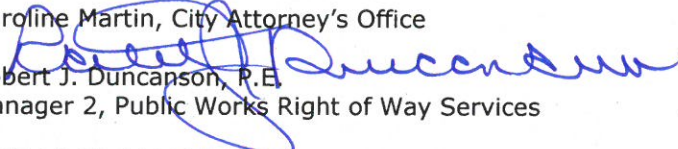




Department of Public Works
Engineering Regulatory & Analytics
201 W. Colfax Avenue, Dept. 507
Denver, CO 80202
720-865-3001
www.denvergov.org/survey

REQUEST FOR VACATION ORDINANCE

TO: Caroline Martin, City Attorney's Office
FROM: Robert J. Duncanson, P.E. 
Manager 2, Public Works Right of Way Services
ROW #: 2016-VACA-0000017
DATE: January 19, 2017
SUBJECT: Request for an Ordinance to vacate a portion of the Right of Way of Platte Street and Water Street at 1416 Platte 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 Cory Rutz, dated May 31, 2016, on behalf of Recreational Equipment, Inc. (REI) for requesting the above requested vacation.

This matter has been inspected and has been coordinated with Asset Management; Colorado Department of Transportation [if State Highway]; Comcast; Commission for People with Disabilities; Community Planning & Development – Building Inspections, Planning and Zoning; City Councilperson; Fire Department; Metro Wastewater Reclamation District; Office of Emergency Management; Parks & Recreation; Public Works – DES - Construction Engineering, DES Engineering – Transportation & Wastewater, Survey, Public Works – Policy and Planning; Public Works – Street Maintenance; CenturyLink; Regional Transportation District; Denver Water Department; Xcel Energy, all of whom have indicated 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 2016-VACA-0000017-001 HERE

RJD: cs

cc: City Councilperson & Aides
City Council Staff – Shelley Smith
Department of Law – Shaun Sullivan
Department of Law – Brent Eisen
Public Works, Manager's Office – Alba Castro
Public Works, Legislative Services – Angela Casias
Public Works, Solid Waste – Mike Lutz
Public Works, Survey – Paul Rogalla
Public Works, Street Maintenance – Brian Roecker

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@DenverGov.org by **12:00 pm 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: January 19, 2017

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

Request for an Ordinance to vacate a portion of the Right of Way of Platte Street and Water Street at 1416 Platte Street, without reservations.

3. **Requesting Agency:** PW Right of Way Services
Agency Division: Engineering, Regulatory & Analytics

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

- **Name:** Chaunda Sinn
- **Phone:** 720-865-3036
- **Email:** chaunda.sinn@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:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** angela.casias@denvergov.org

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

Request for an Ordinance to vacate a portion of the Right of Way of Platte Street and Water Street at 1416 Platte Street, without reservations.

****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 – please do not leave blank.)

- a. **Contract Control Number:** N/A
- b. **Contract Term:** N/A
- c. **Location:** 1416 Platte Street
- d. **Affected Council District:** Dist # 1, Rafael Espinoza
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):** N/A

7. **Is there any controversy surrounding this ordinance?** (Groups or individuals who may have concerns about it?) **Please explain.**

None.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____



VACATION EXECUTIVE SUMMARY

Project Title: 2016-VACA-0000017 REI Parking Lot 1416 Platte St

Owner name: Recreational Equipment, Inc. (REI)

Description of Proposed Project: Requesting to vacate a portion of the Right of Way of Platte Street and Water Street that is currently being used as a parking lot by REI, at 1416 Platte Street.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: REI would like to clean up their title work and gain full rights for their parking lot area

Width of area in feet: varies

Number of buildings abut said area: 0

The 20-day period for protests has expired, the vacating notice was posted on: December 20, 2016

Adjoining Neighbor and Registered Neighborhood Organization notification was sent on: December 20, 2016

