

1 BY AUTHORITY

2 RESOLUTION NO. CR14-0355
3 SERIES OF 2014
4

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

5 A RESOLUTION

6 **Laying out, opening and establishing as part of the City street system a parcel**
7 **of land as West 38th Avenue at its intersection with Julian Street.**
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 public streets 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**
15 **OF DENVER:**
16

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

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1 PARCEL DESCRIPTION ROW NO. 2013-0036-07-001

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4 A PARCEL OF LAND CONVEYED BY WARRANTY DEED TO THE CITY AND
5 COUNTY OF DENVER, RECORDED ON THE 12TH OF AUGUST 2013, BY
6 RECEPTION NUMBER 2013118531 (DESCRIBED AS "EXHIBIT A"), IN THE CITY
7 AND COUNTY OF DENVER CLERK AND RECORDERS OFFICE, STATE OF
8 COLORADO:

9
10 **DESCRIPTION**

11 SAID PARCEL OF LAND BEING A PORTION OF LOTS 17 THROUGH 24,
12 INCLUSIVE, BLOCK 35, SECOND FILING OF A PORTION OF HIGHLAND PARK,
13 SITUATED IN THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 3
14 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND
15 COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY
16 DESCRIBED AS FOLLOWS:

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18 **BEGINNING** AT THE NORTHWEST CORNER OF SAID BLOCK 35, SAID POINT
19 BEING ON THE SOUTH RIGHT-OF-WAY LINE OF W 38TH AVE AND ON THE
20 EAST RIGHT-OF-WAY LINE OF JULIAN ST;
21 THENCE S 87°32'41" E ALONG SAID SOUTH RIGHT-OF-WAY LINE, A
22 DISTANCE OF 200.09 FEET TO THE NORTHEAST CORNER OF SAID LOT 17;
23 THENCE S 00°00'10" W ALONG THE EAST LINE OF SAID LOT 17, A DISTANCE
24 OF 7.01 FEET;
25 THENCE N 87°32'41" W PARALLEL WITH THE SOUTH RIGHT-OF-WAY LINE
26 OF SAID W 38TH AVE, A DISTANCE OF 195.09 FEET;
27 THENCE S 46°13'37" W, A DISTANCE OF 6.92 FEET TO A POINT ON THE EAST
28 RIGHT-OF-WAY LINE OF SAID JULIAN ST;
29 THENCE N 00°00'04" W ALONG SAID EAST RIGHT-OF-WAY LINE, A
30 DISTANCE OF 12.01 FEET TO THE **POINT OF BEGINNING**.

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32 SAID PARCEL CONTAINS 1,413 SQUARE FEET OR 0.03 ACRES, MORE OR
33 LESS.

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35 BEARINGS ARE BASED ON THE SOUTH RIGHT-OF-WAY LINE OF W. 38TH
36 AVE, ASSUMED TO BEAR S 87°32'41" E.

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39 **[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**

1 be and the same is hereby approved and said real property is hereby laid out and established and
2 declared laid out, opened and established as West 38th Avenue.

3 **Section 2.** That the real property described in Section 1 hereof shall henceforth be
4 known as West 38th Avenue.

5 COMMITTEE APPROVAL DATE: April 24, 2014 [by consent]

6 MAYOR-COUNCIL DATE: April 29, 2014

7 PASSED BY THE COUNCIL: _____, 2014

8 _____ - PRESIDENT

9 ATTEST: _____ - CLERK AND RECORDER,
10 EX-OFFICIO CLERK OF THE
11 CITY AND COUNTY OF DENVER

12 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: May 1, 2014

13 Pursuant to Section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of
14 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
15 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
16 3.2.6 of the Charter.

17 D. Scott Martinez, Denver City Attorney

18 BY: _____, Assistant City Attorney DATE: _____, 2014

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