

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2015

COUNCIL BILL NO. CB15-0038  
COMMITTEE OF REFERENCE:  
Infrastructure & Culture

5 **A BILL**

6 **For an ordinance relinquishing an easement between Colorado Boulevard and**  
7 **Harrison Street at 40<sup>th</sup> Avenue.**  
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 the easement in the  
11 area hereinafter described, and subject to approval by ordinance, has relinquished the same;

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

15 **Section 1.** That the action of the Manager of Public Works in relinquishing the  
16 easement between Colorado Boulevard and Harrison Street at 40<sup>th</sup> Avenue in the following area:

17 **PARCEL DESCRIPTION ROW NO. 2013-0046-05-001**  
18

19 A PORTION OF THE 10-FOOT SANITARY SEWER EASEMENT RECORDED AT BOOK  
20 6055, PAGE 354, OVER AND ACROSS A PORTION OF LOTS 1-5 BLOCK 2, SUNSET  
21 HEIGHTS, LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 24, TOWNSHIP 3  
22 SOUTH, RANGE 68 WEST OF THE 6<sup>TH</sup> PRINCIPAL MERIDIAN, CITY AND COUNTY OF  
23 DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS  
24 FOLLOWS:  
25

26 **BASIS OF BEARINGS:** BEARINGS ARE BASED ON THE NORTH-SOUTH RANGE LINE IN  
27 HARRISON STREET, MONUMENTED AT THE SOUTH END BY A #5 REBAR IN A RANGE  
28 BOX AND MONUMENTED AT THE NORTH END BY AN AXEL IN A RANGE BOX WITH  
29 THE LINE ASSUMED TO BEAR N00°04'07"W.  
30

31 **COMMECING** AT THE RANGE POINT LOCATED AT THE INTERSECTION OF HARRISON  
32 STREET AND 40<sup>TH</sup> AVENUE; THENCE S63°26'34"E, 44.75 FEET TO THE NORTHWEST  
33 CORNER OF SAID LOT 1; THENCE S89°59'33"E ALONG THE NORTH BOUNDARY LINE  
34 OF SAID LOT 1, 116.50 FEET TO THE **POINT OF BEGINNING**;  
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38 **[continued on next page]**  
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1  
2 THENCE CONTINUING S89°59'33"E ALONG SAID NORTH BOUNDARY LINE, 10.00 FEET;  
3 THENCE S00°04'07"E, 270.61 FEET;  
4 THENCE S89°55'53"W, 10.00 FEET;  
5 THENCE N00°04'07"W, 270.63 FEET TO THE **POINT OF BEGINNING**,

6  
7 CONTAINING A CALCULATED AREA OF 2,706 SQUARE FEET OR 0.062 ACRES MORE OR  
8 LESS.

9  
10 be and the same is hereby approved and that the easement within such described area is hereby  
11 relinquished.

12 COMMITTEE APPROVAL DATE: January 29, 2015 by consent

13 MAYOR-COUNCIL DATE: February 3, 2015

14 PASSED BY THE COUNCIL: \_\_\_\_\_, 2015

15 \_\_\_\_\_ - PRESIDENT

16 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2015

17 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
18 EX-OFFICIO CLERK OF THE  
19 CITY AND COUNTY OF DENVER

20 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2015; \_\_\_\_\_, 2015

21 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: February 5, 2015

22 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
23 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
24 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to §  
25 3.2.6 of the Charter.

26 D. Scott Martinez, Denver City Attorney

27 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2015