Protests sustained by the manager of Public Works: Have not been filed

Will land be dedicated to the City if the vacation goes through: No

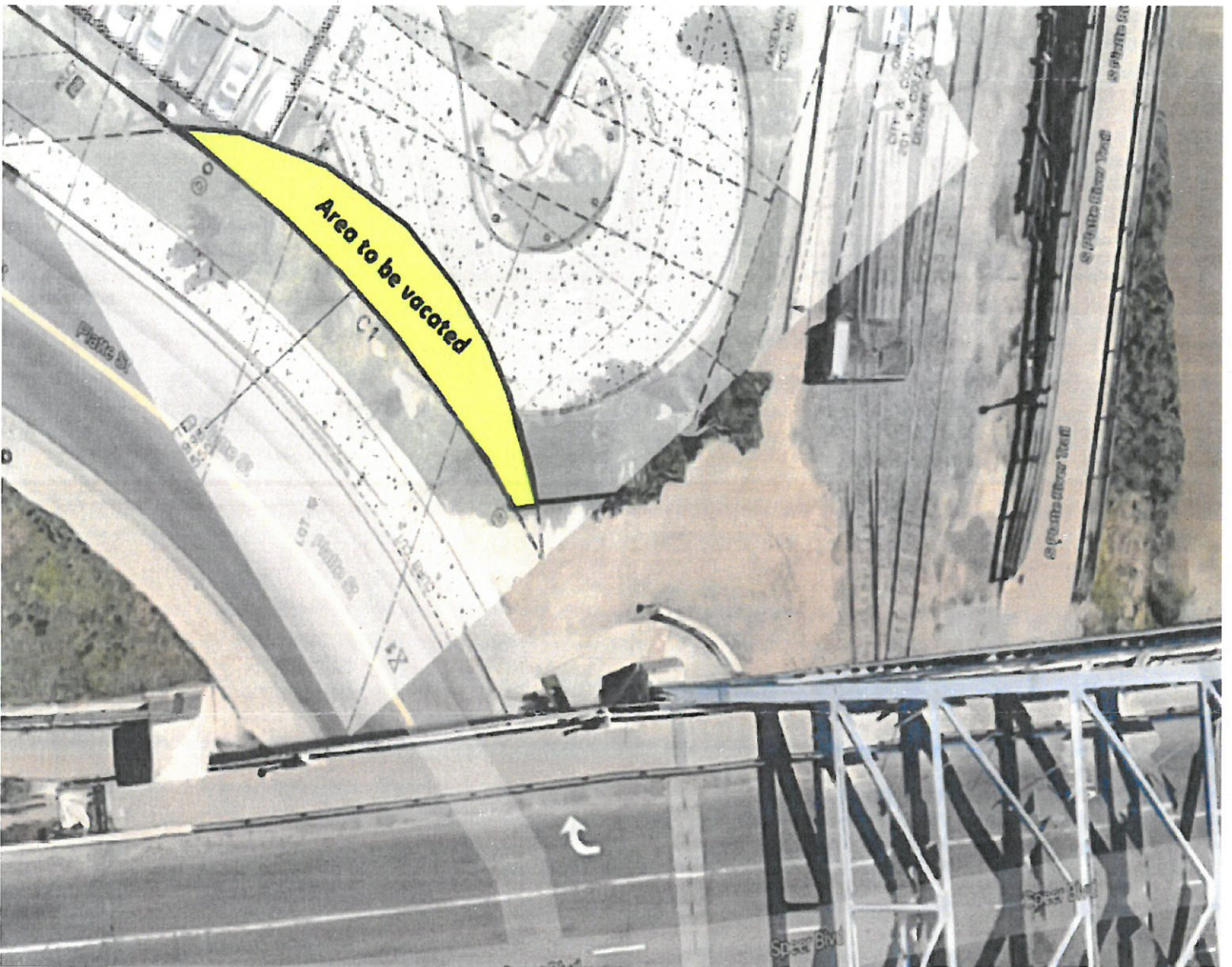
Will an easement be placed over a vacated area, and if so explain: No

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

Background: Land was previously conveyed to REI but did not include a portion of their parking lot. They would like to vacate this area in order to clean up their property title.

Public Notification: No objections were filed.

