



**Department of Public Works**  
Engineering Regulatory & Analytics  
201 W. Colfax Avenue, Dept. 507  
Denver, CO 80202  
720-865-3001  
[www.denvergov.org/survey](http://www.denvergov.org/survey)

## **REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT**

**TO:** Caroline Martin, City Attorney's Office

**FROM:** Ted Christianson  
Director, Public Works Right of Way Services

**PROJECT NO:** 2017-RELINQ-0000009

**DATE:** June 26, 2017

**SUBJECT:** Request for an Ordinance to relinquish a portion of easements established in the Sanitary Sewer Easement recorded with the Clerk and Recorder's Office under Reception No. 93-016849. Located at Coors Field; approximately Wewatta Street and 22<sup>nd</sup> Street.

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

This office has investigated the request of Kurt Snitker, dated April 11, 2017 on behalf of the Regional Transportation District (RTD) for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described area(s):

### **INSERT PARCEL DESCRIPTION 2017-RELINQ-0000009-001 HERE**

A map of the area and a copy of the document creating the easement are attached.

TC:cs

cc:

City Councilperson & Aides  
City Council Staff – Shelley Smith  
Department of Law – Brent Eisen  
Department of Law – Shaun Sullivan  
Public Works, Manager's Office – Alba Castro  
Public Works, Legislative Services – Angela Casias  
Public Works, Survey – Paul Rogalla

## ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias  
at [angela.casias@DenverGov.org](mailto: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: June 26, 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.**)

Request for an Ordinance to relinquish a portion of easements established in the Sanitary Sewer Easement recorded with the Clerk and Recorder's Office under Reception No. 93-016849. Located at Coors Field; approximately Wewatta Street and 22nd Street.

**3. Requesting Agency:** PW Right of Way Services  
**Agency Division:** Engineering, Regulatory & Analytics

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

- **Name:** Chaunda Sinn
- **Phone:** 720-865-3036
- **Email:** Chaunda.sinn@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 an Ordinance to relinquish a portion of easements established in the Sanitary Sewer Easement recorded with the Clerk and Recorder's Office under Reception No. 93-016849. Located at Coors Field; approximately Wewatta Street and 22nd Street.

**\*\*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:** approximately 22<sup>nd</sup> Street and Wewatta Street
- d. **Affected Council District:** Dist #9, Brooks
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):** N/A

**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: \_\_\_\_\_

## EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

**Project Title:** 2017-RELINQ-0000009 RTD-Coors Field Wewatta St and 22nd St

**Property Owner name:** Denver Metropolitan Major League Baseball Stadium District

**Description of Proposed Project:** Request for an Ordinance to relinquish a portion of easements established in the Sanitary Sewer Easement recorded with the Clerk and Recorder's Office under Reception No. 93-016849. Located at Coors Field; approximately Wewatta Street and 22nd Street.

**Explanation of why the public right-of-way must be utilized to accomplish the proposed project:** The easement is no longer needed.

**Background:** During construction of the RTD Fastracks Eagle project, RTD relocated a sanitary line which required additional easement area be acquired from Denver Metropolitan Major League Baseball Stadium District. The sanitary line was relocated which in turn, the easement is no longer needed.

**Location Map:**



**EXHIBIT "A"**  
**COORS FIELD**  
**SANITARY SEWER EASEMENT RELINQUISHMENT**  
**Date: June 13, 2017**  
**DESCRIPTION**

Coors Field Sanitary Sewer Easement Relinquishment of the RTD East Corridor Commuter Rail Project, containing 2,073 square feet, (0.048 Acres), being a portion of the Sanitary Easement described at Reception Number 93-0016849, dated February 9, 1993, lying in the Denver Metropolitan Major League Baseball Stadium District, Reception Numbers: 920000527 dated January 2, 1992 and L000661 dated January 24, 1992, recorded in the City and County of Denver Clerk and Recorder's Office, located in the Southwest Quarter of Section 27, Township 3 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

