


REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Ivone Avila-Ponce, City Attorney's Office

FROM: Glen D. Blackburn, P.E., Deputy Director, Right-of-Way Services

DATE: May 31, 2023 

ROW #: 2023-DEDICATION-0000145 **SCHEDULE #:** Adjacent to 1) 0619205027000 and
2) 0619205026000

TITLE: This request is to dedicate a two City-owned parcels of land as 1) E. Arizona Ave., located at the intersection of E. Arizona Ave. and S. Bellaire St., and 2) E. Arizona Ave., located at the intersection of E. Arizona Ave. and S. Birch 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 1) E. Arizona Ave. and 2) E. Arizona Ave.

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 existing City owned land for Public Right-of-Way purposes as Public Right-of-Way. The land is described as follows:

INSERT PARCEL DESCRIPTION ROW (2023-DEDICATION-0000145-001,002) HERE.

A map of the area to be dedicated is attached.

MB/PR/LRA

cc: Dept. of Real Estate, RealEstate@denvergov.org
City Councilperson, Paul Kashmann District # 6
Council Aide, Brent Fahrberger
Council Aide, Elise Bupp
City Council Staff, Luke Palmisano
Environmental Services, Andrew Ross
DOTI, Manager's Office, Alba Castro
DOTI, Manager's Office Jason Gallardo
DOTI, Deputy Director, Right-of-Way Services, Glen Blackburn
Department of Law, Johna Varty
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Ivone Avila-Ponce
Department of Law, Joann Tristani
DOTI Survey, Paul Rogalla
DOTI Ordinance
Project file folder 2023-DEDICATION-0000145

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at Jason.Gallardo@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: May 31, 2023

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:** This request is to dedicate a two City-owned parcels of land as 1) E. Arizona Ave., located at the intersection of E. Arizona Ave. and S. Bellaire St. and 2) E. Arizona Ave., located at the intersection of E. Arizona Ave. and S. Birch St.

3. **Requesting Agency:** DOTI-Right-of-Way Services
Agency Section: Survey

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

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3112
- **Email:** Lisa.ayala@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:** Jason Gallardo
- **Phone:** 720-865-8723
- **Email:** Jason.Gallardo@denvergov.org

6. **General description/background of proposed resolution including contract scope of work if applicable:** Surveyor is requesting a two-remnant parcel cleanup from 1966 to be dedicated as right-of-way as E. Arizona Ave.

****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:** E. Arizona Ave., between S. Bellaire St., and S. Birch St.
- d. **Affected Council District:** Paul Kashmann District # 6
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):**

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: _____

EXECUTIVE SUMMARY

Project Title: 2023-DEDICATION-0000145

Description of Proposed Project: Surveyor is requesting a two-remnant parcel cleanup from 1966 to be dedicated as right-of-way as E. Arizona Ave.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to be dedicated as 1) E. Arizona Ave. and 2) E. Arizona Ave.

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

What is the known duration of a 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 of dedicating it as 1) E. Arizona Ave. and 2) E. Arizona Ave.



Parcel 001 to be dedicated

Parcel 002 to be dedicated

Legend

-  Well Restrictions
-  Barrier Restrictions
- Area Restrictions**
-  Liner
-  Sheet Pile Wall Area
-  Streams
-  Irrigation Ditches Reconstruct (Gardeners)
-  Irrigation Ditches
-  Streets
-  Alleys
- Railroads**
-  Main
-  Yard
-  Spur
-  Siding
-  Interchange track
-  Other
-  Bridges
- Rail Transit Stations**
-  Existing
-  Planned
-  Park-N-Ride Locations
-  Lakes
-  County Boundary
-  Parcels
-  Lots/Blocks
- Parks**
-  All Other Parks; Linear
-  Mountain Parks

289 0 144.5 289 Feet

PARCEL DESCRIPTION ROW NO. 2023-DEDICATION-0000145-001:

LAND DESCRIPTION – EAST ARIZONA AVENUE PARCEL NO. 1

A PARCEL OF LAND CONVEYED TO THE CITY AND COUNTY OF DENVER BY QUITCLAIM DEED RECORDED OCTOBER 10, 1966 AT BOOK 9655, PAGE 614 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, COLORADO, DESCRIBED THEREIN AS:

BEGINNING AT THE NORTHWEST CORNER OF BLOCK 12, CHERRY CREEK GARDENS, CITY AND COUNTY OF DENVER, STATE OF COLORADO, WHICH IS THE POINT OF BEGINNING;
THENCE EAST 154 FEET;
THENCE SOUTH 30 FEET;
THENCE WEST 154 FEET;
THENCE NORTH 30 FEET BACK TO THE POINT OF BEGINNING,

TOGETHER WITH

PARCEL DESCRIPTION ROW NO. 2023-DEDICATION-0000145-002:

LAND DESCRIPTION – EAST ARIZONA AVENUE PARCEL NO. 2

A PARCEL OF LAND CONVEYED TO THE CITY AND COUNTY OF DENVER BY QUITCLAIM DEED RECORDED SEPTEMBER 15TH, 1966 AT BOOK 9646, PAGE 315 IN THE OFFICE OF THE CLERK AND RECORDER OF THE CITY AND COUNTY OF DENVER, COLORADO, DESCRIBED THEREIN AS:

THE NORTH TWENTY (20) FEET OF THE PARCEL DESCRIBED AS FOLLOWS:
NORTH 130 FEET OF THE EAST 150 FEET OF BLOCK 12, CHERRY CREEK GARDENS, CITY AND COUNTY OF DENVER, AND STATE OF COLORADO.

