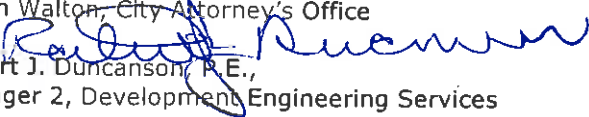




REQUEST FOR VACATION ORDINANCE

TO: Karen Walton, City Attorney's Office

FROM: 
Robert J. Duncanson, P.E.,
Manager 2, Development Engineering Services

ROW NO.: 2011-0182-04

DATE: December 13, 2012

SUBJECT: Request for an Ordinance to vacate 50 feet of Ames Street without reservations.

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

This office has investigated the request of Jason Buechler, on behalf of Regional Transportation District for granting of the above requested vacation. This matter has been field inspected and has been coordinated with Asset Management; Colorado Department of Transportation [if State Highway]; Comcast Corporation; Commission for People with Disabilities; Community Planning & Development - Building Inspections, Planning and Zoning; Councilperson Paul D. Lopez; Fire Department; Metro Wastewater Reclamation District; Office of Emergency Management; Office of Telecommunications; Parks & Recreation; Public Works - DES - Construction Engineering, DES Engineering - Transportation & Wastewater, DES Survey, IPP Infrastructure Engineering and Street Maintenance; Qwest Corporation; Regional Transportation District; Denver Water Department; Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of these investigations, hereby approved and the described area is hereby vacated and declared vacated; PROVIDED, HOWEVER, said vacation shall be subject to the following reservations:

As a result of these investigations, it has been determined that there is no objection to vacating the said area(s).

Therefore, you are requested to initiate Council action to vacate the following area:

INSERT PARCEL DESCRIPTION ROW 2011-0182-04-001 HERE

The following information, pertinent to this request action, is submitted:

1. The width of this area is 50 feet.
2. Transportation connectivity is preserved so that there will be minimal impacts to the transportation system.
3. The area is open and is not being used.
4. One building abut on said area.
5. The owner of the contiguous area would benefit by being able to make more effective use of their ground; the City would benefit by reduced maintenance responsibility.

6. Grades and drainage are not adversely affected by this action.
7. Replacement area will not be required.
8. The vacating notice was posted on November 20, 2012, and the 20-day period for protests has expired.
9. Adjoining Neighbor and Registered Neighborhood Organization notification was sent on November 20, 2012.
10. Protests, sustained by the Manager of Public Works have not been filed.
11. Ordinance action by the City Council is considered to be necessary because the Council is the only City body authorized by the Charter to dispose of City property.

RJD: LRA

cc: Asset Management, Steve Wirth
City Councilperson & Aides Paul D. Lopez
City Council Staff, Gretchen Williams
CPM, Mike Anderson,
Department of Law, Arlene Dykstra
Department of Law, Karen Aviles
Department of Law, Brent Eisen
Department of Law, Karen Walton
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Nancy Kuhn
Public Works Solid Waste, Mike Lutz
Public Works Survey, Paul Rogalla
Public Works Street Maint. William Kennedy,
Project File: 2011-0182-04

Property Owner:
Regional Transportation District
C/O Jim Starling, P.E.
West Rail Line Project Manager
10455 West 6th Avenue, Suite # 250
Lakewood, CO 80215

ORDINANCE/RESOLUTION REQUEST

Please email requests to Nancy Kuhn at Nancy.khun@denvergov.org by **NOON 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: **December 13, 2012**

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, amendment, municipal code change, supplemental request, etc.)*

Request for an Ordinance to vacate 50 feet of Ames Street, without reservations.

3. **Requesting Agency:** Public Works, Right-of-Way Engineering Services

4. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3153
- **Email:** lisa.ayala@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:** Nancy Kuhn
- **Phone:** 720-865-2720
- **Email:** nancy.kuhn@denvergov.org

6. **General description of proposed ordinance including contract scope of work if applicable:**

Vacate 50 feet of Ames Street.

