



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

A handwritten signature in blue ink, appearing to read "Ted Christianson".

PROJECT NO: 2017-RELINQ-000003

DATE: March 23, 2017

SUBJECT: Request for an Ordinance to relinquish a portion (4 portions) of the easements conveyed in the Denver Connection West Filing No. 1 Subdivision recorded August 12, 2016 with reception no. 2016106834 located along Kittredge Street from Warner Drive to Elk Drive.

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

This office has investigated the request of Mary Kasal, dated February 27, 2017 on behalf of Rob Johnson of Village Homes 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 2017-RELINQ-000003-01 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 - Shelley Smith
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: March 23, 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 a portion (4 portions) of the easements conveyed in the Denver Connection West Filing No. 1 Subdivision recorded August 12, 2016 with reception no. 2016106834 located along Kittredge Street from Warner Drive to Elk Drive.

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 a portion (4 portions) of the easements conveyed in the Denver Connection West Filing No. 1 Subdivision recorded August 12, 2016 with reception no. 2016106834 located along Kittredge Street from Warner Drive to Elk Drive.

****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:** Kittredge Street from Warner Drive to Elk Drive
- d. **Affected Council District:** Dist # 11, Stacie Gilmore
- 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: _____



EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

Project Title: 2017-RELINQ-000003 Denver Connection West Filing No 1 at Kittredge St and Green Valley Ranch Blvd

Owner name: Rob Johnson, Village Homes

Description of Proposed Project: Request for an Ordinance to relinquish a portion (4 portions) of the easements conveyed in the Denver Connection West Filing No. 1 Subdivision recorded August 12, 2016 with reception no. 2016106834 located along Kittredge Street from Warner Drive to Elk Drive.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Final architecture designs of the Subdivision are in conflict with these easements.

Background: Customer previously asked to relinquish other portions of the easements and was too late to combine requests and in turn had to submit them separately.

Location Map:

