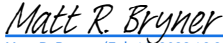


REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Ivone Avila-Ponce, City Attorney's Office

FROM: Matt R. Bryner, P.E., Director, Right-of-Way Services 
Matt R. Bryner (Feb 16, 2023 16:22 MST)

DATE: February 15, 2023

ROW #: 2022-DEDICATION-0000162 **SCHEDULE #:** 0231317015000

TITLE: This request is to dedicate a City-owned parcel of land as Public Right-of-Way as W. Annie Pl., located at the intersection of W. Annie Pl., and N. Yates St.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system of thoroughfares of the municipality; i.e. as W. Annie Pl. This parcel(s) of land is being dedicated by the City and County of Denver for Public Right-of-Way, as part of the development project, "1617 & 1625 N Yates Street."

It is requested that the above subject item be placed on the Mayor-Council Agenda for the next available date.

Therefore, you are requested to initiate Council action to dedicate a parcel of land for Public Right-of-Way purposes as W. Annie Pl. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2022-DEDICATION-0000162-001) HERE.

A map of the area to be dedicated is attached.

MB/TS/LRA

cc: Dept. of Real Estate, RealEstate@denvergov.org
City Councilperson, Amanda Sandoval District # 1
Councilperson Aide, Gina Volpe
Councilperson Aide, Melissa Horn
City Council Staff, Luke Palmisano
Environmental Services, Andrew Ross
DOTI, Manager's Office, Alba Castro
DOTI, Manager's Office, Jason Gallardo
DOTI, Director, Right-of-Way Engineering Services, Matt Bryner
Department of Law, Johna Varty
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Ivone Avila-Ponce
Department of Law, Joann Tristani
Department of Law, Stefanie Raph
DOTI Survey, Thomas Savich
DOTI Ordinance
Owner: City and County of Denver
Project file folder 2022-DEDICATION-0000162

City and County of Denver Department of Transportation & Infrastructure
Right-of-Way Services
201 W. Colfax Ave. | Denver, CO 80215
www.denvergov.org/doti
Phone: 720-913-1311

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at Jason.Gallardo@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: February 15, 2023

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:** This request is to dedicate a City-owned parcel of land as Public Right-of-Way as W. Annie Pl., located at the intersection of W. Annie Pl., and N. Yates St.

3. **Requesting Agency:** DOTI, Right-of-Way Services
Agency Section: Survey

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

- **Name:** Lisa R. Ayala
- **Phone:** 720-865-3112
- **Email:** Lisa.ayala@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:** Jason Gallardo
- **Phone:** 720-865-8723
- **Email:** Jason.Gallardo@denvergov.org

6. **General description/background of proposed resolution including contract scope of work if applicable:** Proposing to scrape existing single-family and duplex structures on lots 10 through 15, as part of the development project called, "1617 & 1625 N Yates Street." The developer was asked to dedicate a parcel of land as W. Annie Pl.

*****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:** At the intersection of W. Annie Pl., and N. Yates St.
- d. **Affected Council District:** Amanda Sandoval District # 1
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):** N/A

7. **Is there any controversy surrounding this resolution? (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: _____

EXECUTIVE SUMMARY

Project Title: 2022-DEDICATION-0000162

Description of Proposed Project: Proposing to scrape existing single-family and duplex structures on lots 10 through 15, as part of the development project called, "1617 & 1625 N Yates Street." The developer was asked to dedicate a parcel of land as W. Annie Pl.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to be dedicated as W. Annie Pl.

Has a Temp MEP been issued, and if so, what work is underway: N/A

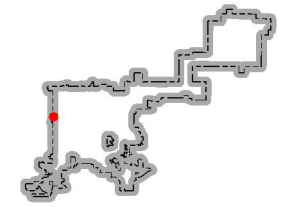
What is the known duration of a MEP: N/A

Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose of dedicating it as W. Annie Pl., as part of a development project called, "1617 & 1625 N Yates Street."



Legend

- ▲ Well Restrictions
- Barrier Restrictions
- Area Restrictions
 - Liner
 - Sheet Pile Wall Area
- Streams
- Irrigation Ditches Reconstruct (Gardeners)
- Irrigation Ditches
- Streets
- Alleys
- Railroads
 - Main
 - Yard
 - Spur
 - Siding
 - Interchange track
 - Other
- Bridges
- Rail Transit Stations
 - Existing
 - Planned
- ▲ Park-N-Ride Locations
- Lakes
- County Boundary
- Parcels
- Parks
 - All Other Parks; Linear
 - Mountain Parks

145 0 72.5 145 Feet

WGS_1984_Web_Mercator_Auxiliary_Sphere
© City and County of Denver

1:1,128

Map Generated 2/14/2023

The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use.

THIS IS NOT A LEGAL DOCUMENT.

PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-0000162-001:

LAND DESCRIPTION – STREET PARCEL

A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND COUNTY OF DENVER, RECORDED ON THE 9TH DAY OF FEBRUARY, 2023, AT RECEPTION NUMBER 2023011938 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, STATE OF COLORADO, THEREIN AS:

A PARCEL OF LAND BEING THE NORTH 7.00 FEET OF LOT 10, BLOCK "B", ADAMS SUBDIVISION OF UNSUBDIVIDED PORTION OF BRINKHAUS SLOAN LAKE ADDITION, AND SITUATED IN THE SOUTHWEST 1/4 OF SECTION 31, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A RANGE POINT IN THE INTERSECTION OF NORTH YATES STREET AND WEST ANNIE PLACE, BEING A FOUND STONE IN A RANGE BOX, FROM WHENCE A RANGE POINT IN THE INTERSECTION OF NORTH YATES STREET AND WEST 16TH AVENUE, BEING A FOUND STONE IN A RANGE BOX, BEARS SOUTH 00°24'40" EAST A DISTANCE OF 275.18 FEET, WITH ALL BEARINGS HEREIN RELATIVE THERETO:

THENCE SOUTH 41°01'58" WEST, A DISTANCE OF 39.92 FEET TO THE NORTHEAST CORNER OF SAID LOT 10 AND THE POINT OF BEGINNING;

THENCE SOUTH 00°24'40" EAST ALONG THE EAST LINE OF SAID LOT 10, A DISTANCE OF 7.00 FEET;

THENCE SOUTH 89°45'34" WEST, A DISTANCE OF 119.97 FEET TO THE WEST LINE OF SAID LOT 10;

THENCE NORTH 00°24'12" WEST ALONG THE WEST LINE OF SAID LOT 10, A DISTANCE OF 7.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 10;

THENCE NORTH 89°45'34" EAST ALONG THE NORTH LINE OF SAID LOT 10, A DISTANCE OF 119.97 FEET TO THE NORTHEAST CORNER OF SAID LOT 10 AND THE POINT OF BEGINNING;

CONTAINING 840 SQUARE FEET, 0.019 ACRES OF LAND, MORE OR LESS.

After recording, return to:
Division of Real Estate
City and County of Denver
201 West Colfax Avenue, Dept. 1010
Denver, Colorado 80202
Project Description: 2022-Dedication-0000162
Asset Mgmt No.: 23-017



2023011938
Page: 1 of 4
D \$0.00

SPECIAL WARRANTY DEED

SAV THIS SPECIAL WARRANTY DEED ("Deed"), made as of this 17 day of SAV, 2023, by YATES REAL ESTATE LLC, a Colorado limited liability company, whose address is 245 S. Benton Street, Suite 100, Lakewood, CO 80226, United States ("Grantor") to the CITY AND COUNTY OF DENVER, a Colorado municipal corporation of the State of Colorado and home rule city, whose address is 1437 Bannock Street, Denver, Colorado 80202 ("Grantee").

WITNESSETH, that Grantor, for and in consideration of the sum of Ten Dollars and 00/100 (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and by these presents does hereby grant, bargain, sell, convey and confirm, unto Grantee, and its successors and assigns forever, the real property described below, together with all improvements thereon, owned by Grantor situate, lying and being in the City and County of Denver, State of Colorado, and being more particularly described on the attached Exhibit(s) hereto and incorporated herein ("Property");

TOGETHER WITH all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all of the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of, in, and to the above-bargained Property, together with the hereditaments and appurtenances;

TO HAVE AND TO HOLD the Property above bargained and described with the appurtenances, unto Grantee, and its successors and assigns forever. Grantor, for itself and its successors and assigns does covenant and agree that it shall and will WARRANT AND FOREVER DEFEND the above-bargained Property in the quiet and peaceable possession of Grantee, and its successors and assigns, against all and every person or persons claiming the whole or any part thereof, by, through, or under Grantor.

No separate bill of sale with respect to improvements on the Property will be executed.

EXHIBIT "A" LAND DESCRIPTION

SHEET 1 OF 2

A PARCEL OF LAND BEING THE NORTH 7.00 FEET OF LOT 10, BLOCK "B", ADAMS SUBDIVISION OF UNSUBDIVIDED PORTION OF BRINKHAUS SLOAN LAKE ADDITION, AND SITUATED IN THE SOUTHWEST 1/4 OF SECTION 31, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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THENCE NORTH 89°45'34" EAST ALONG THE NORTH LINE OF SAID LOT 10, A DISTANCE OF 119.97 FEET TO THE NORTHEAST CORNER OF SAID LOT 10 AND THE POINT OF BEGINNING;

CONTAINING 840 SQUARE FEET, 0.019 ACRES OF LAND, MORE OR LESS.

