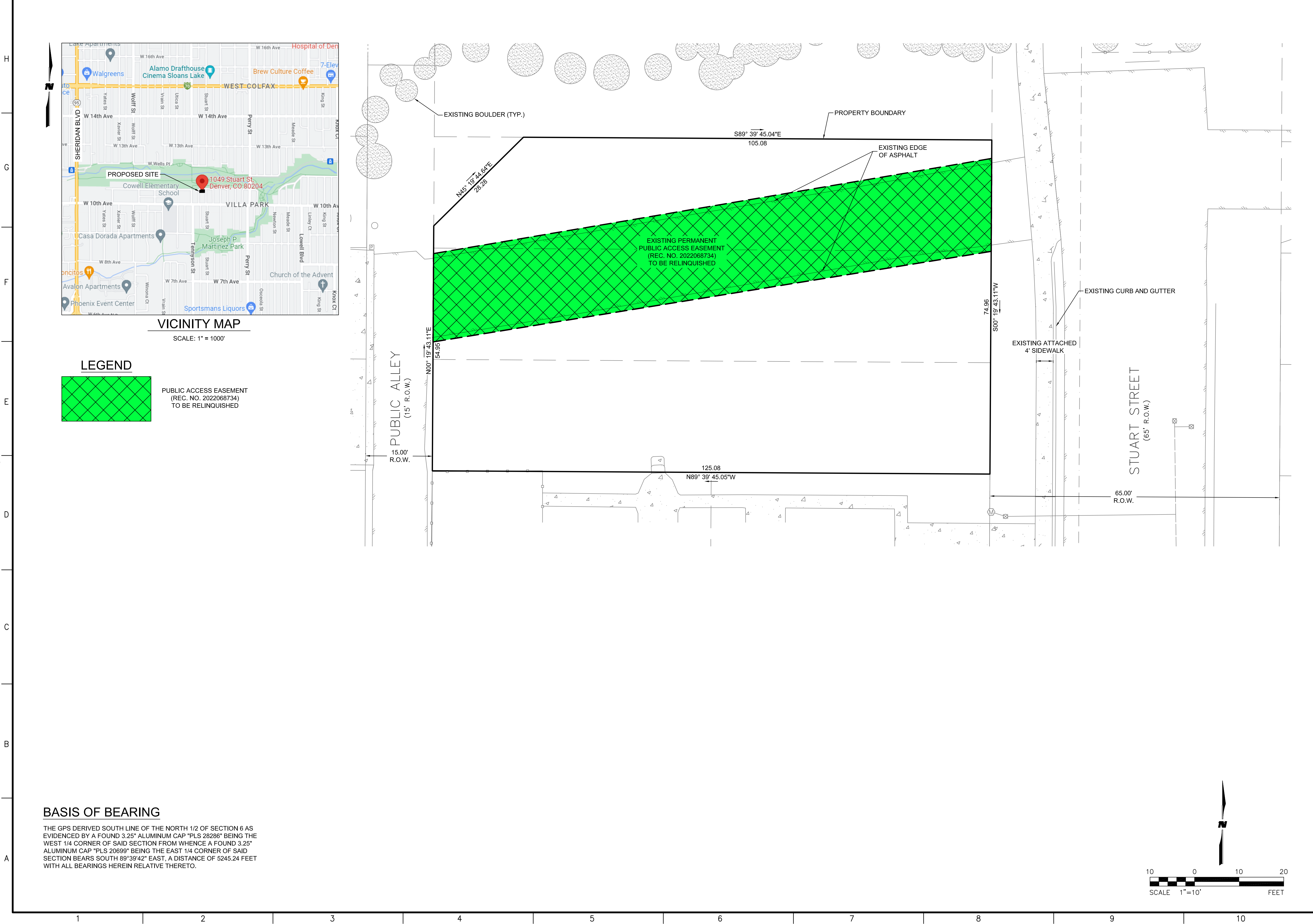
The easement needs to be relinquished because we are building a new alley in public right of way. The relinquishment will allow Habitat for Humanity to build two homes on the site.

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.