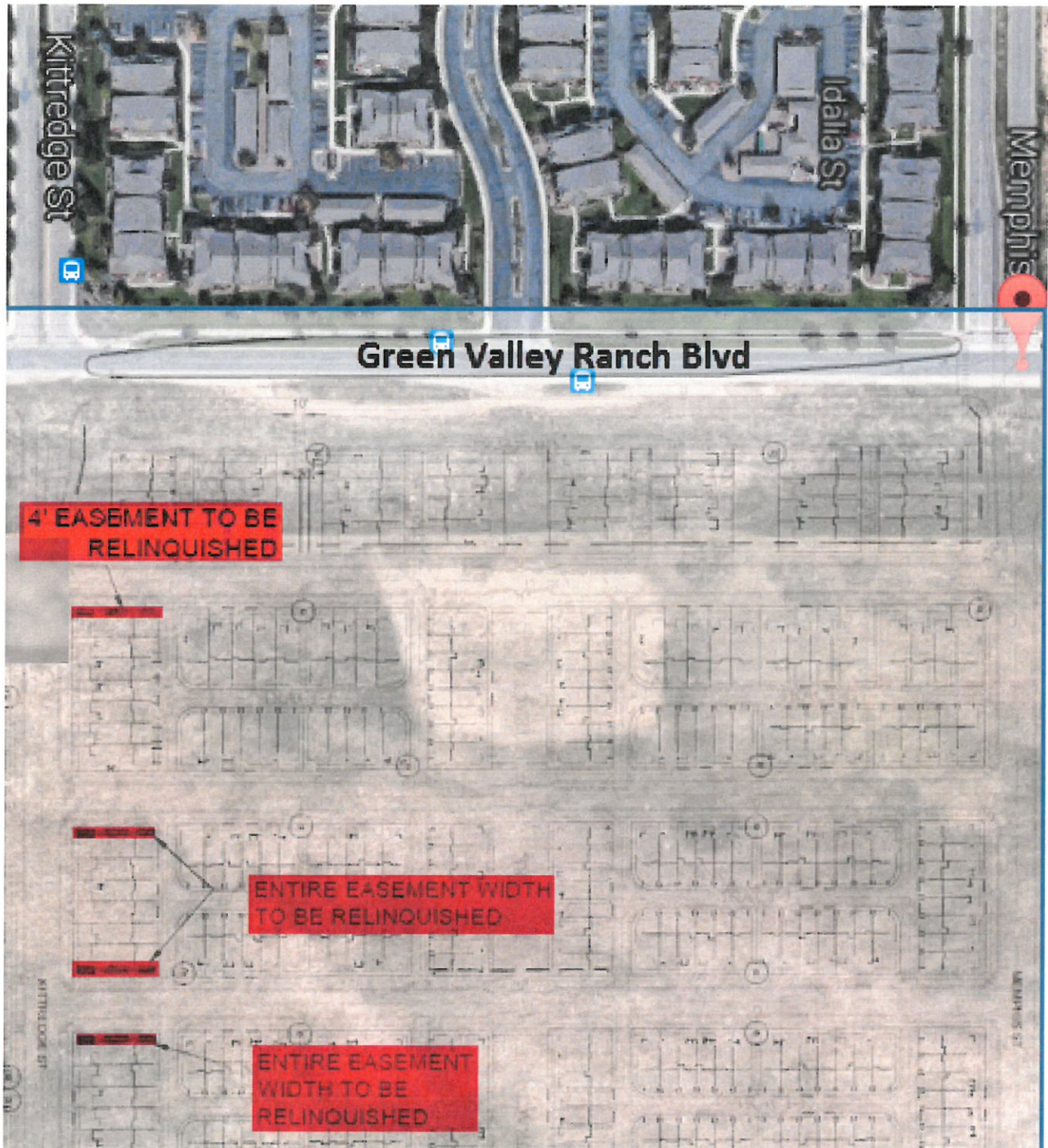


EXHIBIT A – LEGAL DESCRIPTION

FOUR (4) PARTIAL UTILITY EASEMENTS BEING RELINQUISHED (1 THROUGH 4) SITUATED IN THE DENVER CONNECTION WEST FILING NO. 1 SUBDIVISION RECORDED AUGUST 12, 2016 AT RECEPTION NO. 2016106834, BEING PART OF THE NORTH ONE-HALF OF SECTION 20, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

- 1) A PART OF LOT 1, BLOCK 14, OF SAID DENVER CONNECTION WEST FILING NO. 1 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1, THENCE NORTH 89°37'19" EAST ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 6.00 FEET, SAID POINT ALSO BEING THE POINT OF BEGINNING:

THENCE CONTINUING ALONG SAID NORTH LINE NORTH 89°37'19" EAST A DISTANCE OF 82.75 FEET;

THENCE DEPARTING FROM SAID NORTH LINE, SOUTH 00°22'41" EAST, A DISTANCE OF 4.00 FEET;

THENCE SOUTH 89°37'19" WEST A DISTANCE OF 82.75 FEET;

THENCE NORTH 00°22'41" WEST, A DISTANCE OF 4.00 FEET TO THE POINT OF BEGINNING;
SAID DESCRIBED LAND CONTAINS 331 SQ. FT., MORE OR LESS.

- 2) A PART OF LOT 1, BLOCK 15, OF SAID DENVER CONNECTION WEST FILING NO. 1 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1, THENCE NORTH 89°37'19" EAST ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 6.00 FEET, SAID POINT ALSO BEING THE POINT OF BEGINNING:

THENCE CONTINUING ALONG SAID NORTH LINE NORTH 89°37'19" EAST A DISTANCE OF 82.75 FEET;

THENCE DEPARTING FROM SAID NORTH LINE, SOUTH 00°22'41" EAST, A DISTANCE OF 6.00 FEET;

THENCE SOUTH 89°37'19" WEST A DISTANCE OF 82.75 FEET;

THENCE NORTH 00°22'41" WEST, A DISTANCE OF 6.00 FEET TO THE POINT OF BEGINNING;
SAID DESCRIBED LAND CONTAINS 496.5 SQ. FT., MORE OR LESS.

