

201 W Colfax Ave, Dept. 507
Denver, CO 80202
p: 720.865.2782
e: Denver.ROW@denvergov.org
www.denvergov.org/PWPRS

REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner, P.E. Senior Engineering Manager

Right-of-Way Services

DATE: August 31, 2018

ROW #: 2018-Dedication-0000142 **SCHEDULE** #: 0119300006000 & 0119300030000

TITLE: This request is to dedicate parcels of land as Public Right of Way as N. Colorado Blvd.

Located at the intersection of E. 40th Ave. and N. Colorado Blvd.

SUMMARY: Request for a Resolution for laying out, opening and establishing certain real property as part of the system

of thoroughfares of the municipality; i.e. as N. Colorado Blvd. This parcel(s) of land is being dedicated to the City and County of Denver for Public Right-of-Way, as part of the development project (**RTD-East**

Corridor)

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

Therefore, you are requested to initiate Council action to dedicate a parcel of land for Public Right-of-Way purposes as N. Colorado Blvd. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2018-Dedication-0000142-001 & 002) HERE.

A map of the area to be dedicated is attached.

MB/WR/BV

cc: Asset Management, Curtis Anthony

City Councilperson & Aides, Chris Herndon District #8

Council Aide Amanda Schoultz Council Aide Charley Oldaker Council Aide Bonnie Guillen City Council Staff, Zach Rothmier

Environmental Services, David Erickson Public Works, Manager's Office, Alba Castro

Public Works, Manager's Office, Sarah Stanek

Public Works, Right-of-Way Engineering Services, Matt Bryner

Department of Law, Brent Eisen
Department of Law, Deanne Durfee
Department of Law, Caroline Martin
Department of Law, Stan Lechman
Public Works Survey, Warren Ruby

Public Works Survey, Paul Rogalla Owner: City and County of Denver

Project file folder 2018-Dedication-0000142



ORDINANCE/RESOLUTION REQUEST

Please email requests to Sarah Stanek

at sarah.stanek@DenverGov.org by 12:00 pm on Monday.

All fields must be completed.

Incomplete request forms will be returned to sender which may cause a delay in processing.

| | | | | | Date of Request: | August 31, 2018 |
|------------------|---|---|-------------|--------------------------|--|----------------------|
| Please mark one: | | ☐ Bill Request | or | □ Resolution Re | - | 11agust 31, 2010 |
| 1. | | submitted this request i | | | • | |
| | ☐ Yes | ⊠ No | | | | |
| | _ | _ | | | | |
| | If yes, please explain: | | | | | |
| 2. | Title: (Include a concise, one sentence <u>description</u> – please include <u>name of company or contractor</u> and <u>contract control number</u> - that clearly indicates the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.) | | | | | |
| | | to dedicate parcels of lan intersection of E. 40 th Av | | | olorado Blvd. | |
| 3. | Requesting Agency Agency Division: | y: Public Works-Right- Survey | of-Way Serv | vices | | |
| 4. | Name: BarbaPhone: 720-8 | | | ordinance/resolution. |) | |
| 5. | will be available forName: SarahPhone: 720-8 | or first and second reading Stanek | | | who will present the item at Me | ayor-Council and who |
| 6. | General description | on/background of prop | osed ordina | nnce including contra | act scope of work if applicabl | le: |
| | of the municipa | | Blvd. This | parcel(s) of land is bei | real property as part of the sysing dedicated to the City and Crridor) | |
| | | following fields: (Incom _l – please do not leave bla | | may result in a delay i | n processing. If a field is not o | applicable, please |
| | a. Contract | Control Number: N/A | A | | | |
| | b. Contract | | | | | |
| | c. Location: | | | | | |
| | | Council District: Dist. # | #8 Chris He | rndon | | |
| | e. Benefits: f. Contract | N/A Amount (indicate amer | nded amour | nt and new contract t | total): | |
| | | · | | | , | |
| 7. | Is there any contrexplain. | oversy surrounding this | s ordinance | e? (Groups or individu | ials who may have concerns a | bout it?) Please |
| | None. | | | | | |
| | | To b | e completed | d by Mayor's Legislati | ve Team: | |
| SII | RE Tracking Number | r: | | I | Date Entered: | |



EXECUTIVE SUMMARY

Project Title: 2018-Dedication-0000142, RTD-East Corridor

Description of Proposed Project:Dedicate parcels of land as public right of way as N. Colorado Blvd.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: The City and County of Denver was deeded this land to dedicate as Public Right of Way

Has a Temp MEP been issued, and if so, what work is underway: N/A

What is the known duration of an MEP: N/A

Will land be dedicated to the City if the vacation goes through: N/A

Will an easement be placed over a vacated area, and if so explain: N/A

Will an easement relinquishment be submitted at a later date: N/A

Additional information: This land was deeded to the City and County of Denver for the purpose to dedicate it as Public Right-of-Way, as a part of a development project called RTD East Corridor.





