



DENVER
THE MILE HIGH CITY

Department of Public Works
Capital Projects Management
Permit Operations and Right of Way Enforcement
Infrastructure Planning & Programming
Traffic Engineering Services
201 W. Colfax Avenue
Denver, CO 80202
www.denvergov.org

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Karen Walton, City Attorney's Office
FROM: Robert J. Duncanson P.E., Engineering Manager II
Right-of-Way Services
DATE: January 11, 2011
ROW #: 2009-0152-06 **SCHEDULE #:** Parcel #1-0231312025000

TITLE: This request is to dedicate a parcel of land as Public Right of Way as a Public Alley.
Located at the intersection of W Colfax Ave and Vrain St.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality, i.e. as a Public Alley. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project Advance Auto Parts-NEC Colfax & Vrain.

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

Therefore, you are requested to initiate Council action to dedicate a parcel of land for Public Right-of-Way purposes as a Public Alley. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2009-0152-001) HERE.

A map of the area to be dedicated is attached.

RD/AG/AAL *gda*

- cc: Asset Management, Steve Wirth
City Councilperson, Susan Shepherd, District #1
City Council Staff, Gretchen Williams
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Christine Downs
Public Works, Manager's Office, Stacie Loucks
Public Works, Right-of-Way Engineering Services, Rob Duncanson
Department of Law, Karen Aviles
Department of Law, Karen Walton
Department of Law, Arlene Dykstra
Public Works Survey, Ali Gulaid
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2009-0152-06



ORDINANCE/RESOLUTION REQUEST

Please email requests to Stacy Loucks at Stacie.Loucks@denvergov.org by **NOON 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: January 11, 2011

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

This request is to dedicate a parcel of land as Public Right of Way as a Public Alley. Located at the intersection of W Colfax Ave and Vrain St.

3. Requesting Agency: PW Right of Way Engineering Services

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

- Name: Adrienne Lorantos
- Phone: 720-865-3119
- Email: Adrienne.lorantos@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: Stacie Loucks
- Phone: 720-865-8720
- Email: Stacie.Loucks@denvergov.org

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

Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as a Public Alley. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project Advance Auto Parts-NEC Colfax & Vrain.

****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.)**

- a. Contract Control Number: N/A
- b. Duration: Permanent
- c. Location: The alley near W Colfax Ave and Vrain St
- d. Affected Council District: Dist #1 Shepherd
- e. Benefits: N/A
- f. Costs: 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: _____



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EXECUTIVE SUMMARY

Project Title: 2009-0152-06, Dedication, Advance Auto Parts - NEC Colfax and Vrain St

Description of Proposed Project: To dedicate a parcel of land as Public Right of Way as a Public Alley.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: This land was deeded to the City for Public Right of Way.

Has a Temp MEP been issued, and if so, what work is underway:N/A

What is the known duration of an MEP: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

Additional information:This land was deeded to the City and County of Denver for the purpose to dedicate it as Public Right-of-Way, as a part of a development project called Advance Auto Parts - NEC Colfax and Vrain St.



Protecting the Present & Building the Future
Accountability, Innovation, Empowerment, Performance, Integrity,
Diversity, Teamwork, Respect, Excellence, Safety

Alley at N. Vrain St and W. Coffax Ave



- Dedicating Ordinances
- Denver County (Boundary)
- Street Classifications
 - Arterial
 - Collector
 - Local
- Street Centerline
- Interstate
- US Highway
- Other
- Schedule Numbers
- Parcels
- 2010 Color
- Denver County (Shaded)
- Denver County
- Adams County
- Arapahoe County
- Jefferson County

Map generated 1/24/2012 - The City and County of Denver shall not be liable for damages of any kind arising out of the use of the information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use. This is not a legal document.
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EXHIBIT "A"

DES Project No. 20090152
DES Parcel No. 20090152-001

LEGAL DESCRIPTION FOR DEDICATION OF RIGHT OF WAY

A parcel of land located in the SW ¼, Section 31, Township 3 South, Range 68 West of the Sixth Principal Meridian in the City & County of Denver, Colorado, more particularly described as follows:

Beginning at the southeast corner of Lot 23, Block 18, Subdivision of Block 18 and 19 and Part of 17, Sloane Lake Subdivision as platted in the records of the City & County of Denver;

Thence N0°09'54"W along the west right-of-way line of the alley created by said Sloane Lake Subdivision, 160.00 feet to the north line of Lot 18, Block 18, of said Sloane Lake Subdivision;

