



Department of Public Works
 Right-of-Way Services
 201 W. Colfax Avenue, Dept. 507
 Denver, CO 80202
 720-865-3001
www.denvergov.org/survey

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Karen Walton, City Attorney's Office

FROM: Robert J. Duncanson, P.E.
 Manager 2, Development Engineering Services

PROJECT NO: 2010-0446-05

DATE: November 7, 2014

SUBJECT: Request for an Ordinance to relinquish a Deed of Easement dated 7-7-87, recorded 8-11-87, with reception #00170735.

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

This office has investigated the request of Karl Brekke dated May 1, 2014 for the Cherry Creek Street and Drainage Improvements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Denver Water; Fire Department; Metro Wastewater Reclamation District; Office of Telecommunications; PW: DES Engineering and 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 areas:

INSERT PARCEL DESCRIPTION ROW 2010-0446-05-001 HERE

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

RJD:aal

- c: Asset Management: Steve Wirth
- City Council: Shelley Smith
- Councilperson and Aides
- Department of Law: Karen Aviles
- Department of Law: Brent Eisen
- Department of Law: Karen Walton
- Department of Law: Shaun Sullivan
- Public Works: Alba Castro
- Public Works: Nancy Kuhn
- Public Works Survey: Paul Rogalla

Agent:
 Karl Brekke, P.E.
 City and County of Denver

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at
Nancy.khun@denvergov.org by **NOON 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: November 7, 2014

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, amendment, municipal code change, supplemental request, etc.)

2010-0446-05: Request to relinquish an easement for a storm line (reception #00170735) for the Cherry Creek Street and Drainage Improvements.

3. **Requesting Agency:** Public Works Survey

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

- **Name:** Adrienne Lorantos, AICP
- **Phone:** 720-865-3119
- **Email:** Adrienne.Lorantos.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:** Nancy Kuhn
- **Phone:** 720-865-8720
- **Email:** Nancy.Kuhn@denvergov.org

6. **General description of proposed ordinance including contract scope of work if applicable:**

This is a request to relinquish an easement for a storm line for the Cherry Creek Street and Drainage Improvements.

****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.)

- a. **Contract Control Number:** N/A
- b. **Duration:** Permanent
- c. **Location:** University and Josephine – 1st to 6th Ave
- d. **Affected Council District:** #10 – Jeanne Robb
- e. **Benefits:** N/A
- f. **Costs:** 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: _____



EXECUTIVE SUMMARY

DENVER
THE MILE HIGH CITY

Project Title: 2010-0446-05 Easement Relinquishment for the Cherry Creek Street and Drainage Improvements.

Description of Proposed Project: This is a request to relinquish an easement for a storm line (reception #00170735) for the Cherry Creek Street and Drainage Improvements.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: For street, grading, and drainage improvements in Cherry Creek.

Has a Temp MEP been issued, and if so, what work is underway: N/A

What is the known duration of an MEP: N/A

Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: None.

LEGAL DESCRIPTION

4-10

A tract of land located in the Southwest 1/4 of Section 12, Township 4 South, Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado, described as follows:

Commencing at the West 1/4 Corner of said Section 12; thence South 00°06'30" East, along the west line of said Southwest 1/4, a distance of 792.49 feet; thence North 89°53'30" East, at right angles to said west line, 130.00 feet to the intersection of the east line of University Boulevard and the north line of vacated Cherry Creek North Drive, said north line being a 2796.58 foot radius, non-tangent curve which is concave southerly, a radial line from said intersection bears South 09°40'31" East; thence easterly, along said north line, through a central angle of 00°23'35" an arc distance of 19.17 feet to a point from which a radial line bears South 09°16'56" East, said point being the Point of Beginning; thence North 05°36'24" West, 95.63 feet; thence North 00°07'59" West, 567.77 feet to a point in a segment of the south line of 1st Avenue, said segment being a 65 foot radius, non-tangent curve which is concave southerly, a radial line from said point bears South 33°16'26" East; thence easterly, along said south line through a central angle of 43°58'38" an arc distance of 49.89 feet to a point of tangency; thence South 79°17'48" East, along said tangent south line, 68.95 feet; thence North 87°12'54" West, 73.37 feet; thence South 36°24'59" West, 20.61 feet; thence South 00°07'59" East, 355.40 feet; thence South 05°36'24" East, 92.94 feet to a point in said north line from which a radial line bears South 08°46'08" East; thence westerly, along said north line, through a central angle of 00°30'48" an arc distance of 25.04 feet to the Point of Beginning.

Said tract of land contains 17,341 square feet (0.398 acres), more or less.

Base of Bearings:

The north line and the west line of said Southwest 1/4 being North 90°00'00" East and South 00°06'30" East, respectively. The monuments used to establish the Southwest 1/4 are described as follows:

- Southwest corner - "x" chiseled in concrete.
- West 1/4 corner - 3/4" dia. brass cap in range box.
- Center - 3/4" dia. brass cap in range box.
- South 1/4 corner - 1 1/2" dia. axle in range box.