© City and County of Denver

RTD-CCD-18 & RTD-CCD-19





Legend

- Streams
- Streets
- Alleys

Railroads

- Main
- Yard
- Spur
- Siding
- Interchange track
- __ Other

Bridges

Rail Transit Stations

- Existing
- Planned
- Park-N-Ride Locations
- Lakes
 - County Boundary
 - **Parcels**

Parks

All Other Parks: Linear



Mountain Parks

579 Feet WGS_1984_Web_Mercator_Auxiliary_Sphere

1: 4,514

The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is " without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use.

Map Generated 8/30/2018 THIS IS NOT A LEGAL DOCUMENT. A portion of Parcel No. RTD-CCD-18 Rev1 conveyed to the City and County of Denver by Quit Claim Deed recorded at Reception No. 2018082023 on July 3, 2018 in the City and County of Denver Clerk and Recorder's Office, located in the Southwest Quarter of Section 19, Township 3 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

COMMENCING at the South Sixteenth Corner common to said Section 19 and to Section 24, Township 3 South, Range 68 West, (being a found 3-1/4 inch aluminum cap in range box, stamped: "COLO DEPT OF HIGHWAYS \$1/16 \$24 \$19 \$R68W \$R67W \$T3\$ \$1990 PL\$ 11434"); WHENCE the Southwest Corner of said Section 19, (being a found 3-1/4 inch aluminum cap in range box, stamped: "COLO DEPT OF HIGHWAYS \$T3\$ \$24 \$19 \$25 \$30 \$1990 PL\$ \$11434") bears \$500°03'52"W (Basis of Bearing-Assumed), a distance of 1322.58 feet;

THENCE S39°20'04"E a distance of 94.53 feet to a point on the southerly Right of Way line of East 40th Avenue as shown on Albion Street Subdivision Filing No. 1 at Reception No. 2003197552, recorded September 19, 2003, in the City and County of Denver Clerk and Recorder's Office, and the POINT OF BEGINNING;

THENCE N53°22'44"W, a distance of 24.94 feet;

THENCE S00°03'52"W a distance of 205.51 feet;

THENCE S03°52'42"W a distance of 195.49 feet;

THENCE S00°03'52"W a distance of 142.92 feet;

THENCE N89°56'08"W a distance of 7.00 feet;

THENCE S01°19'57"W a distance of 361.50 feet;

THENCE N89°56'08"W a distance of 2.00 feet to the easterly Right of Way line of Colorado Boulevard;

THENCE coincident with said easterly line the following three (3) courses:

- 1) N00°03'52"E a distance of 550.00 feet;
- 2) N03°52'42"E a distance of 150.33 feet;
- 3) N00°03'56"E a distance of 190.00 feet to the southerly Right of Way line of East 40th Avenue and the POINT OF BEGINNING.

REGIONAL TRANSPORTATION DISTRICT REAL PROPERTY TO BE ACQUIRED FROM

PARCEL NO. RTD-CCD-18 CCD CONVEYANCE STA. 276+ TO 283+ REGIONAL TRANSPORTATION DISTRICT DENVER, CO

FOR

EAST CORRIDOR COMMUTER RAIL PROJECT

EXHIBIT " " PARCEL NO. RTD-CCD-18 (EAST 40TH AVENUE AND COLORADO BOULEVARD)

Date: April 14, 2016 DESCRIPTION

A portion of those parcels of land conveyed to RTD by Quit Claim Deed recorded at Reception No. 2013029217 recorded March 4, 2013, and Special Warranty Deeds recorded at Reception No. 2013167548 recorded November 20, 2013 and Reception No. 2014010312 recorded January 30, 2014 in the City and County of Denver Clerk and Recorder's Office and described herein as follows:

East 40TH Avenue and Colorado Boulevard CCD Conveyance of the RTD East Corridor Commuter Rail Project, containing 45,440 square feet, (1.043 Acres), being a portion of a tract of land described at Reception No. 2000175271 recorded December 1, 2000 and Reception No. 2006199364 recorded December 19, 2006, in the City and County of Denver Clerk and Recorder's Office, located in the Southwest Quarter of Section 19, Township 3 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

COMMENCING at the South Sixteenth Corner common to said Section 19 and to Section 24, Township 3 South, Range 68 West, (being a found 3-1/4 inch aluminum cap in range box, stamped: "COLO DEPT OF HIGHWAYS \$1/16 \$24 \$19 \$R68W \$R67W T3\$ 1990 PL\$ 11434"); WHENCE the Southwest Corner of said Section 19, (being a found 3-1/4 inch aluminum cap in range box, stamped: "COLO DEPT OF HIGHWAYS T3\$ \$24 \$19 \$25 \$30 1990 PL\$ 11434") bears \$00°03'52"W (Basis of Bearing-Assumed), a distance of 1322.58 feet;

THENCE S39°20'04"E a distance of 94.53 feet to a point on the southerly right of way line of East 40th Avenue as shown on Albion Street Subdivision Filing No. 1 at Reception No. 2003197552, recorded September 19, 2003, in the City and County of Denver Clerk and Recorder's Office, and to the POINT OF BEGINNING;

THENCE coincident with said southerly line the following six (6) courses:

- 1) THENCE along the arc of a curve to the right, having a central angle of 90°00'02", a radius of 50.00 feet, a chord bearing of N45°03'53"E a distance of 70.71 feet, and an arc distance of 78.54 feet;
- 2) THENCE S89°56'06"E tangent with the last described curve a distance of 66.31 feet;
- 3) THENCE along the arc of a curve to the left, having a central angle of 51°28'05", a radius of 210.00 feet, a chord bearing of N64°19'50"E a distance of 182.36 feet, and an arc distance of 188.64 feet;
- 4) THENCE along the arc of a curve to the right, non-tangent with the last described curve, having a central angle of 51°28'06", a radius of 95.00 feet, a chord bearing of N64°20'03"E a distance of 82.50 feet, and an arc distance of 85.34 feet;
- 5) THENCE S89°56'08"E non-tangent with the last described curve a distance of 97.44 feet non-tangent with the following described curve;

EXHIBIT " "
PARCEL NO. RTD-CCD-18
(EAST 40TH AVENUE AND COLORADO BOULEVARD)
Date: April 14, 2016
(continued)

6) THENCE along the arc of a curve to the left, having a central angle of 78°32'29", a radius of 160.00 feet, a chord bearing of N50°43'46"E a distance of 202.56 feet, and an arc distance of 219.33 feet;

THENCE S08°05'44"W non-tangent with the last described curve a distance of 14.58 feet non-tangent with the following described curve;

THENCE along the arc of a curve to the right, having a central angle of 79°01'49", a radius of 284.00 feet, a chord bearing of S50°33'00"W a distance of 361.41 feet, and an arc distance of 391.73 feet;

THENCE N89°56'06"W tangent with the last described curve a distance of 20.00 feet; THENCE S00°03'54"W a distance of 8.00 feet;

THENCE N89°56'06"W a distance of 241.47 feet tangent with the following described curve;

THENCE along the arc of a curve to the left, having a central angle of 16°08'37", a radius of 82.32 feet, a chord bearing of S81°59'34"W a distance of 23.12 feet, and an arc distance of 23.19 feet;

THENCE S46°14'21"W non-tangent with the last described curve a distance of 33.00 feet;

THENCE S00°03'52"W a distance of 205.51 feet;

THENCE S03°52'42"W a distance of 195.49 feet;

THENCE S00°03'52"W a distance of 142.92 feet:

THENCE N89°56'08"W a distance of 7.00 feet;

THENCE S01°19'57"W a distance of 361.50 feet;

THENCE N89°56'08"W a distance of 2.00 feet to the easterly right of way line of Colorado Boulevard;

THENCE coincident with said easterly line the following three (3) courses:

- 1) THENCE N00°03'52"E a distance of 550.00 feet;
- 2) THENCE N03°52'42"E a distance of 150.33 feet;
- 3) THENCE N00°03'56"E a distance of 190.00 feet non-tangent with the following described curve and to a point on the southerly right of way line of East 40th Avenue and to the POINT OF BEGINNING.

Containing 45,440 square feet, (1.043 Acres), more or less.

