



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

## **REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT**

**TO:** Caroline Martin, City Attorney's Office

**FROM:** Matt Bryner  
Acting Director, Public Works Right of Way Services

**PROJECT NO:** 2018-RELINQ-0000004

**DATE:** August 13, 2018

**SUBJECT:** Request for an Ordinance to relinquish a portion of the easements established in the Vacating Ordinance No. 98, Series of 1948 with reception number 2004117961. Located at 1635 W 13<sup>th</sup> Ave. (All Copy Products – W 13<sup>th</sup> and Quivas St.).

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

This office has investigated the request of R&R Engineers-Surveyors, Inc. c/o Boston Blake, dated February 21, 2018 on behalf of ALL COPY PRODUCTS, INC. c/o Brad Knepper for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; Councilman Lopez – District 3; 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 2018-RELINQ-0000004-001 HERE**

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

MB:bp

cc:  
City Councilman Paul Lopez & Aides  
City Council Staff – Zach Rothmier  
Department of Law – Brent Eisen  
Department of Law – Deanne Durfee  
Public Works, Manager's Office – Alba Castro  
Public Works, Legislative Services – Sarah Stanek  
Public Works, Survey – Paul Rogalla

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to Sarah Stanek

at [Sarah.Stanek@DenverGov.org](mailto:Sarah.Stanek@DenverGov.org) by **12:00pm on Monday**. Contact her with questions.

Date of Request: August 13, 2018

Please mark one:  Bill Request or  Resolution Request

**1. Type of Request:**

- Contract/Grant Agreement     Intergovernmental Agreement (IGA)     Rezoning/Text Amendment
- Dedication/Vacation     Appropriation/Supplemental     DRMC Change
- Other: Easement Relinquishment

**2. Title:** (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

ALL COPY PRODUCTS, INC. c/o Brad Knepper requests for an Ordinance to relinquish a portion of the easements established in the Vacating Ordinance No. 98, Series of 1948 with reception number 2004117961. Located at 1635 W 13<sup>th</sup> Ave. (All Copy Products – W 13<sup>th</sup> and Quivas St.).

**3. Requesting Agency:** Public Works; Engineering, Regulatory, and Analytics Dept.

**4. Contact Person:**

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Brittany Pirtle	Name: Sarah Stanek
Email: <a href="mailto:Brittany.Pirtle@denvergov.org">Brittany.Pirtle@denvergov.org</a>	Email: <a href="mailto:Sarah.Stanek@denvergov.org">Sarah.Stanek@denvergov.org</a>

**5. General description or background of proposed request. Attach executive summary if more space needed:**

Request for an Ordinance to relinquish a portion of the easements established in the Vacating Ordinance No. 98, Series of 1948 with reception number 2004117961. Located at 1635 W 13<sup>th</sup> Ave. (All Copy Products – W 13<sup>th</sup> and Quivas St.).

**6. City Attorney assigned to this request (if applicable):** Brent Eisen

**7. City Council District:** District 3 – Councilman Paul Lopez

**8. \*\*For all contracts, fill out and submit accompanying Key Contract Terms worksheet\*\***

*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

## Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name:

Contract control number:

Location:

Is this a new contract?  Yes  No Is this an Amendment?  Yes  No If yes, how many? \_\_\_\_\_

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

Was this contractor selected by competitive process?

If not, why not?

Has this contractor provided these services to the City before?  Yes  No

Source of funds:

Is this contract subject to:  W/MBE  DBE  SBE  XO101  ACDBE  N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

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*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

# EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

**Project Title:** 2018-RELINQ-0000004, 1635 W 13th Ave

**Owner name:** ALL COPY PRODUCTS, INC.

**Description of Proposed Project:** Request for an Ordinance to relinquish a portion of the easements established in the Vacating Ordinance No. 98, Series of 1948 with reception number 2004117961. Located at 1635 W 13<sup>th</sup> Ave. (All Copy Products – W 13<sup>th</sup> and Quivas St.).

**Explanation of why the public right-of-way must be utilized to accomplish the proposed project:** Redevelopment.

**Background:** N/A

**Location Map:**



**EXHIBIT A**  
**Land Description**

A PARCEL OF LAND BEING A PORTION OF QUIVAS STREET, VACATED BY ORDINANCE 98, SERIES OF 1948, RECORDED AT RECEPTION NO. 2004117961. LYING SOUTH OF THE EXISTING REGIONAL TRANSPORTATION DISTRICT PROPERTY AS DESCRIBED AT RECEPTION NUMBER 2011021623, AND LYING NORTH OF THAT STRIP OF LAND, ABUTTING THE NORTH RIGHT-OF-WAY OF WEST 13<sup>TH</sup> AVENUE, SAID STRIP BEING 3 FEET IN WIDTH PER RECEPTION NUMBER 2017135867 ALL LOCATED IN THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO.

