

Denver Public Works
Right-of-Way Services

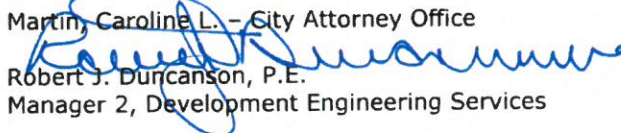
201 W Colfax Ave, Dept. 507
Denver, CO 80202
720.865.3001

Denver.ROW@denvergov.org
www.denvergov.org/survey



REQUEST TO AMEND A VACATION ORDINANCE

TO: Martin, Caroline L. – City Attorney Office

FROM: 
Robert J. Durcanson, P.E.
Manager 2, Development Engineering Services

ROW #: 2016-VACA-0000004

DATE: September 9, 2016

SUBJECT: Request an Ordinance to amend the title of Ordinance No. 423, Series of 2016 which vacated a portion of the alley bounded by Hooker Street, Irving Street, West 20th Avenue, and West 19th Avenue, without reservations.

NOTE: **There is no change to the legal description, or body of the Ordinance. There was a mistake on the street names, but the legal description is complete, correct and approved, as well as the remainder of the Ordinance.**

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

RJD: cs

cc: City Councilperson & Aides
City Council Staff – Shelley Smith
Department of Law – Shaun Sullivan
Department of Law – Brent Eisen
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Angela Casias
Public Works, Solid Waste – Mike Lutz
Public Works, Survey – Paul Rogalla
Public Works, Street Maintenance – Brian Roecker

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@DenverGov.org by 12:00 pm 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: September 14, 2016

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, contract amendment, municipal code change, supplemental request, etc.**)

Request an Ordinance to amend the title of Ordinance No. 423, Series of 2016 which vacated a portion of the alley bounded by Hooker Street, Irving Street, West 20th Avenue, and West 19th Avenue, without reservations.

3. **Requesting Agency:** Public Works Engineering and Regulatory & Analytics

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

- **Name:** Chaunda Sinn
- **Phone:** 720-865-3036
- **Email:** Chaunda.sinn@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:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** Angela.Casias@denvergov.org

6. **General description/background of proposed ordinance including contract scope of work if applicable:**

The original ordinance contained the incorrect street names in which the alley is bounded by and needs to be amended. Note: There is no change to the legal description, or body of the Ordinance. There was a mistake on the street names, but the legal description is complete, correct and approved, as well as the remainder of the Ordinance.

****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 – please do not leave blank.)

- a. **Contract Control Number:** N/A
- b. **Contract Term:** N/A
- c. **Location:** 3220 W. 20th Ave
- d. **Affected Council District:** Rafael Espinoza, District# 1
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):** 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: _____



VACATION EXECUTIVE SUMMARY

Project Title: 2016-VACA-0000004 3320 W 20th Ave Rowhomes

Owner name: Jesse Truman c/o 1920, LLC

Description of Proposed Project: Request an Ordinance to amend the title of Ordinance No. 423, Series of 2016 which vacated a portion of the alley bounded by Hooker Street, Irving Street, West 20th Avenue, and West 19th Avenue, without reservations.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: N/A

Width of area in feet: N/A

Number of buildings abut said area: N/A

The 20-day period for protests has expired, the vacating notice was posted on: N/A

Adjoining Neighbor and Registered Neighborhood Organization notification was sent on: N/A

Protests sustained by the manager of Public Works: 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

Background: The original ordinance contained the incorrect street names in which the alley is bounded by and needs to be amended. Note: There is no change to the legal description, or body of the Ordinance. There was a mistake on the street names, but the legal description is complete, correct and approved, as well as the remainder of the Ordinance.

Public Notification: N/A

Location Map:



1 **ORD CB16-0423**
2 **ORDINANCE NO. 20160423**
3 **SERIES OF 2016**

BY AUTHORITY

COUNCIL BILL NO. CB16-0423
COMMITTEE OF REFERENCE:
Infrastructure & Culture

A BILL

6 **For an ordinance to vacate the cross alley bounded by Hooker Street, Irving**
7 **Street, West 17th Avenue and West 18th Avenue, without reservations.**

8
9 **WHEREAS, the Executive Director of Public Works of the City and County of Denver has**
10 **found and determined that the public use, convenience and necessity no longer require that certain**
11 **portion of that certain area in the system of thoroughfares of the municipality hereinafter described**
12 **and, subject to approval by ordinance, has vacated the same, without reservations;**