***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.)*

- a. **Contract Control Number:** NO
- b. **Duration:** Permanent
- c. **Location:** Ames Street between West 10th Avenue and the north line of Runyan's Subdivision, Jefferson County.
- d. **Affected Council District:** # 3, Paul D. Lopez
- e. **Benefits:** N/A
- f. **Costs:** N/A

7. **Is there any controversy surrounding this ordinance?** *(Groups or individuals who may have concerns about it?)* **Please explain.** RTD West Rail Line, Sheridan parking structure that will serve the light rail station, located north of Dry Gulch as part of the Runyan's Subdivision re-plat.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____



DENVER
THE MILE HIGH CITY

EXECUTIVE SUMMARY

Project Title: 2011-0182-04 Vacation Ames Street

Description of Proposed Project: To vacate 50 feet of Ames Street between West 10th Avenue and north line of Runyan's Subdivision, Jefferson County.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: To serve the West Rail Line, RTD parking structure.

Has a Temp MEP been issued, and if so, what work is underway: NO

What is the known duration of an MEP:N/A

Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: NO

Will an easement relinquishment be submitted at a later date: NO

Additional information: RTD West Rail Line, Sheridan parking structure that will serve the light rail station, located north of Dry Gulch as part of the Runyan's Subdivision re-plat.

PROPERTY DESCRIPTION
SHERIDAN PARKING GARAGE
AMES STREET RIGHT-OF-WAY VACATION

AMES STREET BETWEEN THE NORTH RIGHT-OF-WAY LINE OF WEST 10th AVENUE AND THE NORTH LINE OF RUNYAN'S SUBDIVISION, SAID SUBDIVISION RECORDED IN BOOK 16 AT PAGE 63 OF THE JEFFERSON COUNTY CLERK AND RECORDER'S OFFICE, SITUATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 69 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 1; THENCE SOUTH 89°28'00" WEST, ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, A DISTANCE OF 194.81 FEET; THENCE NORTH 00°32'00" WEST A DISTANCE OF 25.00 FEET TO THE INTERSECTION OF SAID NORTH RIGHT-OF-WAY LINE OF WEST 10th AVENUE AND THE EASTERLY RIGHT-OF-WAY LINE OF SAID AMES STREET, ALSO BEING THE POINT OF BEGINNING;

THENCE SOUTH 89°28'00" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 100.00 FEET TO THE INTERSECTION OF SAID NORTH RIGHT-OF-WAY LINE AND THE WESTERLY RIGHT-OF-WAY LINE OF SAID AMES STREET;

THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF AMES STREET THE FOLLOWING SIX (6) COURSES:

1. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 89°21'31", A RADIUS OF 25.00 FEET AND AN ARC LENGTH OF 39.06 FEET (CHORD BEARS NORTH 44°42'19" EAST, 35.21 FEET);
2. NORTH 00°03'21" WEST A DISTANCE OF 110.41 FEET TO A POINT OF CURVE;
3. ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 15°16'03", A RADIUS OF 118.00 FEET AND AN ARC LENGTH OF 31.44 FEET (CHORD BEARS NORTH 07°41'23" WEST, 31.35 FEET) TO A POINT OF REVERSE CURVE;
4. ALONG THE ARC OF SAID REVERSE CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 15°16'03", A RADIUS OF 218.00 FEET AND AN ARC LENGTH OF 58.09 FEET (CHORD BEARS NORTH 07°41'23" WEST, 57.92 FEET);
5. NORTH 00°03'21" WEST A DISTANCE OF 221.33 FEET TO A POINT OF CURVE;
6. ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 90°28'18", A RADIUS OF 25.00 FEET AND AN ARC LENGTH OF 38.48 FEET (CHORD BEARS NORTH 45°17'30" WEST, 35.50 FEET) TO SAID NORTH LINE OF RUNYAN'S SUBDIVISION;