SAID PARCEL CONTAINS 15,372 SQUARE FEET, OR 0.3528 ACRES.

**BASIS OF BEARINGS:** BEARINGS CONTAINED HEREIN ARE BASED ON THE 20 FOOT RANGE LINE IN W. 13TH AVENUE, BETWEEN SHOSHONE STREET AND QUIVAS STREET. SAID LINE IS ASSUMED TO BEAR N 89°59'40" E, AND IS MONUMENTED ON THE WEST BY A 2" ALUMINUM CAP, L.S.#14108, AND ON THE EAST BY A #6 REBAR WITH A 2.5" ALUMINUM CAP IN RANGE BOX LS#38320.

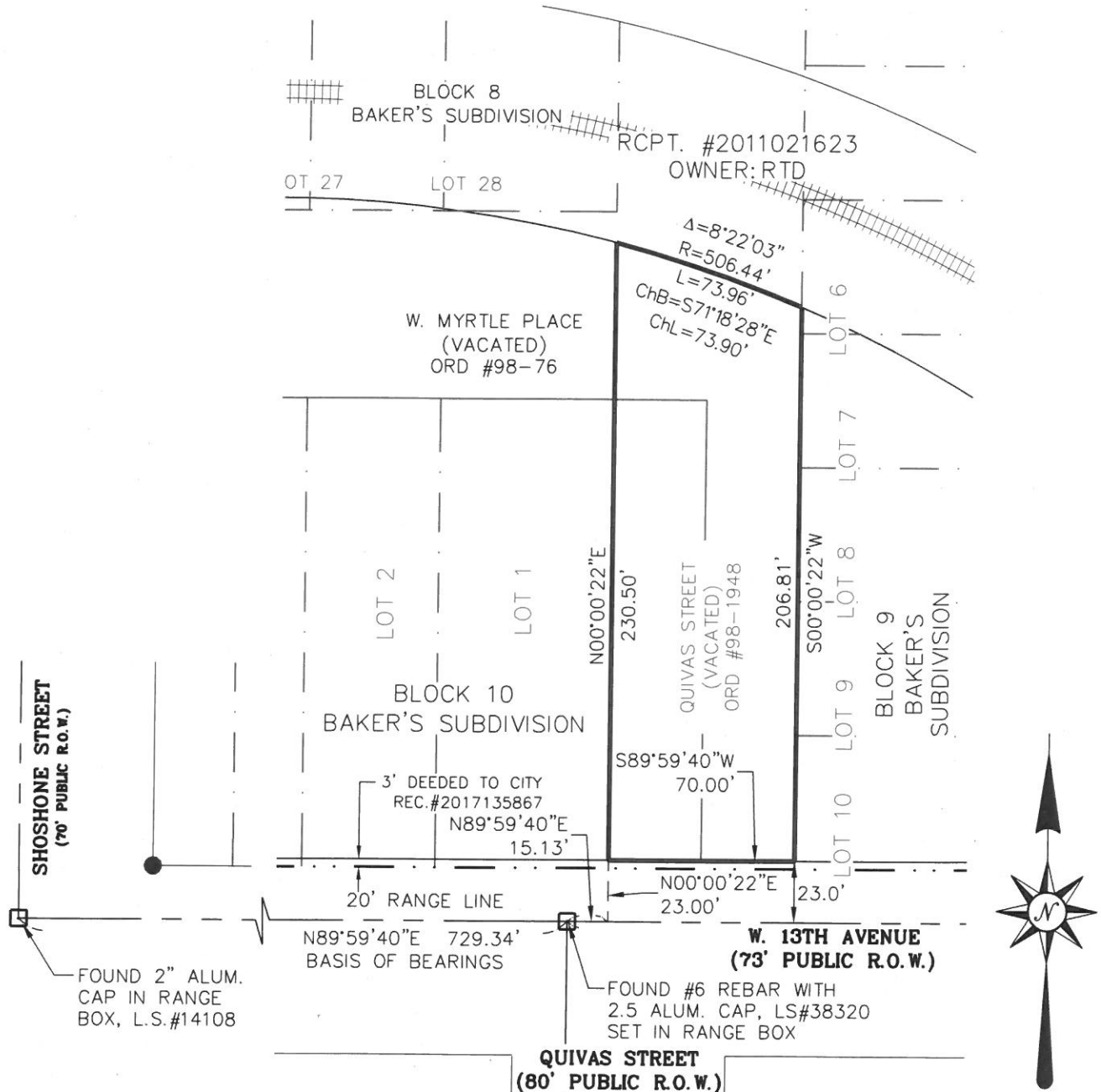


PREPARED BY: FRANK A. KOHL, PLS #37067  
FOR AND ON BEHALF OF R&R ENGINEERS-SURVEYORS, INC.  
710 WEST COLFAX AVE.  
DENVER, COLORADO 80204  
JOB #: AC15119 August 10, 2018