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

15
16 **Section 1. That the action of the Executive Director of Public Works in vacating the**
17 **following described right-of-way in the City and County of Denver and State of Colorado, to wit:**

18
19 **PARCEL DESCRIPTION ROW NO. 2016-VACA-0000004-001:**

20 **A PARCEL OF LAND LOCATED IN A PORTION OF THE SOUTHWEST 1/4 OF SECTION 32,**
21 **TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY**
22 **OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

23 **BEGINNING AT THE NORTHWEST CORNER OF LOT 37, BLOCK 3, RANK'S RESUBDIVISION OF**
24 **CHELtenham HEIGHTS;**

25 **THENCE N89°54'37"E, A DISTANCE OF 30.00 FEET TO A POINT ALONG THE NORTH LINE OF**
26 **SAID LOT 37;**

27 **THENCE S50°51'55"W, A DISTANCE OF 14.18 FEET;**

28 **THENCE N00°00'00"E, A DISTANCE OF 20.97 FEET TO A POINT ALONG THE SOUTH LINE OF**
29 **LOT 35;**

30 **THENCE S89°54'39"W, A DISTANCE OF 82.00 FEET ALONG THE SOUTH LINE OF LOTS 35, 34,**
31 **AND 33;**

32 **THENCE S00°00'00"W, A DISTANCE OF 20.97 FEET;**

33 **THENCE N50°45'26"E, A DISTANCE OF 14.21 FEET TO A POINT ALONG THE NORTH LINE OF**
34 **LOT 36;**

35 **THENCE N89°54'37"E, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING;**

36 **CONTAINING 1083 SF (0.025 ACRES) MORE OR LESS.**

37
38 **be and the same is hereby approved and the described portion of right-of-way is hereby vacated and**
39 **declared vacated, without reservations.**

40
41

08/03/2018 11:48 AM R \$0.00 D \$0.00
City & County of Denver ORD 2016102436
Page: 1 of 2

1 COMMITTEE APPROVAL DATE: July 13, 2016

2 MAYOR-COUNCIL DATE: July 19, 2016

3 PASSED BY THE COUNCIL: August 1, 2016

4 [Signature] - PRESIDENT PRO-TEM

5 APPROVED: [Signature] - MAYOR AUGUST 2, 2016

6 ATTEST: Debra Johnson - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: July 25, 2016; August 4, 2016

10 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: July 21, 2016

11 Pursuant to Section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
14 § 3.2.6 of the Charter.

15
16 Denver City Attorney

17 BY: [Signature], Assistant City Attorney DATE: July 21, 2016
18



Alley Vacation

2016-VACA-000004-001

Located in the Southwest $\frac{1}{4}$ of Section 32, Township 3 South,
Range 68 West of the 6th P.M.,
City and County of Denver, State of Colorado
Page 1 of 2

Land Description:

A parcel of land located in a Portion of the Southwest $\frac{1}{4}$ of Section 32, Township 3 South, Range 68 West of the 6th Principal Meridian, Rank's Resubdivision of Block 3 Cheltenham Heights, City and County of Denver, State of Colorado, more particularly described as follows:

Beginning at the Northwest corner of Lot 37, Block 3, Rank's Resubdivision of Cheltenham Heights;
Thence N89° 54' 37"E, a distance of 30.00 feet to a point along the north line of said Lot 37;
Thence S50° 51' 55"W, a distance of 14.18 feet;
Thence N00° 00' 00"E, a distance of 20.97 feet to a point along the south line of Lot 35;
Thence S89° 54' 39"W, a distance of 82.00 feet along the south line of Lots 35, 34, and 33;
Thence S00° 00' 00"W, a distance of 20.97 feet;
Thence N50° 45' 26"E, a distance of 14.21 feet to a point along the north line of Lot 36;
Thence N89° 54' 37"E, a distance of 30.00 feet to the POINT OF BEGINNING;
Containing 1083 SF (0.025 Acres) More or Less.

Basis of Bearing: 19' Range Line with Hooker Street as measured between
the found Chiseled Cross and the found Brass Tag.
Said line being assumed to bear N00° 00' 00"E.



