




## REQUEST FOR REVOCATION OF REVOCABLE ENCROACHMENT PERMIT

**TO:** Caroline Martin, City Attorney's Office

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

**ROW NO.:** 2005-ENCROACHMENT-0004301

**DATE:** September 16, 2021

**SUBJECT:** Request for revocation of Ordinance No. 282, Series of 2005 which granted a revocable permit to Carlos Gonzales, their successors and assigns, to encroach into the right of way with two 4-inch diameter high density polyethylene pipes, one 2-inch diameter schedule 40 PVC pipe, four 1-inch diameter schedule 40 PVC pipes, and four 3/4-inch diameter schedule 40 PVC pipes at 3411 W. Colfax Avenue.

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

This office has investigated the request from Monica G.L. Young, dated August 24, 2021, on behalf of Carlos Gonzales for revocation of the above-subject permit. The reason for the revocation is it has been abandoned and sealed.

This matter has been checked by this office to ensure the encroachment in question has been removed.

As a result of the investigations, it has been determined that there is no objection to revocation of the revocable permit.

Therefore, you are requested to initiate Council action for the revocation of a revocable permit granted by Ordinance No. 282, Series of 2005.

MB: sb

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 and Regulatory  
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**ORDINANCE/RESOLUTION REQUEST**

Please email requests to Jason Gallardo at [Jason.Gallardo@denvergov.org](mailto:Jason.Gallardo@denvergov.org) by **12:00pm on Monday**. Contact her with questions.

Date of Request: **September 16, 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: Revocation of Encroachment**

**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 revocation of Ordinance No. 282, Series of 2005 which granted a revocable permit to Carlos Gonzales, their successors and assigns, to encroach into the right of way with two 4-inch diameter high density polyethylene pipes, one 2-inch diameter schedule 40 PVC pipe, four 1-inch diameter schedule 40 PVC pipes, and four 3/4-inch diameter schedule 40 PVC pipes at 3411 W. Colfax Avenue.

**3. Requesting Agency:** Department of Transportation and Infrastructure; Engineering 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: <a href="mailto:devin.price@denvergov.org">devin.price@denvergov.org</a>	Email: <a href="mailto:Jason.Gallardo@denvergov.org">Jason.Gallardo@denvergov.org</a>

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

Request for revocation of Ordinance No. 282, Series of 2005 which granted a revocable permit to Carlos Gonzales, their successors and assigns, to encroach into the right of way with two 4-inch diameter high density polyethylene pipes, one 2-inch diameter schedule 40 PVC pipe, four 1-inch diameter schedule 40 PVC pipes, and four 3/4-inch diameter schedule 40 PVC pipes at 3411 W. Colfax Avenue.

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

**7. City Council District:** District 3 Councilperson Torres

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

*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

## Key Contract Terms

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

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*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

## ENCROACHMENT REVOCATION EXECUTIVE SUMMARY

**What is an Encroachment:** A privately owned improvement that is located in, or project over or under the public Right-of-Way.

**Project Title:** 2005-ENCROACHMENT-0004301 - Carlos Garage Site (3411 W. Colfax Ave.)

**Business/Owner name:** Carlos Garage

**Description of Encroachment:** Two 4-inch diameter high density polyethylene pipes, one 2-inch diameter schedule 40 PVC pipe, four 1-inch diameter schedule 40 PVC pipes, and four 3/4-inch diameter schedule 40 PVC pipes

**Explanation of why the Encroachment is no longer needed:** The remediation system completed its operation and is no longer needed. It has been abandoned in place and sealed.

**When was the Encroachment removed/abandoned:** May 30, 2019

**Location Map:** Continued on next page