PREPARED BY:

JEFFREY J. MACKENNA P.L.S. 34183

FOR FALCON SURVEYING, INC.

9940 WEST 25TH AVENUE

LAKEWOOD COLORADO, 80215

(303)202-1560

JOB NO. 210904

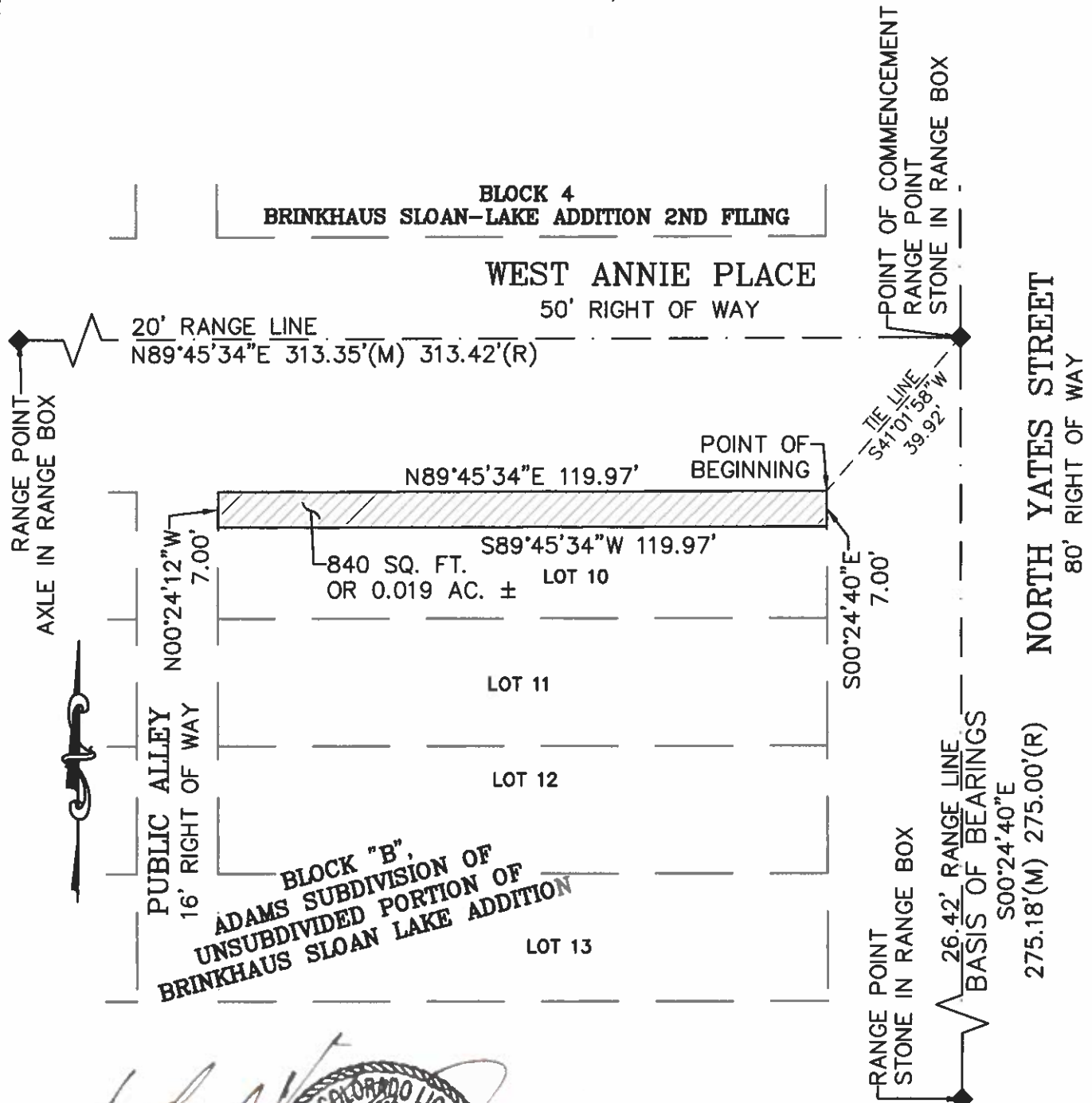


DATE: 11/22/2022

EXHIBIT "A"

SHEET 2 OF 2

SITUATED IN THE SW 1/4, SECTION 31, T3S, R68W, OF THE 6TH P.M.
CITY AND COUNTY OF DENVER, STATE OF COLORADO



JEFFREY J. MACKENNA
PLS 34183

**GRAPHIC SCALE**

30 0 15 30 60

(IN US SURVEY FEET)

1 inch = 30 ft.

THIS ILLUSTRATION DOES NOT REPRESENT A MONUMENTED SURVEY.
IT IS INTENDED ONLY TO DEPICT THE ATTACHED DESCRIPTION.