

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2014

COUNCIL BILL NO. CB14-0925
COMMITTEE OF REFERENCE:
Infrastructure & Culture

6 A BILL

7 **For an ordinance relinquishing the easement reserved in Ordinance No. 151,**
8 **Series of 1953 at 3301 Brighton Boulevard and 3400 Arkins Court.**
9

10 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and
11 determined that the public use, convenience and necessity no longer requires the easement in the
12 area hereinafter described, and subject to approval by ordinance, has relinquished the same;

13 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**
14 **OF DENVER:**
15

16 **Section 1.** That the action of the Manager of Public Works in relinquishing the
17 easement reserved in Ordinance No. 151, Series of 1953 in the following area:
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1 **PARCEL DESCRIPTION ROW NO. 2014-0882-02-001**

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3 BEING A PORTION OF A 16' WIDE UTILITY EASEMENT AS RESERVED AUGUST 5,
4 1953 BY CITY & COUNTY OF DENVER PER ORDINANCE No. 151, SERIES 1953,
5 AND BEING A PORTION OF THAT CERTAIN PARCEL AS DESCRIBED AS EXHIBIT A
6 IN THAT CERTAIN SPECIAL WARRANTY DEED RECORDED AUGUST 28, 2007 AT
7 RECEPTION No. 2007134206, LYING WITHIN THE SOUTHEAST QUARTER (SE 1/4)
8 OF SECTION 22, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH
9 PRINCIPAL MERIDIAN, CITY & COUNTY OF DENVER, STATE OF COLORADO,
10 BOUNDED AND DESCRIBED AS FOLLOWS:

11
12 COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER
13 (SE 1/4), FROM WHENCE THE SOUTHEAST CORNER OF SAID SOUTHEAST
14 QUARTER (SE 1/4) BEARS NORTH 89°40'38" EAST A DISTANCE OF 2645.63 FEET,
15 WITH ALL BEARINGS HEREIN RELATED THERETO;

16 THENCE NORTH 78°10'22" EAST, 1725.43 FEET TO THE NORTHERNMOST
17 CORNER OF THAT CERTAIN AFORMENTIONED PARCEL AS DESCRIBED IN
18 EXHIBIT A IN THAT CERTAIN SPECIAL WARRANTY DEED RECORDED AUGUST
19 28, 2007 AT RECEPTION No. 2007134206;

20 THENCE ALONG THE BOUNDARY OF SAID PARCEL, SOUTH 45°22'44" EAST, 1.38
21 FEET TO A POINT ON THE BOUNDARY OF SAID 16' WIDE UTILITY EASEMENT,
22 AND BEING THE POINT OF BEGINNING;

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24 THENCE CONTINUING ALONG SAID PARCEL BOUNDARY, SOUTH 45°22'44" EAST,
25 16.00 FEET TO A POINT ON SAID BOUNDARY OF SAID 16' WIDE UTILITY
26 EASEMENT;

27 THENCE LEAVING SAID PARCEL BOUNDARY, ALONG SAID EASEMENT
28 BOUNDARY, SOUTH 44°31'14" WEST, 73.57 FEET TO A POINT ON THE
29 AFORMENTIONED PARCEL BOUNDARY;

30 THENCE ALONG SAID PARCEL BOUNDARY, NORTH 31°13'51" EAST, 69.60 FEET
31 TO A POINT ON THE BOUNDARY OF SAID 16' WIDE UTILITY EASEMENT;

32 THENCE LEAVING SAID PARCEL BOUNDARY, ALONG SAID EASEMENT
33 BOUNDARY, NORTH 44°31'14" EAST, 5.86 FEET TO THE POINT OF BEGINNING.

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35 Containing 635 Square Feet or 0.014 Acres of Land, more or less.

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37 be and the same is hereby approved and that the easement within such described area is hereby
38 relinquished.

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1 COMMITTEE APPROVAL DATE: November 6, 2014 [by consent]
2 MAYOR-COUNCIL DATE: November 11, 2014
3 PASSED BY THE COUNCIL: _____, 2014
4 _____ - PRESIDENT

5 APPROVED: _____ - MAYOR _____, 2014
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2014; _____, 2014

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

11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.

15 D. Scott Martinez, Denver City Attorney

16 BY: _____, Assistant City Attorney DATE: _____, 2014