



REQUEST FOR RESOLUTION TO DEDICATE PUBLIC RIGHT-OF-WAY

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner, Director Engineer-Architect
Right-of-Way Services

DATE: May 16, 2019

ROW #: 2018-Dedication-0000113 **SCHEDULE #:** 0510201042000

TITLE: This request is to dedicate a parcel of land as Public Right of Way as Public Alley.
Located in the alley bounded by N. Acoma St., W. 6th Ave., N. Broadway, and W. 5th Ave.

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 Public Alley. 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 **(Denver Health Acoma Garage)**

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 Public Alley. The land is described as follows.

INSERT PARCEL DESCRIPTION ROW # (2018-Dedication-0000113-001) HERE.

A map of the area to be dedicated is attached.

MB/DS/bv

cc: Dept. of Real Estate, Katherine Rinehart
City Councilperson & Aides, Jolon Clark District # 7
Council Aide Maggie Thompson
Council Aide Anita Banuelos
City Council Staff, Zach Rothmier
Environmental Services, David Erickson
Public Works, Manager's Office, Alba Castro
Public Works, Manager's Office, Jason Gallardo
Public Works, Right-of-Way Engineering Services, Matt Bryner
Department of Law, Maureen McGuire
Department of Law, Martin Plate
Department of Law, Deanne Durfee
Department of Law, Caroline Martin
Department of Law, Stan Lechman
Public Works Survey, Dana Sperling
Public Works Survey, Paul Rogalla
Owner: City and County of Denver
Project file folder 2018-Dedication-0000113

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo
at jason.gallardo@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: May 16, 2019

Please mark one: ☐ Bill Request or ☒ Resolution Request

1. Has your agency submitted this request in the last 12 months?

☐ Yes ☒ No

If yes, please explain:

2. Title: *(Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: **grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)***

This request is to dedicate a parcel of land as Public Right of Way as Public Alley.
Located in the alley bounded by N. Acoma St., W. 6th Ave., N. Broadway, and W. 5th Ave.

3. Requesting Agency: Public Works-Right-of-Way Services
Agency Division: Survey

4. Contact Person: *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Barbara Valdez
- **Phone:** 720-865-3153
- **Email:** Barbara.valdez@denvergov.org

5. Contact Person: *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)*

- **Name:** Jason Gallardo
- **Phone:** 720-865-8713
- **Email:** Jason.gallardo@denvergov.org

6. General description/background of proposed ordinance including contract scope of work if applicable:

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 Public Alley. 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 (**Denver Health Acoma Garage**)

*****Please complete the following fields: (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field – please do not leave blank.)***

- a. **Contract Control Number:** N/A
- b. **Contract Term:** N/A
- c. **Location:** Alley bounded by N. Acoma St., W. 6th Ave., N. Broadway and W. 5th Ave.
- d. **Affected Council District:** Jolon Clark Dist. #7
- e. **Benefits:** N/A
- f. **Contract Amount (indicate amended amount and new contract total):**

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.

None.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____



DENVER
THE MILE HIGH CITY

EXECUTIVE SUMMARY

Project Title: 2018-Dedication-0000113

Description of Proposed Project: Dedicate a parcel of land as public right of way as Public Alley.

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 of dedicating it as Public Right-of-Way, as a part of a development project called Denver Health Acoma Garage.



Legend

- Streams
- Streets
- Alleys
- Railroads**
 - + Main
 - + Yard
 - + Spur
 - + Siding
 - + Interchange track
 - + Other
- Rail Transit Stations**
 - Existing
 - Planned
- ▲ Park-N-Ride Locations
- Lakes
- County Boundary
- Parcels
- Lots/Blocks
- Parks**
 - All Other Parks; Linear
 - Mountain Parks

289 0 144.5 289 Feet

WGS_1984_Web_Mercator_Auxiliary_Sphere
© City and County of Denver

1:2,257

Map Generated 5/16/2019

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.

THIS IS NOT A LEGAL DOCUMENT.

2018-Dedication-0000113-001

A PARCEL OF LAND CONVEYED BY SPECIAL WARRANTY DEED TO THE CITY AND COUNTY OF DENVER, RECORDED ON 2/13/2019, AT RECEPTION NUMBER 2019017726 IN THE CITY AND COUNTY OF DENVER CLERK AND RECORDER'S OFFICE, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND IN BLOCK 1, BAMBERGER'S ADDITION TO BROADWAY TERRACE, AS ORIGINALLY RECORDED IN PLAT BOOK 4 AT PAGE 34 ON MAY 31, 1887 IN THE ARAPAHOE COUNTY RECORDS AND FURTHER DESCRIBED IN THE CITY OF DENVER MAP OF OFFICIAL SURVEYS FILED AS E06_071; BEING THE EASTERLY 1.50 FEET OF LOTS 6 THROUGH 15 TOGETHER WITH THE EASTERLY 1.50 FEET OF THE NORTH 62-1/2 FEET OF LOT 22, SAID BLOCK 1; LOCATED IN THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO.