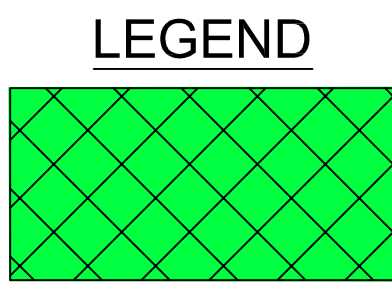
(Owner/Vested Party Signature)

3/3/2023
DATE



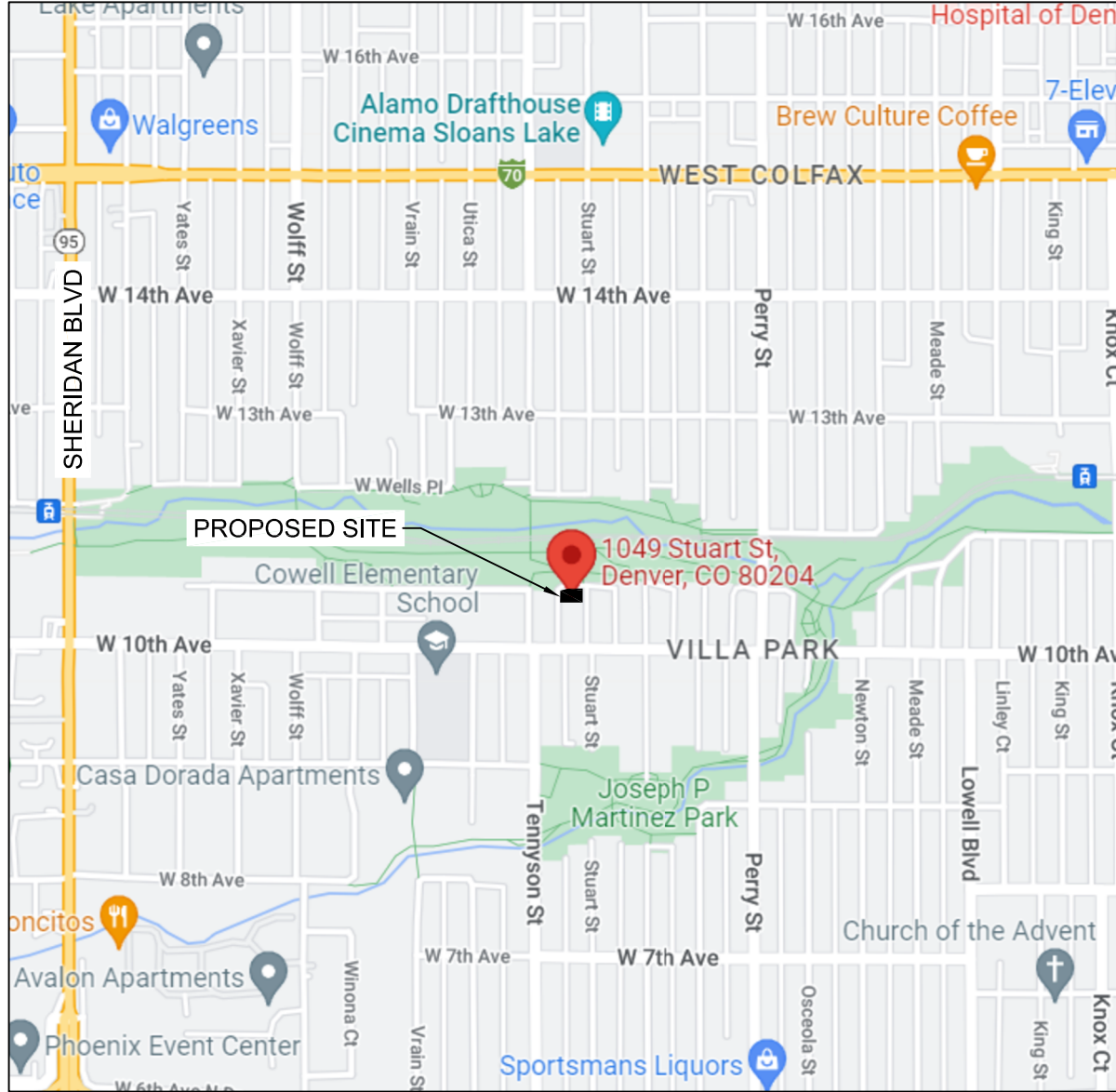
BASIS OF BEARING

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 6245.24 FEET WITH ALL BEARINGS HEREIN RELATIVE THERETO.



