

1 **BY AUTHORITY**

2 RESOLUTION NO. CR23-1168
3 SERIES OF 2023

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

5 **Laying out, opening and establishing as part of the City street system a parcel**
6 **of land as a public alley bounded by North Milwaukee Street, East 2nd Avenue,**
7 **North Saint Paul Street, and East 3rd Avenue.**

8 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of
9 the City and County of Denver has found and determined that the public use, convenience and
10 necessity require the laying out, opening and establishing as a public alley designated as part of the
11 system of thoroughfares of the municipality that portion of real property hereinafter more particularly
12 described, and, subject to approval by resolution has laid out, opened and established the same as
13 a public alley;

14 **BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

15 **Section 1.** That the action of the Executive Director of the Department of Transportation
16 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
17 the municipality the following described portion of real property situate, lying and being in the City
18 and County of Denver, State of Colorado, to wit:

19 **PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-0000181-001:**

20 **LAND DESCRIPTION – ALLEY PARCEL**

21 A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND COUNTY
22 OF DENVER, RECORDED ON THE 17TH DAY OF JULY, 2023, AT RECEPTION NUMBER
23 2023066901 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER’S OFFICE,
24 STATE OF COLORADO, THEREIN AS:

25
26 A PORTION OF LOTS 3 AND 4, BLOCK 58, HARMAN’S SUBDIVISION, LOCATED IN THE
27 NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE
28 SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING
29 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

30
31 **COMMENCING** AT THE SOUTHWEST CORNER OF SAID LOT 3;

32
33 **THENCE** SOUTH 89°56’31” EAST, A DISTANCE OF 122.47 FEET TO THE **POINT OF**
34 **BEGINNING**;

35
36 **THENCE** ALONG A LINE BEING PARALLEL WITH AND 2.50 FEET WESTERLY OF THE
37 **EASTERLY** LINE OF SAID LOTS 3 AND 4, NORTH 00°01’13” EAST, A DISTANCE OF 150.15
38 FEET TO THE NORTH LINE OF THE SOUTH HALF OF SAID LOT 4;

1 THENCE SOUTH 89°57'31" EAST, A DISTANCE OF 2.50 FEET TO SAID EASTERLY LINE;
2 THENCE ALONG SAID EASTERLY LINE, SOUTH 00°01'13" WEST, A DISTANCE OF 150.15 FEET
3 TO THE SOUTHEAST CORNER OF SAID LOT 3;
4 THENCE NORTH 89°56'13" WEST, A DISTANCE OF 2.50 FEET TO THE **POINT OF BEGINNING**.
5
6 CONTAINING 375 SQUARE FEET OR 0.009 ACRE.
7

8 THE BEARINGS FOR THIS LEGAL DESCRIPTION ARE BASED ON THE SOUTH LINE OF LOT
9 3, BLOCK 58, HARMAN'S SUBDIVISION, AS MONUMENTED AT BOTH ENDS BY A FOUND
10 NAIL AND 1" BRASS TAG STAMPED "PLS 38495". SAID LINE IS ASSUMED TO BEAR SOUTH
11 89°56'31" EAST

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

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

16 COMMITTEE APPROVAL DATE: September 5, 2023 by Consent

17 MAYOR-COUNCIL DATE: September 12, 2023 by Consent

18 PASSED BY THE COUNCIL: _____

19 _____ - PRESIDENT

20 ATTEST: _____ - CLERK AND RECORDER,
21 EX-OFFICIO CLERK OF THE
22 CITY AND COUNTY OF DENVER

23 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: September 14, 2023

24 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
25 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
26 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
27 § 3.2.6 of the Charter.

28
29 Kerry Tipper, Denver City Attorney

30
31 BY: _____, Assistant City Attorney DATE: _____