

**BY AUTHORITY**

1  
2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2023

COUNCIL BILL NO. CB23-1615  
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance relinquishing a portion of the easement established in the**  
7 **Permanent Easement for Public Access, recorded with the Denver Clerk &**  
8 **Recorder at Reception No. 2022068734, located at 1049 North Stewart 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 no longer requires a portion of the easement in the area hereinafter described, and subject  
12 to approval by ordinance, has relinquished the same;

13 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

14 **Section 1.** That the action of the Executive Director of the Department of Transportation  
15 and Infrastructure in relinquishing a portion of the easement established in the Permanent Easement  
16 for Public Access, recorded with Denver Clerk & Recorder at Reception No. 2022068734, in the  
17 following area:

18 **PARCEL DESCRIPTION ROW NO. 2023-RELINQ-0000006-001:**

19 A PARCEL OF LAND BEING A PORTION OF LOTS 36 AND 37, BLOCK 9, WEST VILLA PARK,  
20 AND SITUATED IN THE NORTHEAST 1/4 OF SECTION 6, TOWNSHIP 4 SOUTH, RANGE 68  
21 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF  
22 COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

23 COMMENCING AT A RANGE POINT IN THE INTERSECTION OF STUART STREET AND WEST  
24 10TH AVENUE BEING A NUMBER 5 REBAR FROM WHENCE A RANGE POINT IN THE  
25 INTERSECTION OF TENNYSON STREET AND WEST 10TH AVENUE BEING AN AXLE BEARS  
26 NORTH 89°39'45" WEST, A DISTANCE OF 305.08 FEET WITH ALL BEARINGS HEREIN  
27 RELATIVE THERETO;

28 THENCE NORTH 03°14'59" WEST, A DISTANCE OF 320.45 FEET TO THE SOUTHEAST  
29 CORNER OF SAID LOT 37 AND THE POINT OF BEGINNING;

30 THENCE SOUTH 80°47'03" WEST, A DISTANCE OF 126.84 FEET TO THE WEST LINE OF  
31 SAID LOT 36;

32 THENCE NORTH 00°19'43" EAST ALONG THE WEST LINE OF SAID LOT 36, A DISTANCE OF  
33 19.81 FEET;

1 THENCE NORTH 80°19'22" EAST, A DISTANCE OF 127.01 FEET TO THE EAST LINE OF SAID  
2 LOT 37;

3 THENCE SOUTH 00°19'43" WEST ALONG THE EAST LINE OF SAID LOT 37, A DISTANCE OF  
4 20.85 FEET TO THE SOUTHEAST CORNER OF SAID LOT 37 AND THE POINT OF  
5 BEGINNING.

6 CONTAINING: 2,543 SQUARE FEET, 0.058 ACRES OF LAND, MORE OR LESS  
7 be and the same is hereby approved and that a portion of the easement within the above-described  
8 area is hereby relinquished.

9 COMMITTEE APPROVAL DATE: October 31, 2023 by Consent

10 MAYOR-COUNCIL DATE: November 7, 2023 by Consent

11 PASSED BY THE COUNCIL: November 20, 2023

12  \_\_\_\_\_ - PRESIDENT

13 APPROVED: Michael C. Johnston - MAYOR Nov 22, 2023  
Michael C. Johnston (Nov 22, 2023 13:35 MST)

14 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
15 EX-OFFICIO CLERK OF THE  
16 CITY AND COUNTY OF DENVER

17 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

18 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: November 9, 2023

19 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the Office of the  
20 City Attorney. We find no irregularity as to form and have no legal objection to the proposed  
21 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6  
22 of the Charter.

23  
24 Kerry Tipper, Denver City Attorney

25 BY: Anshul Bagga, Assistant City Attorney DATE: Nov 8, 2023  
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