

1 **BY AUTHORITY**

2 RESOLUTION NO. CR21-0781
3 SERIES OF 2021

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 South Havana Street, at the intersection of South Havana Street and**
7 **East Yale Avenue; and, a parcel of land as East Yale Avenue, at the intersection**
8 **of East Yale Avenue and South Havana Street**

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

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

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

20 **PARCEL DESCRIPTION ROW NO. 2018-DEDICATION-0000004-001:**

21 **LAND DESCRIPTION – STREET PARCEL#1:**

22 EXHIBIT A OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
23 COUNTY OF DENVER, RECORDED ON THE 1ST DAY OF DECEMBER, 2020, AT RECEPTION
24 NUMBER 2020199713 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER’S
25 OFFICE, STATE OF COLORADO, THEREIN AS:

26
27 AN UPLATTED PARCEL OF LAND LOCATED IN A PART OF THE NORTHEAST QUARTER OF
28 SECTION 34, TOWNSHIP 4 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN,
29 CITY AND COUNTY OF DENVER, STATE OF COLORADO.

30
31 **BASIS OF BEARINGS:** THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID
32 NORTHEAST QUARTER OF SECTION 34, BEING MONUMENTED AT THE NORTHEAST
33 CORNER OF SAID SECTION 34 BY AN ILLEGIBLE 3-1/4 INCH BRASS CAP IN A MONUMENT
34 BOX AND AT THE NORTH QUARTER CORNER OF SAID SECTION 34 BY A 3 INCH BRASS
35 CAP STAMPED “DWD 1988 PLS 16398” IN MONUMENT BOX IS ASSUMED TO BEAR S
36 89°49’01” W A DISTANCE OF 2645.04 FEET WITH ALL BEARINGS CONTAINED HEREIN
37 RELATIVE THERETO:

1
2 **COMMENCING** AT SAID NORTHEAST CORNER OF SECTION 34:
3
4 THENCE S 89°49'01" W ALONG SAID NORTH LINE OF THE NORTHEAST QUARTER A
5 DISTANCE OF 116.20 FEET;
6
7 THENCE S 00°46'45" W A DISTANCE OF 35.01 FEET TO THE INTERSECTION OF THE SOUTH
8 RIGHT-OF-WAY LINE OF EAST YALE AVENUE AND THE WEST RIGHT-OF-WAY OF SOUTH
9 HAVANA STREET AND THE **POINT OF BEGINNING**;
10
11 THENCE S 00°46'45" W ALONG SAID WEST RIGHT-OF-WAY LINE A DISTANCE OF 447.06
12 FEET;
13
14 THENCE DEPARTING SAID WEST RIGHT-OF-WAY S 89°49'01" W A DISTANCE OF 1.00 FEET;
15
16 THENCE N 00°46'45" W ALONG A LINE PARALLEL TO AND 1.00 FOOT WEST OF SAID WEST
17 RIGHT-OF-WAY LINE A DISTANCE OF 447.06 FEET TO SAID SOUTH RIGHT-OF-WAY LINE
18 OF EAST YALE AVENUE SAID LINE BEING 35.00 FEET SOUTH OF AND PARALLEL WITH
19 SAID NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 34;
20
21 THENCE N 89°49'01" E ALONG SAID SOUTH RIGHT-OF-WAY LINE A DISTANCE OF 1.00
22 FEET TO THE **POINT OF BEGINNING**.

23
24 SAID DESCRIBED PARCEL OF LAND CONTAINS 447 SQ. FT. MORE OR LESS
25 be and the same is hereby approved and said real property is hereby laid out and established and
26 declared laid out, opened and established as South Havana Street.

27 **Section 2.** That the real property described in Section 1 hereof shall henceforth be known
28 as South Havana Street.

