


REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Ivone Avila-Ponce, City Attorney's Office

FROM: Glen D. Blackburn, P.E., Director, Right-of-Way Services 

DATE: January 12, 2024

ROW #: 2023-DEDICATION-0000161 **SCHEDULE #:** Adjacent to 20 schedule numbers - See 2nd Page

TITLE: This request is to dedicate a City-owned parcel of land as Public Right-of-Way as Public Alley, bounded by East 22nd Avenue, North Elm Street, East Montview Boulevard, and North Fairfax Street.

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 Public Alley.

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 existing City owned land for Public Right-of-Way purposes as Public Alley. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2023-DEDICATION-0000161-001) HERE.

A map of the area to be dedicated is attached.

GB/PR/LRA

cc: Dept. of Real Estate, RealEstate@denvergov.org
City Councilperson, Darrel Watson District # 9
Council Aide, N/A
Council Aide, N/A
City Council Staff, Luke Palmisano
Environmental Services, Andrew Ross
DOTI, Manager's Office, Alba Castro
DOTI, Manager's Office, Nicholas Williams
DOTI, Director, Right-of-Way Services, Glen Blackburn
Department of Law, Johna Varty
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Ivone Avila-Ponce
Department of Law, Janet Valdez
DOTI Survey, Paul Rogalla
DOTI Ordinance
Project file folder 2023-DEDICATION-0000161

2nd page 20 Schedule numbers – near 5024 E 22nd Ave

0131127002000, 0131127003000, 0131127004000, 0131127005000, 0131127006000,
0131127007000, 0131127008000, 0131127009000, 0131127010000, and 0131127011000

0131127012000, 0131127013000, 0131127014000, 0131127015000, 0131127016000, 0131127017000,
0131127018000, 0131127019000, 0131127022000 and 0131127021000

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nicholas Williams
at Nicholas.Williams@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: January 12, 2024

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:** This request is to dedicate a City-owned parcel of land as Public Right-of-Way as Public Alley, bounded by East 22nd Avenue, North Elm Street, East Montview Boulevard, and North Fairfax Street.

3. **Requesting Agency:** DOTI-Right-of-Way Services
Agency Section: Survey

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

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3112
- **Email:** Lisa.ayala@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:** Nicholas Williams
- **Phone:** 720-865-8709
- **Email:** Nicholas.Williams@denvergov.org

6. **General description/background of proposed resolution including contract scope of work if applicable:** Surveyor is requesting remnant alley parcel dedication as right-of-way in the More's Park Heights area.

****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:** Bounded by East 22nd Avenue, North Elm Street, East Montview Boulevard, and North Fairfax Street
- d. **Affected Council District:** Darrell Watson, District # 9
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):**

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

Project Title: 2023-DEDICATION-0000161

Description of Proposed Project: Surveyor is requesting remnant alley parcel dedication as right-of-way in the More's Park Heights area.

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 be dedicated as Public Alley.

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

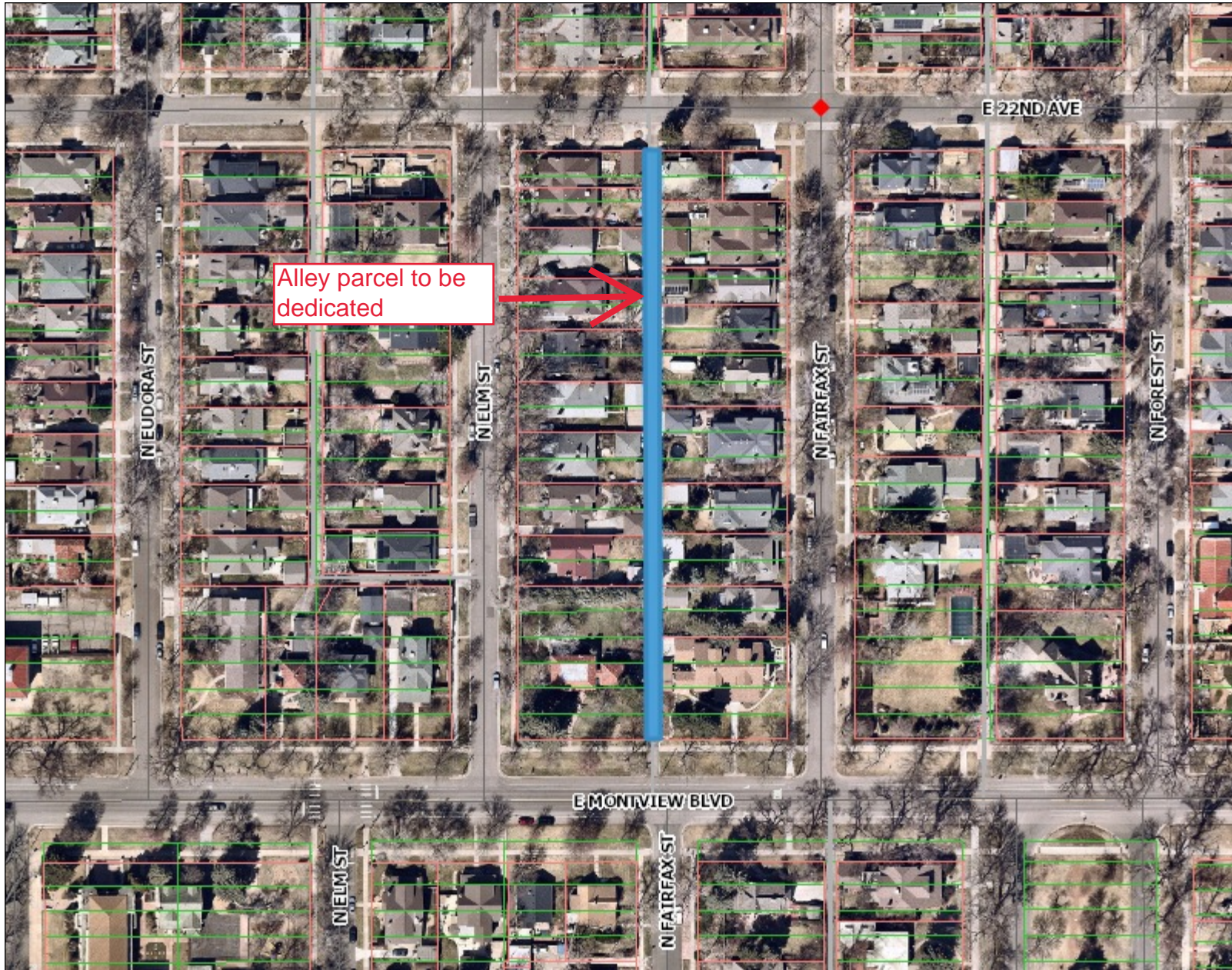
What is the known duration of a MEP: N/A

