




Department of Public Works
Engineering Regulatory & Analytics
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202
720-865-3001
www.denvergov.org/survey

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Caroline Martin, City Attorney's Office

FROM: Ted Christianson
Director, Public Works Right of Way Services 

PROJECT NO: 2016-RELINQ-0000030

DATE: August 21, 2017

SUBJECT: Request for an Ordinance to relinquish the reservations, in their entirety, established in the Vacating Ordinance No. 363, Series of 1967. Located at 1701 South Clayton Street.

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

This office has investigated the request of Rob Frankenberger, dated December 16, 2016 on behalf of University of Denver (DU) for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described area(s):

INSERT PARCEL DESCRIPTION 2016-RELINQ-0000030-001 HERE

A map of the area and a copy of the document creating the easement are attached.

TC:cs

cc:

City Councilperson & Aides
City Council Staff – Zach Rothmier
Department of Law – Brent Eisen
Department of Law – Shaun Sullivan
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Angela Casias
Public Works, Survey – Paul Rogalla

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@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: August 21, 2017

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

Request for an Ordinance to relinquish the reservations, in their entirety, established in the Vacating Ordinance No. 363, Series of 1967. Located at 1701 South Clayton Street.

3. Requesting Agency: PW Right of Way Services
Agency Division: Engineering, Regulatory & Analytics

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

- **Name:** Chaunda Sinn
- **Phone:** 720-865-3036
- **Email:** chaunda.sinn@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:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** angela.casias@denvergov.org

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

Request for an Ordinance to relinquish the reservations, in their entirety, established in the Vacating Ordinance No. 363, Series of 1967. Located at 1701 South Clayton Street.

****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:** 1701 South Clayton Street
- d. **Affected Council District:** Dist #6, Kushman
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):** 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: _____

EXHIBIT A
SHEET 1 OF 2

LAND DESCRIPTION

THAT PROPERTY DESCRIBED IN PARAGRAPH (E) IN ORDINANCE NO. 363, SERIES OF 1967, RECORDED AT BOOK 9807 AT PAGE 612, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE ALLEY IN BLOCK 3, FIRST ADDITION TO UNIVERSITY PARK, FROM THE NORTH LINE OF COLORADO AVENUE TO THE SOUTH LINE OF VALLEY HIGHWAY (INTERSTATE 25).

PREPARED BY DENNIS PETER
REVIEWED BY RICHARD A. NOBBE, PLS
FOR AND ON BEHALF OF MARTIN/MARTIN, INC.
12499 WEST COLFAX AVENUE
LAKEWOOD, COLORADO 80215
FEBRUARY 21, 2017



