



REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Karen Walton, City Attorney's Office

FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services

DATE: February 28, 2014

ROW #: 2012-0281-09 **SCHEDULE #:** 0510101013000

TITLE: This request is to dedicate a parcel of land as Public Right of Way as E. 6th Ave. Located at the intersection of E. 6th & Broadway.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as E. 6th Ave. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (**600 Broadway Development**)

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

Therefore, you are requested to initiate Council action to dedicate a parcel of land for Public Right-of-Way purposes as E. 6th Ave.. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2012-0281-09-001) HERE.

A map of the area to be dedicated is attached.

RD/AG/BLV

cc: Asset Management, Steve Wirth
City Councilperson & Aides, Chris Nevitt District # 9
City Council Staff, Gretchen Williams
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Nancy Kuhn
Public Works, Right-of-Way Engineering Services, Rob Duncanson
Department of Law, Karen Aviles
Department of Law, Brent Eisen
Department of Law, Karen Walton
Public Works Survey, Ali Gulaid
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2012-0281-09

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at Nancy.Kuhn@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: February 28, 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.)

This request is to dedicate a parcel of land as Public Right of Way as E. 6th Ave.
Located at the intersection of E. 6th Ave.& Broadway.

3. **Requesting Agency:** PW Right of Way Engineering Services

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

- **Name:** Barbara Valdez
- **Phone:** 720-865-3153
- **Email:** Barbara.valdez@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:**

Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as E. 6th Ave. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (600 Broadway Development)

****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:** E. 6th Ave.& Broadway
- d. **Affected Council District:** Chris Nevitt District 7
- 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: _____

Revised 08/16/10



EXECUTIVE SUMMARY

DENVER
THE MILE HIGH CITY

Project Title: 2012-0281-09 Dedication 600 Broadway Redevelopment

Description of Proposed Project: Dedicate a parcel of public right of way as E. 6th Ave.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to dedicate as Public Right of Way

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: This land was deeded to the City and County of Denver for the purpose to dedicate it as Public Right-of-Way, as a part of a development project called, 600 Broadway Redevelopment



Protecting the Present & Building the Future
Accountability, Innovation, Empowerment, Performance, Integrity,
Diversity, Teamwork, Respect, Excellence, Safety

6th & Broadway



Map generated 12/4/2013 - The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use. This is not a legal document.

FIRSTBANK 6TH AND BROADWAY
RIGHT-OF-WAY DEDICATION

A PARCEL OF LAND CONVEYED BY WARRANTY DEED TO THE CITY & COUNTY OF DENVER, RECORDED ON SEPTEMBER 9, 2013 IN THE CITY AND COUNTY OF DENVER CLERK & RECORDER'S OFFICE, STATE OF COLORADO.

A PARCEL OF LAND BEING A PORTION OF LOTS 21 AND 22, BLOCK 23, ARLINGTON HEIGHTS ADDITION TO DENVER AND THE VACATED ALLEY ADJACENT TO SAID LOTS AS VACATED PER ORDINANCE NO. 9 SERIES 1948 AND A PORTION OF VACATED BROADWAY ADJACENT TO SAID LOTS AS VACATED PER ORDINANCE NO. 65 SERIES 1898, ALL BEING LOCATED IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHERLY RIGHT-OF-WAY LINE 6TH AVENUE AND THE WESTERLY LINE OF A STRIP OF LAND DESCRIBED IN ORDINANCE NO. 65 SERIES 1898; THENCE ALONG SAID WESTERLY LINE $N00^{\circ}00'00''E$, 11.00 FEET; THENCE LEAVING SAID WESTERLY LINE AND ALONG A LINE THAT IS 11.00 FEET NORMALLY DISTANT NORTHERLY FROM THE NORTH RIGHT-OF-WAY LINE OF SAID 6TH AVENUE $N89^{\circ}18'10''E$, 252.54 FEET TO THE NORTHWESTERLY LINE OF A PARCEL WHO'S DEED IS RECORDED AT RECEPTION NO. R-92-0150154; THENCE ALONG SAID NORTHWESTERLY LINE $S51^{\circ}03'30''W$, 17.77 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF SAID 6TH AVENUE; THENCE ALONG THE NORTHERLY LINE OF SAID 6TH AVENUE $S89^{\circ}18'10''W$, 238.72 FEET TO THE POINT OF BEGINNING.