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 of dedicating it as Public Alley.



Alley parcel to be dedicated

Legend

-  Streets
-  Alleys
-  Parcels
-  Lots/Blocks



PARCEL DESCRIPTION ROW NO. 2023-DEDICATION-0000161-001:

LAND DESCRIPTION – PUBLIC ALLEY

A PARCEL OF LAND CONVEYED TO THE CITY AND COUNTY OF DENVER BY DEED RECORDED DECEMBER 14, 1888 AT BOOK 449, PAGE 32 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, COLORADO, DESCRIBED THEREIN AS:

BEING FOURTEEN (14) FEET IN WIDTH, FIVE HUNDRED AND SEVENTY FIVE (575) FEET IN LENGTH NORTH AND SOUTH AND SITUATE EQUI-DISTANT, IT'S WHOLE LENGTH FROM CLARENCE AND OLIVE AVENUES (NOW N. ELM AND N. FAIRFAX STREETS) BOUNDED NORTH BY ALZOMA AVENUE (NOW E. 22ND AVENUE), SOUTH BY THE SOUTH LINE OF BLOCK NUMBERED ELEVEN (11) IN MORE'S PARK HEIGHTS AND EAST AND WEST BY THE RESIDUE OF SAID BLOCK 11, BEING A STRIP OF LAND SEVEN (7) FEET IN WIDTH ACROSS THE REAR END OF EACH AND EVERY LOT IN SAID BLOCK 11.

Receipt
 Ph. Kohn
 to
 George Hamberger, et al
 Filed for record at 4 P.M.
 Dec 17, 1888
 ✓ Joseph Smith, Recorder.

Denver Dec 13/88

Rec'd of George Hamberger & Peter Schaefer One Hundred dollars (100^{00/100}) as a deposit on cov. of Curtis & 20 St being lots 31 & 32 Block 94 C.D. The Purchase price to be twenty five thousand dollars - Fifteen thousand cash down and Ten thousand dollars payable in one year after date at 8%. The Bal of Five thousand nine hundred to be paid inside of Ten days from above date or the above one hundred dollars to be forfeited, if title of said property to be clear or may be refunded.

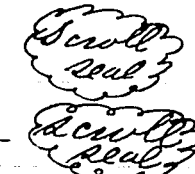

Ph. Kohn

Dedication for Alley.
 Joseph W. Moore, et al
 to
 The Public
 Filed for record at 3⁴⁵ P.M.
 Dec 14, 1888
 ✓ Joseph Smith
 Recorder.

This Indenture Witnesseth, that for and in consideration of one dollar to us in hand paid, the receipt whereof is hereby acknowledged we Joseph W. Moore and Elmer W. Merritt both of Arapahoe County, State of Colorado have dedicated and set apart and do hereby dedicate and set apart to and for the use occupancy and enjoyment as and for a public alley forever by and of the public all that tract or parcel of land situate in the County of Arapahoe and State of Colorado described as follows.

Being fourteen (14) feet in width, five hundred and seventy five (575) feet in length north and south and situate equi-distant, its whole length from Blavene and Olive Avenues bounded north by Algona Avenue south by the south line of Block numbered eleven (11) in "Moore Park Heights" and east and west by the residue of said Block 11, being a strip of land seven (7) feet in width across the rear end of each and every lot in said Block 11. Reference being hereby made to the map of "Moore Park Heights" on file and of record in the office of the Clerk and Recorder of Arapahoe County, Colorado.

In Witness whereof we have hereunto set our hands and seals this fourth day of December AD 1888

Joseph W. Moore 
 Elmer W. Merritt 

State of Colorado }
 County of Arapahoe }
 I, Philo D. Grommon, a Notary Public in and for said County in the State aforesaid do hereby certify that Joseph W. Moore, and Elmer W. Merritt who are personally known to me to be the persons whose names are subscribed to the foregoing deed of dedication appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument of writing as their free and voluntary act and deed for the uses and purposes therein set forth
 Given under my hand and notarial seal this fourth day of December AD 1888

my commission expires Sept 30, 1890



Philo D. Grommon
 Notary Public

Agreement
 Frank
 Ada E.
 Filed for
 De
 Joseph
 Part in
 Warrant
 Lots
 number
 And
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