- 3) A PART OF LOT 1, BLOCK 15, OF SAID DENVER CONNECTION WEST FILING NO. 1 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 1, THENCE NORTH 89°37'19" EAST ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 6.00 FEET, SAID POINT ALSO BEING THE POINT OF BEGINNING:

THENCE DEPARTING FROM SAID SOUTH LINE, NORTH 00°22'41" WEST, A DISTANCE OF 6.00 FEET;



THENCE NORTH 89°37'19" EAST A DISTANCE OF 82.75 FEET;

THENCE SOUTH 00°22'41" EAST A DISTANCE OF 6.00 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 1;

THENCE ALONG SAID SOUTH LINE SOUTH 89°37'19" WEST A DISTANCE OF 82.75 FEET TO THE POINT OF BEGINNING;
SAID DESCRIBED LAND CONTAINS 496.5 SQ. FT., MORE OR LESS.

- 4) A PART OF LOT 1, BLOCK 16, OF SAID DENVER CONNECTION WEST FILING NO. 1 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1, THENCE NORTH 89°37'19" EAST ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 6.00 FEET, SAID POINT ALSO BEING THE POINT OF BEGINNING:

THENCE CONTINUING ALONG SAID NORTH LINE NORTH 89°37'19" EAST A DISTANCE OF 82.75 FEET;

THENCE DEPARTING FROM SAID NORTH LINE, SOUTH 00°22'41" EAST, A DISTANCE OF 6.00 FEET;

THENCE SOUTH 89°37'19" WEST A DISTANCE OF 82.75 FEET;

THENCE NORTH 00°22'41" WEST, A DISTANCE OF 6.00 FEET TO THE POINT OF BEGINNING;
SAID DESCRIBED LAND CONTAINS 496.5 SQ. FT., MORE OR LESS.

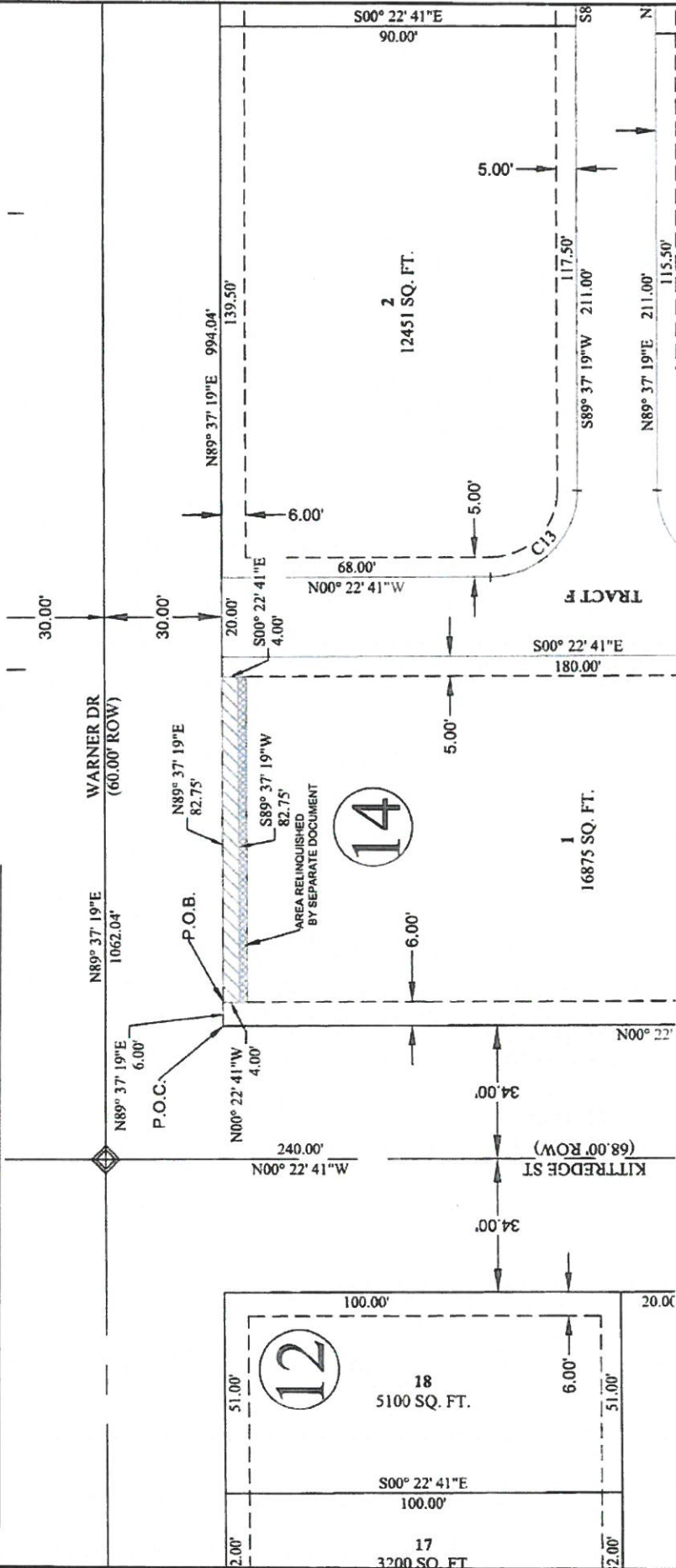
LEGAL DESCRIPTION STATEMENT:

