

1 **BY AUTHORITY**

2 RESOLUTION NO. CR22-0007
3 SERIES OF 2022

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

5 **Laying out, opening and establishing as part of the City street system a parcel**
6 **of land as a public alley bounded by East 8th Avenue, North Cherry Street, East**
7 **9th Avenue and North Dexter Street.**

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

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

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

19 **PARCEL DESCRIPTION ROW NO. 2021-DEDICATION-0000109-001:**

20
21 **LAND DESCRIPTION – PUBLIC ALLEY**

22 A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
23 COUNTY OF DENVER, RECORDED ON THE 22ND DAY OF SEPTEMBER, 2021, AT
24 RECEPTION NUMBER 2021180029 IN THE CITY AND COUNTY OF DENVER CLERK AND
25 RECORDER'S OFFICE, STATE OF COLORADO, THEREIN AS:

26
27 A PARCEL OF LAND BEING A PORTION OF LOTS 42 - 35, BLOCK 3, CHAMBERLIN'S COLFAX
28 PLACE LOCATED IN THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 4 SOUTH,
29 RANGE 67 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER,
30 STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

31
32 BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 42, FROM WHENCE THE FOUND
33 RANGE POINT AT THE INTERSECTION OF 9TH AVENUE AND DAHLIA STREET BEARS
34 N61°16'05"E A DISTANCE OF 397.47 FEET ALSO BEING THE POINT OF BEGINNING;
35 THENCE ALONG THE EAST LINE OF SAID LOT 42 ALSO BEING THE WEST RIGHT-OF-WAY
36 OF DEXTER STREET, S00°28'27"E A DISTANCE OF 20.00 FEET, THENCE ALONG A LINE
37 THAT IS 20.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID LOT 42,
38 S89°39'43"W A DISTANCE OF 107.04 FEET, THENCE S47°58'01"W A DISTANCE OF 24.05

1 FEET, THENCE ALONG A LINE THAT IS 2.00 FEET EAST OF AND PARALLEL WITH THE
2 WEST LINE OF SAID LOTS 35 - 41, S00°28'39"E A DISTANCE OF 164.01 FEET, THENCE
3 ALONG THE SOUTH LINE OF SAID LOT 35, S89°39'40"W A DISTANCE OF 2.00 FEET TO THE
4 SOUTHWEST CORNER OF SAID LOT 35, THENCE ALONG THE WEST LINE OF SAID LOTS
5 35 - 42 ALSO BEING THE EAST LINE OF THE ALLEY WITHIN SAID BLOCK 3, N00°28'39"W A
6 DISTANCE OF 200.01 FEET TO THE NORTHWEST CORNER OF SAID LOT 42, THENCE
7 ALONG THE NORTH LINE OF SAID LOT 42, N89°39'43"E A DISTANCE OF 127.04 FEET TO
8 THE POINT OF BEGINNING;

9
10 SAID PARCEL CONTAINS 0.070 ACRES OR 3,045 SQUARE FEET MORE OR LESS.

11
12 ALL LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET.

13
14 BASIS OF BEARINGS:
15 BEARINGS ARE BASED ON THE 21' RANGE LINE, IN EAST 9TH AVENUE ASSUMED TO
16 BEAR N89°39'14"E BEING MONUMENTED BY A FOUND REBAR WITH 3-1/4" ALLOY CAP IN
17 RANGE BOX ILLEGIBLE AT THE INTERSECTION OF CHERRY STREET AND EAST 9TH
18 AVENUE AND A FOUND REBAR WITH 3-1/4" ALUMINUM CAP IN RANGE BOX PLS #38141 AT
19 THE INTERSECTION OF DAHLIA STREET AND EAST 9TH AVENUE.

20
21 be and the same is hereby approved and said real property is hereby laid out and established and
22 declared laid out, opened and established as a public alley.

23 **Section 2.** That the real property described in Section 1 hereof shall henceforth be a public
24 alley.

25 COMMITTEE APPROVAL DATE: December 28, 2021 by Consent

26 MAYOR-COUNCIL DATE: January 4, 2022 by Consent

27 PASSED BY THE COUNCIL: _____

28 _____ - PRESIDENT

29 ATTEST: _____ - CLERK AND RECORDER,
30 EX-OFFICIO CLERK OF THE
31 CITY AND COUNTY OF DENVER

32 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: January 6, 2022

33 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
34 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
35 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
36 3.2.6 of the Charter.

37
38 Kristin M. Bronson, Denver City Attorney

39
40 BY: _____, Assistant City Attorney DATE: _____