BY AUTHORITY

ORDINANCE NO. _____ COUNCIL BILL NO. CB22-1237

SERIES OF 2022 COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

A BILL

For an ordinance relinquishing portion of the easement reserved in Ordinance No. 102, Series of 1923, recorded with Denver Clerk & Recorder at Book 5999, Page 23, located at 4050 North Brighton Boulevard.

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 no longer requires a portion of the easement in the area hereinafter described, and subject to approval by ordinance, has relinquished the same;

BE IT ENACTED 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 relinquishing a portion of the easement reserved in Ordinance No. 102, Series of 1923, recorded with Denver Clerk & Recorder at Book 5999, Page 23, in the following area:

PARCEL DESCRIPTION ROW NO. 2022-RELINQ-0000013-001:

A PARCEL OF LAND BEING THE VACATED ALLEY WITHING BLOCK 27, ST. VINCENTS ADDITION TO DENVER THAT WAS VACATED BY ORDINANCE 102, SERIES 1923 LOCATED IN NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WESTERLY MOST CORNER OF SAID BLOCK 27, ST. VINCENTS ADDITION TO DENVER ALSO BEING A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF 40TH STREET, THENCE ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, S45°13’44”E A DISTANCE OF 124.98 FEET TO THE WESTERLY MOST CORNER OF SAID 16’ ALLEY VACATED BY ORDINANCE NO. 102, SERIES 1923, POINT ALSO BEING THE POINT OF BEGINNING; THENCE ALONG THE NORTHWESTERLY LINE OF SAID ALLEY, N44°35’23”E A DISTANCE OF 368.88 FEET TO A POINT ON THE EASTERLY LINE OF SAID BLOCK 27; THENCE ALONG SAID EASTERLY LINE, S00°20’04”E A DISTANCE OF 22.66 FEET TO THE SOUTHEASTERLY LINE OF SAID ALLEY; THENCE ALONG SAID SOUTHEASTERLY ALLEY LINE, S44°35’23”W A DISTANCE OF 352.89 FEET TO A POINT ON SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF 40TH STREET; THENCE ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, N45°13’44”W A DISTANCE OF 16.00 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.133 ACRES, (5775 SQUARE FEET), MORE OR LESS.

ALL LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET.

BASIS OF BEARING

BEARINGS ARE BASED ON THE 20' RANGE LINE, IN BRIGHTON BOULEVARD ASSUMED TO BEAR N44°35'12"E BEING MONUMENTED BY A FOUND #6 REBAR WITH A 2-1/2" ALUMINUM CAP PLS #29425 IN RANGE BOX AT THE INTERSECTION OF 40TH STREET AND BRIGHTON BOULEVARD AND A FOUND #6 REBAR WITH A 2-1/2" ALUMINUM CAP PLS #29425 IN RANGE BOX ON BRIGHTON BOULEVARD AT THE EASTERLY LINE OF BLOCK 27, ST. VINCENT'S ADDITION RECORDED AT BOOK 2, PAGE 57

be and the same is hereby approved and that a portion of the easement within the above-described area is hereby relinquished.

COMMITTEE APPROVAL DATE: October 4, 2022 by Consent

MAYOR-COUNCIL DATE: October 11, 2022

PASSED BY THE COUNCIL: _____

_____ - PRESIDENT

APPROVED: _____ - MAYOR _____

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

NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: October 13, 2022

Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the Office of the City Attorney. We find no irregularity as to form and have no legal objection to the proposed ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

Kristin M. Bronson, Denver City Attorney

BY: _____, Assistant City Attorney DATE: _____