THENCE NORTH 89°28'21" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 100.00 FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE EASTERLY RIGHT-OF-WAY LINE OF SAID AMES STREET;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF AMES STREET THE FOLLOWING SIX (6) COURSES:

1. ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 89°31'42", A RADIUS OF 25.00 FEET AND AN ARC LENGTH OF 39.06 FEET (CHORD BEARS SOUTH 44°42'30" WEST, 35.21 FEET);
2. SOUTH 00°03'21" EAST A DISTANCE OF 222.15 FEET TO A POINT OF CURVE;
3. ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 15°16'03", A RADIUS OF 168.00 FEET AND AN ARC LENGTH OF 44.77 FEET (CHORD BEARS SOUTH 07°41'23" EAST, 44.63 FEET) TO A POINT OF REVERSE CURVE;
4. ALONG THE ARC OF SAID REVERSE CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 15°16'03", A RADIUS OF 168.00 FEET AND AN ARC LENGTH OF 44.77 FEET (CHORD BEARS SOUTH 07°41'23" EAST, 44.63 FEET);
5. SOUTH 00°03'21" EAST A DISTANCE OF 109.58 FEET TO A POINT OF CURVE;

6. ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 90°28'39", A RADIUS OF 25.00 FEET AND AN ARC LENGTH OF 39.48 FEET (CHORD BEARS SOUTH 45°17'41" EAST, 35.50 FEET) TO SAID INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF AMES STREET AND SAID SOUTH RIGHT-OF-WAY LINE OF WEST 10th AVENUE, ALSO BEING THE POINT OF BEGINNING.

CONTAINING 24,100 SQUARE FEET (0.553 ACRES) MORE OR LESS.

BASIS OF BEARINGS: BEARINGS ARE BASED ON THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 69 WEST OF THE SIXTH PRINCIPAL MERIDIAN AS BEARING SOUTH 00°03'21" EAST. THE NORTH 1/16 CORNER OF SAID SECTION 1 IS MONUMENTED BY A 3-1/4" ALUMINUM CAP IN RANGE BOX, STAMPED: COLORADO DEPT OF TRANSPORTATION N 1/16 S1-S6 2005 PLS 34579 AND THE EAST ¼ CORNER OF SAID SECTION 1 IS MONUMENTED BY A 3-1/4" ALUMINUM CAP IN RANGE BOX, STAMPED: ¼ S1-S6 PLS 28286 2005.

PREPARED BY:

ROBERT J. EDERVEEN, PLS
COLORADO PLS No. 37889

FOR AND ON BEHALF OF:
HCL ENGINEERING AND SURVEYING, LLC
9570 KINGSTON COURT, SUITE 310
ENGLEWOOD, COLORADO 80112
303.773.1605
WWW.HCLEN지니어ING.COM



