



## REQUEST FOR ORDINANCE TO RELINQUISH AN EASEMENT

**TO:** Katie Ehlers, City Attorney's Office

**FROM:** Glen Blackburn, PE, Director, Right of Way Services

**PROJECT NO:** 2025-RELINQ-0000014

**DATE:** October 14, 2025

**SUBJECT:** Request for an Ordinance to relinquish the easements in their entirety established in the Permanent Non-Exclusive Easement (PNEE) Reception No. 2017140937. Located at 2100 South Josephine Street.

Signed by:  
  
DF13EBC85E48471...

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

This office has investigated the request of Confluent Development, dated July 9, 2025 on behalf of CD-MS (Observatory Park) LLC for the relinquishment of the subject easements.

This matter has been coordinated with Asset Management; City Forester; Comcast; Denver Water; DOTI ROWS Survey; Denver Fire Department; Historic Preservation/Landmark; Metro Water Recovery; Emergency Management; Parks & Recreation; DOTI ROWS Construction Engineering; DOTI Policy and Planning; DOTI Sign & Stripe; CenturyLink; Xcel Energy; City Councilperson Kashmann, District 6; CPD DS Project Coordinator; DOTI ROWS DES Transportation and Wastewater; RTD; and CDOT, all of whom have indicated no objection to the proposed easement relinquishment.

As a result of these investigations, it has been determined that there is no objection to relinquishing the subject easements.

A vicinity map of the subject easement area and a copy of the documents creating the easements are attached.

GB:je

cc: City Councilperson & Aides  
City Council Staff – Luke Palmisano  
Department of Law – Bradley Beck  
Department of Law – Martin Plate  
Department of Law – Katie Ehlers  
Department of Law – Mar'quasa Maes  
DOTI, Manager's Office – Alba Castro  
DOTI, ROWS Deputy Director – Darion Mayhorn  
DOTI, Ordinance  
DOTI, Survey – Paul Rogalla

City and County of Denver Department of Transportation & Infrastructure  
Right-of-Way Services | Engineering & Regulatory  
201 W Colfax Ave, Dept 507 | Denver, CO 80202  
[www.denvergov.org/rowplanreview](http://www.denvergov.org/rowplanreview)  
Phone: (720) 865-3003

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to the Mayor's Legislative Team

at [MileHighOrdinance@DenverGov.org](mailto:MileHighOrdinance@DenverGov.org) by 9 a.m. Friday. Contact the Mayor's Legislative team with questionsDate of Request: October 14, 2025Please mark one: ☒ Bill Request or ☐ Resolution RequestPlease mark one: The request directly impacts developments, projects, contracts, resolutions, or bills that involve property and impact within .5 miles of the South Platte River from Denver's northern to southern boundary? (Check map [HERE](#))☐ Yes ☒ No**1. Type of Request:**☐ Contract/Grant Agreement ☐ Intergovernmental Agreement (IGA) ☐ Rezoning/Text Amendment☐ Dedication/Vacation ☐ Appropriation/Supplemental ☐ DRMC Change☒ Other: Easement Relinquishment**2. Title:** (Start with *approves*, *amends*, *dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Approves an Ordinance to relinquish the easements in their entirety established in the Permanent Non-Exclusive Easement (PNEE) Reception No. 2017140937. Located at 2100 South Josephine Street.

**3. Requesting Agency:** Department of Transportation & Infrastructure, Right-of-Way Services, Engineering & Regulatory**4. Contact Person:**

|                                                                                              |                                                     |
|----------------------------------------------------------------------------------------------|-----------------------------------------------------|
| Contact person with knowledge of proposed ordinance/resolution (e.g., subject matter expert) | Contact person for council members or mayor-council |
| Name: Jessica Eusebio                                                                        | Name: Alaina McWhorter                              |
| Email: Jessica.Eusebio@denvergov.org                                                         | Email: Alaina.mcwhorter@denvergov.org               |

**5. General description or background of proposed request. Attach executive summary if more space needed:**

Request for an Ordinance to relinquish the easements in their entirety established in the Permanent Non-Exclusive Easement (PNEE) Reception No. 2017140937. Located at 2100 South Josephine Street.

