

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2015

COUNCIL BILL NO. CB15-0952
COMMITTEE OF REFERENCE:
Infrastructure & Culture

A BILL

For an ordinance relinquishing a portion of the easement reserved in Ordinance Number 287, Series of 1957 and a portion of the Permanent Easement recorded under Reception Number 2011037173.

WHEREAS, the Executive Director of Public Works of the City and County of Denver has found and determined that the public use, convenience, and necessity no longer requires a portion of the easement reserved by Ordinance No. 287, Series of 1957, and a portion of the Permanent Easement recorded with the Clerk and Recorder of the City and County of Denver under Reception Number 2011037173, and subject to approval by ordinance, has relinquished the same;

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That the action of the Executive Director of Public Works in relinquishing a portion of the easement recorded in Ordinance No. 287, Series of 1957, in the following area is hereby relinquished:

PARCEL DESCRIPTION 2015-RELINQ-000002-001:

A PORTION OF THE RESERVED EASEMENTS AS DESCRIBED BY ORDINANCE 287-1957, VACATING THE ALLEY IN BLOCK 73 WEST DENVER, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 3 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 THE SOUTHERLY CORNER OF SAID BLOCK 73, ALSO BEING ON THE NORTHERLY RIGHT-OF-WAY LINE OF VACATED WALNUT STREET, THENCE N10°38'48"E A DISTANCE OF 200.96 FEET TO THE INTERSECTION OF THE SOUTHWESTERLY LINE OF SAID VACATED ALLEY WITHIN SAID BLOCK 73 AND THE SOUTHERLY LINE OF AURARIA PARKWAY ESTABLISHED BY ORDINANCE 258-1989 SAID POINT BEING THE POINT OF BEGINNING; THENCE ALONG SAID SOUTHERLY LINE OF AURARIA PARKWAY, N46°28'57"E A DISTANCE OF 16.93 FEET TO A POINT ON THE NORTHEASTERLY LINE OF SAID VACATED ALLEY WITHIN SAID BLOCK 73; THENCE ALONG SAID NORTHEASTERLY ALLEY LINE, S30°30'57"E A DISTANCE OF 155.41 FEET TO A POINT ON SOUTHEASTERLY LINE OF SAID BLOCK 73; THENCE ALONG SAID SOUTHEASTERLY LINE S59°29'03"W A DISTANCE OF 16.50 FEET; THENCE N30°30'57"W A DISTANCE OF 151.60 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 2,533 SQUARE FEET (0.058 ACRES), MORE OR LESS.

BEARINGS ARE BASED ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AURARIA PARKWAY LYING NORTH OF 7TH STREET AS SHOWN ON "AURARIA HIGHER EDUCATION CENTER LAND SURVEY PLAT" DEPOSITED AT RECEPTION NO. L012398, IN

1 BOOK 81 AT PAGES 183-186 OF THE
2 CITY SURVEYOR'S OFFICE AND ASSUMED TO BEAR NORTH 46°28'57" EAST.
3

4 be and the same is hereby approved and that the easement within such described area is hereby
5 relinquished.

6
7 **Section 2.** That the action of the Executive Director of Public Works in relinquishing
8 the Permanent Easement recorded under Reception Number 2011037173 in the following area is
9 hereby relinquished:

10 **PARCEL DESCRIPTION 2015-RELINQ-0000002-002:**

11 A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 33,
12 TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND
13 COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED
14 AS FOLLOWS:

15
16 COMMENCING AT THE SOUTHERLY CORNER OF BLOCK 73 WEST DENVER, ALSO BEING
17 THE NORTHERLY RIGHT-OF-WAY LINE OF VACATED WALNUT STREET, THENCE
18 ALONG THE SOUTHEASTERLY LINE OF SAID BLOCK 73, N59°36'56"E A DISTANCE OF
19 132.27 FEET TO THE SOUTHWEST CORNER OF ALY VACATED BY ORDINANCE 287-1957
20 ALSO BEING D.W.D RIGHT-OF-WAY DR 402 NO. 1353 RECEPTION NO. 001 177 I 9 SAID
21 POINT BEING THE POINT OF BEGINNING; THENCE ALONG SAID D.W.D RIGHT-OF-WAY
22 THE FOLLOWING TWO (2) COURSES: (1) N59°32'45"E A DISTANCE OF 16.50 FEET; (2)
23 THENCE S30°30'57"E A DISTANCE OF 14.88 FEET; THENCE S59°38'24"W A DISTANCE OF
24 16.50 THENCE ALONG SAID D.W.D RIGHT- OF-WAY N30°30'57"W A DISTANCE OF 14.85
25 FEET FEET TO THE POINT OF BEGINNING.

26
27 SAID PARCEL CONTAINS 245 SQUARE FEET (0.005 ACRES), MORE OR LESS.

28
29 BEARINGS ARE BASED ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF AURARIA
30 PARKWAY LYING NORTH OF 7th STREET AS SHOWN ON BEGINNING AT THE
31 NORTHEASTERLY CORNER OF THE INTERSECTION OF THE SOUTHEASTERLY RIGHT-OF-
32 WAY LINE OF AURARIA PARKWAY AND THE NORTHEASTERLY RIGHT-OF-WAY LINE
33 OF 7th STREET AS SHOWN ON THE "AURARIA HIGHER EDUCATION CENTER LAND
34 SURVEY PLAT" DEPOSITED AT RECEPTION NO. LO12398, IN BOOK 81 AT PAGES 183-186
35 OF THE CITY SURVEYOR'S OFFICE AND ASSUMED TO BEAR NORTH 46°28'57" EAST.
36

37 be and the same is hereby approved and easement within the above-described area is hereby
38 relinquished.

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1 COMMITTEE APPROVAL DATE: December 10, 2015 by Consent
2 MAYOR-COUNCIL DATE: December 15, 2015
3 PASSED BY THE COUNCIL: _____, 2015
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____, 2015
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2015; _____, 2015
10 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: December 17, 2015
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
14 § 3.2.6 of the Charter.
15 D. Scott Martinez, Denver City Attorney
16 BY: _____, Assistant City Attorney DATE: _____, 2015