

1 BY AUTHORITY

2 RESOLUTION NO. CR10-1075
3 SERIES OF 2010

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 A RESOLUTION

5 **Laying out, opening and establishing as part of the city street system certain**
6 **parcels of land as Yale Ave. located at Yale Ave. between S. Colorado Blvd., and**
7 **S. Clermont Dr., and the intersection of Yale Ave. and S. Monaco St. Pkwy.**

8
9 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and
10 determined that the public use, convenience and necessity require the laying out, opening and
11 establishing as a public street designated as part of the system of thoroughfares of the municipality
12 those portions of real property hereinafter more particularly described, and, subject to approval by
13 resolution has laid out, opened and established the same as a public street;

14 **NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF**
15 **DENVER:**

16 **Section 1.** That the action of the Manager of Public Works in laying out, opening and
17 establishing as part of the system of thoroughfares of the municipality the following described portions
18 of real property situate, lying and being in the City and County of Denver, State of Colorado, to wit:

Two parcels of land located in the Northwest 1/4 of Section 31, and the Southwest 1/4 of Section 30, Township 4 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado.

Two parcels of land conveyed by Special Warranty Deed to the City & County of Denver, recorded on the 22nd of July 1996 by Reception Number 9600101310 in the City and County of Denver Clerk & Records Office being more particularly described as follows:

Parcel 1 (Described as Parcel 3 on the Deed)

A part of Block B, University Hills Shopping Center, being a part of the Northwest Quarter of Section 31, and the Southwest Quarter of Section 30, Township 4 South, Range 67 West of the Sixth P.M., City & County of Denver, State of Colorado, Described as follows: Commencing at the Northwest Corner of said Section 31, from which the West One-Quarter Corner of said Section 31 Bears South 00 degrees 02 minutes 41 seconds West, a distance of 2641.32 feet; thence North 89 degrees 54 minutes 30 seconds East a distance of 100 feet to a point on the west line of said Block B: thence North 00 degrees 03 minutes 35 seconds West, along west line a distance of 229.85 feet to the Northwest Corner of said Block B and the True Point of Beginning; thence North 89 degrees 59 minutes 37 seconds East, along the north line of said Block B, a distance of 50.79 feet; thence South 45 degrees 26 minutes 48 seconds West, a distance of 14.25 feet; thence South 89 degrees 59 minutes 37 seconds West a distance of 40.63 feet to a point on the west line of said Block B; thence North 00 degrees 03 minutes 35 seconds West, along said west line a distance of 10.00 feet to the Point of Beginning, containing 457 square feet or 0.01 acres, more or less.

Parcel 2 (Described as Parcel 4 on the Deed)

A part of Block B, University Hills Shopping Center, being a part of the Northwest Quarter of Section 31, and the Southwest Quarter of Section 30, Township 4 South, Range 67 West of the Sixth P.M., City & County of Denver, State of Colorado, Described as follows: Commencing at the Northwest Corner of said Section 31, from which the West One-Quarter Corner of said Section 31 Bears South 00 degrees 02 minutes 41 seconds West, a distance of 2641.32 feet; thence North 89 degrees 54 minutes 30 seconds East a distance of 100 feet to a point on the west line of said Block B; thence North 00 degrees 03 minutes 35 seconds West, along said west line a distance of 229.85 feet to the northwest corner of said Block B; thence North 89 degrees 59 minutes 37 seconds East, along the north line of said Block B, a distance of 110.05 feet to a point of curvature in said north line and the True Point of Beginning; thence running along said north line of Block B the next three (3) courses; 1) along the arc of a curve to the right through a central angle of 29 degrees 23 minutes 20 seconds, an arc distance of 727.89 feet, a radius of 1419.07 feet and a chord bearing of South 75 degrees 20 minutes 00 seconds East with a distance of 719.93 feet; 2) South 60 degrees 38 minutes 42 seconds East, a distance of 151.60 feet; 3) along an arc of a curve to the left through a central angle of 16 degrees 52 minutes 49 seconds an arc distance of 162.04 feet, a radius of 550.00 feet and a chord bearing of South 68 degrees 59 minutes 10 seconds East with a distance of 161.45 feet; thence North 80 degrees 06 minutes 49 seconds West, a distance of 80.07 feet; thence along the arc of a curve to the right through a central angle of 08 degrees 39 minutes 36 seconds an arc distance of 84.57 feet, a radius of 559.50 feet and a chord bearing of North 64 degrees 52 minutes 40 seconds West with a distance of 84.49 feet; thence North 60 degrees 38 minutes 42 seconds West, a distance of 151.60 feet; thence along the arc of a curve to the left through a central angle of 28 degrees 24 minutes 26 seconds an arc distance of 698.86 feet, a radius of 1409.57 feet and a chord bearing of North 74 degrees 50 minutes 33 seconds

West with a distance of 691.73 feet; thence North 46 degrees 46 minutes 13 seconds West, a distance of 10.63 feet; thence North 81 degrees 38 minutes 06 seconds West, a distance of 16.58 feet to the Point of Beginning, containing 9,263 square feet or 0.21 acres, more or less.

A parcel of land located in the Southwest 1/4 of Section 29, Township 4 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado.

Parcel 3

A parcel of land conveyed by Quit Claim Deed to the City & County of Denver, recorded on the 13th of November 1981 in Book 2483 Page 118 in the City and County of Denver Clerk & Records Office being more particularly described as follows:

That part of Tract "A", Gaiser Holly Ridge, described as follows: Beginning at the northwest corner of South Monaco Street Parkway and Yale Avenue; thence northerly along the west of said South Monaco Street Parkway a distance of 15 feet; thence southwesterly a distance of 21.14 feet to a point on the north line of Yale Avenue as dedicated by Ordinance 42, Series of 1966; thence easterly along said north line a distance of 15 feet, more or less to the point of beginning.

be and the same is hereby approved and said portions of real property are hereby laid out and established and declared laid out, opened and established as Yale Avenue.

Section 2. That the real property described in Section 1 hereof shall henceforth be known as Yale Avenue.

1 COMMITTEE APPROVAL DATE: Week of December 2, 2010 by consent.

2 MAYOR-COUNCIL DATE: December 7, 2010

3 PASSED BY THE COUNCIL: _____, 2010

4 _____ - PRESIDENT

5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER

8 PREPARED BY: KAREN A. AVILES, Assistant City Attorney DATE: December 9, 2010

9 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of the
10 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 David R. Fine, City Attorney

14 BY: _____, Assistant City Attorney DATE: _____, 2010