


REQUEST FOR ORDINANCE TO RELINQUISH AN EASEMENT

TO: Caroline Martin, City Attorney's Office

FROM: Matt R. Bryner, PE, Director, Right of Way Services 

PROJECT NO: 2019-RELINQ-0000017

DATE: July 13, 2021

SUBJECT: Request for an Ordinance to relinquish a 3,218 square foot portion of the sanitary sewer easement(s) established in the Vacating Ordinance No. 56, Series of 1936. Located at 24th Street and California Street.

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

This office has investigated the request of Xcel Energy c/o Jeff Walker, dated September 25, 2019 on behalf of Public Service Company of Colorado for the relinquishment of the subject easement(s).

This matter has been coordinated with City Councilperson CdeBaca, District 9; Asset Management; Emergency Management; Community Planning & Development: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forester; Parks and Recreation; DOTI: ER Transportation and Wastewater, DES Transportation & Wastewater, Construction Engineering, Policy and Planning, TES Signing and Striping, Survey; Colorado Department of Transportation; Regional Transportation District; Comcast; Metro Wastewater Reclamation District; CenturyLink; and Xcel Energy, all of whom have indicated no objection to the proposed easement relinquishment(s).

As a result of these 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 easement(s) in the following described area(s):

INSERT PARCEL DESCRIPTION 2019-RELINQ-0000017-001 HERE

A vicinity map of the subject easement area(s) and a copy of the document(s) creating the easement(s) are attached.

MB:dp



DENVER
THE MILE HIGH CITY

cc: City Councilperson & Aides
City Council Staff – Zach Rothmier
Department of Law – Bradley Beck
Department of Law – Deanne Durfee
Department of Law – Maureen McGuire
Department of Law – Martin Plate
DOTI, Manager’s Office – Alba Castro
DOTI, Legislative Services – Jason Gallardo
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/doti
Phone: 720-865-3003

311 | POCKETGOV.COM | DENVERGOV.ORG | DENVER 8 TV

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at Jason.Gallardo@denvergov.org by **12:00pm on Monday**. Contact him with questions.

Date of Request: July 13, 2021

Please mark one: Bill Request or Resolution Request

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.)

Request for an Ordinance to relinquish a 3,218 square foot portion of the sanitary sewer easement(s) established in the Vacating Ordinance No. 56, Series of 1936. Located at 24th Street and California Street.

3. Requesting Agency: Department of Transportation and Infrastructure; Engineering and Regulatory

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Devin Price	Name: Jason Gallardo
Email: devin.price@denvergov.org	Email: Jason.Gallardo@denvergov.org

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

Request for an Ordinance to relinquish a 3,218 square foot portion of the sanitary sewer easement(s) established in the Vacating Ordinance No. 56, Series of 1936. Located at 24th Street and California Street.

6. City Attorney assigned to this request (if applicable): Martin Plate

7. City Council District: Councilperson CdeBaca, District 9

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

Key Contract Terms

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

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

Vendor/Contractor Name:

Contract control number:

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 (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (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

Project Title: 2019-RELINQ-0000017 - 24th St and California St

Property Owner: Public Service Company of Colorado (PSCo)

Description of Proposed Project: Request for an Ordinance to relinquish a 3,218 square foot portion of the sanitary sewer easement(s) established in the Vacating Ordinance No. 56, Series of 1936. Located at 24th Street and California Street.

Background: PSCo is expanding its California Substation and, as part of the plans, the sewer line in the subject easement area has been abandoned because there is no longer a need for sewer service. The relinquished easement area will be used for electrical equipment and foundations as part of the substation expansion.

Location Map:



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/dot
Phone: 720-865-3003



Job No.: 65319437-48
File: Sanitary Sewer Vacation.docx
Date: May 27, 2021

PROPERTY DESCRIPTION

Public Service Company of Colorado

The reserved sanitary sewer line being in a portion of the vacated public alley per Ordinance Number 56 Series 1936, recorded May 2, 1951 at Reception No. 892357 in the City and County of Denver Clerk and Recorder's Office, being that portion of said vacated alley adjacent to Lots 1-8 and Lots 25-32 of Block 147 Stile's Addition to the City of Denver, according to the plat thereof recorded November 3, 1871 in Book 1 at Page 30 in the Arapahoe County Clerk and Recorder's Office (now City and County of Denver), all being in the North Half of the Northeast Quarter of Section 34, Township 3 South, Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado, being additionally described as follows:

COMMENCING at the northerly most corner of a parcel of land described in Exhibit-B-2 of Reception No. 2010004003, recorded January 12, 2010 in the City and County of Denver Clerk and Recorder's Office, whence the westerly most corner of said parcel of land described in Reception No. 2010004003 bears S44°32'51"W a distance of 219.15 feet;

THENCE S45°22'59"E along the northeasterly line of said Block 147 a distance of 17.00 feet to the southeast corner of said Lot 1, said point being the **POINT OF BEGINNING**;

THENCE continuing S45°22'59"E along said northeasterly line of said Block 147 a distance of 16.00 feet to the northeast corner of said Lot 32;