Prepared By:
Altitude Land Consultants, Inc.
Karl W. Franklin, PE-PLS-EXW
Colorado PLS 37969

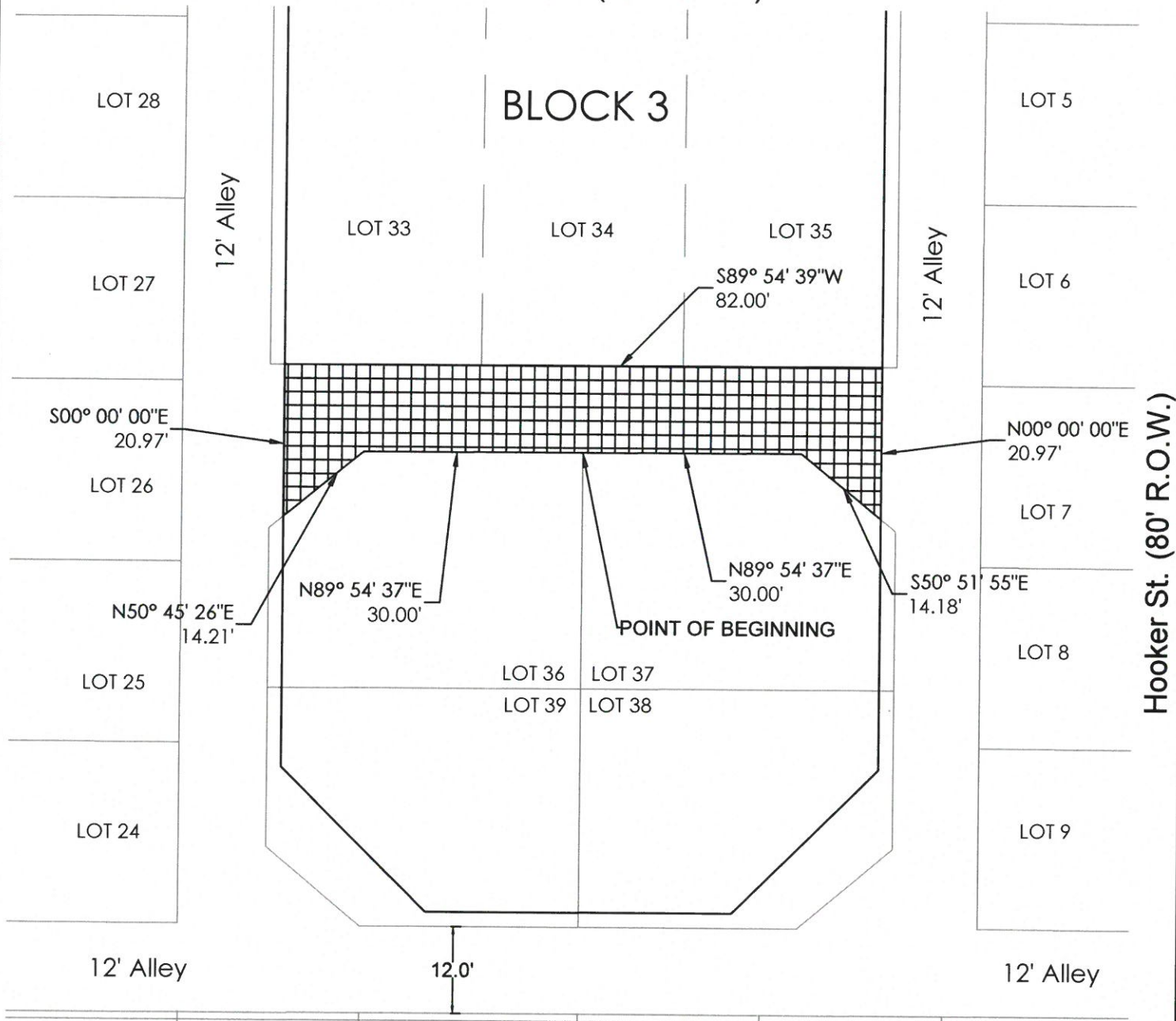
Date: 3/14/16
Job No. 15-138

Alley Vacation

2016-VACA-0000004-001

Located in the Southwest $\frac{1}{4}$ of Section 32, Township 3 South,
Range 68 West of the 6th P.M.,
City and County of Denver, State of Colorado
Page 2 of 2

W. 20th Ave. (80' R.O.W.)



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



Legend:



Prop. Alley Vacation

Date: 3/14/16
Job No. 15-138