Location Map:



**NORTHWEST QUARTER OF SECTION 33
TOWNSHIP 3 SOUTH, RANGE 68 WEST
OF THE SIXTH PRINCIPAL MERIDIAN
----- CITY & COUNTY OF DENVER -----
EXHIBIT A**

LAND DESCRIPTION

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, BLOCK 6 NORTH DENVER, BEING A PORTION OF ORDINANCE NO. 88, SERIES OF 1998, RECORDED FEBRUARY 17, 1998 UNDER RECEPTION NUMBER 9800022550, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

NOTE: FOR THE PURPOSE OF THIS DESCRIPTION THE LINE BETWEEN AN ANGLE POINT ON THE EASTERLY RIGHT OF WAY LINE OF SAID ORDINANCE NO. 88, BEING A FOUND 1-1/4" PLASTIC CAP ON REBAR STAMPED PLS 16828, AND THE DENVER RANGE POINT AT 10TH AND WATER STREETS, BEING A FOUND NO. 8 REBAR IN A RANGE BOX, SHALL BE ASSUMED TO BEAR S 54°42'05" W, WITH ALL BEARINGS HEREIN BEING RELATIVE TO SAID LINE.

BEGINNING AT A POINT ON THE EASTERLY RIGHT OF WAY LINE OF SAID ORDINANCE NO. 88, FROM WHICH THE DENVER RANGE POINT AT 10TH AND WATER STREET BEARS S 54°42'05" W A DISTANCE OF 510.30 FEET; THENCE N 57°17'15" W, A DISTANCE OF 4.88 FEET TO A POINT OF NON-TANGENT CURVE; THENCE ALONG THE ARC OF SAID CURVE TO THE LEFT, WHOSE CENTRAL ANGLE IS 22°03'43", HAVING A RADIUS OF 220.00 FEET AND AN ARC LENGTH OF 84.71 FEET, WHOSE CHORD BEARS N 10°48'18" W, A DISTANCE OF 84.19 FEET; THENCE N 21°50'10" W, A DISTANCE OF 8.63 FEET MORE OR LESS TO THE EASTERLY RIGHT OF WAY LINE OF SAID ORDINANCE NO. 88 AND A POINT OF NON-TANGENT CURVE; THENCE ALONG SAID EASTERLY RIGHT OF WAY LINE AND ALONG SAID CURVE TO THE RIGHT, WHOSE CENTRAL ANGLE IS 77°18'10", HAVING A RADIUS OF 76.98 FEET AND AN ARC LENGTH OF 103.86 FEET, WHOSE CHORD BEARS S 13°54'01" E, A DISTANCE OF 96.16 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 970 SQUARE FEET OF 0.022 ACRE MORE OR LESS.

I, DEAN O. DANIELSON, A LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY CERTIFY THAT THIS LAND DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION.



DEAN O. DANIELSON
P.L.S. NO. 16828
DATE: 6/23/2016
BELL SURVEYING COMPANY
500 KALAMATH STREET
DENVER, COLORADO 80202
303-629-0165



