

BY AUTHORITY

RESOLUTION NO. CR23-1813

COMMITTEE OF REFERENCE:

SERIES OF 2023

Land Use, Transportation & Infrastructure

A RESOLUTION

Laying out, opening and establishing as part of the City street system a parcel of land as West 10th Avenue, located near the intersection of West 10th Avenue and North Xavier Street.

WHEREAS, the Executive Director of the Department of Transportation and Infrastructure of the City and County of Denver has found and determined that the public use, convenience and necessity require the laying out, opening and establishing as a public street designated as part of the system of thoroughfares of the municipality that portion of real property hereinafter more particularly described, and, subject to approval by resolution has laid out, opened and established the same as a public street;

BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That the action of the Executive Director of the Department of Transportation and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of the municipality the following described portion of real property situate, lying and being in the City and County of Denver, State of Colorado, to wit:

PARCEL DESCRIPTION ROW NO. 2023-DEDICATION-0000140-001:

LAND DESCRIPTION – STREET PARCEL

A parcel of land conveyed by Special Warranty Deed to the City and County of Denver, recorded on the 23rd day of October, 2023, at Reception Number 2023101346 in the City and County of Denver Clerk and Recorder's Office, State of Colorado, described as follows:

A portion of the Northwest Quarter of Section 6, Township 4 South, Range 68 West of the 6th P.M. and also being a portion of the land described in Deed recorded October 12, 2021 under Reception No. 2021192326 and being more particularly described as follows:

The Basis of Bearings of this legal description is the south line of the North Half of Section 6, monumented by a by a 3-1/4" aluminum cap in range box, PLS 28286, on the west end and by a 3-1/4" aluminum cap in range box, PLS 20699, on the east end. Said line is assumed to bear North 89 degrees 39 minutes 43 seconds West.

Commencing at the West Quarter Corner of Section 6, Township 4 South, Range 68 West of the 6th P.M., being monumented by a 3-1/4" aluminum cap in range box, PLS 28286; thence South 89 degrees 39 minutes 43 seconds East along the south line of the North Half of Section 6, 470.80 feet; thence North 0 degrees 20 minutes 17 seconds East, 30.00 feet to the southwest corner of of

1 the tract of land described in Deed, recorded under Reception No. 2021192326 and the Point of
2 Beginning:
3
4 thence North 0 degrees 05 minutes 24 seconds West, 6.00 feet along the west line of said tract of
5 land;
6 thence South 89 degrees 39 minutes 43 seconds East, 72.36 feet to a point on the east line of said
7 tract of land;
8 thence South 0 degrees 23 minutes 59 seconds West, 6.00 feet along the east line of said tract of
9 land to the southeast corner of said tract of land;
10 thence North 89 degrees 39 minutes 43 seconds West, 72.30 feet along the south line of said tract
11 of land to the Point of Beginning.

12
13 Containing a calculated area of 434 square feet or 0.0099 acres, more or less

14 be and the same is hereby approved and said real property is hereby laid out and established and
15 declared laid out, opened and established as West 10th Avenue.

16 **Section 2.** That the real property described in Section 1 hereof shall henceforth be known
17 as West 10th Avenue.

18 COMMITTEE APPROVAL DATE: November 21, 2023 by Consent

19 MAYOR-COUNCIL DATE: November 28, 2023 by Consent

20 PASSED BY THE COUNCIL: _____

21 _____ - PRESIDENT

22 ATTEST: _____ - CLERK AND RECORDER,
23 EX-OFFICIO CLERK OF THE
24 CITY AND COUNTY OF DENVER

25 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: November 30, 2023

26 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
27 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
28 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
29 § 3.2.6 of the Charter.

30
31 Kerry Tipper, Denver City Attorney

32
33 BY: _____, Assistant City Attorney DATE: _____