29 **Section 3.** That the action of the Executive Director of the Department of Transportation
30 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
31 the municipality the following described portion of real property situate, lying and being in the City
32 and County of Denver, State of Colorado, to wit:

33 **PARCEL DESCRIPTION ROW NO. 2018-DEDICATION-0000004-002:**
34 **LAND DESCRIPTION – STREET PARCEL#2:**
35 EXHIBIT B OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
36 COUNTY OF DENVER, RECORDED ON THE 1ST DAY OF DECEMBER, 2020, AT RECEPTION
37 NUMBER 2020199713 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S
38 OFFICE, STATE OF COLORADO, THEREIN AS:
39
40 AN UPLATTED PARCEL OF LAND LOCATED IN A PART OF THE NORTHEAST QUARTER OF
41 SECTION 34, TOWNSHIP 4 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN,
42 CITY AND COUNTY OF DENVER, STATE OF COLORADO.

1 **BASIS OF BEARINGS:** THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID
2 NORTHEAST QUARTER OF SECTION 34, BEING MONUMENTED AT THE NORTHEAST
3 CORNER OF SAID SECTION 34 BY AN ILLEGIBLE 3-1/4 INCH BRASS CAP IN A MONUMENT
4 BOX AND AT THE NORTH QUARTER CORNER OF SAID SECTION 34 BY A 3 INCH BRASS
5 CAP STAMPED "DWD 1988 PLS 16398" IN MONUMENT BOX IS ASSUMED TO BEAR S
6 89°49'01" W A DISTANCE OF 2645.04 FEET WITH ALL BEARINGS CONTAINED HEREIN
7 RELATIVE THERETO:

8
9 **COMMENCING** AT SAID NORTHEAST CORNER OF SECTION 34:

10
11 THENCE S 89°49'01" W ALONG SAID NORTH LINE OF THE NORTHEAST QUARTER A
12 DISTANCE OF 117.20 FEET;

13
14 THENCE S 00°46'45" W A DISTANCE OF 35.01 FEET TO A POINT ON THE SOUTH RIGHT-OF-
15 WAY LINE OF EAST YALE AVENUE BEING 1.00 FOOT WEST OF THE WEST RIGHT-OF-WAY
16 LINE OF SOUTH HAVANA AVENUE AND THE **POINT OF BEGINNING**;

17
18 THENCE S 00°46'45" W PARALLEL TO SAID WEST RIGHT-OF-WAY LINE A DISTANCE OF
19 1.00 FOOT TO A LINE BEING 36.00 FEET SOUTH OF AND PARALLEL WITH SAID NORTH
20 LINE OF THE NORTHEAST QUARTER;

21
22 THENCE S 89°49'01" W ALONG SAID PARALLEL LINE A DISTANCE OF 501.67 FEET;

23
24 THENCE N 00°13'28" W TO SAID SOUTH RIGHT-OF-WAY LINE OF EAST YALE AVENUE A
25 DISTANCE OF 1.00 FEET SAID LINE BEING 35.00 FEET SOUTH OF AND PARALLEL WITH
26 SAID NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 34;

27
28 THENCE N 89°49'01" E ALONG SAID SOUTH RIGHT-OF-WAY LINE A DISTANCE OF 501.69
29 FEET TO THE **POINT OF BEGINNING**.

30
31 SAID DESCRIBED PARCEL OF LAND CONTAINS 502 SQ. FT. MORE OR LESS

32 be and the same is hereby approved and said real property is hereby laid out and established and
33 declared laid out, opened and established as East Yale Avenue.

34 **Section 2.** That the real property described in Section 3 hereof shall henceforth be known
35 as East Yale Avenue.

36
37 **REMAINDER OF PAGE INTENTIONALLY BLANK**

1 COMMITTEE APPROVAL DATE: July 20, 2021 by Consent

2 MAYOR-COUNCIL DATE: July 27, 2021

3 PASSED BY THE COUNCIL: _____ August 2, 2021

4 *Steve Filmore* - PRESIDENT

5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER

8 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: July 29, 2021

9 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
10 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
11 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
12 3.2.6 of the Charter.

13
14 Kristin M. Bronson, Denver City Attorney

15
16 BY: *Jonathan Griffin*, Assistant City Attorney DATE: Jul 29, 2021