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

VICINITY MAP
SCALE: 1" = 1000'



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

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:

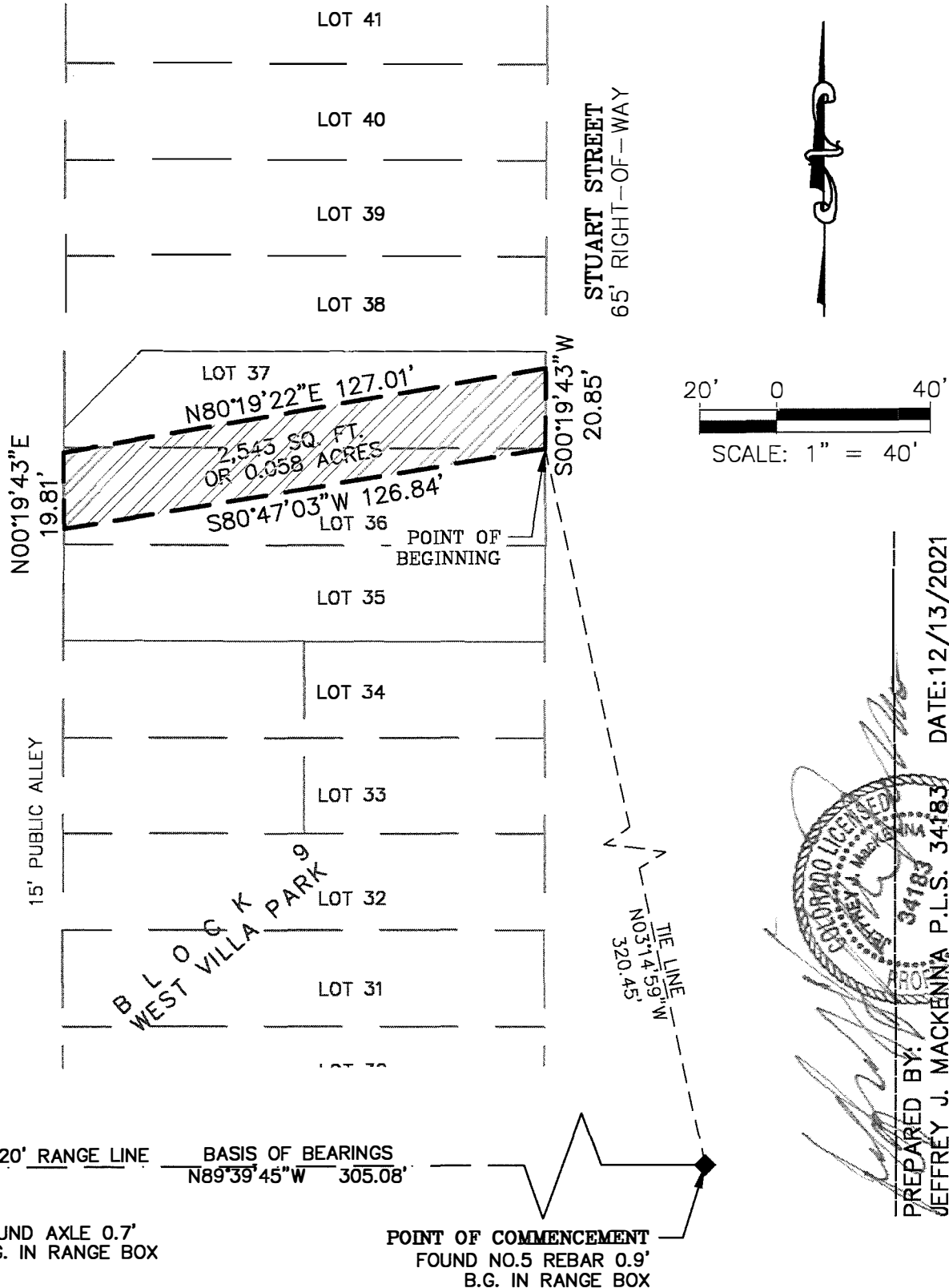
JEFFREY J. MACKENNA P.L.S. 34183
FOR FALCON SURVEYING, INC.
9940 WEST 25TH AVENUE
LAKEWOOD COLORADO, 80215
(303)202-1560

DATE: 12/13/2021

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



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

DATE: 12/13/2021

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

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

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

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
Approval Status: Approved

Comments:

Reviewing Agency: Survey Review

Review Status: Approved

Reviewers Name: Dana Sperling
Reviewers Email: 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.