

1 BY AUTHORITY

2 ORDINANCE NO.  
3 SERIES OF 2010

COUNCIL BILL NO. CB10-0502  
COMMITTEE OF REFERENCE:  
PUBLIC WORKS

5 A BILL

6 **For an ordinance relinquishing a portion of the easement reserved in Ordinance**  
7 **No. 379, Series of 2009.**  
8

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

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

15 **Section 1.** That the action of the Manager of Public Works in relinquishing the portion of  
16 the easement established in Ordinance No. 379, Series of 2009 in the following area:  
17

A PARCEL OF LAND BEING A PORTION OF THE ALLEY CONVEYED IN BOOK 609 PAGE 316 AND BOOK 609  
PAGE 317 AS RECORDED IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, SITUATED IN  
A PORTION OF LOT NUMBER TWO (2) AND A PORTION OF LOT NUMBER THREE (3), BLOCK FIFTEEN (15) OF H.  
WITTER'S NORTH DENVER ADDITION, AS FILED FOR RECORD IN COUNTY OF ARAPAHOE RECORDS IN THE BOOK  
OF PLATS ON PAGE 32, LOCATED IN THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 3 SOUTH, RANGE  
68 WEST OF THE 6TH PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2;  
THENCE SOUTH 89°56'24" EAST ALONG THE NORTHERLY RIGHT OF WAY LINE OF WEST 34TH AVENUE A  
DISTANCE OF 125.00 FEET TO SOUTHWEST CORNER OF SAID ALLEY AND THE POINT OF BEGINNING;  
THENCE NORTH 00°00'00" EAST ALONG THE WEST LINE OF SAID ALLEY A DISTANCE OF 200.37 FEET;  
THENCE SOUTH 35°28'24" EAST A DISTANCE OF 16.56 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2;  
THENCE SOUTH 89°57'07" EAST ALONG SAID NORTH LINE OF SAID LOT 2, A DISTANCE OF 5.14 FEET TO A  
POINT ON THE EAST LINE OF SAID ALLEY;  
THENCE SOUTH 00°00'00" WEST ALONG SAID EAST LINE, A DISTANCE OF 186.89 FEET TO THE SOUTH LINE OF  
SAID LOT 2 AND THE NORTH RIGHT OF WAY LINE OF WEST 34TH AVENUE;  
THENCE NORTH 89°56'24" WEST ALONG SAID LINE A DISTANCE OF 14.75 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 2,821 SQUARE FEET OR 0.065 ACRES, MORE OR LESS.

18 BASIS OF BEARING IS THE SOUTH LINE OF BLOCK 15, H. WITTER'S NORTH DENVER ADDITION BEARING  
19 NORTH 89°56'24" WEST.

20 be and the same is hereby approved and that the easement within such described area is hereby  
21 relinquished.

COMMITTEE APPROVAL DATE: N/A

1 MAYOR-COUNCIL DATE: June 15, 2010  
2 PASSED BY THE COUNCIL: \_\_\_\_\_, 2010  
3 \_\_\_\_\_ - PRESIDENT  
4 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2010  
5 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
6 EX-OFFICIO CLERK OF THE  
7 CITY AND COUNTY OF DENVER  
8 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2010; \_\_\_\_\_, 2010  
9 PREPARED BY: Karen A. Aviles, Assistant City Attorney DATE: June 16, 2010  
10 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the  
11 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
12 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6  
13 of the Charter.  
14 David R. Fine, Denver City Attorney  
15 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2010