

1 **BY AUTHORITY**

2 RESOLUTION NO. CR23-1068
3 SERIES OF 2023

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

5 **Laying out, opening and establishing as part of the City street system parcels of**
6 **land as: 1) East Evans Avenue, located near the intersection of East Evans**
7 **Avenue and South Monaco Street Parkway; and 2) South Monaco Street**
8 **Parkway, located near the intersection of East Evans Avenue, and South Monaco**
9 **Street Parkway.**

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 require the laying out, opening and establishing as public streets designated as part of the
13 system of thoroughfares of the municipality those portions of real property hereinafter more
14 particularly described, and, subject to approval by resolution has laid out, opened and established
15 the same as public streets;

16 **BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

17 **Section 1.** That the action of the Executive Director of the Department of Transportation
18 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
19 the municipality the following described portion of real property situate, lying and being in the City
20 and County of Denver, State of Colorado, to wit:

21 **PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-000051-001:**

22 **LAND DESCRIPTION - STREET PARCEL NO. 1**

23 A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
24 COUNTY OF DENVER, RECORDED ON THE 6TH DAY OF FEBRUARY, 2023, AT RECEPTION
25 NUMBER 2023008683 AND A SURVEYOR'S AFFIDAVIT OF CORRECTION RECORDED ON
26 THE 2ND DAY OF JUNE, 2023, AT RECEPTION NUMBER 2023049488 IN THE CITY AND
27 COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, STATE OF COLORADO, THEREIN
28 AS:

29 A PARCEL OF LAND LOCATED IN THE NW1/4 OF THE NE1/4 OF SECTION 29, TOWNSHIP 4
30 SOUTH, RANGE 67 WEST OF THE 6TH P.M., CITY & COUNTY OF DENVER, STATE OF
31 COLORADO, BEING A PORTION OF THE LAND DESCRIBED IN WARRANTY DEED
32 RECORDED IN THE DENVER CLERK AND RECORDER'S OFFICE AT RECEPTION NO.
33 2020041206, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

34 FOR THE PURPOSE OF THIS DESCRIPTION, THE WEST LINE OF THE NORTHEAST 1/4 OF
35 SECTION 29, TOWNSHIP 4 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN IS

1 ASSUMED TO BEAR N00°02'25"W, MONUMENTED AT THE NORTH END BY A FOUND #8
2 REBAR IN RANGE BOX WITH 3.25" ALUMINUM CAP STAMPED "PLS 37601", AND
3 MONUMENTED ON THE SOUTH END BY A FOUND 3.25" ALUMINUM CAP IN RANGE BOX,
4 PLS ILLEGIBLE, ON WHICH ALL BEARINGS HEREON ARE BASED;
5 COMMENCING AT THE SOUTHWEST CORNER OF SAID NW1/4 NE1/4 OF SECTION 29;
6 THENCE ALONG THE SOUTH LINE OF THE N1/2 NE1/4 OF SAID SECTION 29, N89°55'25"E, A
7 DISTANCE OF 269.98 FEET;
8 THENCE N00°00'10"W, A DISTANCE OF 30.00 FEET TO THE SOUTHEAST CORNER OF THE
9 R.O.W. CONVEYED BY ORDINANCE NO. 512 SERIES OF 2005, RECORDED IN THE DENVER
10 CLERK AND RECORDER'S OFFICE AT RECEPTION NO. 2005123436 AND BEING THE
11 NORTH LINE OF EAST EVANS AVENUE, ALSO BEING THE POINT OF BEGINNING;
12 THENCE ALONG THE EAST LINE OF THE R.O.W. CONVEYED BY SAID ORDINANCE NO. 512
13 SERIES OF 2005, AND THE EAST LINE OF THE LAND DESCRIBED IN DEED RECORDED IN
14 THE DENVER CLERK AND RECORDER'S OFFICE AT BOOK 9284, PAGE 232, ALSO BEING
15 THE WEST LINE OF LAND DESCRIBED IN SAID RECEPTION NO. 2020041206, N00°00'10"W,
16 A DISTANCE OF 12.50 FEET;
17 THENCE ALONG A LINE 42.50 FEET NORTH OF AND PARALLEL WITH SAID SOUTH LINE OF
18 THE N1/2 NE1/4, N89°55'25"E, A DISTANCE OF 200.00 FEET;
19 THENCE ALONG THE EAST LINE OF THE LAND DESCRIBED IN SAID RECEPTION NO.
20 2020041206, ALSO BEING THE WEST LINE OF THE LAND DESCRIBED IN DEED RECORDED
21 IN THE DENVER CLERK AND RECORDER'S OFFICE AT BOOK 131, PAGE 215, S00°00'19"E,
22 A DISTANCE OF 12.50 FEET;
23 THENCE ALONG THE NORTH LINE OF SAID EAST EVANS AVENUE, A LINE 30.00 FEET
24 NORTH OF AND PARALLEL WITH SAID SOUTH LINE OF THE N1/2 NE1/4, S89°55'25"W, A
25 DISTANCE OF 200.00 FEET TO THE POINT OF BEGINNING;

26 PARCEL CONTAINS 2,500 SQUARE FEET OR 0.06 ACRES, MORE OR LESS
27 be and the same is hereby approved and said real property is hereby laid out and established and
28 declared laid out, opened and established as East Evans Avenue.

