

1 **BY AUTHORITY**

2 RESOLUTION NO. CR21-0752

3 COMMITTEE OF REFERENCE:

4 SERIES OF 2021

5 Land Use, Transportation & Infrastructure

6 **A RESOLUTION**

7 **Laying out, opening and establishing as part of the City street system parcels of
8 land as East Dakota Avenue at the intersection of South Garfield Street and East
9 Dakota Avenue; and, a public alley bounded by East Dakota Avenue, South
10 Garfield Street, East Alameda Avenue and South Jackson Street.**

11 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of
12 the City and County of Denver has found and determined that the public use, convenience and
13 necessity require the laying out, opening and establishing as a public street and a public alley
14 designated as part of the system of thoroughfares of the municipality those portions of real property
15 hereinafter more particularly described, and, subject to approval by resolution has laid out, opened
16 and established the same as a public street and a public alley;

17 **BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

18 **Section 1.** That the action of the Executive Director of the Department of Transportation
19 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
20 the municipality the following described portion of real property situate, lying and being in the City
21 and County of Denver, State of Colorado, to wit:

22 **PARCEL DESCRIPTION ROW NO. 2019-DEDICATION-0000152-001:**

23 **LAND DESCRIPTION – STREET PARCEL**

24 PARCEL 1 OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
25 COUNTY OF DENVER, RECORDED ON THE 3RD DAY OF SEPTEMBER, 2020, AT
26 RECEPTION NUMBER 2020142615 IN THE CITY AND COUNTY OF DENVER CLERK AND
RECODER'S OFFICE, STATE OF COLORADO, THEREIN AS:

27 A PARCEL OF LAND BEING PORTIONS OF LOT 24, BLOCK 3, BURNSDALE SUBDIVISION AS
28 RECORDED ON MARCH 28, 1925 IN PAGE 10 OF BOOK 23 AT THE OFFICE OF THE CLERK
29 AND RECORDER FOR THE CITY AND COUNTY OF DENVER AND THE UNPLATTED LAND
30 WEST OF THE ALLEY DESCRIBED IN ORDINANCE NO. 77 SERIES OF 1955 AND ABUTTING
31 SAID BLOCK 3, SITUATED IN THE NORTHEAST 1/4 OF SECTION 13, TOWNSHIP 4 SOUTH,
32 RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER,
33 STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

34 **COMMENCING AT THE SOUTHWEST CORNER OF LOT 25 OF SAID BLOCK 3, SAID**
35 **SOUTHWEST CORNER LYING ON THE EASTERLY RIGHT-OF-WAY LINE OF SOUTH**
36 **GARFIELD STREET;**

1 THENCE NORTH 00°00'37" EAST, COINCIDENT WITH THE WESTERLY BOUNDARY OF SAID
2 LOT 25 AND SAID EASTERLY RIGHT-OF-WAY LINE OF SOUTH GARFIELD STREET, A
3 DISTANCE OF 30.00 FEET TO A POINT ON THE WESTERLY BOUNDARY OF LOT 24 OF SAID
4 BURNSDALE SUBDIVISION AND THE NORTHERLY RIGHT-OF-WAY LINE OF EAST DAKOTA
5 AVENUE, AND THE **POINT OF BEGINNING**;

6
7 THENCE CONTINUING NORTH 00°00'37" EAST, DEPARTING SAID NORTHERLY RIGHT-OF-
8 WAY LINE, AND COINCIDENT WITH SAID EASTERLY RIGHT-OF-WAY LINE AND SAID
9 WESTERLY BOUNDARY OF LOT 24, A DISTANCE OF 2.00 FEET;
10 THENCE DEPARTING SAID WESTERLY BOUNDARY OF LOT 24 AND EASTERLY RIGHT-OF-
11 WAY LINE OF SOUTH GARFIELD STREET SOUTH 89°59'50" EAST, 2.00 FEET NORTHERLY
12 OF AND PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY LINE OF EAST DAKOTA
13 AVENUE, A DISTANCE OF 124.88 FEET TO POINT ON THE WESTERLY BOUNDARY OF THE
14 ALLEY DESCRIBED IN ORDINANCE NO. 77 SERIES OF 1955 AND ABUTTING SAID BLOCK 3;
15 THENCE SOUTH 00°01'16" WEST, COINCIDENT WITH THE WESTERLY BOUNDARY OF SAID
16 ALLEY, A DISTANCE OF 2.00 FEET TO A POINT ON SAID NORTHERLY RIGHT-OF-WAY LINE
17 OF EAST DAKOTA AVENUE;
18 THENCE DEPARTING SAID WESTERLY BOUNDARY, NORTH 89°59'50" WEST, COINCIDENT
19 WITH SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 124.88 FEET TO THE **POINT**
20 **OF BEGINNING**.

21
22 SAID PARCEL CONTAINS 250 SQUARE FEET, OR 0.006 ACRES, MORE OR LESS.
23

24 **BASIS OF BEARINGS**

25 BEARINGS ARE BASED ON THE 20.4' RANGE LINE IN SOUTH GARFIELD STREET RUNNING
26 BETWEEN EAST ALAMEDA AVENUE AND EAST DAKOTA AVENUE ASSUMED TO BEAR
27 NORTH 00°00'37" EAST.

28
29 be and the same is hereby approved and said real property is hereby laid out and established and
30 declared laid out, opened and established as East Dakota Avenue.