# EXHIBIT TO ACCOMPANY LEGAL DESCRIPTION

LOCATED IN THE NW1/4 OF SECTION 4, T.4S, R.68W, 6TH P.M.  
CITY AND COUNTY OF DENVER COLORADO




**NOTE**

THIS DRAWING IS MEANT TO DEPICT THE ATTACHED LEGAL DESCRIPTION AND IS FOR INFORMATIONAL PURPOSES ONLY. IT DOES NOT REPRESENT A MONUMENTED LAND SURVEY.

SCALE: 1"=60'

PARCEL CONTAINS 15,372 SQ. FT. OR 0.3528 ACRES

			<b>R&amp;R ENGINEERS-SURVEYORS, INC.</b>	
			710 WEST COLFAX AVENUE	
			DENVER, COLORADO 80204	
			PH: 303-753-6730 - FAX: 303-753-6568	
			WWW.RRENGINEERS.COM	
		Sheet	2	
	Date: 08/10/2018	of	2	
	Drawn: DF			
	Checked: FAK			
	Job No.: AC15119			



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BY AUTHORITY

ORDINANCE NO. 98

SERIES OF 1948

COUNCILMAN'S BILL NO. 123

INTRODUCED BY COUNCILMAN

~~\_\_\_\_\_~~ *Cavender*

A BILL

FOR AN ORDINANCE VACATING QUIVAS STREET  
BETWEEN THE NORTH LINE OF WEST 13TH  
AVENUE AND THE SOUTH LINE OF WEST 14TH  
AVENUE, IN THE CITY AND COUNTY OF DENVER.

- - - - -

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

WHEREAS, T. P. CAMPBELL, Manager of Improvements and Parks  
did heretofore make the following order and direction to-wit:

"It is hereby found and determined that the public use,  
convenience and necessity no longer require

that portion of Quivas Street extending  
north from the north line of West 13th  
Avenue to the south line of West 14th  
Avenue produced east and further  
identified as the extended north line of  
Block 8, Baker's Subdivision produced east,

in the City and County of Denver, and State of Colorado, and the  
same is hereby vacated.

The Council of the City and County of Denver is hereby requested  
to give effect to this order by the passage of a suitable ordinance.

Done at Denver, Colorado this 20th day of May

A. D. 1948.

(Signed) T.P. Campbell "  
Manager."

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NOW, THEREFORE,

Section 1:-That the action of the Manager of Improvements and Parks as set forth in the foregoing order, be, and the same is hereby ratified, approved and confirmed.

Section 2:-That the portion of the public street described in the aforesaid order, in the City and County of Denver, and State of Colorado, be and the same is hereby vacated; reserving to the City and County of Denver at all times, the right to construct, maintain and remove sewers, water pipes, and appurtenances, and to authorize the construction, maintenance and removal of the same therein and therefrom, and subject to the continued right of the owners to maintain and operate existing electric light and power lines, telephone lines, gas mains, and pipes,

Section 3:-In the opinion of the Council this ordinance is necessary for the immediate protection and preservation of the public health, safety, convenience and welfare, and it is enacted for that purpose and shall be in full force and effect immediately after its passage and final publication.

Passed by the Council of the City and County of Denver, and signed by its President,

this 5th day of July  
A. D. 1948.

[Signature]  
PRESIDENT

Signed and approved by me this

5th day of July  
A. D. 1948.

[Signature]  
MAYOR

Attested by the undersigned with the corporate seal of the City and County of Denver.

[Signature]  
CLERK AND RECORDER, EX-OFFICIO  
CLERK OF THE CITY AND COUNTY  
OF DENVER.

By [Signature]  
Deputy Clerk

Published in The Daily Journal  
First Publication July 2 1948  
Last Publication July 10 1948

Approved as to form only, J. GLENN DONALDSON,  
Attorney for the City and County of Denver.  
By [Signature] Assistant City Attorney



*City Councils Copy*

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 2004117961  
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 City & County Of Denver    ORD    R0.00    D0.00

O R D E R

It is hereby found and determined  
that the public use, convenience and necessity  
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that portion of Quivas Street  
extending north from the north  
line of West 13th Avenue to the  
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produced east and further  
identified as the extended north  
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division produced east,

in the City and County of Denver, and State of  
Colorado, and the same is hereby vacated.

The Council of the City and County of  
Denver is hereby requested to give effect to this  
order by the passage of a suitable ordinance.

Done at Denver, Colorado this 20th  
day of May A. D. 1948.

T. P. Campbell  
Manager.

pw

*[Faint handwritten notes]*