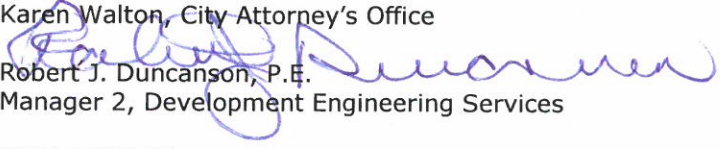




Department of Public Works
Permit Operations and Right of Way Enforcement
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202
P: 720-865-2782
www.denvergov.org/pwprs

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Karen Walton, City Attorney's Office

FROM: Robert J. Duncanson, P.E.

Manager 2, Development Engineering Services

PROJECT NO: 2012-0295-03

DATE: June 9, 2014

SUBJECT: Request for an Ordinance to relinquish certain easements established by **Ordinance #375, Series of 1971.**

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

This office has investigated the request of Michael Kaplan of Otten Johnson, dated November 15, 2012, on behalf of LG Cherry Creek LLC and Colorado Intergovernment Risk Sharing Agency for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast Corporation; Councilperson; CPD: Planning Services; Denver Water Board; Fire Department; Metro Wastewater Reclamation District; Office of Telecommunications; PW: DES Engineering, and DES Survey; Qwest Corporation; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement(s).

Therefore, you are requested to initiate Council action to relinquish the easements in the following described areas:

INSERT PARCEL DESCRIPTION ROW 2012-0295-03-001 HERE

A map is attached showing the area in which the subject easement is to be relinquished. A copy of the Ordinance creating the easement is also attached.

Attachments

RJD:aal

c: Asset Management: Steve Wirth
City Council: Gretchen Williams
Councilperson Robb and Aides
Department of Law: Karen Aviles
Department of Law: Brent Eisen
Department of Law: Karen Walton
Department of Law: Shaun Sullivan
Public Works: Alba Castro
Public Works: Nancy Kuhn
Public Works Survey: Paul Rogalla

Property Owner

LG Cherry Creek LLC
3399 Peachtree Rd NE, STE 600
Atlanta, GA 30326-2832

Colorado Intergovernment Risk Sharing Agency
3665 E Cherry Creek North Dr
Denver, CO 80209-3700

Agent
Michael Kaplan
Otten Johnson
950 17th Street, Suite 1600
Denver, CO 80202

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at
Nancy.khun@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: June 9, 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.)

2012-0295-03 360 S Monroe Easement Relinquishment

3. **Requesting Agency:** Public Works Survey

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

- **Name:** Adrienne Lorantos, AICP
- **Phone:** 720-865-3119
- **Email:** Adrienne.Lorantos@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 an Ordinance to relinquish certain easements established by Ordinance #375, Series of 1971.

****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:** 360 S Monroe
- d. **Affected Council District:** District #10 – Jeanne Robb
- 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: _____



DENVER
THE MILE HIGH CITY

EXECUTIVE SUMMARY

Project Title: 2012-0295-03 360 S Monroe Easement Relinquishment

Description of Proposed Project: Request for an ordinance to relinquish certain easements established by Ordinance #375, Series of 1971.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: For the 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: 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: There were no objections to this request.

2012-0295-03-001

PW PROJECT NO. 2012-0295
PW LAND DESCRIPTION 2012-0295-03-001

LAND DESCRIPTION

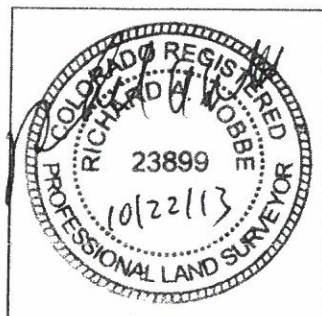
PAGE 1 OF 2

A PARCEL OF LAND WITHIN BLOCK 4, BURNSDALE, AS RECORDED IN BOOK 18 PAGE 45, LOCATED IN THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN CITY AND COUNTY OF DENVER, STATE OF COLORADO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THOSE EASEMENTS AS RESERVED BY ORDINANCE 375; SERIES 1971 WHICH VACATED THAT PORTION OF THE ALLEY IN BLOCK 4 OF BURNSDALE, LYING SOUTH OF THE SOUTH LINE OF LOT 12, SAID BLOCK 4, AND SAID LINE EXTENDED EASTERLY.