**6. City Attorney assigned to this request (if applicable):** Martin Plate**7. City Council District:** Councilperson Kashmann, District 6**8. \*\*For all contracts, fill out and submit accompanying Key Contract Terms worksheet\*\****To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

## Key Contract Terms

Type of Contract: (e.g. Professional Services &gt; \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

**Vendor/Contractor Name (including any dba's):**

**Contract control number (legacy and new):**

**Location:**

Is this a new contract? ☐ Yes ☐ No Is this an Amendment? ☐ Yes ☐ No If yes, how many? \_\_\_\_\_

**Contract Term/Duration (for amended contracts, include existing term dates and amended dates):**

**Contract Amount (indicate existing amount, amended amount and new contract total):**

| <i>Current Contract Amount</i><br><i>(A)</i> | <i>Additional Funds</i><br><i>(B)</i> | <i>Total Contract Amount</i><br><i>(A+B)</i> |
|----------------------------------------------|---------------------------------------|----------------------------------------------|
|                                              |                                       |                                              |

| <i>Current Contract Term</i> | <i>Added Time</i> | <i>New Ending Date</i> |
|------------------------------|-------------------|------------------------|
|                              |                   |                        |

**Scope of work:**

**Was this contractor selected by competitive process?**

**If not, why not?**

**Has this contractor provided these services to the City before?** ☐ Yes ☐ No

**Source of funds:**

**Is this contract subject to:** ☐ **W/MBE** ☐ **DBE** ☐ **SBE** ☐ **XO101** ☐ **ACDBE** ☐ **N/A**

**WBE/MBE/DBE commitments (construction, design, Airport concession contracts):**

**Who are the subcontractors to this contract?**

*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_



## EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

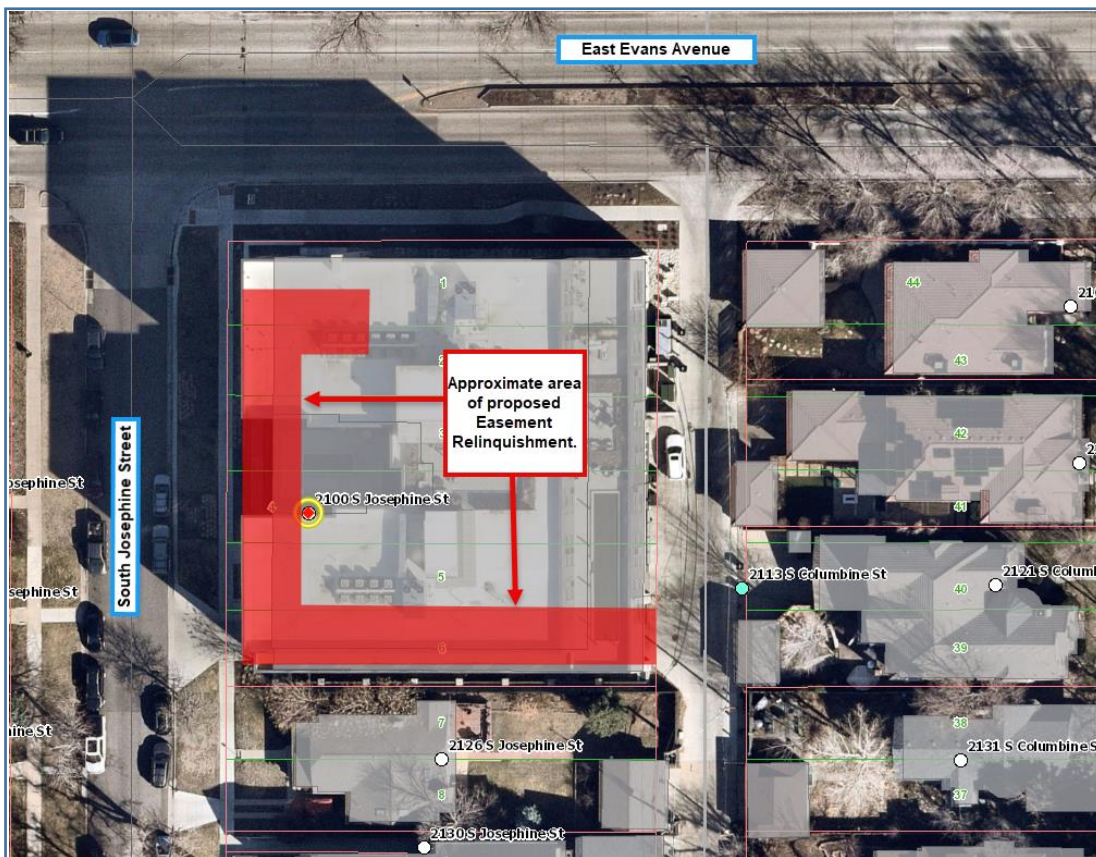
Application Title: 2025-RELINQ-0000014 Morning Star Observatory Park 2100 S Josephine St

Property Owner: CD-MS (Observatory Park) LLC

Description of Proposed Easement Relinquishment: Proposing to relinquish the easements in their entirety established in the Permanent Non-Exclusive Easement (PNEE) Reception No. 2017140937. Located at 2100 South Josephine Street.

Project Background: The applicant is seeking to relinquish this easement as it was part of a development plan in 2017 that was never constructed. A new plan was approved in 2020 that provided an underground stormwater vault in a different location. The 2017 easement is no longer necessary.

Location Map:



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