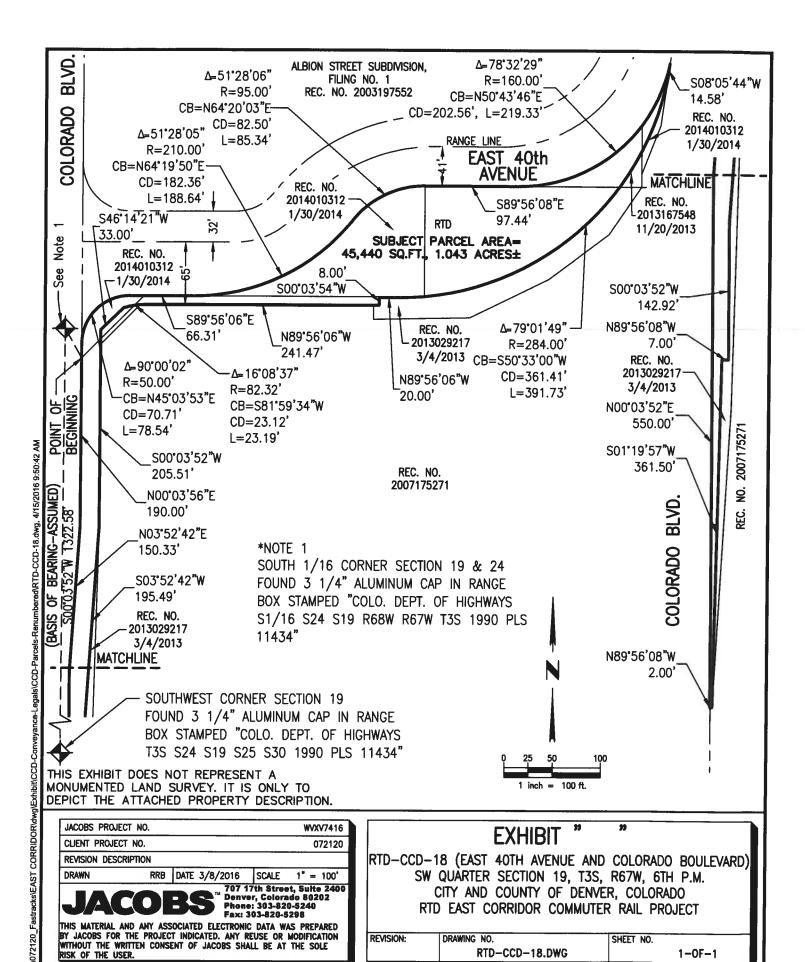
Prepared by

Kenneth W. Carlson PLS 24942

For and on behalf of Jacobs Engineering Group Inc.

707 17th Street #2400, Denver, CO 80202

303.820.5240



PW Legal Description No. 2018-Dedication-0000142-002

A Parcel No. RTD-CCD-19 conveyed to the City and County of Denver by Quit Claim Deed recorded at Reception No. 2018082023 on July 3, 2018 in the City and County of Denver Clerk and Recorder's Office, located in the Southwest Quarter of Section 19, Township 3 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado, being more particularly described as follows:

COMMENCING at the South Sixteenth Corner common to said Section 19 and Section 24, Township 3 South, Range 68 West of the Sixth Principal Meridian, (a found 3-1/4" aluminum cap in range box stamped "COLO DEPT OF HIGHWAYS S1/16 S24 S19 R68W R67W T3S 1990 PLS 11434"); WHENCE the Southwest Corner of said Section 19, (a found 3-1/4" aluminum cap in range box stamped "COLO DEPT OF HIGHWAYS T3S S24 S19 S25 S30 1990 PLS 11434") bears S00°03'52"W (Basis of Bearing-Assumed) a distance of 1322.58 feet; THENCE N34°27'29"E a distance of 114.18 feet to the northerly line of the 40th Avenue right-of-way, as shown on the plat of ALBION STREET SUBDIVISION FILING NO. 1, Reception Number 2003197552, recorded on September 19, 2003 in the City and County of Denver Clerk and Recorder's Office, and to the POINT OF BEGINNING;

THENCE coincident with said northerly right-of-way line, along the arc of a curve to the right, non-tangent to the last described course, having a central angle of 24°29'41" a radius of 50.00 feet a chord bearing of N12°10'58"W a distance of 21.21 feet and an arc distance of 21.38 feet to the easterly line of the Colorado Boulevard right-of-way;

THENCE the following two (2) courses coincident with said easterly right-of-way line:

- 1) N00°03'52"E tangent with the last described curve a distance of 196.18 feet;
- 2) N12°03'50"E a distance of 52.91 feet;

THENCE S00°03'52"W coincident with a line 11.00 feet easterly of and parallel with said easterly right-of-way line, a distance of 162.56 feet;

THENCE S07°55'19"W a distance of 47.55 feet;

THENCE S00°03'52"W coincident with a line 4.50 feet easterly of and parallel with said easterly right-of-way line a distance of 59.00 feet to the POINT OF BEGINNING.

