

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2023

COUNCIL BILL NO. CB22-1630  
COMMITTEE OF REFERENCE:

4 Land Use, Transportation & Infrastructure

5 **A BILL**

6 **For an ordinance relinquishing a portion of the easement reserved in Ordinance**  
7 **No. 584, Series of 1991, recorded with Denver Clerk & Recorder at Reception No.**  
8 **1991075551, located in the vacated alley bounded by 36th Street, Chestnut Place,**  
9 **38th Street, and Delgany Street.**

10 **WHEREAS**, the Executive Director of the Department of Transportation and Infrastructure of  
11 the City and County of Denver has found and determined that the public use, convenience and  
12 necessity no longer requires a portion of the easement in the area hereinafter described, and subject  
13 to approval by ordinance, has relinquished the same;

14 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

15 **Section 1.** That the action of the Executive Director of the Department of Transportation  
16 and Infrastructure in relinquishing a portion of the easement reserved in Ordinance No. 584, Series  
17 of 1991, recorded with Denver Clerk & Recorder at Reception No. 1991075551, in the following area:

18 **PARCEL DESCRIPTION ROW NO. 2022-RELINQ-0000017-001:**

19 A PORTION OF BLOCK 41, ST. VINCENTS ADDITION SECOND FILING AND BLOCK 17, FIRST  
20 ADDITION TO IRONTON, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 22, AND  
21 THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF  
22 THE 6TH P.M., CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE  
23 PARTICULARLY DESCRIBED AS FOLLOWS:

24  
25 CONSIDERING A LINE BETWEEN A FOUND 2" ALUMINUM CAP STAMPED "PLS 37929" IN  
26 RANGE BOX SHOWN BEING 0.40 FEET NORTHEASTERLY OF THE RANGE POINT IN THE  
27 INTERSECTION OF 36TH STREET AND CHESTNUT PLACE, ACCORDING TO THE  
28 ALTA/NSPS LAND TITLE SURVEY RECORDED ON DECEMBER 29TH, 2021 AT RECEPTION  
29 NO. L021475, AND A FOUND 1" YELLOW PLASTIC CAP STAMPED "PLS 2132" AT THE  
30 WESTERLY MOST CORNER OF LOT 22, BLOCK 17, FIRST ADDITION TO IRONTON TO BEAR  
31 NORTH 55°49'21" EAST, A DISTANCE OF 316.18 FEET, WITH ALL BEARINGS CONTAINED  
32 HEREIN RELATIVE THERETO.

33  
34 COMMENCING AT THE WESTERLY MOST CORNER OF LOT 22, BLOCK 17, FIRST ADDITION  
35 TO IRONTON; THENCE ALONG THE SOUTHWESTERLY LINE OF SAID LOT 22, SOUTH  
36 45°05'56" EAST, A DISTANCE OF 124.97 FEET TO A POINT ON THE NORTHWESTERLY LINE  
37 OF AN ALLEY VACATED BY ORDINANCE 584-1991, RECORDED AUGUST 9, 1991 AT  
38 RECEPTION NO. 75551, AND THE POINT OF BEGINNING;

1 THENCE ALONG THE NORTHWESTERLY LINE OF SAID VACATED ALLEY, NORTH 44°53'32"  
2 EAST, A DISTANCE OF 350.01 FEET TO THE EASTERLY MOST CORNER OF LOT 9, BLOCK  
3 41, ST. VINCENT'S ADDITION SECOND FILING; THENCE ALONG THE NORTHEASTERLY  
4 LINE EXTENDED OF SAID LOT 9, SOUTH 45°05'33" EAST, A DISTANCE OF 16.00 FEET TO A  
5 POINT ON THE SOUTHEASTERLY LINE OF SAID VACATED ALLEY, BEING THE NORTHERLY  
6 MOST CORNER OF LOT 56, BLOCK 41, ST. VINCENT'S ADDITION SECOND FILING; THENCE  
7 ALONG SAID SOUTHEASTERLY LINE OF THE VACATED ALLEY, SOUTH 44°53'32" WEST, A  
8 DISTANCE OF 350.01 FEET TO THE WESTERLY MOST CORNER OF LOT 43, SAID BLOCK  
9 17; THENCE NORTH 45°05'56" WEST, A DISTANCE OF 16.00 FEET TO THE POINT OF  
10 BEGINNING.

11  
12 SAID PARCEL CONTAINING 5,600 SQUARE FEET, MORE OR LESS  
13 be and the same is hereby approved and that the easement within the above-described area is  
14 hereby relinquished.

15 COMMITTEE APPROVAL DATE: December 13, 2022 by Consent

16 MAYOR-COUNCIL DATE: December 20, 2022

17 PASSED BY THE COUNCIL: \_\_\_\_\_

18 \_\_\_\_\_ - PRESIDENT

19 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

20 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
21 EX-OFFICIO CLERK OF THE  
22 CITY AND COUNTY OF DENVER

23 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

24 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: December 22, 2022

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

29  
30 Kerry Tipper, Denver City Attorney

31  
32 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_