

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2016

COUNCIL BILL NO. CB16-1078
COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

A BILL

For an ordinance relinquishing portions of the easement reserved by Ordinance No. 300, Series of 2006, located near West Howard Place and Federal Boulevard.

WHEREAS, the Executive Director of Public Works of the City and County of Denver has found and determined that the public use, convenience and necessity no longer requires portions of the easement in the area hereinafter described, and subject to approval by ordinance, has relinquished the same;

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That the action of the Executive Director of Public Works in relinquishing portions of the easement reserved by Ordinance No. 300, Series of 2006 in the following area:

PARCEL DESCRIPTION ROW NO. 2016-RELINQ-000015-001:

A PORTION OF THOSE PARCELS VACATED IN CITY OF DENVER ORDINANCE NO. 300, SERIES OF 2006, SITUATED IN THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 5 AND CONSIDERING THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 5 TO BEAR NORTH 89°54'14" EAST, AS MONUMENTED BY SAID NORTH QUARTER CORNER OF SAID SECTION 5, BEING A 3-1/4" ALUMINUM CAP STAMPED "PLS 11434", AND BY THE NORTHEAST CORNER OF SAID SECTION 5, BEING A 3-1/4" ALUMINUM CAP STAMPED "LS 13155", WITH ALL BEARINGS HEREIN RELATIVE THERETO;

THENCE SOUTH 24°22'12" EAST A DISTANCE OF 600.61 FEET TO A POINT ON THE WEST LINE OF THAT PORTION OF ELIOT STREET VACATED IN SAID ORDINANCE, SAID POINT BEING THE POINT OF BEGINNING;

THENCE NORTH 86°17'32" EAST A DISTANCE OF 318.04 FEET;

THESE SOUTH 03°42'28" EAST A DISTANCE OF 20.13 TO THE NORTHEAST CORNER OF LOT 27, JACOB'S ADDITION TO HIGHLANDS;

THENCE ALONG THE NORTH LINES OF SAID LOT 27 AND LOT 28, JACOB'S ADDITION TO HIGHLANDS SOUTH 86°25'37" WEST A DISTANCE OF 260.05 FEET TO THE NORTHWEST CORNER OF SAID LOT 28;

THENCE ALONG THE EAST RIGHT OF WAY LINE OF THAT PORTION OF ELIOT STREET VACATED IN SAID ORDINANCE NO. 300 SOUTH 37°21'00" WEST A DISTANCE OF 198.49 FEET TO THE SOUTHWEST CORNER OF LOT 29, JACOB'S ADDITION TO HIGHLANDS;

1 THENCE CONTINUING ALONG THE EAST RIGHT OF WAY LINE OF THAT PORTION OF ELIOT STREET VACATED IN SAID
2 ORDINANCE NO. 300 SOUTH 03°33'52" EAST A DISTANCE OF 75.13 FEET TO A POINT ON THE NORTH RIGHT OF WAY
3 LINE OF WEST HOWARD PLACE;

4 THENCE ALONG SAID NORTH RIGHT OF WAY LINE OF WEST HOWARD PLACE THE FOLLOWING 4 COURSES AND
5 DISTANCES:

6 1) SOUTH 86°00'27" WEST A DISTANCE OF 8.20 FEET;

7 2) SOUTH 41°00'27" WEST A DISTANCE OF 4.24 FEET;

8 3) SOUTH 86°00'27" WEST A DISTANCE OF 30.49 FEET TO THE BEGINNING OF A TANGENT CURVE TO THE
9 RIGHT;

10 4) 38.59 FEET ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 55.00 FEET, A CENTRAL
11 ANGLE OF 40°12'03", AND A CHORD WHICH BEARS NORTH 73°53'31" WEST, 37.80 FEET;

12 THENCE ALONG THE WEST LINE OF SAID PORTION OF ELIOT STREET VACATED IN SAID ORDINANCE NO. 300 NORTH
13 05°27'51" EAST A DISTANCE OF 67.34 FEET;

14 THENCE CONTINUING ALONG THE WEST LINE OF SAID PORTION OF ELIOT STREET VACATED IN SAID ORDINANCE NO.
15 300 NORTH 35°52'21" EAST A DISTANCE OF 218.27 FEET TO THE POINT OF BEGINNING.

16 CONTAINING 22,576 SQUARE FEET (0.518 ACRES), MORE OR LESS.

17 **PARCEL DESCRIPTION ROW NO. 2016-RELINQ-0000015-002:**

18 A PORTION OF THOSE PARCELS VACATED IN CITY OF DENVER ORDINANCE NO. 300, SERIES OF 2006, SITUATED IN THE
19 NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY
20 AND COUNTY OF DENVER, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

21 COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 5 AND CONSIDERING THE NORTH LINE OF THE
22 NORTHEAST QUARTER OF SAID SECTION 5 TO BEAR NORTH 89°54'14" EAST, AS MONUMENTED BY SAID NORTH
23 QUARTER CORNER OF SAID SECTION 5, BEING A 3-1/4" ALUMINUM CAP STAMPED "PLS 11434", AND BY THE
24 NORTHEAST CORNER OF SAID SECTION 5, BEING A 3-1/4" ALUMINUM CAP STAMPED "LS 13155", WITH ALL
25 BEARINGS HEREIN RELATIVE THERETO;

26 THENCE SOUTH 40°39'51" EAST A DISTANCE OF 906.18 FEET TO THE SOUTHWEST CORNER OF LOT 26, JACOB'S
27 ADDITION TO HIGHLANDS, SAID POINT BEING THE POINT OF BEGINNING;

28 THENCE ALONG THE SOUTH LINES OF LOTS 26 AND 25, JACOB'S ADDITION TO HIGHLANDS, NORTH 86°25'44" EAST A
29 DISTANCE OF 117.42 FEET;

30 THENCE LEAVING SAID SOUTH LINE OF SAID LOT 25 SOUTH 03°14'18" EAST A DISTANCE OF 8.85 FEET TO THE
31 BEGINNING OF A TANGENT CURVE TO THE RIGHT;

32 THENCE 7.17 FEET ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 60.00 FEET, A CENTRAL
33 ANGLE OF 6°50'36", AND A CHORD WHICH BEARS SOUTH 00°11'00" WEST, A CHORD LENGTH OF 7.16 FEET TO A
34 POINT ON THE SOUTH LINE OF A 16 FOOT WIDE ALLEY VACATED BY ORDINACE RECORDED AT RECEPTION NO.
35 2006077095, DENVER COUNTY RECORDS;

36 THENCE ALONG SAID SOUTH LINE OF SAID ALLEY SOUTH 86°25'44" WEST A DISTANCE OF 116.99 FEET;

1 THENCE LEAVING SAID SOUTH LINE OF SAID ALLEY NORTH 03°14'16" WEST A DISTANCE OF 16.00 FEET TO THE POINT
2 OF BEGINNING.

3 CONTAINING 1,878 SQUARE FEET (0.043 ACRES), MORE OR LESS.

4 be and the same is hereby approved and that the easement within the above-described areas are
5 hereby relinquished.

6 COMMITTEE APPROVAL DATE: November 10, 2016, by consent

7 MAYOR-COUNCIL DATE: November 15, 2016

8 PASSED BY THE COUNCIL: _____ November 28, 2016

9 Alan Brink - PRESIDENT

10 APPROVED: [Signature] - MAYOR Nov 29, 2016

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

14 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

15 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: November 17, 2016

16 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
17 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
18 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6
19 of the Charter.

20 Kristin M. Bronson, Denver City Attorney

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