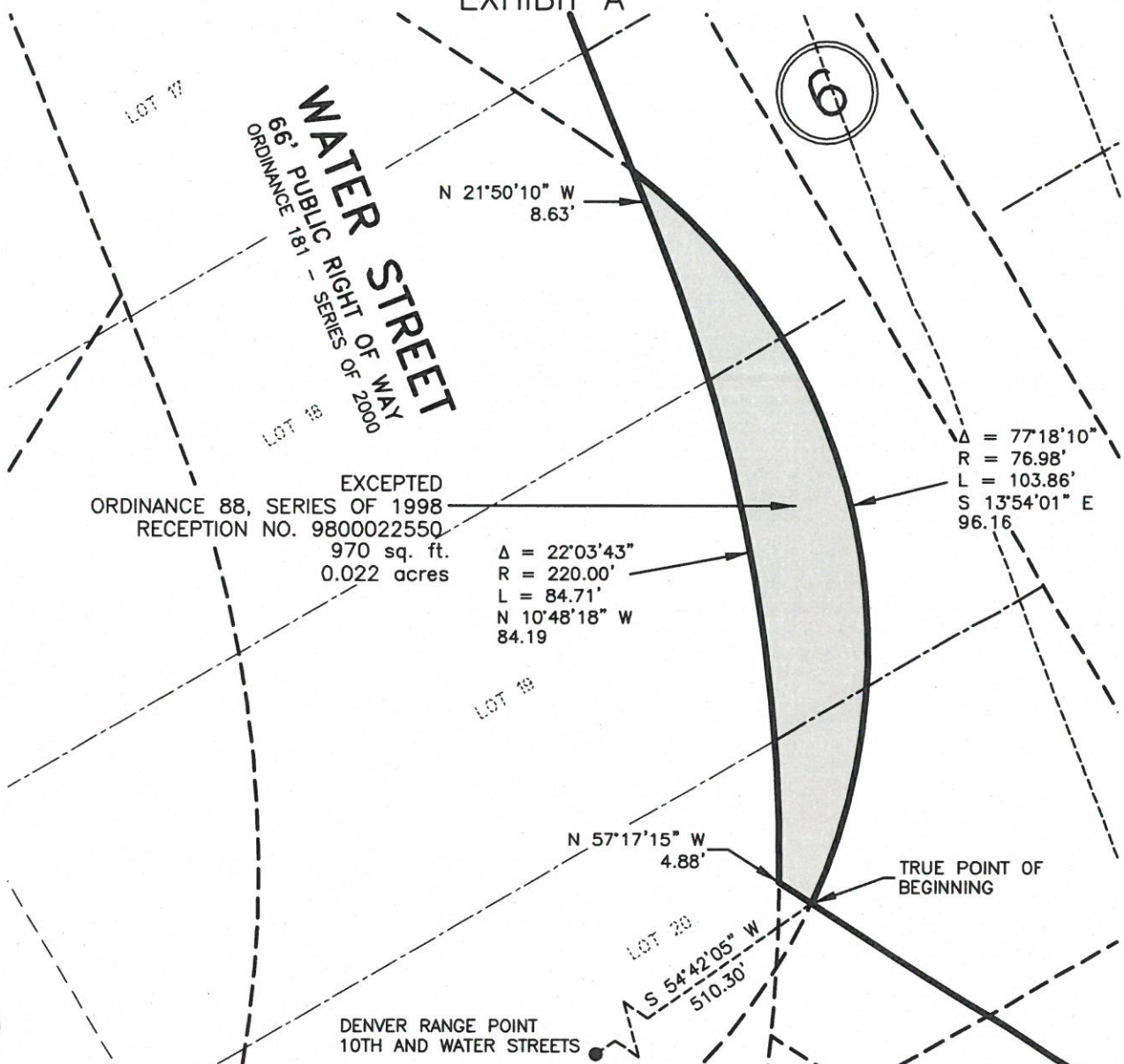
CITY & COUNTY OF DENVER		
LAND DESCRIPTION PART OF BLOCK 6 NORTH DENVER		
SCALE: 1"=20'	DATE: JUNE 23, 2016	
REV:	SHEET 1 OF 2 SHEETS	
DRN. WB	APPR.	1606-103

THIS LAND DESCRIPTION IS NOT THE RESULT OF A MONUMENTED LAND SURVEY. IT IS INTENDED ONLY TO DEFINE THE DEDICATION DESCRIBED HEREON.

NORTHWEST QUARTER OF SECTION 33
 TOWNSHIP 3 SOUTH, RANGE 68 WEST
 OF THE SIXTH PRINCIPAL MERIDIAN

----- CITY & COUNTY OF DENVER -----

EXHIBIT A



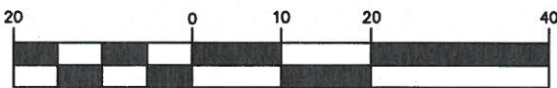
EXCEPTED
 ORDINANCE 88, SERIES OF 1998
 RECEPTION NO. 9800022550
 970 sq. ft.
 0.022 acres

$\Delta = 22^{\circ}03'43''$
 $R = 220.00'$
 $L = 84.71'$
 $N 10^{\circ}48'18'' W$
 84.19

$\Delta = 77^{\circ}18'10''$
 $R = 76.98'$
 $L = 103.86'$
 $S 13^{\circ}54'01'' E$
 96.16



GRAPHIC SCALE



(IN FEET)
 1 inch = 20 ft.

CITY & COUNTY OF DENVER

LAND DESCRIPTION
 PART OF BLOCK 6
 NORTH DENVER

SCALE: 1"=20'	DATE: JUNE 23, 2016
REV:	SHEET 2 OF 2 SHEETS
DRN. WB	APPR. 1606-103