James T. Jones

CERTIFICATION: REGISTERED LAND SURVEYOR

				EXHIBIT "B"			
	REVISED			PREPARED BY	CENTENNIAL ENGINEERING, INC. STAPLETON PLAZA, SUITE 9090 3333 QUEBEC STREET DENVER, CO 80207 (303) 320-5544		
	APPROVED			PROJECT	CHERRY CREEK SHOPPING CENTER FIRST AVENUE STORM SEWER OUTFALL		
	CHECKED			LOCATION (T4S, R68W)	SEC. 12, SW 1/4 (684-12.3)		
	DRAWN			PROJECT NO.	SF-09-87	GW FILE NO.	1152.02-DE
	SURVEYED			DATE	1-87	SHEET	1 of 2

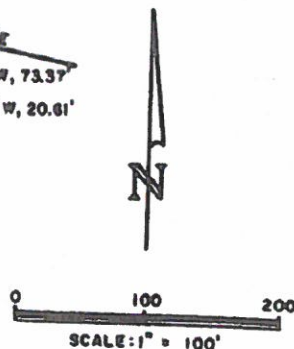
CITY AND COUNTY OF DENVER, DEPARTMENT OF PUBLIC WORKS, WASTEWATER MANAGEMENT DIVISION

POINT OF COMMENCEMENT WEST 1/4 CORNER OF SECTION 12, T4S, R68W, 8 1/4 P.M. - 3 1/4" DIA. BRASS CAP IN RANGE BOX

510
CENTER OF SECTION 12 3 1/4" DIA BRASS CAP IN RANGE BOX

N 90°00'00"E
2621.12'
NORTH LINE, SW 1/4, SEC. 12
1ST AVENUE

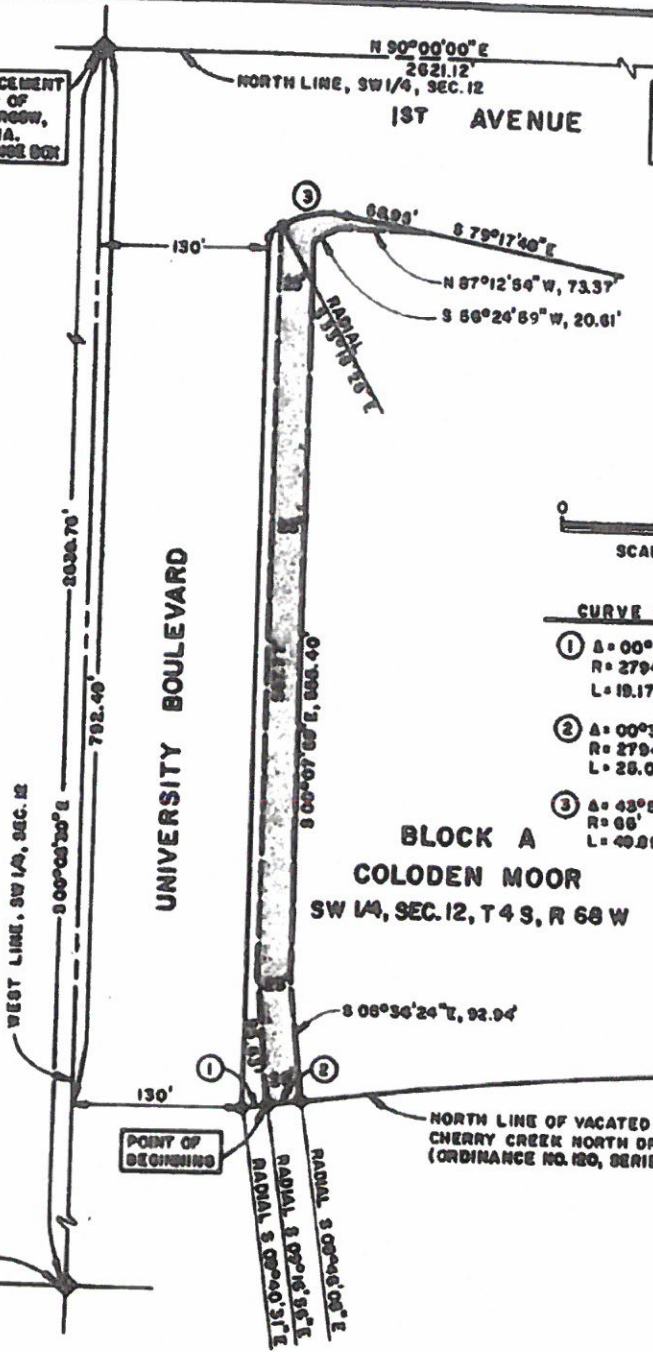
UNIVERSITY BOULEVARD



CURVE DATA

①	A = 00°23'38"
	R = 2794.50'
	L = 19.17'
②	A = 00°30'40"
	R = 2794.50'
	L = 28.04'
③	A = 43°50'30"
	R = 66'
	L = 49.80'

BLOCK A
COLODEN MOOR
SW 1/4, SEC. 12, T 4 S, R 68 W



SW CORNER OF SECTION 12 CHISELED IN CONCRETE

James T. Jones
CERTIFICATION: REGISTERED LAND SURVEYOR



EXHIBIT "B"			
REVISED	W.A.C.	8-87	PREPARED BY: CENTENNIAL ENGINEERING, INC. 3333 QUESEC STREET SUITE 8090 STAPLETON PLAZA DENVER, COLORADO 80207 PHONE: 320-5844 OR 333-8300
APPROVED			
CHECKED	A.E.P.	8-87	
DRAWN	W.A.C.	8-87	
SURVEYED			PROJECT: CHERRY CREEK SHOPPING CENTER FIRST AVENUE STORM SEWER OUTFALL
ACTION	BY	DATE	COUNTY: CO. DISTRICT: R. 68 W., T. 4 S., SECTION 12, SW 1/4 (894-12.3)
			PROJECT NO.: SP-09-87 A.D. FILE NO.: 1182.02-DE SHEET: 2 OF 2

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