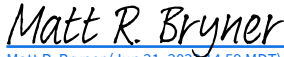


REQUEST FOR VACATION ORDINANCE

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

FROM: Matt R. Bryner, PE
Director, Right of Way Services 
Matt R. Bryner (Jun 21, 2023 14:59 MDT)

ROW #: 2023-VACA-0000001

DATE: June 16, 2023

SUBJECT: Request for an Ordinance to vacate a portion of Right-of-Way along East 20th Avenue, adjacent to 2001 North York Street, with no reservations.

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

This office has investigated the request of Francis Ricci, dated February 17, 2023, on behalf of RDC TWO LLC for the subject right of way vacation.

This matter has been coordinated with Asset Management; CenturyLink; Colorado Department of Transportation; City Councilperson CdeBaca, District #9; City Forester; Comcast; CPD: Development Services, Building Department; Office of Disability Rights; Denver Water; Denver Fire Department; Landmark/Historic Preservation; Metro Water Recovery; Office of Emergency Management; Development & Planning Services; Parks & Recreation; DOTI: DES Transportation & Wastewater, ER Transportation & Wastewater, Construction Engineering, Policy & Planning, Street Maintenance, Survey, TES Sign & Stripe, CPM Wastewater, Solid Waste; Regional Transportation District; Xcel Energy, all of whom have indicated no objection.

As a result of these investigations, it has been determined that there is no objection to vacating said area(s) Therefore, you are requested to initiate Council action to vacate the following area:

INSERT PARCEL DESCRIPTION ROW 2023-VACA-0000001-001 HERE

MB: bw

cc: City Councilperson & Aides
City Council Staff – Luke Palmisano
Department of Law – Bradley Beck
Department of Law – Deanne Durfee
Department of Law – Maureen McGuire
Department of Law – Martin Plate
DOTI, Manager's Office – Alba Castro
DOTI, Legislative Services – Jason Gallardo
DOTI, Solid Waste – Mike Lutz
DOTI, Survey – Paul Rogalla
DOTI, Street Maintenance – Brian Roecker

City and County of Denver Department of Transportation & Infrastructure
Right-of-Way Services / Engineering & Regulatory
201 W Colfax Ave, Dept 507 | Denver, CO 80202
www.denvergov.org/doti
Phone: 720-865-3003

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at Jason.Gallardo@denvergov.org by **12:00pm on Monday**. Contact him with questions.

Date of Request: June 16, 2023

Please mark one: Bill Request or Resolution Request

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
 Dedication/Vacation Appropriation/Supplemental DRMC Change
 Other:

2. Title: (Start with *approves*, *amends*, *dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Request for an Ordinance to vacate a portion of Right-of-Way along East 20th Avenue, adjacent to 2001 North York Street, with no reservations.

3. Requesting Agency: DOTI, Right-of-Way Services, Engineering and Regulatory

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Brianne White	Name: Jason Gallardo
Email: Brianne.white@denvergov.org	Email: Jason.Gallardo@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

Request for an Ordinance to vacate a portion of Right-of-Way along East 20th Avenue, adjacent to 2001 North York Street, with no reservations.

6. City Attorney assigned to this request (if applicable): Martin Plate

7. City Council District: Councilperson CdeBaca, District 9

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name:

Contract control number:

Location:

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (A+B)</i>
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

Was this contractor selected by competitive process?

If not, why not?

Has this contractor provided these services to the City before? Yes No

Source of funds:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____



VACATION EXECUTIVE SUMMARY

Project Title: 2023-VACA-0000001 - 2001 York Street

Requestor's name: RDC TWO LLC

Description of Proposed Project: Proposing to vacate a portion of Right-of-Way along East 20th Avenue, adjacent to 2001 North York Street, with no reservations.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Applicant is requesting this vacation area for future development of the site.

Area of proposed right-of-way vacation in square feet: Approximately 375 square feet

Number of buildings adjacent to proposed vacation area: 1

Public Notice was posted at the proposed vacation area on: May 22, 2023

Notifications were sent to property owners and Registered Neighborhood Organizations within 200' of the proposed vacation area on: May 22, 2023

The 20-day period for protests expired on: June 10, 2023

Were protests received from the Public and, if so, explain: no

Will land be dedicated to the City if the vacation is approved: no

Will an easement be placed over a vacated area and, if so, explain: no

Is a request for an easement relinquishment expected at a later date and, if so, explain: no

Background: The land between the sidewalk and zone lot line is vacant, and not currently in use. Minimum required ROW width for this local street will still be available after the vacation.

City and County of Denver Department of Transportation & Infrastructure
Right-of-Way Services / Engineering & Regulatory
201 W Colfax Ave, Dept 507 | Denver, CO 80202
www.denvergov.org/dotj
Phone: 720-865-3003

Location Map:



EXHIBIT A
SHEET 1 OF 2

LAND DESCRIPTION: A portion of E. 20th Ave. lying adjacent to Lot 7, Block 2, PARK SIDE SUBDIVISION, located in the SE 1/4 of Section 35, Township 3 South, Range 68 West of the 6th Principal Meridian, City and County of Denver, State of Colorado, and being more particularly described as follows: Beginning at the Southwest corner of said Lot 7, thence N90°00'00"E, (Assumed Basis of Bearing) along the South line of said Lot 7, a distance of 125.00 feet to the Southeast corner of said Lot 7; thence S00°00'00"W and parallel with the East line of said Lot 7, a distance of 3.00 feet; thence S90°00'00"W and parallel with said South line of Lot 7, a distance of 125.00 feet to a point on the Southerly extension of the West line of said Lot 7; thence N00°00'00"E, a distance of 3.00 feet to the Point Of Beginning. Said described parcel contains 375 square feet more or less. I, Richard E. Heinz, A Professional Land Surveyor, Registered in the State of Colorado, do hereby certify that the above legal description was prepared by me or under my direct supervision.



