

1 BY AUTHORITY

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2013

COUNCIL BILL NO. CB13-0538  
COMMITTEE OF REFERENCE:  
4 Land Use, Transportation & Infrastructure

5  
6 A BILL

7 **For an ordinance relinquishing the easement established in Ordinance No. 578,**  
8 **Series of 2012 at 1440 West 33<sup>rd</sup> Avenue.**  
9

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

13 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**  
14 **OF DENVER:**  
15

16 **Section 1.** That the action of the Manager of Public Works in relinquishing the  
17 easement established in Ordinance No. 578, Series of 2012, at 1440 West 33<sup>rd</sup> Avenue, in the  
18 following area:

19 **PW LEGAL DESCRIPTION NO. 2012-0293-02-001**  
20 **EASEMENT RELINQUISHMENT DESCRIPTION**  
21

22 A PARCEL OF LAND SITUATED THE NORTHEAST ONE-QUARTER OF SECTION 28,  
23 TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6<sup>TH</sup> PRINCIPAL MERIDIAN, CITY  
24 AND COUNTY OF DENVER, STATE OF COLORADO, SAID PARCEL BEING A FIFTEEN  
25 FOOT (15') ALLEYWAY THAT WAS VACATED BY ORDINANCE NO. 578 AT  
26 RECEPTION NO. 2012162132, BLOCK 108 VIADUCT ADDITION TO DENVER, BEING  
27 MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
28

29 **BEGINNING** AT THE NORTHWEST CORNER OF LOT 30, BLOCK 108, VIADUCT  
30 ADDITION TO DENVER AND MEASURING THE WESTERLY LINE OF SAID BLOCK  
31 108 AS BEARING NORTH 00°00'00" WEST WITH ALL OTHER BEARINGS CONTAINED  
32 HEREIN RELATIVE THERETO:  
33

34 THENCE ALONG THE WESTERLY LINE OF LOTS 28, 29 AND 30 OF SAID BLOCK 108,  
35 SOUTH 00°34'37" EAST 50.54 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY  
36 LINE OF INTERSTATE I-25:

37 THENCE ALONG SAID WESTERLY LINE OF INTERSTATE I-25, SOUTH 33°23'19"  
38 WEST 26.85 FEET TO A POINT ON THE EASTERLY LINE OF LOT 3 OF SAID BLOCK;  
39 THENCE ALONG SAID EASTERLY LINE OF LOT 3 AND ALONG THE EASTERLY  
40 LINE OF LOTS 1 AND 2 OF SAID BLOCK, NORTH 00°34'37" WEST 72.80 FEET TO THE  
41 NORTHEAST CORNER OF SAID LOT 1, SAID POINT BEING ON THE SOUTHERLY  
42 RIGHT-OF-WAY LINE OF W. 33<sup>RD</sup> AVE.;

43 THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, NORTH 89°58'26" EAST  
44 15.00 FEET TO THE **POINT OF BEGINNING.**  
45

46 SAID PARCEL DESCRIBED CONTAINS 924 SQUARE FEET, 0.021 ACRES MORE OR  
47 LESS(±).

1 be and the same is hereby approved and that the easement within such described area is hereby  
2 relinquished.

3 COMMITTEE APPROVAL DATE: August 8, 2013 [by consent.]

4 MAYOR-COUNCIL DATE: August 13, 2013

5 PASSED BY THE COUNCIL: \_\_\_\_\_, 2013

6 \_\_\_\_\_ - PRESIDENT

7 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2013

8 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
9 EX-OFFICIO CLERK OF THE  
10 CITY AND COUNTY OF DENVER

11 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2013; \_\_\_\_\_, 2013

12 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: August 15, 2013

13 Pursuant to section 13-12, D.R.M.C., this proposed ordinance 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 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to §  
16 3.2.6 of the Charter.

17 Douglas J. Friednash, Denver City Attorney

18 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2013