COMMENCING at the West ¼ Corner of said Section 27, (being a found 3 ¼" alloy cap stamped "FARNSWORTH T3S R68W ¼ S28 S27 2003 LS 24949"); WHENCE the Southwest Corner of Section 27, (being a found 3 ¼" aluminum cap in range box stamped "NE COR SEC 33 T3S R68W 28 27 33 34 1994 LS 25879"), bears S00°03'23"W (Basis of Bearing-Assumed), a distance of 2642.14 feet; THENCE S24°41'07"E a distance of 1634.97 feet to a point lying on the Southeasterly right-of-way line of the Union Pacific Railroad Company and to the Northwesterly corner of the Sanitary Easement recorded at Reception Number 93-0016849 dated February 9, 1993, in the City and County of Denver Clerk and Recorder's Office, being the POINT OF BEGINNING;

THENCE along the arc of a curve to the right, coincident with said Southeasterly right-of-way line, having a central angle of 01°35'19", a radius of 1269.88 feet, a chord bearing of N51°06'52"E a distance of 35.21 feet, and an arc distance of 35.21 feet to the Northeasterly Corner of said easement; THENCE S45°06'26"E coincident with the Northeasterly line of said easement, non-tangent with the last described curve, a distance of 60.46 feet; THENCE S55°18'50"W a distance of 35.59 feet to the Southwesterly line of said easement; THENCE N45°06'26"W coincident with the Southwesterly line of said easement, a distance of 57.84 feet, to the POINT OF BEGINNING.

Containing 2,073 square feet, (0.048 Acres), more or less.

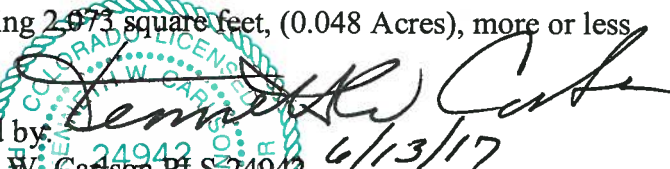
Prepared by:   
Kenneth W. Carlson PLS 24942  
For and on behalf of Jacobs Engineering Group Inc.  
707 17<sup>th</sup> Street #2300  
Denver, CO 80202  
303.820.5240

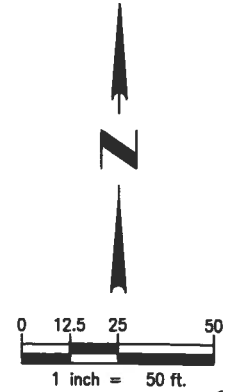


EXHIBIT "A"

POINT OF COMMENCEMENT  
 WEST 1/4 CORNER SECTION 27  
 FOUND 3 1/4" ALLOY CAP  
 STAMPED "FARNSWORTH T3S R68W  
 1/4 S28 S27 2003 LS 24949"

(BASIS OF BEARING--ASSUMED)  
 S00°03'23"W 2642.14'

SOUTHWEST CORNER SECTION 27  
 FOUND 3 1/4" ALUMINUM CAP  
 IN RANGE BOX STAMPED  
 "NE COR SEC 33 T3S R68W  
 28 27 33 34 1994 LS 25879"



$\Delta=1^{\circ}35'19''$   
 $R=1269.88'$   
 $CB=N51^{\circ}06'52''E$   
 $CD=35.21'$   
 $L=35.21'$

UNION PACIFIC  
 RAILROAD COMPANY

POINT OF BEGINNING

30' DENVER WATER  
 EASEMENT REC. NO.  
 93-00154959

CCD SANITARY EASEMENT  
 REC. NO. 93-0016849

25' UPRR UTILITY EASEMENT  
 REC. NO. 92-0000527

DENVER METROPOLITAN MAJOR LEAGUE  
 BASEBALL STADIUM DISTRICT  
 REC. NOS. 920000527 AND L000661

10' UTILITY EASEMENT  
 REC. NO. 92-0000527

THIS EXHIBIT DOES NOT REPRESENT A  
 MONUMENTED LAND SURVEY. IT IS ONLY TO  
 DEPICT THE ATTACHED PROPERTY DESCRIPTION.