Richard E. Heinz,
State of Colorado Professional Land Surveyor No. 16116
For and on behalf of AAA Land Surveying Consultants, LLC

AAA SURVEYING LAND CONSULTANTS, LLC

P.O. BOX 2016 ELIZABETH, CO 80107
303-519-7015/FAX 303-940-4927

JOB NO. 23-2001

PAGE 1 OF 2

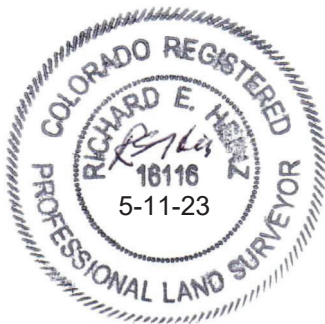
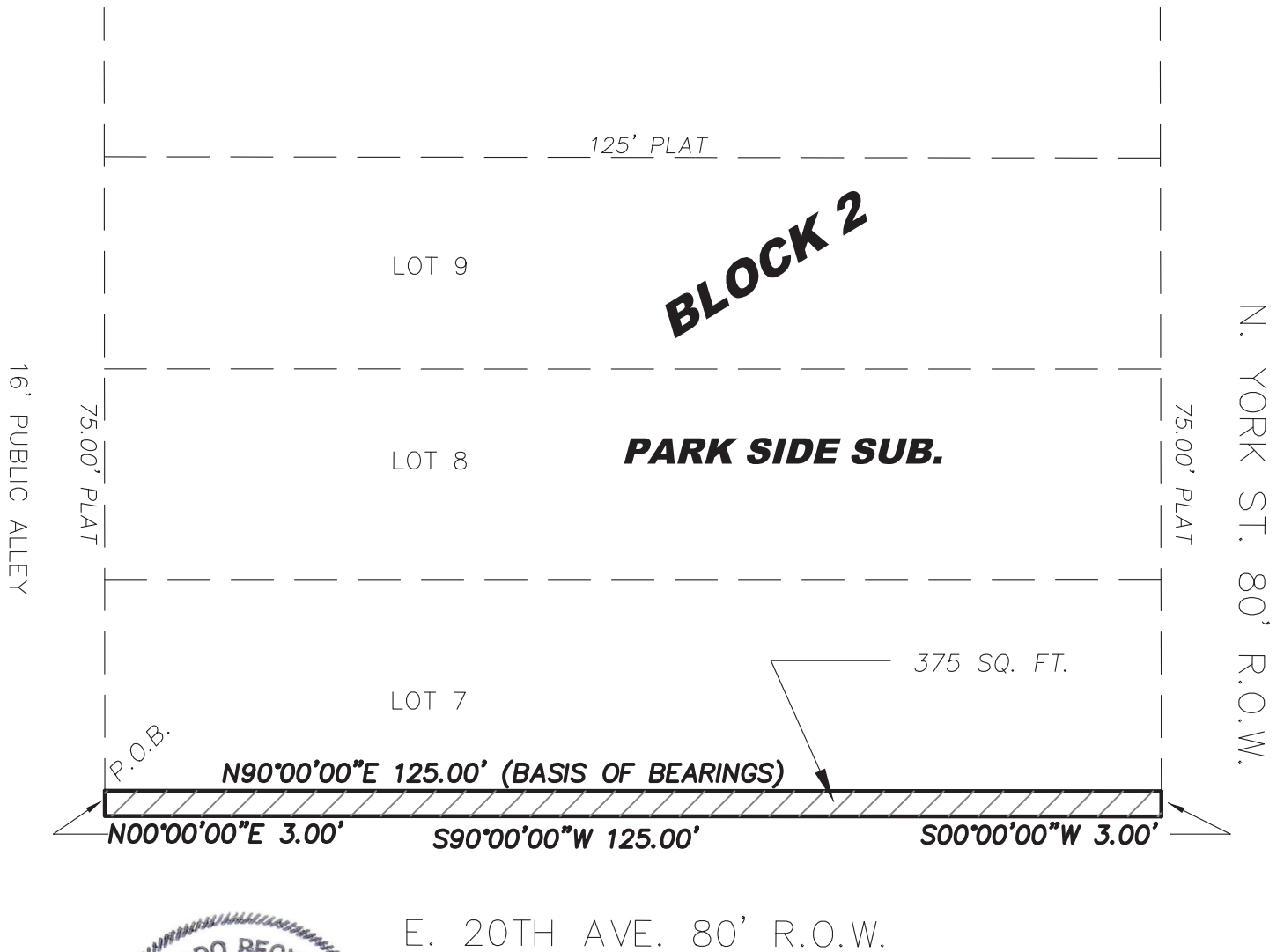
DATE: 3/3/2023

PROPERTY ADDRESS: 2001 N. York ST.

EXHIBIT A ILLUSTRATION



Scale 1" = 20'



AAA SURVEYING LAND CONSULTANTS, LLC.
 PROFESSIONAL LAND SURVEYORS
 P.O. BOX 2016 ELIZABETH, CO 80107
 303-519-7015/FAX 303-940-4927

A PARCEL OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH P.M. CITY AND COUNTY OF DENVER, STATE OF COLORADO