

**BY AUTHORITY**

ORDINANCE NO. \_\_\_\_\_  
SERIES OF 2014

COUNCIL BILL NO. CB14-0957  
COMMITTEE OF REFERENCE:  
Infrastructure & Culture

**A BILL**

**For an ordinance vacating a portion of East 49<sup>th</sup> Avenue between North Airport Way and North Memphis Street, without reservations.**

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

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

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

**PARCEL DESCRIPTION ROW NO. 2014-0064-02-001**

49TH AVENUE, PARKFIELD FILING NO. 10, RECORDED JUNE 19, 2000 UNDER RECEPTION NO. 2000085697, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 17, 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:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 17 AND CONSIDERING THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 17 TO BEAR NORTH 00°19'45" EAST, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

THENCE NORTH 52°15'24" EAST, A DISTANCE OF 925.80 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF MEMPHIS STREET AND THE POINT OF BEGINNING;

THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 962.00 FEET, A CENTRAL ANGLE OF 6°43'49" AND AN ARC LENGTH OF 113.00 FEET, THE CHORD OF WHICH BEARS NORTH 04°39'40" EAST, A DISTANCE OF 112.93 FEET TO A POINT OF CUSP;

THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 93°21'54" AND AN ARC LENGTH OF 40.74 FEET, THE CHORD OF WHICH BEARS SOUTH 38°39'23" EAST, A DISTANCE OF 36.38 FEET TO A POINT OF CURVATURE;

[continued on next page]

1 THENCE SOUTH 85°20'20" EAST, A DISTANCE OF 61.39 FEET TO A POINT  
2 OF CURVATURE;

3  
4 THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS  
5 OF 370.00 FEET, A CENTRAL ANGLE OF 1°46'10" AND AN ARC LENGTH OF  
6 11.43 FEET, THE CHORD OF WHICH BEARS SOUTH 86°13'25" EAST, A  
7 DISTANCE OF 11.43 FEET TO A POINT OF CURVATURE;

8  
9 THENCE SOUTH 87°06'30" EAST, A DISTANCE OF 688.65 FEET TO A  
10 POINT OF CURVATURE;

11  
12 THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS  
13 OF 430.00 FEET, A CENTRAL ANGLE OF 2°41'44" AND AN ARC LENGTH OF  
14 20.23 FEET, THE CHORD OF WHICH BEARS SOUTH 85°45'38" EAST, A  
15 DISTANCE OF 20.23 FEET TO A POINT OF CURVATURE;

16  
17 THENCE SOUTH 84°24'46" EAST, A DISTANCE OF 55.41 FEET TO A POINT  
18 OF CURVATURE;

19  
20 THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS  
21 OF 25.00 FEET, A CENTRAL ANGLE OF 89°38'21" AND AN ARC LENGTH OF  
22 39.11 FEET, THE CHORD OF WHICH BEARS NORTH 50°46'03" EAST, A  
23 DISTANCE OF 35.24 FEET TO A POINT OF CUSP ON THE WEST RIGHT-  
24 OF-WAY LINE OF AIRPORT WAY;

25  
26 THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS  
27 OF 8710.00 FEET, A CENTRAL ANGLE OF 0°43'18" AND AN ARC LENGTH OF  
28 109.69 FEET, THE CHORD OF WHICH BEARS SOUTH 05°35'14" WEST, A  
29 DISTANCE OF 109.69 FEET TO A POINT OF CUSP;

30  
31 THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS  
32 OF 25.00 FEET, A CENTRAL ANGLE OF 89°38'21" AND AN ARC LENGTH OF  
33 39.11 FEET, THE CHORD OF WHICH BEARS NORTH 39°35'35" WEST, A  
34 DISTANCE OF 35.24 FEET TO A POINT OF CURVATURE;

35  
36 THENCE NORTH 84°24'46" WEST, A DISTANCE OF 55.41 FEET TO A POINT  
37 OF CURVATURE;

38  
39 THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS  
40 OF 370.00 FEET, A CENTRAL ANGLE OF 2°41'44" AND AN ARC LENGTH OF  
41 17.41 FEET, THE CHORD OF WHICH BEARS NORTH 85°45'38" WEST, A  
42 DISTANCE OF 17.40 FEET TO A POINT OF CURVATURE;

43  
44 THENCE NORTH 87°06'30" WEST, A DISTANCE OF 688.65 FEET TO A  
45 POINT OF CURVATURE;

46  
47 THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS  
48 OF 430.00 FEET, A CENTRAL ANGLE OF 1°46'10" AND AN ARC LENGTH OF  
49 13.28 FEET, THE CHORD OF WHICH BEARS NORTH 86°13'25" WEST, A  
50 DISTANCE OF 13.28 FEET TO A POINT OF CURVATURE;

51  
52 THENCE NORTH 85°20'20" WEST, A DISTANCE OF 61.39 FEET TO A POINT  
53 OF CURVATURE;

54 [continued on next page]

1 THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS  
2 OF 25.00 FEET, A CENTRAL ANGLE OF 93°21'54" AND AN ARC LENGTH OF  
3 40.74 FEET, THE CHORD OF WHICH BEARS SOUTH 47°58'43" WEST, A  
4 DISTANCE OF 36.38 FEET TO THE POINT OF BEGINNING;

5  
6 SAID PARCEL CONTAINING A CALCULATED AREA OF 53,842 SQUARE FEET  
7 OR 1.2360 ACRES, MORE OR LESS AND ALL DISTANCES ARE  
8 REPRESENTED IN U.S. SURVEY FEET.  
9

10 be and the same is hereby approved and the described portion of that certain alley is hereby  
11 vacated and declared vacated, without reservations.

12 COMMITTEE APPROVAL DATE: November 6, 2014 [by consent]

13 MAYOR-COUNCIL DATE: November 11, 2014

14 PASSED BY THE COUNCIL: \_\_\_\_\_, 2014

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

16 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2014

17 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
18 EX-OFFICIO CLERK OF THE  
19 CITY AND COUNTY OF DENVER  
20

21 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2014; \_\_\_\_\_, 2014

22 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: November 13, 2014

23 Pursuant to Section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
24 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
25 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to §  
26 3.2.6 of the Charter.  
27

28 D. Scott Martinez, Denver City Attorney

29 BY: \_\_\_\_\_, City Attorney DATE: \_\_\_\_\_, 2014  
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