EXHIBIT A
SHEET 2 OF 2

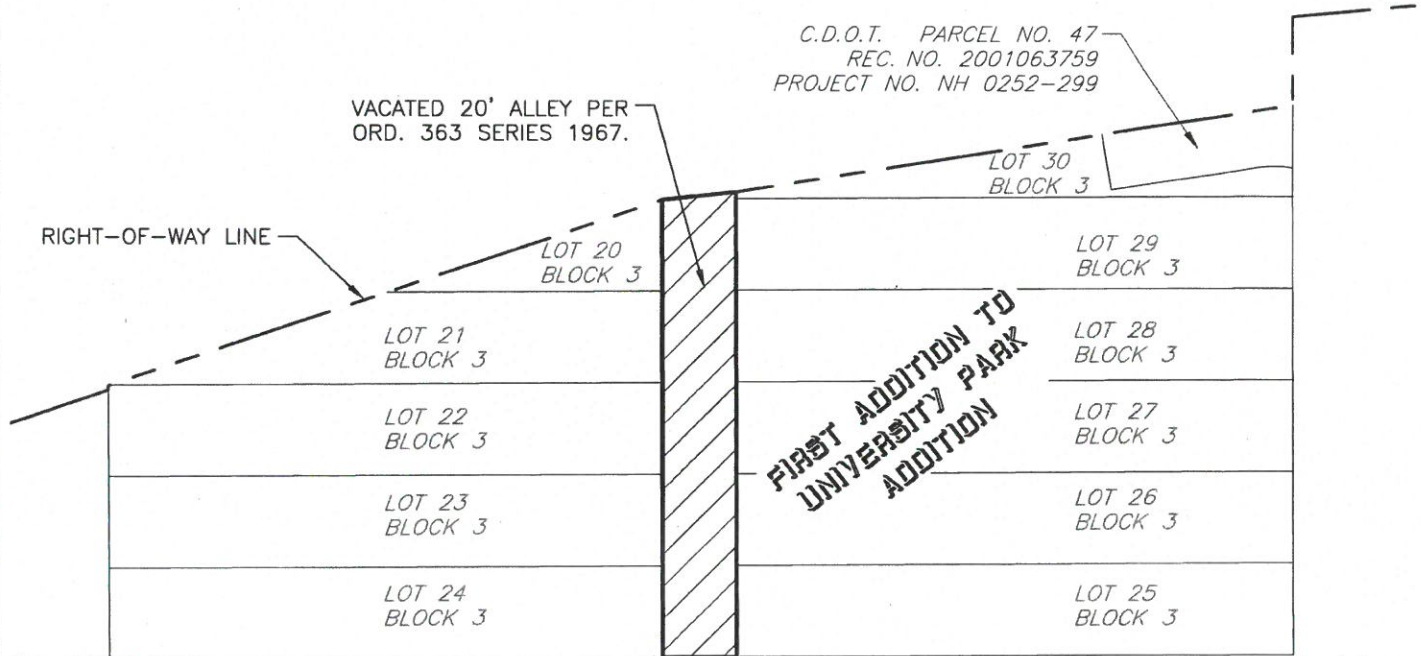
2016-RELINQ-000030-001

INTERSTATE - 25

C.D.O.T. PARCEL NO. 47
REC. NO. 2001063759
PROJECT NO. NH 0252-299

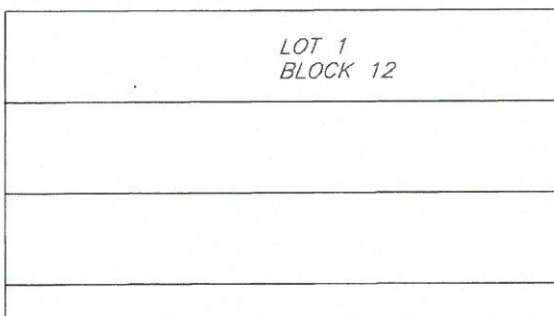
VACATED 20' ALLEY PER
ORD. 363 SERIES 1967.

RIGHT-OF-WAY LINE

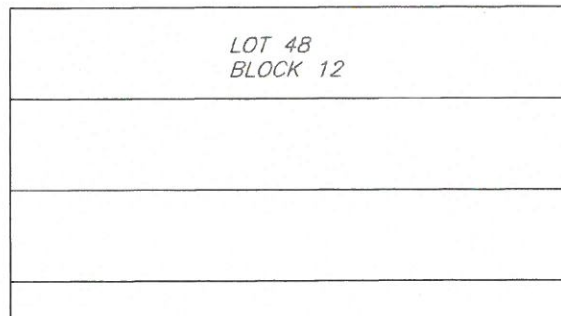


COLORADO AVE.
(60' R.O.W.)

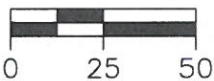
S. COLUMBINE ST.
(70' R.O.W.)



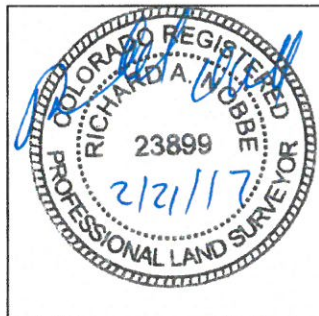
20' ALLEY



S. CLAYTON ST.
(80' R.O.W.)



SCALE: 1"=50'
ALL DIMENSIONS ARE
U.S. SURVEY FEET



FEBRUARY 21, 2017

MARTIN/MARTIN
CONSULTING ENGINEERS

12499 WEST COLFAX AVENUE, LAKEWOOD, COLORADO 80215
303.431.6100 MARTINMARTIN.COM

THIS EXHIBIT DOES NOT REPRESENT A
MONUMENTED SURVEY. IT IS INTENDED
ONLY TO DEPICT THE ATTACHED LEGAL
DESCRIPTION.

Denver Duplicate Reception Numbers

In 1967 Denver County recorded documents with reception numbers 18616 through 45902 twice, first between 1/3/1967 and 3/23/1967 and again between 10/13/1967 and 12/29/1967.

This document is within this duplicate reception number range. Following this cover page are all copies of this document that SKLD currently has.

If you are looking for a map and it is not contained in the following pages, try retrieving it by SKLD assigned Map ID or the Sales map process.

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NOV 8 1967

BY AUTHORITY

ORDINANCE NO. 363
SERIES OF 1967

COUNCILMAN'S BILL NO. 393

INTRODUCED BY COUNCILMEN

Callwell, Kelly & Marangino

A B I L L

FOR AN ORDINANCE VACATING
CERTAIN PARTS OF THE SYSTEM OF
STREETS OF THE MUNICIPALITY, i. e.,
VACATING CERTAIN DESCRIBED POR-
TIONS OF SOUTH JOSEPHINE STREET,
SOUTH COLUMBINE STREET, JEWELL
AVENUE AND THE ALLEY IN BLOCK 3,
ALL IN FIRST ADDITION TO UNIVERSITY
PARK, SUBJECT TO CERTAIN RESERVA-
TIONS.