REGIONAL TRANSPORTATION DISTRICT REAL PROPERTY TO BE ACQUIRED FROM

PARCEL NO. RTD-CCD-19 CCD CONVEYANCE STA. 277+ TO 227+

REGIONAL TRANSPORTATION DISTRICT DENVER, CO

FOR

EAST CORRIDOR COMMUTER RAIL PROJECT

EXHIBIT " " PARCEL NO. RTD-CCD-19 (PARCEL NO. EC-108 REV1)

Date: April 14, 2016 DESCRIPTION

A portion of that parcel of land conveyed to RTD by Warranty Deed recorded at Reception No. 2013024833 recorded February 25, 2013 in the City and County of Denver Clerk and Recorder's Office and described therein as follows:

Parcel No. EC-108 REV1 CCD Conveyance of the RTD East Corridor Commuter Rail Project, being a portion of the parcel of land described at Reception Number 2010003281, recorded January 8, 2010, in the City and County of Denver Clerk and Recorder's Office, lying in the Southwest Quarter of Section 19, Township 3 South, Range 67 West of the Sixth Principal Meridian, City and County of Denver, Colorado, being more particularly described as follows:

COMMENCING at the South Sixteenth Corner common to said Section 19 and Section 24, Township 3 South, Range 68 West of the Sixth Principal Meridian, (a found 3-1/4" aluminum cap in range box stamped "COLO DEPT OF HIGHWAYS \$1/16 \$24 \$19 \$R68W \$R67W \$T3\$ \$1990 PLS 11434"); WHENCE the Southwest Corner of said Section 19, (a found 3-1/4" aluminum cap in range box stamped "COLO DEPT OF HIGHWAYS \$T3\$ \$24 \$19 \$25 \$30 \$1990 PLS 11434") bears \$00003'52"W (Basis of Bearing-Assumed) a distance of 1322.58 feet; THENCE N34027'29"E a distance of 114.18 feet to the northerly line of the 40th Avenue right-of-way, as shown on the plat of ALBION STREET SUBDIVISION FILING NO. 1, Reception Number 2003197552, recorded on September 19, 2003 in the City and County of Denver Clerk and Recorder's Office, and to the POINT OF BEGINNING;

THENCE coincident with said northerly right-of-way line, along the arc of a curve to the right, non-tangent to the last described course, having a central angle of 24°29'41" a radius of 50.00 feet a chord bearing of N12°10'58"W a distance of 21.21 feet and an arc distance of 21.38 feet to the easterly line of the Colorado Boulevard right-of-way;

THENCE the following two (2) courses coincident with said easterly right-of-way line:

- 1) N00°03'52"E tangent with the last described curve a distance of 196.18 feet;
- 2) N12°03'50"E a distance of 52.91 feet;

THENCE S00°03'52"W coincident with a line 11.00 feet easterly of and parallel with said easterly right-of-way line, a distance of 162.56 feet;

THENCE S07°55'19"W a distance of 47.55 feet;

THENCE S00°03'52"W coincident with a line 4.50 feet easterly of and parallel with said easterly right-of-way line a distance of 59.00 feet to the POINT OF BEGINNING.

Containing 2,104 square feet, (0.048 Acres), more or less.

