

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2019

COUNCIL BILL NO. CB19-1016
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance vacating a portion of right-of-way at the intersection of North**
7 **Shoshone Street and West 32nd Avenue, without reservations.**

8 **WHEREAS**, the Executive Director of Public Works of the City and County of Denver has
9 found and determined that the public use, convenience and necessity no longer require that certain
10 portion of that certain area in the system of thoroughfares of the municipality hereinafter described
11 and, subject to approval by ordinance, has vacated the same, without reservations;

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

13 **Section 1.** That the action of the Executive Director of Public Works in vacating the
14 following described right-of-way in the City and County of Denver and State of Colorado, to wit:

15 **PARCEL DESCRIPTION ROW NO. 2019-VACA-0000004-001:**

16 THAT PORTION OF LOT 2, BLOCK 2, H.WITTER'S NORTH DENVER ADDITION LYING
17 SOUTHWEST OF THE NORTHEAST LINE OF 18TH STREET PROJECTED
18 NORTHWESTERLY, AS SAID STREET NOW EXISTS BETWEEN BLOCKS 17 AND 18 OF
19 KASSERMAN'S ADDITION TO DENVER AND DESCRIBED IN THE WARRANTY DEED
20 RECORDED JULY 15, 1887 IN BOOK 344 AT PAGE 135 IN THE RECORDS OF THE CLERK
21 AND RECORDER'S OFFICE OF THE COUNTY OF ARAPAHOE, STATE OF COLORADO,
22 SITUATED IN THE NORTHWEST 1/4 OF SECTION 28, TOWNSHIP 3 SOUTH, RANGE 68 WEST
23 OF THE 6TH P.M., CITY & COUNTY OF DENVER, STATE OF COLORADO BEING MORE
24 PARTICULARLY DESCRIBED AS FOLLOWS:

25 COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 2, BLOCK 2;

26 THENCE SOUTH 00°04'23" EAST, ALONG THE WEST LINE OF SAID LOT 2 AND ALONG THE
27 EAST RIGHT-OF-WAY LINE OF SHOSHONE STREET, A DISTANCE OF 100.02 FEET TO THE
28 POINT OF BEGINNING, SAID POINT ALSO LIES ON THE NORTHWESTERLY EXTENSION OF
29 SAID NORTHEAST LINE OF 18TH STREET;

30 THENCE SOUTH 45°06'59" EAST, DEPARTING SAID WEST LINE OF LOT 2 AND ALONG THE
31 NORTHWEST EXTENSION OF THE NORTHEAST LINE OF 18TH STREET, A DISTANCE OF
32 118.79 FEET TO A POINT THREE FEET (3') NORTH OF THE WESTERLY EXTENSION OF THE
33 SOUTH LINE OF SAID LOT 2, BLOCK 2 AND THE WESTERLY EXTENSION OF THE NORTH
34 RIGHT-OF-WAY LINE OF WEST 32ND AVENUE;

35 THENCE SOUTH 89°59'58" WEST, DEPARTING SAID NORTHWEST PROJECTION OF THE

1 NORTHEAST LINE OF 18TH STREET AND ALONG A LINE THREE FEET (3') NORTH OF AND
2 PARALLEL WITH SAID WESTERLY EXTENSION OF THE NORTH RIGHT-OF-WAY LINE OF
3 WEST 32ND AVENUE, A DISTANCE OF 84.06 FEET TO A POINT ON THE WEST LINE OF
4 SAID LOT 2, BLOCK 2 AND A POINT ON THE EAST RIGHT-OF-WAY LINE OF SHOSHONE
5 STREET;
6 THENCE NORTH 00°04'23" WEST, DEPARTING SAID THREE FOOT (3') PARALLEL LINE WITH
7 THE NORTH RIGHT-OF-WAY LINE AND ALONG THE EAST RIGHT-OF-WAY LINE FOR
8 SHOSHONE STREET, A DISTANCE OF 83.83 FEET TO THE POINT OF BEGINNING.

9
10 CONTAINING 3,523 SQUARE FEET OR 0.08 ACRES, MORE OR LESS

11
12 FOR THE PURPOSE OF THIS DESCRIPTION THE BEARINGS ARE BASED ON THE WEST LINE
13 OF SAID LOT 2, BLOCK 2, H. WITTER'S NORTH DENVER ADDITION AS MONUMENTED BY A
14 NAIL WITH A 1" BRASS TAG LS 23689 AT A 18.5' OFFSET TO THE NORTHWEST CORNER OF
15 SAID LOT 2 AND BY A #5 REBAR WITH 1-1/4 OARANGE PLASTIC CAP STAMPED LS 38026 AT
16 THE SOUTH END AND BEARS SOUTH 0°04'23" EAST
17

18 be and the same is hereby approved and the described portion of right-of-way is hereby vacated and
19 declared vacated, without reservations.

20 COMMITTEE APPROVAL DATE: October 1, 2019 by Consent

21 MAYOR-COUNCIL DATE: October 8, 2019

22 PASSED BY THE COUNCIL: _____

23 _____ - PRESIDENT

24 APPROVED: _____ - MAYOR _____

25 ATTEST: _____ - CLERK AND RECORDER,
26 EX-OFFICIO CLERK OF THE
27 CITY AND COUNTY OF DENVER

28 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

29 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: October 10, 2019

30 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
31 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
32 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
33 3.2.6 of the Charter.

34
35 Kristin M. Bronson, Denver City Attorney

36
37 BY: _____, Assistant City Attorney DATE: _____