I, RY PATRICK RUSK, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO, DO HEREBY STATE THAT THE ABOVE LEGAL DESCRIPTION AND ATTACHED EXHIBIT "B" WERE PREPARED UNDER MY RESPONSIBLE CHARGE AND ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF ARE CORRECT.

RY PATRICK RUSK
PLS No. 38226
FORESIGHT WEST SURVEYING, INC.
4955 IRIS STREET
WHEAT RIDGE, CO 80033
303.901.0479
JANUARY 31, 2017



EXHIBIT B: A PORTION OF LOT 1, BLOCK 14



SHEET 1 OF 4

FWS FORESIGHT WEST SURVEYING INC.
 4955 Iris Street
 Wheat Ridge, Colorado 80033
 303.504.4440

EXHIBIT B
 A PORTION OF LOT 1, BLOCK 14
 DENVER CONNECTION WEST FILING NO. 1
 CITY AND COUNTY OF DENVER
 STATE OF COLORADO

RELINQUISHED AREA: 331 SQ. FT. +/-
 Revision: 0 01.31.17
 Compiled By: Rusk
 Checked By: Scott
 Job Number: 2016011
 THIS ILLUSTRATION DOES NOT REPRESENT A MONUMENTED SURVEY. IT IS INTENDED ONLY TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

