BY AUTHORITY

ORDINANCE NO. _____ COUNCIL BILL NO. CB23-1478

SERIES OF 2023 COMMITTEE OF REFERENCE:

Land Use, Transportation & Infrastructure

A BILL

For an ordinance relinquishing a portion of the easement reserved in Ordinance No. 50, Series of 1922, recorded with Denver Clerk & Recorder at Book 3441, Page 383, located at 4900-5050 North Race Street.

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 no longer requires a portion of the easement in the area hereinafter described, and subject to approval by ordinance, has relinquished the same;

BE IT ENACTED 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 relinquishing a portion of the easement reserved in Ordinance No. 50, Series of 1922, recorded with Denver Clerk & Recorder at Book 3441, Page 383, in the following areas:

PARCEL DESCRIPTION ROW NO. 2023-RELINQ-0000016-001:

A PARCEL OF LAND BEING A PORTION OF A LARGER TRACT RECORDED AT RECEPTION NO. 2022151558 LOCATED IN THE SOUTHEAST 1/4 OF SECTION 14, TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, IN THE CITY AND COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BASIS OF BEARINGS IS THE EAST RIGHT-OF-WAY LINE OF NORTH RACE STREET BETWEEN A REBAR WITH PLASTIC CAP AND A #5 REBAR, HAVING A BEARING OF N00°28'47"W AND A DISTANCE OF 852.36 FEET;

COMMENCING AT THE INTERSECTION OF THE NORTH LINE OF EAST 49TH AVENUE AND THE EAST LINE OF NORTH RACE STREET BEING MARKED BY A REBAR WITH PLASTIC CAP;
THENCE N 13°39'57" E A DISTANCE OF 1091.96 FEET TO A POINT ON THE WESTERLY BOUNDARY OF THAT PARCEL DESCRIBED UNDER INSTRUMENT #2022151558 OF THE DENVER COUNTY RECORDS AND BEING THE POINT OF BEGINNING;

THENCE N 89°34'20" E A DISTANCE OF 309.19 FEET;
THENCE N 00°10'25" W A DISTANCE OF 30.85 FEET TO THE NORTH LINE OF VACATED EAST 51ST AVENUE AS DESCRIBED UNDER ORDINANCE NO. 50-1922;
THENCE N 89°32'35" E A DISTANCE OF 194.18 FEET TO THE EAST LINE OF THAT PARCEL DESCRIBED UNDER INSTRUMENT #2022151558;

THENCE ALONG SAID EAST LINE S 00°17'33" E A DISTANCE OF 60.00 FEET TO THE SOUTH LINE OF VACATED EAST 51ST AVENUE;
THENCE ALONG SAID SOUTH LINE S 89°32'35" W A DISTANCE OF 503.61 FEET TO THE WEST LINE OF THAT PARCEL DESCRIBED UNDER INSTRUMENT #2022151558;
THENCE ALONG SAID WEST LINE N 00°03'03" E A DISTANCE OF 29.31 FEET TO THE POINT OF BEGINNING;

HAVING AN AREA OF 20,692 SQUARE FEET OR 0.475 ACRES

be and the same is hereby approved and that a portion of the easement within the above-described area is hereby relinquished.

COMMITTEE APPROVAL DATE: October 17, 2023 by Consent

MAYOR-COUNCIL DATE: October 24, 2023

PASSED BY THE COUNCIL: _____

_____ - PRESIDENT

APPROVED: _____ - MAYOR _____

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

NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

PREPARED BY: Martin A. Plate, Assistant City Attorney DATE: October 26, 2023

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

Kerry Tipper, Denver City Attorney

BY: _____, Assistant City Attorney DATE: _____