WHEREAS, the Manager of Public Works of the City and County of
Denver has found and determined that the public use, convenience and neces-
sity no longer require those certain portions of those streets and avenues and
that certain alley hereinafter described and, subject to approval by Ordinance,
has vacated the same with the reservations hereinafter set forth; now,
therefore,

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

Section 1. That the action of the Manager of Public Works in vacating
the following described portions of streets and avenues and alley in the City
and County of Denver, State of Colorado, to-wit:

- (a) The East ten feet of South Josephine Street from the North line
of the Colorado & Southern Railway Company right of way to the
South line of Lot 4, Block 13, First Addition to University Park;
- (b) The West ten feet of South Columbine Street from the North line
of the Colorado & Southern Railway Company right of way to the
South line of Colorado Avenue;
- (c) South Columbine Street from the South line of the Valley Highway
to the North line of Colorado Avenue;

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- (d) Jewell Avenue from the West line of the alley in Block 10, First Addition to University Park, to the East line of South Fillmore Street;
- (e) The alley in Block 3, First Addition to University Park, from the North line of Colorado Avenue to the South line of the Valley Highway;

be and the same is hereby approved and the described portions of said streets and avenues and said alley are hereby vacated and declared vacated; provided, however, that said vacation of Parcels (c and (e) shall be subject to the following conditions and reservations:

There is reserved to the City and County of Denver the continued use and the right to maintain and operate existing storm and sanitary sewers in vacated portion of South Columbine Street and the vacated alley in Block 3, First Addition to University Park;

and that said vacation of Parcel (d) shall be subject to the following conditions and reservations:

There is reserved to the City and County of Denver the continued use and the right to maintain and operate an existing water line in the vacated portion of Jewell Avenue.

Section 2. The Council finds this Ordinance is necessary for the immediate preservation of the public health and public safety and determines that it shall take effect immediately upon its final passage and publication.

PASSED BY the Council October 30 1967

Paul M. de Jure President

APPROVED: 1967 November 1 1967

ATTEST: [Signature] Clerk and Recorder, Ex-Officio
Clerk of the City and County
of Denver


PUBLISHED IN The Daily Journal Oct. 28, 1967 and Nov. 4, 1967



9807 613

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I have made the findings and determinations set forth in the above and foregoing draft or form of a proposed Bill for An Ordinance and, subject to approval by ordinance, have vacated and do hereby vacate those portions of those certain streets and avenues and that certain alley therein described, subject to the reservations therein set forth, and request the Council of the City and County of Denver to approve such vacation, subject to such reservations, by the enactment of an appropriate ordinance. I approve said draft or form of a proposed Bill for An Ordinance and recommend the introduction and passage thereof.


Manager of Public Works

PREPARED BY: Max P. Zell City Attorney
with

APPROVED: _____ Planning Director

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Ordinance No. 363 Series 1967

Committee's Bill No. 398

Introduced by Councilmen

Colman, Kohn, & Mammigan

A BILL
For

As Ordinance VACATING CERTAIN PARTS OF THE SYSTEM OF STREETS OF THE MUNICIPALITY, I. E., VACATING CERTAIN DESCRIBED PORTIONS OF SOUTH JOSEPHINE STREET, SOUTH COLUMBINE STREET, JEWELL AVENUE AND THE ALLEY IN BLOCK 3, ALL IN FIRST ADDITION TO UNIVERSITY PARK, SUBJECT TO CERTAIN RESERVATIONS.

Meeting Date of October 23, 1967
Read in full in the Board of Councilmen and referred to the Committee on Public Improvements

Meeting Date of October 23, 1967
Reported back by the Committee on Public Improvements

Recommended that the bill be ordered published and report adopted.

Published in Tribune Journal this 24 day of Oct, A. D. 1967

Meeting Date of October 30, 1967
Read by title, placed upon its passage and passed.

Presented to the Mayor and signed by him this 1st day of Nov, A. D. 1967

Enacted as Ordinance No. 363, Series 1967

Published in The Daily Journal this 4th day of Nov, A. D. 1967

Form 46 (4/59) C/R

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STATE OF COLORADO
CITY & COUNTY
OF DENVER
FILED IN MY OFFICE ON

Nov 0 1 36 PM '67

RECORDED IN 9807 612

F. I. SERAFINI
CLERK AND RECORDER

9807 615

040040 498-8-40

CITY COUNCIL
CITY & COUNTY OF DENVER
RECEIVED
OCT 19 1967
10/19/67