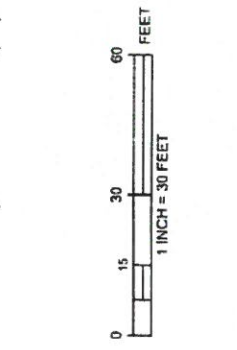


EXHIBIT B: A PORTION OF LOT 1, BLOCK 15

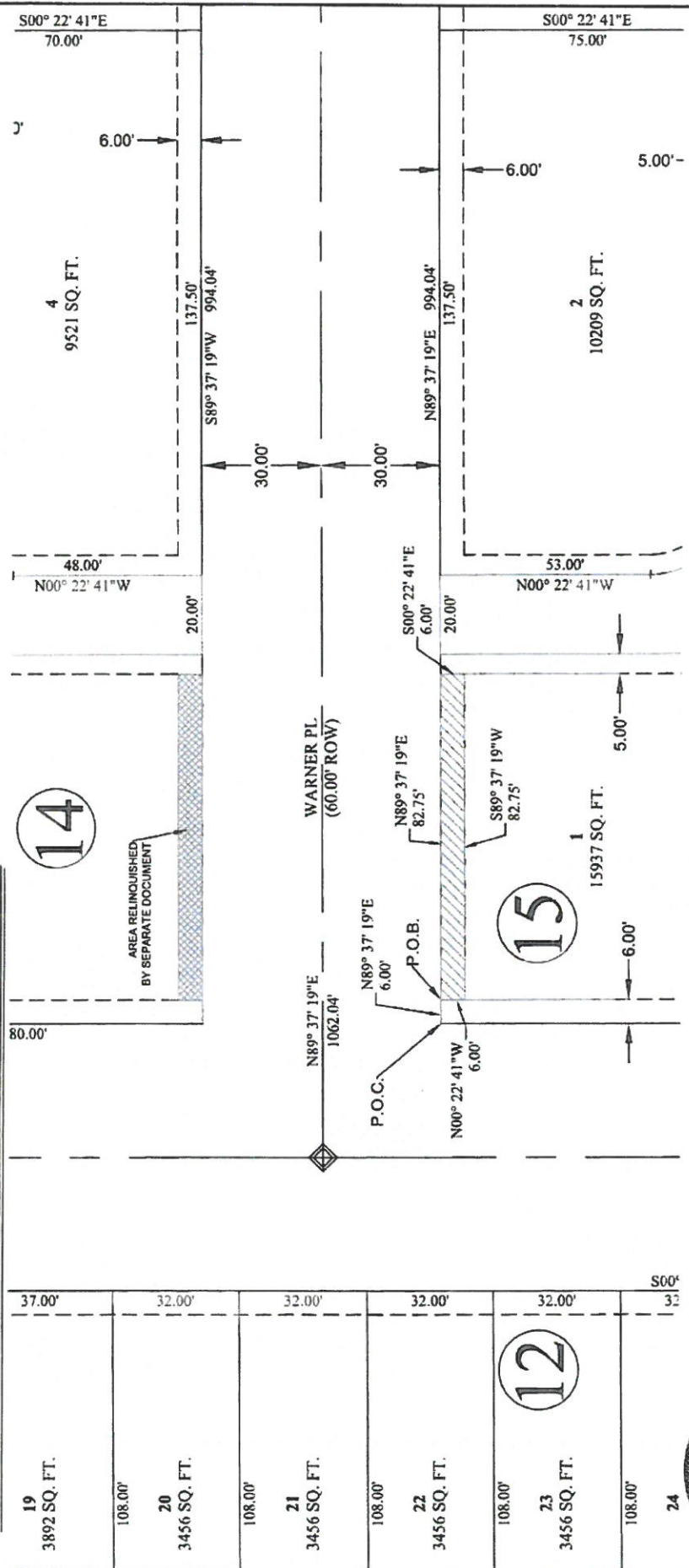


EXHIBIT B
 A PORTION OF LOT 1, BLOCK 15
 DENVER CONNECTION, WEST FILING NO. 1
 CITY AND COUNTY OF DENVER
 STATE OF COLORADO

RELINQUISHED AREA: 496.5 SQ. FT. +/-
 Revision: 01.31.17
 Compiled By: Rusk
 Checked By: Scott
 Job Number: 2016011

