

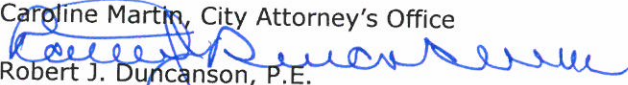


Denver Public Works
Right-of-Way Services

201 W Colfax Ave, Dept. 507
Denver, CO 80202
720.865.3001
Denver.ROW@denvergov.org
www.denvergov.org/survey

REQUEST FOR VACATION ORDINANCE

TO: Caroline Martin, City Attorney's Office

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

ROW #: 2014-0581-04

DATE: March 6, 2015

SUBJECT: Request for an Ordinance to vacate a portion of an alley at 3300 E 1st Ave, without reservations.

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

This office has investigated the request of John Heiberger of Kimley-Horn, on behalf of Ogilvie Properties for granting of the above requested vacation. This matter has been inspected and has been coordinated with Asset Management; Colorado Department of Transportation [if State Highway]; Comcast; Commission for People with Disabilities; Community Planning & Development – Building Inspections, Planning and Zoning; City Councilperson; Fire Department; Metro Wastewater Reclamation District; Office of Emergency Management; Parks & Recreation; Public Works – DES - Construction Engineering, DES Engineering – Transportation & Wastewater, Survey, Public Works – Policy and Planning; Public Works – Street Maintenance; CenturyLink; Regional Transportation District; Denver Water Department; Xcel Energy, all of whom have indicated their agreement.

As a result of these investigations, it has been determined that there is no objection to vacating the said area.

Therefore, you are requested to initiate Council action to vacate the following area:

INSERT PARCEL DESCRIPTION ROW 2014-0581-04-001 HERE

The following information, pertinent to this request action, is submitted:

1. The width of this area is 5.98 feet.
2. Transportation connectivity is preserved so that there will be minimal impacts to the transportation system.
3. The area is not open and is not being used.
4. No buildings abut said area.
5. The owner of the contiguous area would benefit by being able to make more effective use of their ground; the City would benefit by reduced maintenance responsibility.
6. Grades and drainage are not adversely affected by this action.
7. Replacement area will not be required.
8. The vacating notice was posted on October 10, 2014, and the 20-day period for protests has expired.
9. Adjoining Neighbor and Registered Neighborhood Organization notification was sent on October 10, 2014.
10. Protests sustained by the Manager of Public Works have not been filed.
11. Ordinance action by the City Council is considered to be necessary because the Council is the only City body authorized by the Charter to dispose of City property.

RJD: aal

cc: Asset Management – Steve Wirth
City Councilperson & Aides
City Council Staff – Shelley Smith
Capital Projects Management – Mike Anderson
Department of Law – Shaun Sullivan
Department of Law – Karen Aviles
Department of Law – Brent Eisen
Public Works, Manager’s Office – Alba Castro
Public Works, Legislative Services – Angela Casias
Public Works, Solid Waste – Mike Lutz
Public Works, Survey – Paul Rogalla
Public Works, Street Maintenance – Brian Roecker

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at Angela.Casias@DenverGov.org by 12:00 pm on Monday.

Date of Request: March 6, 2015

Please mark one: Bill Request or Resolution Request

Is this request: A new contract* A contract amendment* or Neither

*If this request is a contract or an amendment, is it:

A revenue agreement or An expenditure agreement

Contract Control Number:

Contract Terms/Dates:

Costs (if this is a contract amendment please include the original cost, additional cost and new total. *Failure to provide this information may delay processing*):

1. **Bill Description for the City Council Agenda:** (please give a one sentence description of the ordinance request. Describe if the request is a contract, amendment, lease, grant, change to code, rezoning, etc. and any other information that Council needs to approve the request)

2014-0581-04: Partial alley vacation at 3300 E 1st Ave

2. **Requesting Agency:**

3. **Contact Person:** (Subject Matter Expert on the request)

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

4. **Contact Person:** (Please list the person who will read this item at Mayor Council and attend first and second reading to answer questions)

- **Name:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** Angela.Casias@denvergov.org

5. **Background on the request:**

This is part of the overall redevelopment of E 1st Ave and Cook St.

6. **Please complete the following fields:**

- A. **Location:** 3300 E 1st Ave
- B. **Affected Council District:** #10 – Jeanne Robb
- C. **Benefits:** N/A

7. **Is there any controversy surrounding this ordinance? 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: 2014-0581-04: Partial alley vacation at 3300 E 1st Ave

Description of Proposed Project: This is a proposal to vacate a portion of an alley in order to redevelop the block.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Overall lot redevelopment.

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: No.

Will an easement be placed over a vacated area, and if so explain: No.

Will an easement relinquishment be submitted at a later date: No.

Additional information: None.

