

1 **BY AUTHORITY**

2 RESOLUTION NO. CR18-0526
3 SERIES OF 2018

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

5 **Laying out, opening and establishing as part of the City street system parcels of**
6 **land as 33rd Street and Festival Street, near the intersection of 31st Street and**
7 **Brighton Boulevard.**

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 require the laying out, opening
10 and establishing as a public street designated as part of the system of thoroughfares of the
11 municipality those portions of real property hereinafter more particularly described, and, subject to
12 approval by resolution has laid out, opened and established the same as a public street;

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

14 **Section 1.** That the action of the Executive Director of Public Works in laying out, opening
15 and establishing as part of the system of thoroughfares of the municipality the following described
16 portion of real property situate, lying and being in the City and County of Denver, State of Colorado,
17 to wit:

18 **PARCEL DESCRIPTION ROW NO. 2018-DEDICATION-0000063-001:**

19 A parcel of land situated in the NE ¼ of Section 27 and the SE ¼ of Section 22, Township 3 South,
20 Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado, more
21 particularly described as follows:

22 **COMMENCING** at the Northwest corner of the NE ¼ of said Section 27, thence S89°57'39"E along
23 the North line of the NE ¼ of Section 27 a distance of 1479.44 feet to the intersection of said North
24 line of Section 27 and the southeast line of East Arkins Court;

25 Thence continuing S89°57'39"E along said North line of the NE ¼ of Section 27 a distance of 121.62
26 feet to the **POINT OF BEGINNING**;

27 Thence departing said North line N45°07'03"W a distance of 10.38 feet;

28 Thence N44°58'59"E a distance of 306.96 feet to the Northeasterly line of that parcel described as
29 "Parcel Two" in a warranty deed recorded with the City and County of Denver Clerk and Recorder
30 9/11/2014, at reception number 2014110700;

31 Thence S45°01'01"E along said Northeasterly line of said Parcel Two a distance of 25.00 feet to the
32 easternmost corner of said Parcel Two;

1 Thence S44°58'59"W along the Southeasterly line of said Parcel Two and the Northwesterly line of
2 that parcel described as "Exhibit B" in a warranty deed recorded with the City and County of Denver
3 Clerk and Recorder 11/5/2014, at reception number 2014135101, a distance of 292.35 feet to the
4 North line of said NE ¼ of Section 27, said point also being the southwesternmost point of said
5 Exhibit B parcel;

6 Thence departing said Northwesterly line S89°57'39"E along the said North line of the NE ¼ of
7 Section 27 and the South line of said Exhibit B parcel a distance of 5.65 feet to the southeasternmost
8 point of said Exhibit B parcel;

9 Thence S44°58'59"W along a prolongation to the southwest of the Southeasterly line of said Exhibit
10 B parcel a distance of 18.55 feet ,

11 Thence N45°07'03"W a distance of 18.62 feet to the **POINT OF BEGINNING**.

12 Said parcel contains 7,740 square feet, or 0.178 acres, more or less.

13 The **BASIS OF BEARINGS** for this description is the bearing of the North line of the NE ¼ of Section
14 27, Township 3 South, Range 68 West of the 6th Principal Meridian. The bearing for said North line
15 is S89°57'39"E between a 3.25" aluminum cap stamped "AZTEC LS 33204" at the Northwest corner
16 of the NE ¼ of said Section 27, and a 6" stone with a chiseled cross at the Northeast corner of said
17 Section 27

18 be and the same is hereby approved and said real property is hereby laid out and established and
19 declared laid out, opened and established as Festival Street.

20 **Section 2.** That the real property described in Section 1 hereof shall henceforth be known
21 as Festival Street.

22 **Section 3.** That the action of the Executive Director of Public Works in laying out, opening
23 and establishing as part of the system of thoroughfares of the municipality the following described
24 portion of real property situate, lying and being in the City and County of Denver, State of Colorado,
25 to wit:

26 **PARCEL DESCRIPTION ROW NO. 2018-DEDICATION-0000063-002:**

27 A parcel of land situated in the NE ¼ of Section 27 and the SE ¼ of Section 22, Township 3 South,
28 Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado, more
29 particularly described as follows:

30 **COMMENCING** at the Northwest corner of the NE ¼ of said Section 27, thence S89°57'39"E along
31 the North line of the NE ¼ of Section 27 a distance of 1479.44 feet to the intersection of said North
32 line of Section 27 and the southeast line of East Arkins Court;

33 Thence continuing S89°57'39"E along said North line of the NE ¼ of Section 27 a distance of
34 121.62 feet to the **POINT OF BEGINNING**;

35 Thence departing said North line S45°07'03"E a distance of 309.32 feet to the Northwesterly line of
36 Brighton Boulevard as dedicated by Ordinance 63 of 1922 and Ordinance 177 of 1924;

1 Thence along said Northwesterly line of Brighton Boulevard S44°52'59"W a distance of 57.00 feet;
2 Thence departing said Northwesterly line of Brighton Boulevard N45°07'03"W a distance of 319.80
3 feet;
4 Thence N44°58'59"E a distance of 57.00 feet;
5 Thence S45°07'03"E a distance of 10.38 feet to the **POINT OF BEGINNING**.
6 Said parcel contains 18,226 square feet, or 0.418 acres, more or less.

7 The **BASIS OF BEARINGS** for this description is the bearing of the North line of the NE ¼ of Section
8 27, Township 3 South, Range 68 West of the 6th Principal Meridian. The bearing for said North line
9 is S89°57'39"E between a 3.25" aluminum cap stamped "AZTEC LS 33204" at the Northwest corner
10 of the NE ¼ of said Section 27, and a 6" stone with a chiseled cross at the Northeast corner of said
11 Section 27

12 be and the same is hereby approved and said real property is hereby laid out and established and
13 declared laid out, opened and established as 33rd Street.

14 **Section 4.** That the real property described in Section 1 hereof shall henceforth be known
15 as 33rd Street.

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17 COMMITTEE APPROVAL DATE: May 15, 2018 by Consent
18 MAYOR-COUNCIL DATE: May 22, 2018
19 PASSED BY THE COUNCIL: _____

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

24 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: May 24, 2018

25 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the Office of
26 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
27 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
28 3.2.6 of the Charter.

29
30 Kristin M. Bronson, Denver City Attorney

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32 BY: *Kristin M. Bronson*, Assistant City Attorney DATE: May 23, 2018