

BY AUTHORITY

1
2 ORDINANCE NO. _____
3 SERIES OF 2023

COUNCIL BILL NO. CB23-1119
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance relinquishing a portion of the easement reserved in Ordinance**
7 **No. 340, Series of 2001, recorded with the Denver Clerk & Recorder at Reception**
8 **No. 2001059787, located at 1800 21st Street.**

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

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

14 **Section 1.** That the action of the Executive Director of the Department of Transportation
15 and Infrastructure in relinquishing a portion of the easement reserved in Ordinance No. 340, Series
16 of 2001, recorded with the Denver Clerk & Recorder at Reception No. 2001059787, in the following
17 area:

18 **PARCEL DESCRIPTION ROW NO. 2022-RELINQ-0000011-001:**

19 **Land Description of South 15' of Delgany Street**

20 A Tract of land being the southeasterly 15.00 feet of the vacated Delgany Street adjoining the
21 Northwest lines of Lots 8 through 12, inclusive, and part of Lot 13, Block 9, GASTON'S ADDITION
22 TO THE CITY OF DENVER, a subdivision of land in the Southwest Quarter of Section 27 and the
23 Southeast Quarter of Section 28, Township 3 South, Range 68 West of the 6th Principal Meridian,
24 City and County of Denver, State of Colorado, the plat of said subdivision recorded in Book 1 at
25 Page 49 in the Office of the Clerk and Recorder of the City and County of Denver (also filed in
26 Book 1 at Page 27A of Engineering Images), said Delgany Street being vacated by City and
27 County of Denver Ordinance Number 340, Series 2001 and recorded April 20, 2001 as Reception
28 Number 2001059787 in said Clerk and Recorder's Office, said Tract more particularly described as
29 follows:

30
31 BEGINNING at the North corner of said Lot 8, also being the East corner of said vacated Delgany
32 Street and monumented by a nail and brass tag marked "LS 38567" set in pavement; Thence
33 South 44° 55' 28" West 137.63 feet on the Northwest line of said Block 9 as monumented from
34 said North corner of Lot 8 to a point on the Northwest line of said Lot 13, 12.63 feet southwesterly
35 of (as measured along said Northwest line) the North corner of said Lot 13, being the basis of
36 bearings of the this description and all bearings herein are relative thereto, said Northwest line also
37 being coterminous with the Southeast line of said vacated Delgany Street; Thence North 41° 23'
38 15" West 15.03 feet on the Southwest line of said vacated Delgany Street; Thence North 44° 55'


1 28" East 136.66 feet parallel with and 15.00 feet northwesterly of (as measured perpendicular to)
2 said Northwest line of Block 9 to the Northeast line of said vacated Delgany Street; Thence South
3 45° 04' 32" East 15.00 feet on said Northeast line to the POINT OF BEGINNING, said Tract
4 containing 2,057 square feet or 0.047 acre

5 be and the same is hereby approved and that a portion of the easement within the above-described
6 area is hereby relinquished.

7 COMMITTEE APPROVAL DATE: August 29, 2023 by Consent

8 MAYOR-COUNCIL DATE: September 5, 2023 by Consent

9 PASSED BY THE COUNCIL: September 18, 2023

10  _____ - PRESIDENT

11 APPROVED: Michael C. Johnston _____ - MAYOR Sep 21, 2023
Michael C. Johnston (Sep 21, 2023 13:25 MDT)

12 ATTEST: _____ - CLERK AND RECORDER,
13 EX-OFFICIO CLERK OF THE
14 CITY AND COUNTY OF DENVER

15 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

16 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: September 7, 2023

17 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the Office of the
18 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
19 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6
20 of the Charter.

21
22 Kerry Tipper, Denver City Attorney

23
24 BY: Anshul Bagga _____, Assistant City Attorney DATE: Sep 6, 2023