SUBJECT PARCEL AREA=  
 2,073 SQ.FT., 0.048 ACRES±

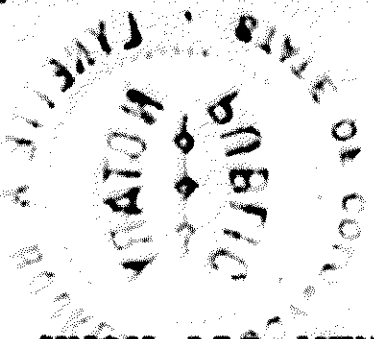
JACOBS PROJECT NO.	WVX7417 16.09
CLIENT PROJECT NO.	072120
REVISION DESCRIPTION	
DRAWN	WML
DATE	06-13-2017
SCALE	1" = 50'

**JACOBS**™ 707 17th Street, Suite 2300  
 Denver, Colorado 80202  
 Phone: 303-820-5240  
 Fax: 303-820-5298

THIS MATERIAL AND ANY ASSOCIATED ELECTRONIC DATA WAS PREPARED  
 BY JACOBS FOR THE PROJECT INDICATED. ANY REUSE OR MODIFICATION  
 WITHOUT THE WRITTEN CONSENT OF JACOBS SHALL BE AT THE SOLE  
 RISK OF THE USER.

COORS FIELD SANITARY SEWER  
 EASEMENT RELINQUISHMENT  
 SW QUARTER SECTION 27, T3S, R68W, 6TH P.M.  
 CITY AND COUNTY OF DENVER, COLORADO  
 RTD EAST CORRIDOR COMMUTER RAIL PROJECT

REVISION:	DRAWING NO. COORSFLD-SS-VACA.DWG	SHEET NO. 1-OF-1
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DEED OF EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That the DENVER METROPOLITAN MAJOR LEAGUE BASEBALL  
STADIUM DISTRICT  
1660 17th Street, Suite 100  
Denver, CO 80202

of the City and County of Denver, State of Colorado, a corporation duly organized and existing under the laws of the State of Colorado, hereinafter sometimes referred to as "Grantor", for and in consideration of One Dollar (\$1.00), receipt of which is acknowledged, and the prospective benefits to be derived by reason of the locating, establishing and constructing drainage facilities for water and sewage under the supervision of the City and County of Denver, and other good and valuable considerations in hand paid, do hereby grant, convey and release to the CITY AND COUNTY OF DENVER, a municipal corporation of the State of Colorado, its successors and assigns, sometimes referred to as the "City" or "Grantee", an exclusive and perpetual easement and right-of-way for drainage facilities for water and sewage across the lands owned by Grantor, and situated in the City and County of Denver, State of Colorado.

Grantor hereby grants to Grantee the perpetual right to enter, re-enter and use the hereinafter described easement to locate, construct, inspect, operate, maintain, repair, remove, replace, relocate and reconstruct drainage facilities for water and sewage, including underground and surface facilities and appurtenances thereto, into, within, over, upon, across, through and under the parcel of land for which the easement and right-of-way is hereby granted, and said parcel of land is more particularly described as follows, to wit:

A parcel of land described in Exhibit A attached hereto, which by reference is expressly incorporated herein.

The Grantor hereby warrants that Grantor has full right and lawful authority to make the grant herein contained and that Grantor has fee simple title to the land over which said easement is granted, and more particularly described as follows, to wit:

Land owned by Grantor as described by deed(s) recorded in the records of the City and County of Denver

on January 2, 1992 at Reception No. R-92-0000527.

