

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2016

COUNCIL BILL NO. CB15-0995  
COMMITTEE OF REFERENCE:  
Infrastructure & Culture

6 **A BILL**

7 **For an ordinance relinquishing the easement reserved in Ordinance No. 749,**  
8 **Series of 2014 between Lowell Boulevard, West Clyde Place, and Julian Street.**  
9

10 **WHEREAS**, the Executive Director of Public Works of the City and County of Denver has  
11 found and determined that the public use, convenience, and necessity no longer requires the  
12 easement in the area hereinafter described, and subject to approval by ordinance, has  
13 relinquished the same;

14 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**  
15 **OF DENVER:**  
16

17 **Section 1.** That the action of the Executive Director of Public Works in relinquishing  
18 the easement reserved in Ordinance No. 749, Series of 2014, in the following area:

19 **PARCEL DESCRIPTION 2015-RELINQ-0000009-001:**

20 A PARCEL OF LAND BEING A PORTION OF THAT ALLEY LOCATED IN BLOCK 36, SECOND  
21 FILING OF A PORTION OF HIGHLAND PARK, RECORDED IN BOOK 4 OF PLATS AT PAGE 43 OF  
22 THE ARAPAHOE COUNTY RECORDS AND ALL OF THAT ALLEY DESCRIBED IN ORDINANCE  
23 NO. 826 SERIES 1986, ALL SITUATED IN THE NORTHWEST QUARTER OF SECTION 29,  
24 TOWNSHIP 3 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND  
25 COUNTY OF DENVER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS  
26 FOLLOWS:

27 COMMENCING AT THE NORTHWEST CORNER OF LOT 25 SAID BLOCK 36 AND ASSUMING  
28 THE SOUTH LINE OF SAID BLOCK 36 TO BEAR NORTH 89°58'45" WEST WITH ALL BEARINGS  
29 CONTAINED HEREIN RELATIVE THERETO;

30 THENCE SOUTH 89°59'05" EAST ALONG THE NORTH LINE OF SAID LOT 25, A DISTANCE OF  
31 2.00 FEET TO THE **POINT OF BEGINNING**;

32 THENCE NORTH 00°01'51" EAST PARALLEL WITH AND 2.00 FEET EAST OF THE RIGHT-OF-  
33 WAY LINE OF LOWELL BOULEVARD, A DISTANCE OF 16.00 FEET TO A POINT ON THE SOUTH  
34 LINE OF LOT 24 IN SAID BLOCK 36;

35 THENCE SOUTH 89°59'05" EAST ALONG THE SOUTH LINE OF LOTS 10 THROUGH 24 IN SAID  
36 BLOCK 36, A DISTANCE OF 37 4.87 FEET TO THE SOUTHEAST CORNER OF SAID LOT 10;

37 THENCE SOUTH 00°00'39" WEST, A DISTANCE OF 16.00 FEET TO THE NORTHWEST CORNER  
38 OF LOT 40 IN SAID BLOCK 36 AND THE NORTHEAST CORNER OF SAID ALLEY DESCRIBED IN  
39 ORDINANCE NO. 826 SERIES 1986;

1 THENCE ALONG THE PERIMETER OF SAID ALLEY FOR THE FOLLOWING FIVE (5) COURSES:  
2 1) SOUTH 46°53'41" WEST, A DISTANCE OF 26.49 FEET;  
3 2) SOUTH 00°00'24" WEST, A DISTANCE OF 142.00 FEET TO THE NORTHERLY RIGHT-OF-WAY  
4 LINE OF WEST CLYDE PLACE;  
5 3) NORTH 89°58'45" WEST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF  
6 24.08 FEET;  
7 4) NORTH 00°04'04" EAST, A DISTANCE OF 150.10 FEET;  
8 5) NORTH 44°57'30" WEST, A DISTANCE OF 14.14 FEET TO THE NORTH LINE OF LOT 37 IN SAID  
9 BLOCK 36;  
10 THENCE NORTH 89°59'05" WEST ALONG THE NORTH LINE OF LOTS 25 THROUGH 37 IN SAID  
11 BLOCK 36, A DISTANCE OF 321.62 FEET TO THE POINT OF BEGINNING;  
12 SAID PARCEL CONTAINING A CALCULATED AREA OF 10,033 S.F., OR 0.23 ACRES MORE OR  
13 LESS.

14 be and the same is hereby approved and that the easement within such described area is hereby  
15 relinquished.

16 COMMITTEE APPROVAL DATE: December 30, 2015 by Consent

17 MAYOR-COUNCIL DATE: January 5, 2016

18 PASSED BY THE COUNCIL: \_\_\_\_\_, 2016  
19 \_\_\_\_\_ - PRESIDENT

20 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2016

21 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
22 EX-OFFICIO CLERK OF THE  
23 CITY AND COUNTY OF DENVER

24 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2016; \_\_\_\_\_, 2016

25 PREPARED BY: Brent A. Eisen, Assistant City Attorney DATE: January 7, 2016

26 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
27 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
28 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to §  
29 3.2.6 of the Charter.

30 D. Scott Martinez, Denver City Attorney

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32 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2016