EXHIBIT "B"

LEGAL DESCRIPTION

A PORTION OF THE SOUTHEAST 1/4 OF SECTION 12, TOWNSHIP 4 SOUTH,
RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER,
STATE OF COLORADO

A land description being more fully described as follows:

Commencing at a Range point in the intersection of East 1st Ave and Adams Street from whence a Range point in the intersection of East 1st Ave and Cook Street bears South 89°57'26" East a distance of 340.00 feet with all bearings herein relative thereto:

Thence South 38°07'20" East a distance of 315.67 feet to the Point of Beginning;

Thence South 89°57'26" East a distance of 125.00 feet;

Thence South 00°01'44" West a distance of 5.98 feet;

Thence North 89°57'26" West a distance of 125.00 feet;

Thence North 00°01'44" East a distance of 5.98 feet;

To the TRUE POINT OF BEGINNING.

CONTAINING: 745 square feet or 0.017 acres of land, more or less.

PREPARED BY:
JEFFREY J. MACKENNA P.L.S. 34183 DATE: 09/15/2014
FOR FALCON SURVEYING, INC.

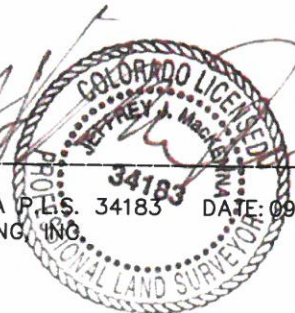
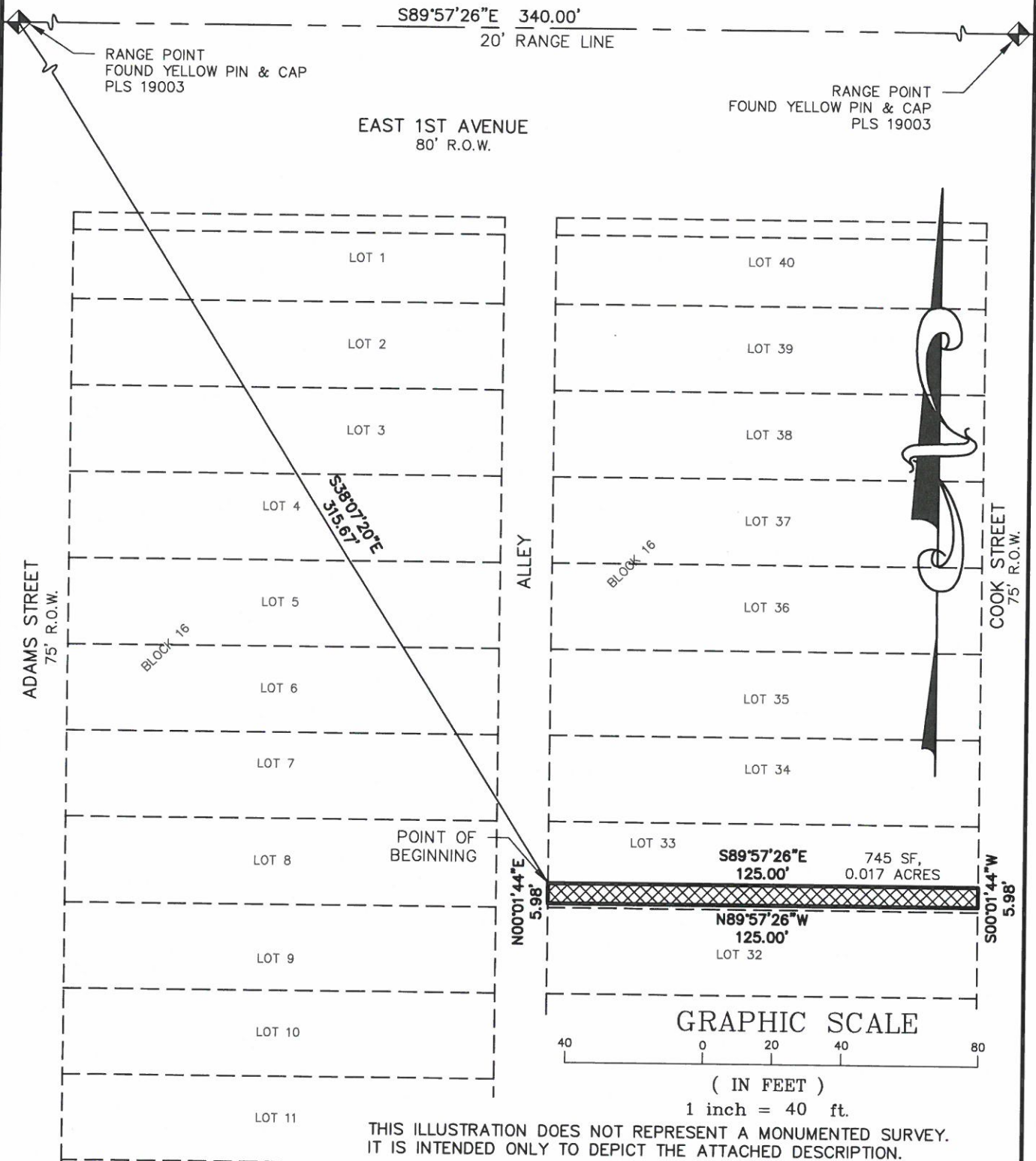


EXHIBIT "B"

A PORTION OF THE SOUTHEAST 1/4 OF SECTION 12, TOWNSHIP 4 SOUTH,
RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER,
STATE OF COLORADO



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