Coor's Field Sanitary Sewer Project No. SP-16-92 WMD No. 1157.03-SE

8-93

APPROVED FOR RECORDING  
LAND OFFICE TC

AS TO FORM  
  
CITY ATTORNEY



If ingress to and egress from the parcel of land for which an easement is hereby granted from and to a public road or highway is not available, the Grantor grants to Grantee the right of ingress to and egress from said parcel over and across the land owned by Grantor by means of roads and lanes thereon, if such exist, otherwise by such route or routes as shall occasion the least practicable damage and inconvenience to Grantor; provided that such right of ingress and egress shall not extend to any portion of said land which is isolated from the strip by any public road or highway now crossing or hereafter crossing said land; and provided further, that if any portion of said land is or shall be subdivided and dedicated roads or highways on such portion shall extend to the strip, the right of ingress and egress on that portion shall be confined to such dedicated roads and highways.

Grantor further grants to Grantee the right from time to time to trim and to cut down and clear away any and all trees and brush now or hereafter on the strip and to trim and to cut down and clear away any trees on either side of the strip which now or hereafter in the opinion of Grantee may be a hazard to the said facilities, or appurtenances thereto, or may interfere with the exercise of Grantee's rights hereunder; provided, however, that all trees which Grantee is hereby authorized to cut and remove, if valuable for timber or wood, shall continue to be the property of Grantor, but all tops, lops, brush and refuse wood shall be burned or removed by Grantee.

Grantor releases the City and County of Denver from any and all claims for damages arising in any way or incident to the construction and/or maintenance by Grantor, or his agents, of the said facilities across the described land.

RESERVING, however, to the undersigned and their successors in interest and assigns the right to use and enjoy the above-described premises, PROVIDING such use and enjoyment shall not interfere with the installation, construction, maintenance, repair, inspection, and operation of said facilities installed or permitted to be installed by the City and County of Denver, and PROVIDING FURTHER that the Grantor shall not erect or place any building, tree or other obstruction on the above-described easement and right-of-way and the City shall not be liable for their removal if they are so placed.

Signed and delivered this 11<sup>th</sup> day Dec A.D., 1992

~~SECRET~~

Grantor DENVER METROPOLITAN MAJOR LEAGUE BASEBALL STADIUM DISTRICT

~~SECRET~~

By John S. Lehigh  
President EXECUTIVE DIRECTOR

(Seal)

STATE OF COLORADO )

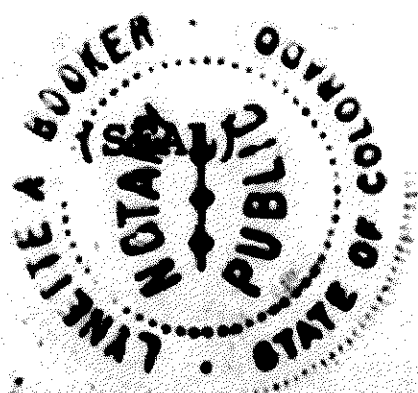
CITY OF Denver )

COUNTY OF Denver )

The foregoing instrument was acknowledged before me this 11<sup>th</sup> day of December A.D., 1992, by \_\_\_\_\_ as ~~Secretary~~ and by John S. Lehigh as President of Denver Metropolitan Major League Baseball Stadium District a Colorado corporation.

My Commission Expires 8-19-94

Lynette A. Booker  
Notary Public



**LEGAL DESCRIPTION**

A tract of land being a portion of Lot 3 and the Reserved Land, Block 4, and a portion of Lots 1 and 2, Block 5, and a portion of Fulton Street (Reserved) and the Railroad Lands, Gaston's Addition to the City of Denver, as recorded on October 11, 1873, at Book 1, Page 49, of the Office of the Clerk and Recorder of the City and County of Denver, and situated in the Southwest Quarter of the Southwest Quarter of Section 27, Township 3 South, Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado, more particularly described as follows:


Commencing at the westerly corner of Lot 2, Block 5 of said Gaston's Addition; thence, N 44° 35' 11" E, along the northwesterly line of said Lot 2, a distance of 9.47 feet to a point on a non-tangent curve to the right as shown on the map of the perimeter boundary of Coor's Field, as prepared by C.R. Moore Land Surveying, and dated October 15, 1992; thence, along the arc of said non-tangent curve to the right, a distance of 6.18 feet, said curve having a radius of 1270.00 feet, a central angle of 00° 16' 43", a chord length of 6.18 feet and a chord bearing of N 49° 47' 47" E, to the True Point of Beginning; thence, along the arc of said non-tangent curve to the right, a distance of 35.20 feet, said curve having a radius of 1270.00 feet, a central angle of 01° 35' 18", a chord length of 35.20 feet and a chord bearing of N 50° 43' 48" E; thence, S 45° 25' 01" E, along a line parallel with and 1.65 feet southwesterly of the northeasterly line of said Lot 2, a distance of 71.41 feet; thence, N 44° 35' 11" E, a distance of 128.57 feet; thence, S 45° 25' 01" E, a distance of 413.77 feet; thence, S 36° 36' 09" E, a distance of 36.27 feet to a point on the northwesterly line of parcel TKS-11C-3-REV. 1 as recorded on September 17, 1992 at Reception No. R-92-0110100 of the Office of the Clerk and Recorder of the City and County of Denver; thence, S 44° 34' 43" W, along said northwesterly line, a distance of 20.24 feet; thence, N 36° 36' 09" W, a distance of 37.83 feet; thence, N 45° 25' 01" W, a distance of 382.23 feet; thence, S 44° 35' 11" W, a distance of 143.57 feet; thence, N 45° 25' 01" W, a distance of 105.18 feet to the True Point of Beginning.

Said tract of land contains 15,877 square feet (0.3645 acres), more or less, and is subject to all easements and Rights-of-Way, existing, or of record.

**BASIS OF BEARING:** The basis of bearing is the line from the Range Point at W. 29th Avenue and Delgany Street to the Range Point at W. 29th Avenue and Fox Street being N 89° 43' 43" E. Both Range Points are #8 rebars in boxes.

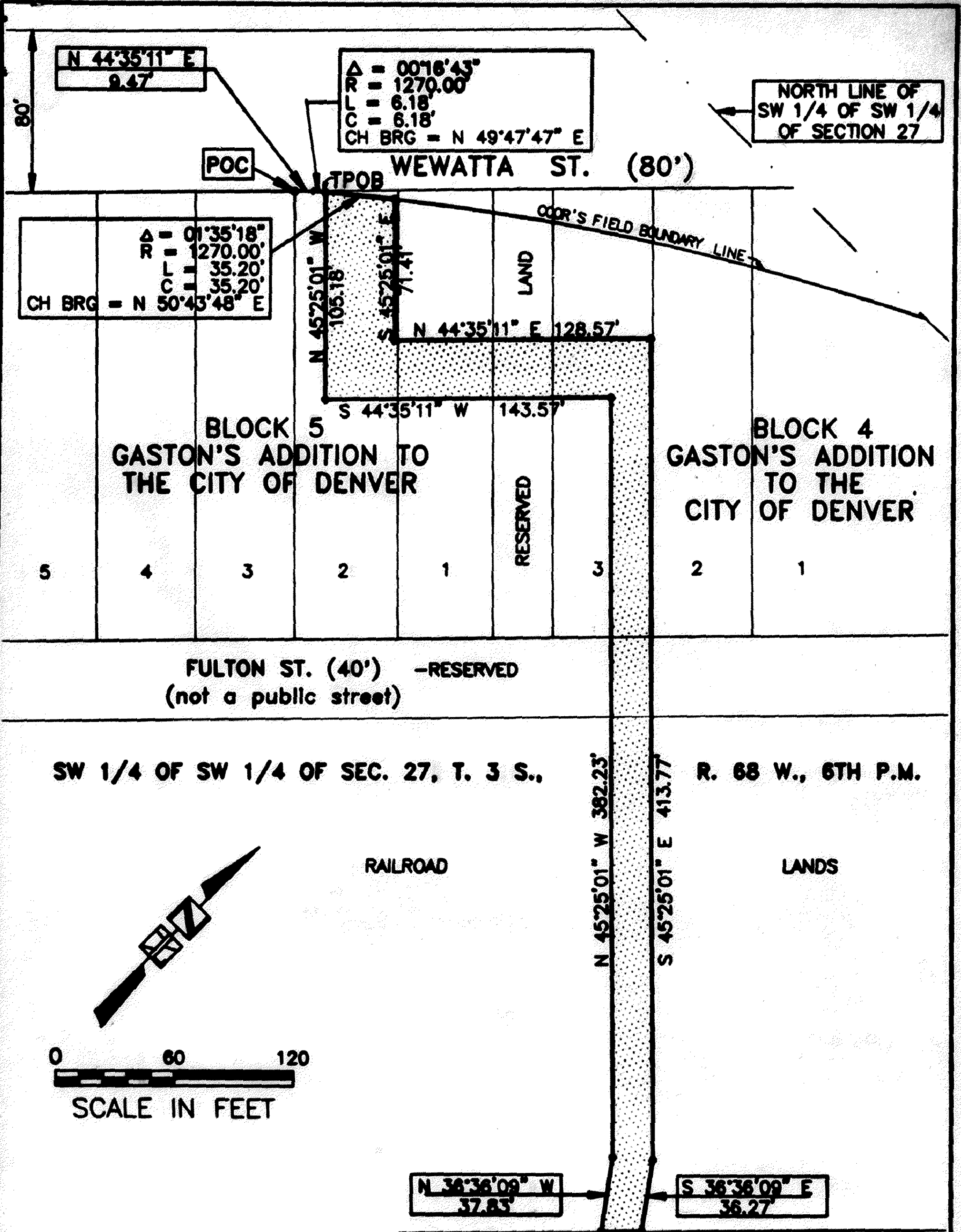
*James V. Sirovatka*  
**JAMES V. SIROVATKA PLS 24330**



