

**BY AUTHORITY**

RESOLUTION NO. CR23-0297

COMMITTEE OF REFERENCE:

SERIES OF 2023

Land Use, Transportation & Infrastructure

**A RESOLUTION**

**Laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by North Pearl Street, East 16th Avenue, North Washington Street, and East Colfax Avenue.**

**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 require the laying out, opening and establishing as a public alley designated as part of the system of thoroughfares of the municipality that portion of real property hereinafter more particularly described, and, subject to approval by resolution has laid out, opened and established the same as a public alley;

**BE IT RESOLVED 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 laying out, opening and establishing as part of the system of thoroughfares of the municipality the following described portion of real property situate, lying and being in the City and County of Denver, State of Colorado, to wit:

**PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-0000108-001:**

LAND DESCRIPTION – Alley Parcel No. 1

A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND COUNTY OF DENVER, RECORDED ON THE 27TH DAY OF FEBRUARY, 2023, AT RECEPTION NUMBER 2023015664 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, STATE OF COLORADO, THEREIN AS:

A PARCEL OF LAND BEING THE EAST 2.00 FEET OF LOTS 1 THROUGH 8, AND THE NORTH 1/2 OF LOT 9 INCLUSIVE, BLOCK 336, CLEMENTS ADDITION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 34, 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:

BEARINGS ARE BASED ON THE 20' RANGE LINE IN E. 16TH AVENUE BETWEEN N. PEARL STREET AND WASHINGTON STREET AS MONUMENTED BY THE DENVER RANGE POINT AT THE INTERSECTION OF N. PEARL STREET AND E. 16TH AVENUE, BEING A FOUND 1-1/2" YELLOW PLASTIC CAP IN RANGE BOX, STAMPED "LS 19606" AND BY THE DENVER RANGE POINT AT THE INTERSECTION OF E. 16TH AVENUE AND WASHINGTON STREET,

1 BEING A FOUND METAL ROD IN RANGE BOX, BEARING N 89°48'03" E, A DISTANCE OF  
2 326.05 FEET.  
3  
4 COMMENCING AT SAID DENVER RANGE POINT AT THE INTERSECTION OF N. PEARL  
5 STREET AND E. 16TH AVE, THENCE S 69°59'25" E, A DISTANCE OF 173.69 FEET TO A  
6 POINT ON THE NORTH LINE OF LOT 1 AND THE POINT OF BEGINNING; THENCE ALONG  
7 SAID NORTH LINE, N 89°48'03" E, A DISTANCE OF 2.00 FEET TO THE NORTHEAST CORNER  
8 OF SAID LOT 1; THENCE DEPARTING SAID NORTH LINE AND ALONG THE EAST LINE OF  
9 SAID LOTS 1 THROUGH 8 AND THE NORTH HALF OF SAID LOT 9, S 00°10'14" E, A  
10 DISTANCE OF 212.94 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF  
11 SAID LOT 9;  
12 THENCE DEPARTING SAID EAST LINE AND ALONG SAID SOUTH LINE, S 89°48'03" W, A  
13 DISTANCE OF 2.00 FEET;  
14 THENCE DEPARTING SAID SOUTH LINE, N 00°10'14" W, A DISTANCE OF 212.94 FEET TO  
15 THE POINT OF BEGINNING.

16  
17 CONTAINING AN AREA OF 426 SQ. FT. OR 0.010 ACRES, MORE OR LESS  
18 be and the same is hereby approved and said real property is hereby laid out and established and  
19 declared laid out, opened and established as a public alley.

20 **Section 2.** That the real property described in Section 1 hereof shall henceforth be a public  
21 alley.

22 COMMITTEE APPROVAL DATE: March 21, 2023 by Consent

23 MAYOR-COUNCIL DATE: March 28, 2023 by Consent

24 PASSED BY THE COUNCIL: \_\_\_\_\_

25 \_\_\_\_\_ - PRESIDENT

26 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
27 EX-OFFICIO CLERK OF THE  
28 CITY AND COUNTY OF DENVER

29 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: April 6, 2023

30 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the  
31 City Attorney. We find no irregularity as to form and have no legal objection to the proposed  
32 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to  
33 § 3.2.6 of the Charter.

34  
35 Kerry Tipper, Denver City Attorney

36  
37 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_