SAID PARCEL OF LAND CONTAINS 2,701 SQUARE FEET (0.0620 ACRES) MORE OR LESS.

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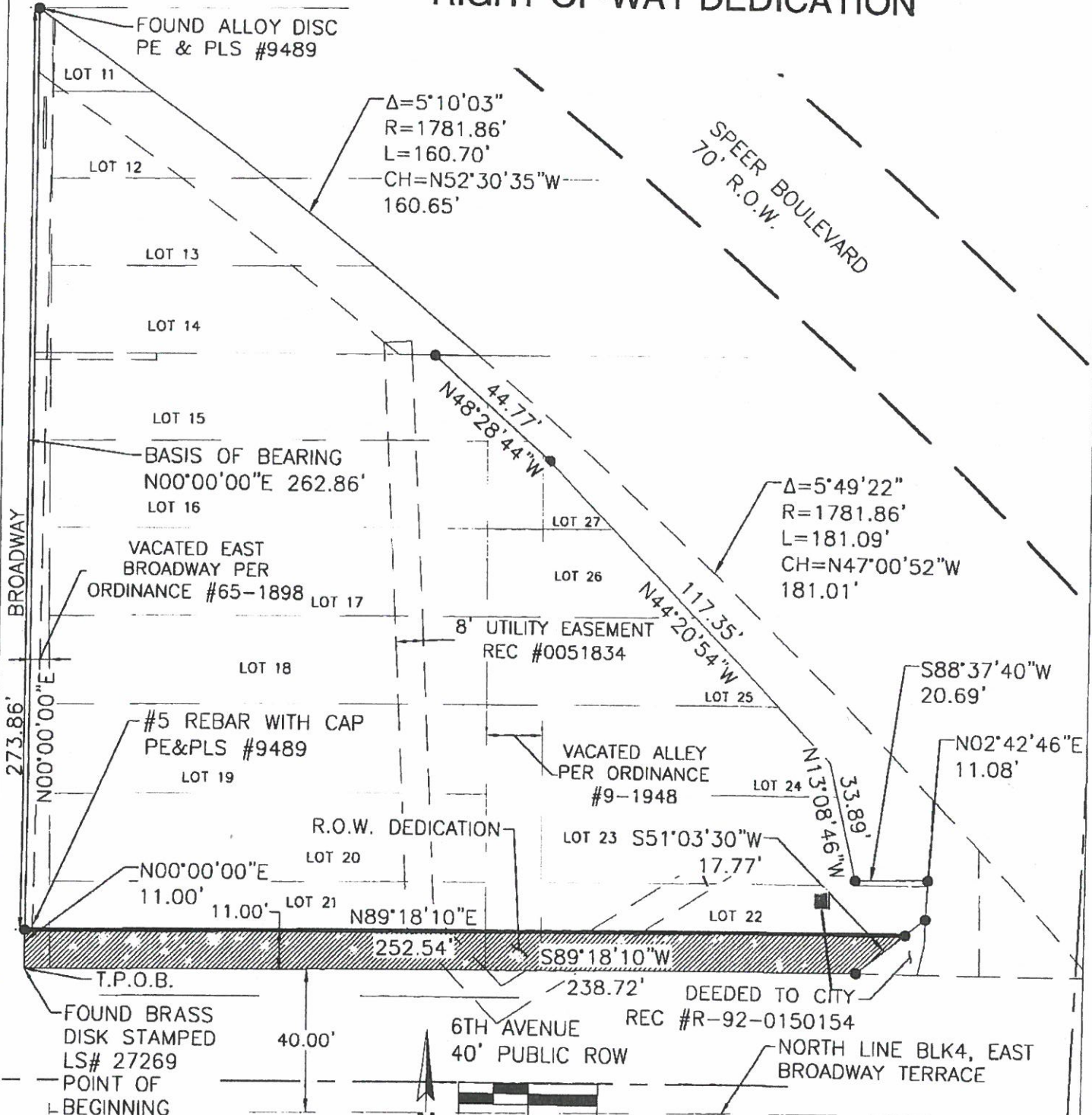
BASIS OF BEARINGS: AN ASSUMED BEARINGS OF N00°00'00"E BETWEEN TWO FOUND MONUMENTS 262.86 FEET APART. ONE MONUMENT BEING AT THE POINT OF INTERSECTION OF THE NORTHERLY RIGHT-OF-WAY LINE OF 6TH AVENUE AND THE WESTERLY LINE OF A PARCEL DESCRIBED IN ORDINANCE NO. 65 SERIES 1898 BEING MONUMENTED BY A NO. 5 REBAR WITH CAP STAMPED PE AND PLS NO. 9489 WITH THE SECOND MONUMENT BEING AT THE POINT OF INTERSECTION OF THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SPEER BOULEVARD AS DESCRIBED IN ORDINANCE NO. 156 SERIES 1910 AND FURTHER DESCRIBED IN DEED RECORDED IN BOOK 2227 AT PAGE 278 AND THE WESTERN LINE OF A PARCEL DESCRIBED IN ORDINANCE NO. 65 SERIES 1898 BEING MONUMENTED BY AN ALLOY DISC IN CONCRETE SIDEWALK STAMPED PE AND PLS NO. 9489.