89809

Recorded at o'clock M.,

OCT 10 1966

089609

Reception No. Recorder.

THIS DEED, Made this 28th day of September, 19 66,

between --- GERALD M. GREENBERG ---

of the City and County of Denver and state of Colorado, of the first part, and

--- CITY AND COUNTY OF DENVER ---
A MUNICIPAL CORPORATION
of the City and County of Denver and state of Colorado, of the second part,

STATE OF COLORADO
CITY & COUNTY
OF DENVER
FILED IN MY OFFICE ON
OCT 10 2 55 PM '66
RECORDED IN
9655 614
F. J. SERAFINI
CLERK AND RECORDER

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of good and valuable consideration and TEN ----- DOLLARS, to the said part y of the first part in hand paid by the said part y of the second part, the receipt whereof is hereby confessed and acknowledged, has remised, released, sold, conveyed and QUIT CLAIMED, and by these presents do es remise, release, sell, convey and QUIT CLAIM unto the said part y of the second part, its heirs, successors and assigns, forever, all the right, title, interest, claim and demand which the said party of the first part has in and to the following described lot or parcel of land situate, lying and being in the City and County of Denver and State of Colorado, to wit:

A STRIP OF LAND WITHIN THE WEST 154 FEET OF BLOCK 12, CHERRY CREEK GARDENS, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF BLOCK 12, CHERRY CREEK GARDENS, CITY AND COUNTY OF DENVER, STATE OF COLORADO, WHICH IS THE POINT OF BEGINNING; THEN EAST 154 FT.; THEN SOUTH 30 FT.; THEN WEST 154 FT.; THEN NORTH 30 FT. BACK TO THE POINT OF BEGINNING.

THIS STRIP OF LAND IS DEDICATED AS A SOUTH PORTION OF E. ARIZONA AVENUE, A PUBLIC STREET.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said part y of the first part, either in law or equity, to the only proper use, benefit and behoof of the said part y of the second part, its heirs and assigns forever.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Gerald M. Greenberg [SEAL]
..... [SEAL]
..... [SEAL]
..... [SEAL]

STATE OF COLORADO,
CITY AND } ss.
County of DENVER

The foregoing instrument was acknowledged before me this 28th day of September, 1966, by GERALD M. GREENBERG.

My commission expires , 19 . Witness my hand and official seal.

My Commission expires October 10, 1967

Virginia Bell
Notary Public

*if by natural person or persons here insert name or names; if by person acting in representative or official capacity or as attorney-in-fact, then insert name of person as executor, attorney-in-fact or other capacity or description; if by officer of corporation, then insert name of such officer or officers as the president or other officers of such corporation, naming it.—Statutory Acknowledgment, Sec. 118-6-1 Colorado Revised Statutes 1963.

#126

APPROVED FOR RECORDING
LAND OFFICE
J. J. McManamy

J. J. McManamy
City Atty's Office

OCT-10-66 677613 LST-06 0.00

SEP 15 1966

Recorded at o'clock M.,

80969

Reception No.

080969
Recorder.

0.00

THIS DEED, Made this 9th day of September, 1966,

between GEORGE A. DUBOIS and ARLAEN J. DUBOIS

of the CITY AND County of DENVER and state of Colorado, of the first part, and

CITY AND COUNTY OF DENVER

of the City and County of Denver and state of Colorado, of the second part,

STATE OF COLORADO
CITY & COUNTY
OF DENVER
FILED IN MY OFFICE ON
Sep 15 4 29 PM '66
RECORDED IN 9646 315
F. J. SERAFINI
CLERK AND RECORDER

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of good and valuable consideration and TEN ----- DOLLARS, to the said parties of the first part in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, have remised, released, sold, conveyed and QUIT CLAIMED, and by these presents do remise, release, sell, convey and QUIT CLAIM unto the said party of the second part, its heirs, successors and assigns, forever, all the right, title, interest, claim and demand which the said parties of the first part have in and to the following described lot or parcel of land situate, lying and being in the CITY AND County of DENVER and State of Colorado, to-wit:

THE NORTH TWENTY (20) FT. of the parcel described as follows: NORTH 130 feet of the EAST 150 feet of BLOCK 12, CHERRY CREEK GARDENS, CITY AND COUNTY OF DENVER, AND STATE OF COLORADO.

THIS STRIP OF LAND IS GIVEN FOR THE PURPOSES OF A PUBLIC STREET, ARIZONA AVENUE.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said parties of the first part, either in law or equity, to the only proper use, benefit and behoof of the said party of the second part, its heirs and assigns forever.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seal on the day and year first above written.

Signed, Sealed and Delivered in the Presence of

George A. Dubois [SEAL]
Arlaen J. Dubois [SEAL]
[SEAL]
[SEAL]

STATE OF COLORADO,
CITY AND County of DENVER } ss.

The foregoing instrument was acknowledged before me this 9th day of September 1966 by GEORGE A. DUBOIS and ARLAEN J. DUBOIS.

My commission expires, 19 . Witness my hand and official seal.

My commission expires Oct. 22, 1966

[Signature]
Notary Public.

#109

FOR RECORRING
LAND OFFICE

AS TO 1000

SEP-15-66 6 6 7 4 8 5 I FEE QC

*If by natural person or persons here insert name or names; if by person acting in representative or official capacity or as attorney-in-fact, then insert name of person as executor, attorney-in-fact or other capacity or description; if by officer of corporation, then insert name of such officer or officers, as the president or other officers of such corporation, naming it.—Statutory Acknowledgment, Session 1957.