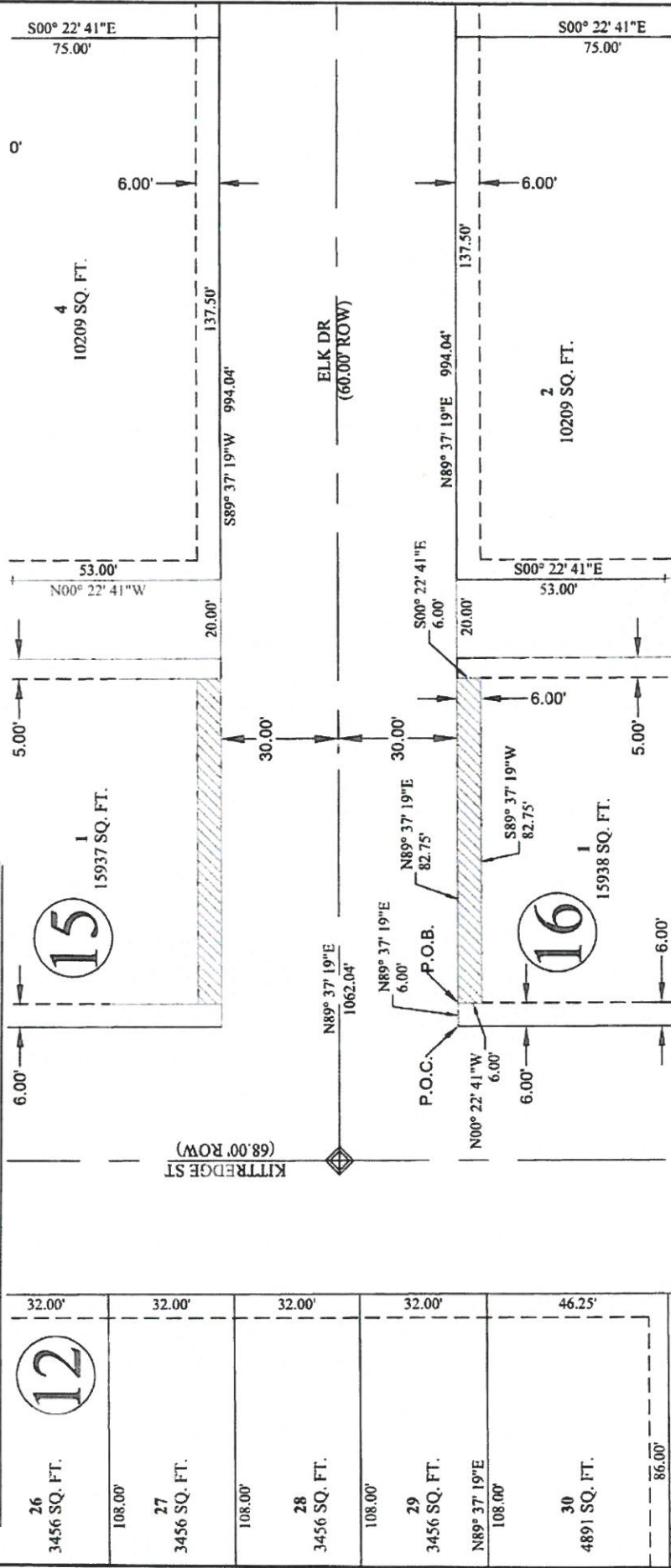
THIS ILLUSTRATION DOES NOT
 REPRESENT A MONUMENTED SURVEY. IT
 IS INTENDED ONLY TO DEPICT THE
 ATTACHED LEGAL DESCRIPTION.



SHEET 2 OF 4

FWS FORESIGHT WEST SURVEYING INC.
 1955 Iris Street
 Wheat Ridge, Colorado 80033
 303.504.4140

EXHIBIT B: A PORTION OF LOT 1, BLOCK 16



RELINQUISHED AREA: 496.5 SQ. FT. +/-

Revision: 0 01.31.17

Compiled By: Rusk

Checked By: Scott

Job Number: 2016011

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

EXHIBIT B

A PORTION OF LOT 1, BLOCK 16
DENVER CONNECTION WEST FILING NO. 1
CITY AND COUNTY OF DENVER
STATE OF COLORADO

COLORED LICENSED SURVEYOR

Rusk & Rusk

38226

01.31.17

PROFESSIONAL LAND SURVEYOR

FORESIGHT WEST SURVEYING INC.

1925 Iris Street
Aurora, Colorado 80013
303.504.4440

SHEET 4 OF 4