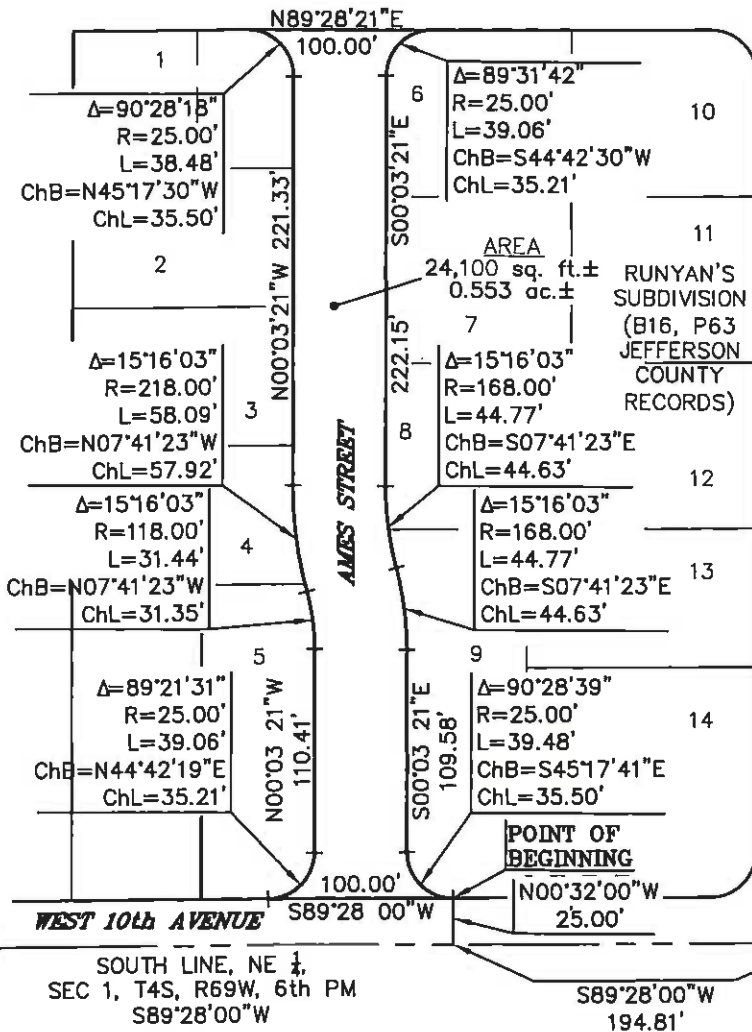


ORIGINAL SCALE: 1"=100'

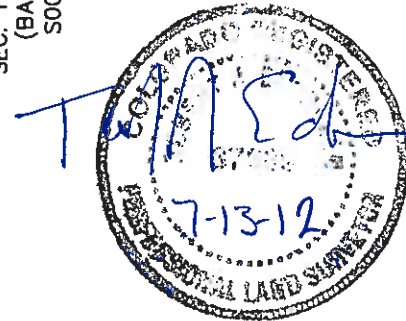
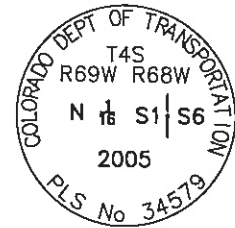
EXHIBIT

NOTE:
THIS EXHIBIT IS NOT A MONUMENTED LAND SURVEY, IT IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED PROPERTY DESCRIPTION

BASIS OF BEARINGS: BEARINGS ARE BASED ON THE EAST LINE OF THE SE 1/4, NE 1/4, SEC. 1, T4S, R69W, 6th PM AS SHOWN HEREON

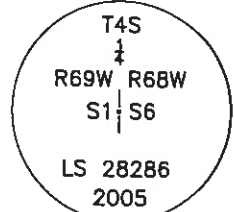
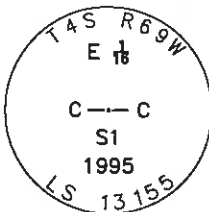


NORTH 1/16 CORNER, SEC. 1, T4S, R69W, 6th P.M.
FOUND 3-1/2" ALUMINUM CAP IN RANGE BOX, STAMPED AS SHOWN



POINT OF COMMENCEMENT
EAST 1/4 CORNER, SEC. 1, T4S, R69W, 6th P.M.
FOUND 3-1/2" ALUMINUM CAP IN RANGE BOX, STAMPED AS SHOWN

EAST 1/16 CORNER, SEC. 1, T4S, R69W, 6th P.M.
FOUND 3-1/2" ALUMINUM CAP IN RANGE BOX, STAMPED AS SHOWN



HGL

Engineering & Surveying, LLC

8570 KINGSTON COURT, SUITE 310
ENGLEWOOD, CO. 80112

PHONE: (303) 773-1605
FAX: (303) 773-3287

PROJECT:

AMES STREET RIGHT-OF-WAY VACATION
SHERIDAN PARKING GARAGE

DATE: 07/10/12

BY: RJE

CHKD: DWC

JOB NO. 113225.10

SHEET NO.

1 OF 1