31 **Section 2.** That the real property described in Section 1 hereof shall henceforth be known
32 as East Dakota Avenue.

33 **Section 3.** That the action of the Executive Director of the Department of Transportation
34 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
35 the municipality the following described portion of real property situate, lying and being in the City
36 and County of Denver, State of Colorado, to wit:

37 **PARCEL DESCRIPTION ROW NO. 2019-DEDICATION-0000152-002:**

38 LAND DESCRIPTION – ALLEY PARCEL:

39 PARCEL 2 OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND COUNTY
40 OF DENVER, RECORDED ON THE 3RD DAY OF SEPTEMBER, 2020, AT RECEPTION NUMBER
41 2020142615 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE,
42 STATE OF COLORADO, THEREIN AS:

43
44 A PARCEL OF LAND BEING A PORTION OF THE UNPLATTED ABUTTING BLOCK 3 OF
45 BURNSDALE SUBDIVISION AS RECORDED ON MARCH 28, 1925 IN PAGE 10 OF BOOK 23 AT

1 THE OFFICE OF THE CLERK AND RECORDER'S FOR THE CITY AND COUNTY OF DENVER,
2 SITUATED IN THE NORTHEAST 1/4 OF SECTION 13, TOWNSHIP 4 SOUTH, RANGE 68 WEST
3 OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF
4 COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

6 **COMMENCING** AT THE SOUTHWEST CORNER OF LOT 25 OF SAID BLOCK 3, SAID
7 SOUTHWEST CORNER LYING ON THE EASTERLY RIGHT-OF-WAY LINE OF SOUTH
8 GARFIELD STREET;

9 THENCE NORTH 00°00'37" EAST, COINCIDENT WITH THE WESTERLY BOUNDARY OF SAID
10 LOT 25 AND SAID EASTERLY RIGHT-OF-WAY LINE OF SOUTH GARFIELD STREET, A
11 DISTANCE OF 32.00 FEET TO A POINT ON THE WESTERLY BOUNDARY OF LOT 24, BLOCK
12 3 OF SAID BURNSDALE SUBDIVISION AND 2.00 FEET NORTHERLY OF THE NORTHERLY
13 RIGHT-OF-WAY LINE OF EAST DAKOTA AVENUE:

13 RIGHT-OF-WAY LINE OF EAST DAKOTA AVENUE;
14 THENCE DEPARTING SAID WESTERLY BOUNDARY OF LOT 24 AND EASTERLY RIGHT-OF-
15 WAY LINE OF SOUTH GARFIELD STREET, SOUTH $89^{\circ}59'50''$ EAST, 2.00 FEET NORTHERLY
16 OF AND PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY LINE OF EAST DAKOTA
17 AVENUE, A DISTANCE OF 122.38 FEET TO A POINT 2.50 FEET WESTERLY OF THE
18 WESTERLY BOUNDARY OF THE ALLEY OF SAID BLOCK 3, AND THE **POINT OF BEGINNING**;

20 THENCE NORTH 00°01'16" EAST, 2.50 FEET WESTERLY OF AND PARALLEL WITH SAID
21 WESTERLY BOUNDARY OF THE ALLEY, A DISTANCE OF 118.00 FEET;

22 THENCE SOUTH 89°59'31" EAST A DISTANCE OF 2.50 FEET TO A POINT ON SAID WESTERLY
23 BOUNDARY;

24 THENCE SOUTH 00°01'16" WEST, COINCIDENT WITH SAID WESTERLY BOUNDARY, A
25 DISTANCE OF 118.00 FEET TO A POINT 2.00 FEET NORTHERLY OF SAID NORTHERLY
26 RIGHT-OF-WAY LINE OF EAST DAKOTA AVENUE.

26 RIGHT-OF-WAY LINE OF EAST BARKSDALE AVENUE;
27 THENCE DEPARTING SAID WESTERLY BOUNDARY, NORTH 89°59'50" WEST, 2.00 FEET
28 NORTHERLY OF AND PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE
29 OF 2.50 FEET TO THE **POINT OF BEGINNING**.

29 OF 2.50 FEET TO THE POINT OF BEGINNING.
29

31 SAID PARCEL CONTAINS 295 SQUARE FEET, OR 0.007 ACRES, MORE OR LESS.

33 BASIS OF BEARINGS

34 BEARINGS ARE BASED ON THE 20.4' RANGE LINE IN SOUTH GARFIELD STREET RUNNING
35 BETWEEN EAST ALAMEDA AVENUE AND EAST DAKOTA AVENUE ASSUMED TO BEAR
36 NORTH 00°00'37" EAST

38 be and the same is hereby approved and said real property is hereby laid out and established and
39 declared laid out, opened and established as a public alley.

40 **Section 4.** That the real property described in Section 3 hereof shall henceforth be a public
41 alley.

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1 COMMITTEE APPROVAL DATE: July 6, 2021 by Consent
2 MAYOR-COUNCIL DATE: July 13, 2021
3 PASSED BY THE COUNCIL: _____ July 19, 2021
4  - PRESIDENT
5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER
8 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: July 15, 2021
9 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the Office of
10 the City Attorney. We find no irregularity as to form and have no legal objection to the proposed
11 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
12 3.2.6 of the Charter.
13
14 Kristin M. Bronson, Denver City Attorney
15
16 BY:  Assistant City Attorney DATE: Jul 14, 2021