Thence N89°49'45"W along the north line of last said Lot, 3.00 feet;

Thence S0°09'54"E, 82.79 feet;

Thence S89°50'06"W, 7.00 feet to a line parallel with and 10.00 feet west of said west line of said alley;

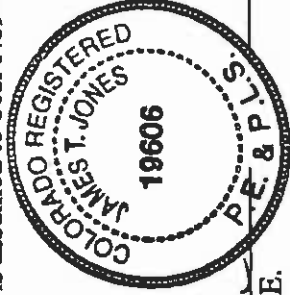
Thence S0°09'54"E along last said line, 77.17 feet to the north line of W. Colfax Avenue;

Thence S89°49'45"E along last said north line, 10.00 feet to the Point of Beginning.


Said parcel as described contains an area of 1,021 square feet, more or less.

BASIS OF BEARINGS

The south line of Lot 23, Block 18, Subdivision of Blocks 18 and 19 and Part of 17, Sloane Lake Subdivision is assumed to bear N89°49'45"W.



CERTIFICATION


James T. Jones, P.L.S., P.E.

For and on behalf of

Jones Engineering Associates, Inc.
2120 W. Littleton Blvd., Suite 205
Littleton, Colorado 80120

5/14/10
Date

JKL

2010094224
Page: 1 of 3
08/23/2010 11:12A

City & County of Denver
RD.00 DO.00

WARRANTY DEED

THIS DEED, is dated August 23, 2010, and is made between 4545, LLC A COLORADO LIMITED LIABILITY CORPORATION

(whether one, or more than one), the "Grantor," of the * CITY & County of DENVER and State of COLORADO and THE CITY & COUNTY OF DENVER A COLORADO MUNICIPAL CORPORATION AND HOME RULE CITY

(whether one, or more than one), the "Grantee," whose legal address is

1437 BANNOCK ST. DENVER, CO 80202

of the CITY & County of DENVER and State of COLORADO

WITNESS, that the Grantor, for and in consideration of the sum of TEN DOLLARS & OTHER GOOD & VALUABLE CONSIDERATION (\$ 10.00), the receipt and sufficiency of which is hereby acknowledged, hereby grants, bargains, sells, conveys and confirms unto the Grantee and the Grantee's heirs and assigns forever, all the real property, together with any improvements thereon, located in the CITY & County of DENVER and State of Colorado, described as follows:

CERTIFICATION

The Clerk and Recorder for the CITY AND COUNTY OF DENVER State of COLORADO hereby certifies that this document to be a full, true and correct copy of the original document recorded in my office.



by [Signature]
Clerk and Recorder
Deputy County Clerk
Date August 23 2010

also known by street address as: VACANT LAND and assessor's schedule or parcel number:

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversions, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances; **TO HAVE AND TO HOLD** the said premises above bargained and described, with the appurtenances, unto the Grantee and the Grantee's heirs and assigns forever.

The Grantor, for the Grantor and the Grantor's heirs and assigns, does covenant, grant, bargain, and agree to and with the Grantee, and the Grantee's heirs and assigns: that at the time of the sealing and delivery of these presents, the Grantor is well seized of the premises above described; has good, sure, perfect, absolute and indefeasible estate of inheritance, in law and in fee simple; and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid; and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except and subject to: none; or the following matters:

And the Grantor shall and will **WARRANT AND FOREVER DEFEND** the above described premises, but not any adjoining vacated street or alley, if any, in the quiet and peaceable possession of the Grantee and the heirs and assigns of the Grantee, against all and every person or persons claiming the whole or any part thereof.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date set forth above.

4545, LLC A COLORADO LIMITED LIABILITY CORPORATION

BY: [Signature]

STATE OF COLORADO
County of ARAPAHOE } ss.

The foregoing instrument was acknowledged before me this 19 day of AUGUST, 2010,

by JON C COOPERMANAGER.