PREPARED BY WAYNE W. HARRIS, P.E., P.L.S
FOR AND ON BEHALF OF:
MARTIN/MARTIN, INC.
12499 WEST COLFAX AVENUE
LAKEWOOD, COLORADO 80215
MAY 13, 2013
REV JULY 8, 2013



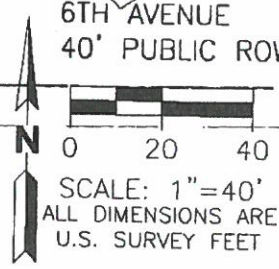
OC

FIRSTBANK 6TH AND BROADWAY RIGHT-OF-WAY DEDICATION



ROW DEDICATION: 2702 SF±
0.0620 AC±

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



1 OF 1

JULY 8, 2013
MAY 13, 2013

MARTIN / MARTIN
CONSULTING ENGINEERS

12499 WEST COLFAX AVE.
LAKEWOOD, CO 80215
303.431.6100
FAX 303.431.4028

DRAWING LOCATION: G:\HARRIS\First Bank 6th and Broadway\Plans\Exhibits\ROW Dedication.dwg

OC

CITY & COUNTY OF DENVER
ASSET MANAGEMENT
201 W. COLFAX AVE DEPT 1012
DENVER, CO 80202

WARRANTY DEED

THIS DEED, dated Sept 9, 2013, is between FirstBank, a Colorado corporation ("Grantor"), and the City and County of Denver, a home rule city and municipal corporation of the State of Colorado ("Grantee"), whose address is 1437 Bannock Street., Denver, CO 80202.

WITNESS, that the Grantor, for and in consideration of the sum of TEN DOLLARS AND 00/100 (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, its successors and assigns forever, all the real property, together with improvements, if any, situate, lying and being in the City and County of Denver and State of Colorado, described as follows:

EXHIBIT "A" attached hereto and incorporated herein

Assessor's schedule or parcel number: Vacant Land
Address: Vacant Land

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the Grantee, its successors and assigns forever. The Grantor covenants, grants, bargains, and agrees to and with the Grantee, its successors and assigns, that at the time of the ensealing and delivery of these presents, it is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, except for all matters of record.

The grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of the grantee, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof, except for all matters of record.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

FirstBank

By: [Signature]

Title: SENIOR VICE PRESIDENT

CERTIFICATION
The Clerk and Recorder for the CITY AND COUNTY OF DENVER State of Colorado does hereby certify this document to be a full, true and correct copy of the original document recorded in my office



Clerk and Recorder
by [Signature]
Deputy County Clerk
Date 9/9/2013

STATE OF COLORADO

COUNTY OF JEFFERSON

The foregoing instrument was acknowledged before me this day 5 of SEPTEMBER, 2013 by

DAVE CICCHINELLI

Witness my hand and official seal.
My commission expires: 5/27/17

Notary Public

[Signature]

MARY WAKEFIELD
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20094017447
MY COMMISSION EXPIRES 5/27/2017

Name and Address of Person Creating Newly Created Legal Description (§38-35-106.5, C.R.S.)

Wayne Wray Harris, P.E., P.L.S. Martin/Martin 12499 W. Colfax Avenue, Lakewood, CO 80215

Asset Mgmt # 13-114

Asset Management Date: 9-9-13

Project Description: KAW AT&T BROADWAY