29 **Section 2.** That the real property described in Section 1 hereof shall henceforth be known
30 as East Evans Avenue.

31 **Section 3.** That the action of the Executive Director of the Department of Transportation
32 and Infrastructure in laying out, opening and establishing as part of the system of thoroughfares of
33 the municipality the following described portion of real property situate, lying and being in the City
34 and County of Denver, State of Colorado, to wit:

35 **PARCEL DESCRIPTION ROW NO. 2022-DEDICATION-000051-002:**

36 LAND DESCRIPTION - STREET PARCEL NO. 2

1 A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND
2 COUNTY OF DENVER, RECORDED ON THE 6TH DAY OF FEBRUARY, 2023, AT RECEPTION
3 NUMBER 2023008683 AND A SURVEYOR'S AFFIDAVIT OF CORRECTION RECORDED ON
4 THE 2ND DAY OF JUNE, 2023, AT RECEPTION NUMBER 2023049488 IN THE CITY AND
5 COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, STATE OF COLORADO, THEREIN
6 AS:

7 A PARCEL OF LAND LOCATED IN THE NW1/4 OF THE NE1/4 OF SECTION 29, TOWNSHIP 4
8 SOUTH, RANGE 67 WEST OF THE 6TH P.M., CITY & COUNTY OF DENVER, STATE OF
9 COLORADO, BEING A PORTION OF THE LAND DESCRIBED IN WARRANTY DEED
10 RECORDED IN THE DENVER CLERK AND RECORDER'S OFFICE AT RECEPTION NO.
11 2020041206, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

12 FOR THE PURPOSE OF THIS DESCRIPTION, THE WEST LINE OF THE NORTHEAST 1/4 OF
13 SECTION 29, TOWNSHIP 4 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN IS
14 ASSUMED TO BEAR N00°02'25"W, MONUMENTED AT THE NORTH END BY A FOUND #8
15 REBAR IN RANGE BOX WITH 3.25" ALUMINUM CAP STAMPED "PLS 37601", AND
16 MONUMENTED ON THE SOUTH END BY A FOUND 3.25" ALUMINUM CAP IN RANGE BOX,
17 PLS ILLEGIBLE, ON WHICH ALL BEARINGS HEREON ARE BASED;

18 COMMENCING AT THE SOUTHWEST CORNER OF SAID NW1/4 NE1/4 OF SECTION 29;
19 THENCE ALONG THE SOUTH LINE OF THE N1/2 NE1/4 OF SAID SECTION 29, N89°55'25"E, A
20 DISTANCE OF 70.00 FEET;

21 THENCE ALONG A LINE 70.00' EAST OF AND PARALLEL TO THE WEST LINE OF THE
22 NORTHEAST 1/4 OF SAID SECTION 29, N00°02'25"W, A DISTANCE OF 178.00 FEET TO A
23 POINT ON THE SOUTH LINE OF THE ABANDONED R.O.W. OF THE COLORADO AND
24 SOUTHERN RAILWAY COMPANY, ALSO BEING THE MOST WESTERLY SOUTHWEST
25 CORNER OF SAID PROPERTY RECORDED AT RECEPTION NUMBER 2020041206, AND THE
26 POINT OF BEGINNING;

27 THENCE CONTINUING ALONG SAID PARALLEL LINE, N00°02'25"W, A DISTANCE OF 50.17
28 FEET;

29 THENCE ALONG THE NORTH LINE OF SAID PROPERTY RECORDED AT RECEPTION
30 NUMBER 2020041206 AND THE CENTERLINE OF SAID ABANDONED R.O.W., S85°16'10"E, A
31 DISTANCE OF 6.02 FEET;

32 THENCE ALONG A LINE 76.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF THE
33 NORTHEAST 1/4 OF SAID SECTION 29, S00°02'25"E, A DISTANCE OF 50.17 FEET;

34 THENCE ALONG THE SOUTH LINE OF SAID PROPERTY RECORDED AT RECEPTION
35 NUMBER 2020041206 AND THE SOUTH LINE OF SAID ABANDONED R.O.W., N85°16'10"W, A
36 DISTANCE OF 6.02 FEET TO THE POINT OF BEGINNING;

37 PARCEL CONTAINS 301 SQUARE FEET OR 0.01 ACRES, MORE OR LESS

38 be and the same is hereby approved and said real property is hereby laid out and established and
39 declared laid out, opened and established as South Monaco Street Parkway.

1 **Section 4.** That the real property described in Section 3 hereof shall henceforth be known
2 as South Monaco Street Parkway.

3 COMMITTEE APPROVAL DATE: August 15, 2023 by Consent

4 MAYOR-COUNCIL DATE: August 22, 2023 by Consent

5 PASSED BY THE COUNCIL: _____
6 _____ - PRESIDENT

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

10 PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: August 24, 2023

11 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
12 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
13 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
14 § 3.2.6 of the Charter.

15
16 Kerry Tipper, Denver City Attorney

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18 BY: *Anshul Bagga* _____, Assistant City Attorney DATE: Aug 24, 2023