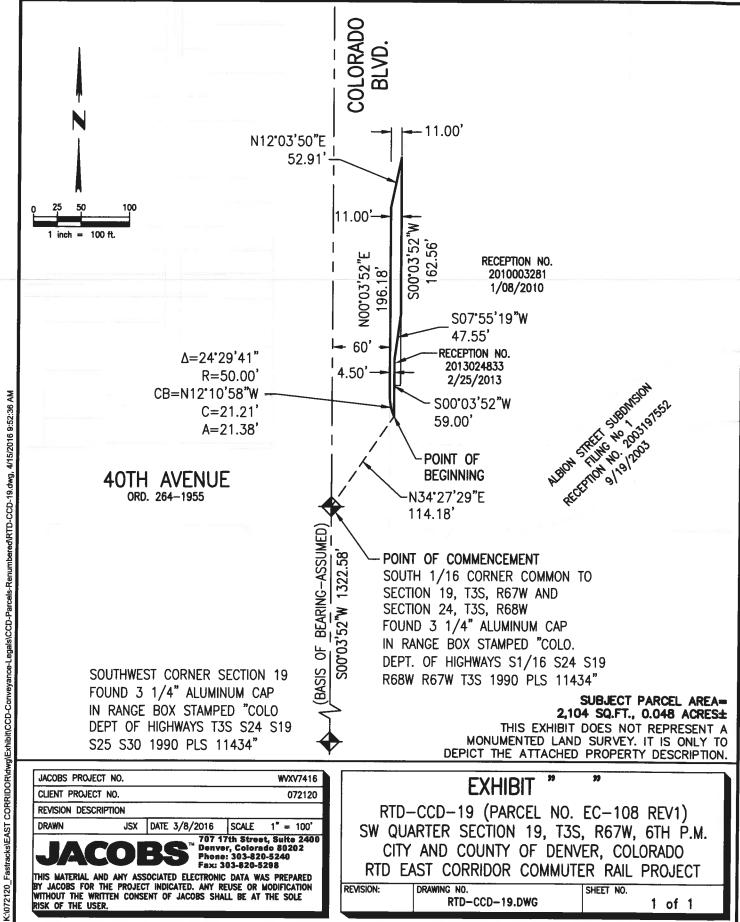
Prepared by:

Kenneth W. Carlson PLS 24942

For and on behalf of Jacobs Engineering Group Inc.

707 17th Street #2400, Denver CO 80202

303.820.5240



CLIENT PROJECT NO. 072120 REVISION DESCRIPTION DRAWN DATE 3/8/2016 SCALE 707 17th Street, Suite 2400 AND ANY ASSOCIATED ELECTRONIC DATA WAS PREPARED BY JACOBS FOR THE PROJECT INDICATED. ANY REUSE OR MODIFICATION WITHOUT THE WRITTEN CONSENT OF JACOBS SHALL BE AT THE SOLE

RISK OF THE USER.

EXHIBIT

RTD-CCD-19 (PARCEL NO. EC-108 REV1) SW QUARTER SECTION 19, T3S, R67W, 6TH P.M. CITY AND COUNTY OF DENVER, COLORADO RTD EAST CORRIDOR COMMUTER RAIL PROJECT

DRAWING NO. REVISION: SHEET NO. RTD-CCD-19.DWG 1 of 1 Please return Recorded document to: Senior Manager, Real Property Regional Transportation District 1560 Broadway, Suite 650 Denver, Colorado 80202



07/03/2018 03:01 PM City & County of Denver R \$0.00

2018082023 Page: 1 of 20 D \$0.00

QUITCLAIM DEED

WITNESS, that the grantor, for and in consideration of the sum of TEN DOLLARS AND 00/100 (\$10.00), the receipt and sufficiency of which is hereby acknowledged, has remised, released, sold and QUITCLAIMED, and by these presents do remise, release, sell and QUITCLAIM unto the grantee(s), its heirs, successors and assigns forever, all the right, title, interest, claim and demand which the grantor(s) has in and to the real property, together with improvements, if any, situate, lying and being in the City and County of Denver and State of Colorado, described in Exhibit A, attached hereto and incorporated herein.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging, or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever of the grantor, either in law or equity, to the only proper use, benefit and behoof of the grantee(s) its heirs and assigns forever.

IN WITNESS WHEREOF, the grantor has executed this deed on the date set forth above.

Approved as to Legal Form:

Lori L. Graham,

51-18

Associate General Counsel

Date

STATE OF COLORADO

Henry J. Stopplecamp,

COUNTY OF DENVER

RUSS LARSON FOR

The foregoing instrument was acknowledged before me this 05 day of JUNE 2018 by Henry J. Stopplecamp as Assistant General Manager, Capital Programs.

Witness my hand and official seal.

My commission expires: 09/23/20/8

Assistant General Manager, Capital Programs

Notary Jublic

JANET A. HUHN NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20114062295

MY COMMISSION EXPIRES SEPTEMBER 23, 26