PREPARED BY BRIAN DUMMER
REVIEWED BY RICHARD A. NOBBE PLS
FOR AND ON BEHALF OF
MARTIN/MARTIN INC.
12499 W. COLFAX AVE.
LAKEWOOD, CO. 80215
(303) 431-6100
(303) 431-4028 FAX
NOVEMBER 8, 2012

DRAWING LOCATION: G:\HORN\23871 Monroe St Apts\PLANS\EXHIBITS\ALLEY RESERVATION VACATION.dwg



REV. OCTOBER 22, 2013
REV. JANUARY 18, 2013
NOVEMBER 08, 2012

 **MARTIN / MARTIN**
CONSULTING ENGINEERS

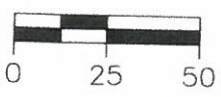
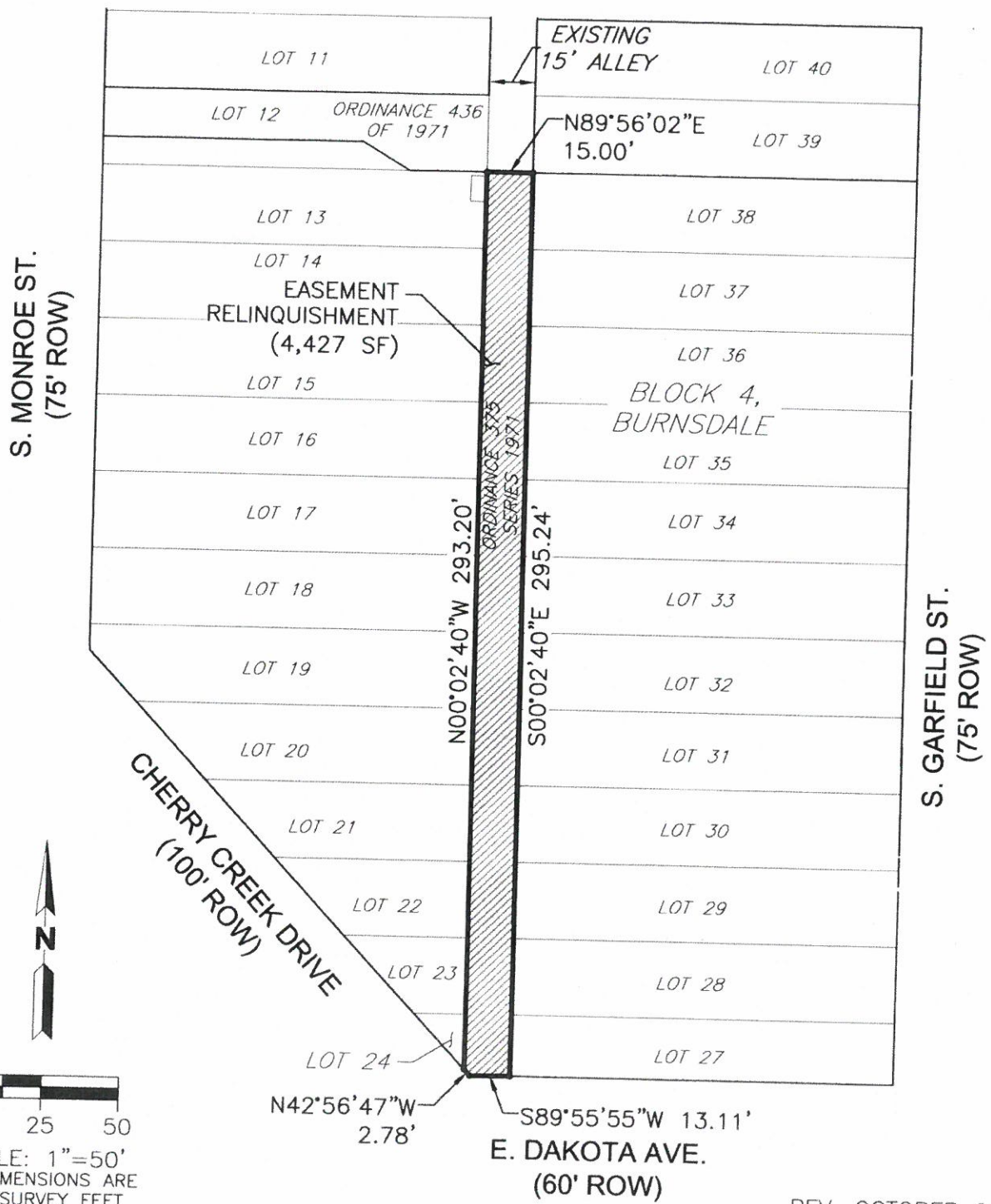
12499 WEST COLFAX AVE.
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303.431.6100
FAX 303.431.4028

2012-0295-03-001

EXHIBIT A

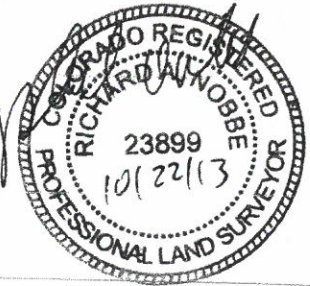
PW PROJECT NO. 2012-0295
PW LAND DESCRIPTION 2012-0295-03-001

PAGE 2 OF 2



SCALE: 1"=50'
ALL DIMENSIONS ARE
U.S. SURVEY FEET

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



REV. OCTOBER 22, 2013
REV. JANUARY 18, 2013
NOVEMBER 08, 2012

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CONSULTING ENGINEERS

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