			<b>EXHIBIT "A"</b>			
			PREPARED BY:	 <b>J.F. SATO AND ASSOCIATES</b> Consulting Engineers Project Managers, Planners & Surveyors 3808 So. Regg St. • Littleton, CO 80120 • (303) 797-1200		
REVISED	JVS	12/07/92				
APPROVED						
CHECKED	JVS	11/03/92	PROJECT	<b>COORS FIELD                  SANITARY SEWER</b>		
DRAWN	SHH	11/02/92				
SURVEYED			LOCATION (RT-50)	R68W, T3S, SEC. 27, SW 1/4 OF SW 1/4 (683-27.33)		
ACTION	BY	DATE	JOB NO.			
			JF91017	SP-16-92	1157.03-SE	1 OF 2

**CITY AND COUNTY OF DENVER, DEPARTMENT OF PUBLIC WORKS, WASTEWATER MANAGEMENT DIVISION**





TKS-11C-3-REV. 1  
(Recpt. No. R-92-0110100)  
(Dated Sept. 17, 1992)

*James V. Sirovatka*  
JAMES V. SIROVATKA PLS 24330



ACTION	BY	DATE
REVISD	JJA	12/04/92
APPROVED		
CHECKED	JVS	11/03/92
DRAWN	SHH	11/02/92
SURVEYED		

**EXHIBIT "A"**

PREPARED BY:

**J.F. SATO AND ASSOCIATES**  
Consulting Engineers  
Project Managers, Planners & Surveyors  
5000 So. Repp St. • Littleton, CO 80120 • (303) 797-1200

**PROJECT**

**COORS FIELD SANITARY SEWER**

LOCATION (R1-90)  
R68W, T3S, SEC. 27, SW 1/4 OF SW 1/4 (683-27.33)

JOB NO. JF91017	PROJECT NO. SP-16-92	R/W FILE NO. 1157.03-SE	SHEET 2 OF 2
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**Asset Management**  
City and County of Denver  
1445 Cleveland Pl., Room 205  
Denver, Colorado 80202