Witness my hand and official seal. [Signature]
My commission expires: 7/10
Notary Public

Name and Address (if Parish) Creating Newly Created Legal Description (\$38-35-106.5, C.R.S.):

10-088
Asset Mgmt #

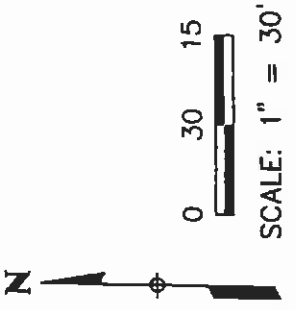
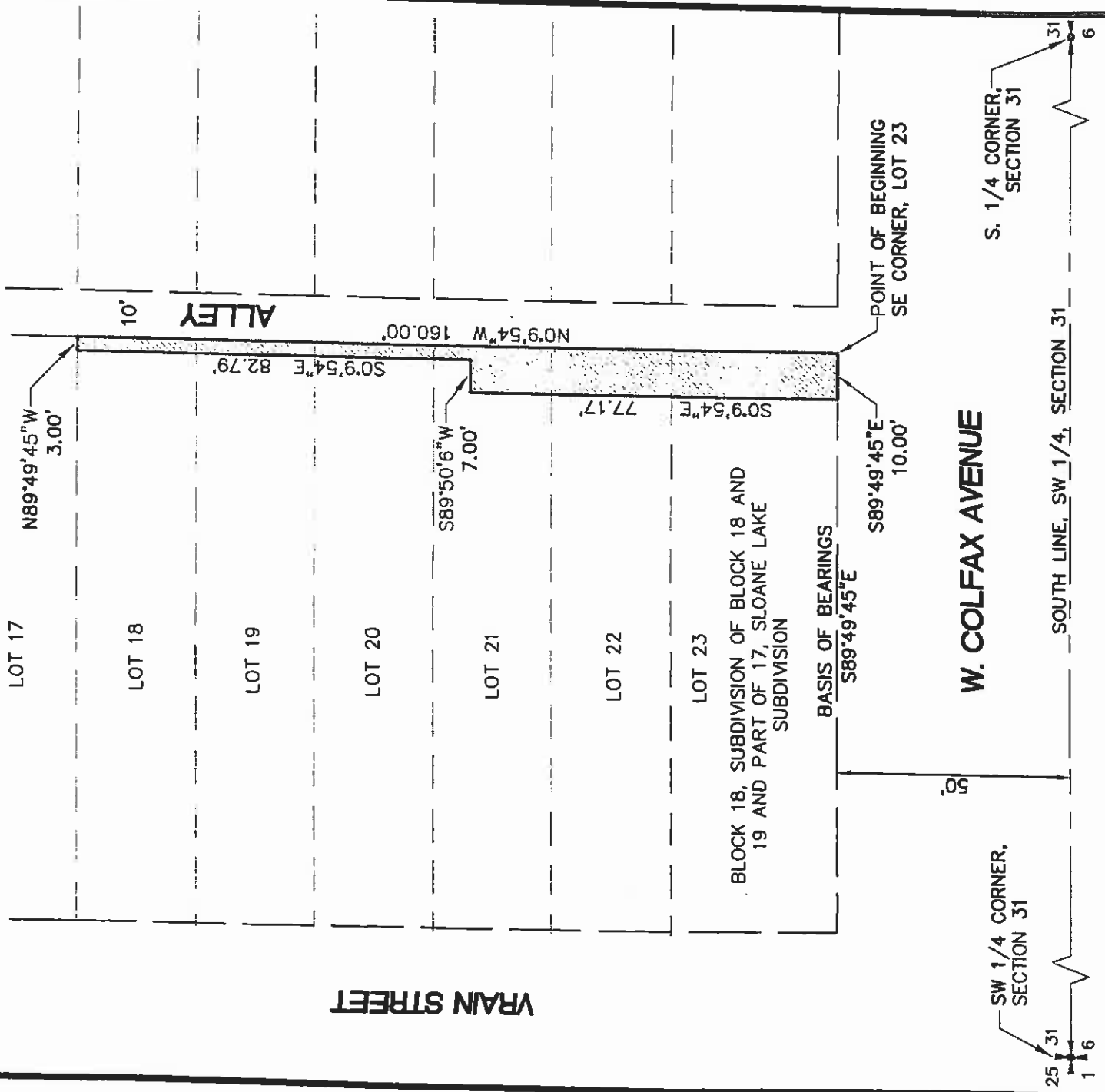
Asset Management: [Signature]
Date: 8-19-10

Project Description: [Signature]
Colfax + VBA



EXHIBIT FOR DEDICATION OF RIGHT OF WAY

DES PROJECT NO. 20090152
DES PARCEL NO. 20090152-001



AREA=1,021 SF

RIGHT-OF-WAY DEDICATION
4545 W. COLFAX
JOB NO. 7091
MAY 14, 2010
SHEET 2 OF 2

**JONES ENGINEERING
ASSOC., INC.**
2120 W. Littleton Blvd., Suite 205
Littleton, Colorado 80120
Phone: 303-738-0383 Fax: 303-738-0285

REC