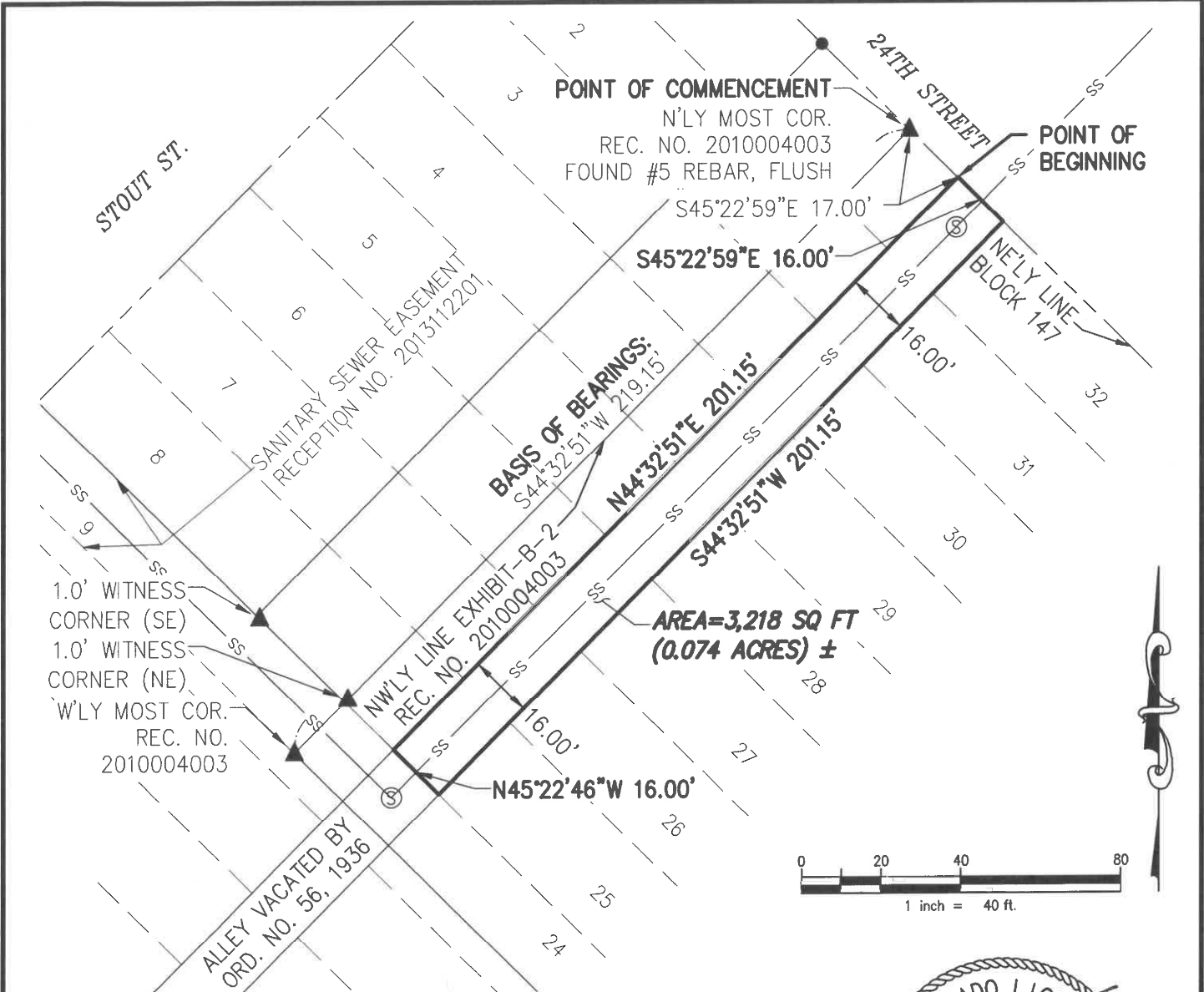
THENCE S44°32'51"W along the easterly line of said vacated public alley a distance of 201.15 feet to the northwest corner of said Lot 25;

THENCE N45°22'46"W a distance of 16.00 feet to the southwest corner of said Lot 8;

THENCE N44°32'51"E along the westerly line of said vacated public alley a distance of 201.15 feet to the **POINT OF BEGINNING**.

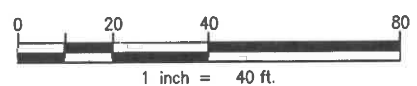
Containing 3,218 square feet (0.074 Acres), more or less.


Jacob Stone Frisch, P.S. 38149
Date: May 27, 2021
Job No.: 65319437-48
For and on Behalf of
Merrick & Company

1.0' WITNESS CORNER (SE)
 1.0' WITNESS CORNER (NE)
 W'LY MOST COR. REC. NO. 2010004003

AREA=3,218 SQ FT
 (0.074 ACRES) ±



- ▲ FOUND #5 REBAR, WITH 2" DIA. ALUM. CAP, STAMPED "MERRICK & CO, PLS 33200", FLUSH WITH THE GROUND SURFACE
- SET 5/8" REBAR, 24" LONG, WITH 2" DIA. ALUM. CAP, STAMPED "MERRICK & CO, PLS 38149," FLUSH WITH THE GROUND SURFACE, UNLESS OTHERWISE NOTED

Jacob Stone Frisch, PLS 38149
 Date: May 27, 2021
 Job No. 65319437-48
 For and on Behalf of Merrick & Company LAND SURVEYOR

NOTE:
 This exhibit does not represent a monumented survey.
 It is intended only to depict the attached description.

MERRICK PROJECT NO.		65319437-48	
CLIENT PROJECT NO.		-	
REVISION DESCRIPTION			
DRAWN	ELZ	DATE 05/27/2021	SCALE 1" = 40'
MERRICK			
5970 Greenwood Plaza Blvd., Greenwood Village, CO 80111			

SANITARY SEWER RELINQUISHMENT N 1/2 NE 1/4 SECTION 34 TOWNSHIP 3 SOUTH, RANGE 68 WEST		
TITLE: PUBLIC SERVICE COMPANY OF COLORADO		
REVISION:	DRAWING NO.	SHEET NO.
1		2 OF 2