THE ABOVE DESCRIBED PARCEL CONTAINS 469 SQ. FT. (0.011 ACRES), MORE OR LESS.

After recording, return to:
Division of Real Estate
City and County of Denver
201 West Colfax Avenue, Dept. 1010
Denver, Colorado 80202

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED ("Deed"), made as of this 13 day of February, 2019, by **DENVER HEALTH AND HOSPITAL AUTHORITY**, a Body Corporate and Political Subdivision of the State of Colorado, whose address is 770 Bannock Street, Denver, CO 80204, United States ("Grantor") to the **CITY AND COUNTY OF DENVER**, a Colorado municipal corporation of the State of Colorado and home rule city, whose address is 1437 Bannock Street, Denver, Colorado 80202 ("Grantee").

WITNESSETH, that Grantor, for and in consideration of the sum of Ten Dollars and 00/100 (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and by these presents does hereby grant, bargain, sell, convey and confirm, unto Grantee, and its successors and assigns forever, the real property described below, together with all improvements thereon, owned by Grantor situate, lying and being in the City and County of Denver, State of Colorado, and being more particularly described on the attached Exhibit(s) hereto and incorporated herein ("Property");

TOGETHER WITH all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all of the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of, in, and to the above-bargained Property, together with the hereditaments and appurtenances;

TO HAVE AND TO HOLD the Property above bargained and described with the appurtenances, unto Grantee, and its successors and assigns forever. Grantor, for itself and its successors and assigns does covenant and agree that it shall and will WARRANT AND FOREVER DEFEND the above-bargained Property in the quiet and peaceable possession of Grantee, and its successors and assigns, against all and every person or persons claiming the whole or any part thereof, by, through, or under Grantor.

No separate bill of sale with respect to improvements on the Property will be executed.

IN WITNESS WHEREOF, Grantor has executed this Deed on the date set forth above.

ATTEST:

DENVER HEALTH AND HOSPITAL AUTHORITY, a Body Corporate and Political
Subdivision of the State of Colorado

By: *[Signature]*

Name: Peg Burnette

Its: CFO

STATE OF Colorado)
) ss.
COUNTY OF Denver)

The foregoing instrument was acknowledged before me this 12th day of February, 2019
by Peg Burnette, as CFO of **DENVER HEALTH AND
HOSPITAL AUTHORITY**, a Body Corporate and Political Subdivision of the State of
Colorado.

Witness my hand and official seal.

My commission expires: 7/19/2022

[Signature]
Notary Public

DANIELLE D. WOOD
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID # 20184029370
MY COMMISSION EXPIRES 07/19/2022

EXHIBIT A

"Land Description"

2018-projmstr-0000167-ROW-001

LAND DESCRIPTION

A PARCEL OF LAND IN BLOCK 1, BAMBERGER'S ADDITION TO BROADWAY TERRACE, AS ORIGINALLY RECORDED IN PLAT BOOK 4 AT PAGE 34 ON MAY 31, 1887 IN THE ARAPAHOE COUNTY RECORDS AND FURTHER DESCRIBED IN THE CITY OF DENVER MAP OF OFFICIAL SURVEYS FILED AS E06_071; BEING THE EASTERLY 1.50 FEET OF LOTS 6 THROUGH 15 TOGETHER WITH THE EASTERLY 1.50 FEET OF THE NORTH 62-1/2 FEET OF LOT 22, SAID BLOCK 1; LOCATED IN THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO.

THE ABOVE DESCRIBED PARCEL CONTAINS 469 SQ. FT. (0.011 ACRES), MORE OR LESS.

ALL LINEAL UNITS ARE U.S. SURVEY FEET AND DECIMALS THEREOF.

BASIS OF BEARINGS: BEARINGS ARE BASED ON AN ASSUMED BEARING OF NORTH 88°56'18" EAST ON THE 20' RANGE LINE IN WEST 5TH AVENUE BETWEEN ACOMA STREET AND BROADWAY, MONUMENTED AS SHOWN HEREON.



PREPARED BY:

ALAN WARNER, PLS NO. 28668

FOR AND ON BEHALF OF

FARNSWORTH GROUP, INC.

(303) 692-8838

| awarner | J:\2018\0180380.00 - DHHA Acoma Garage\Survey\07_Drawings\Legal Descriptions\ROW 1 - 0180380.dwg | 8/29/2018 12:23 PM |

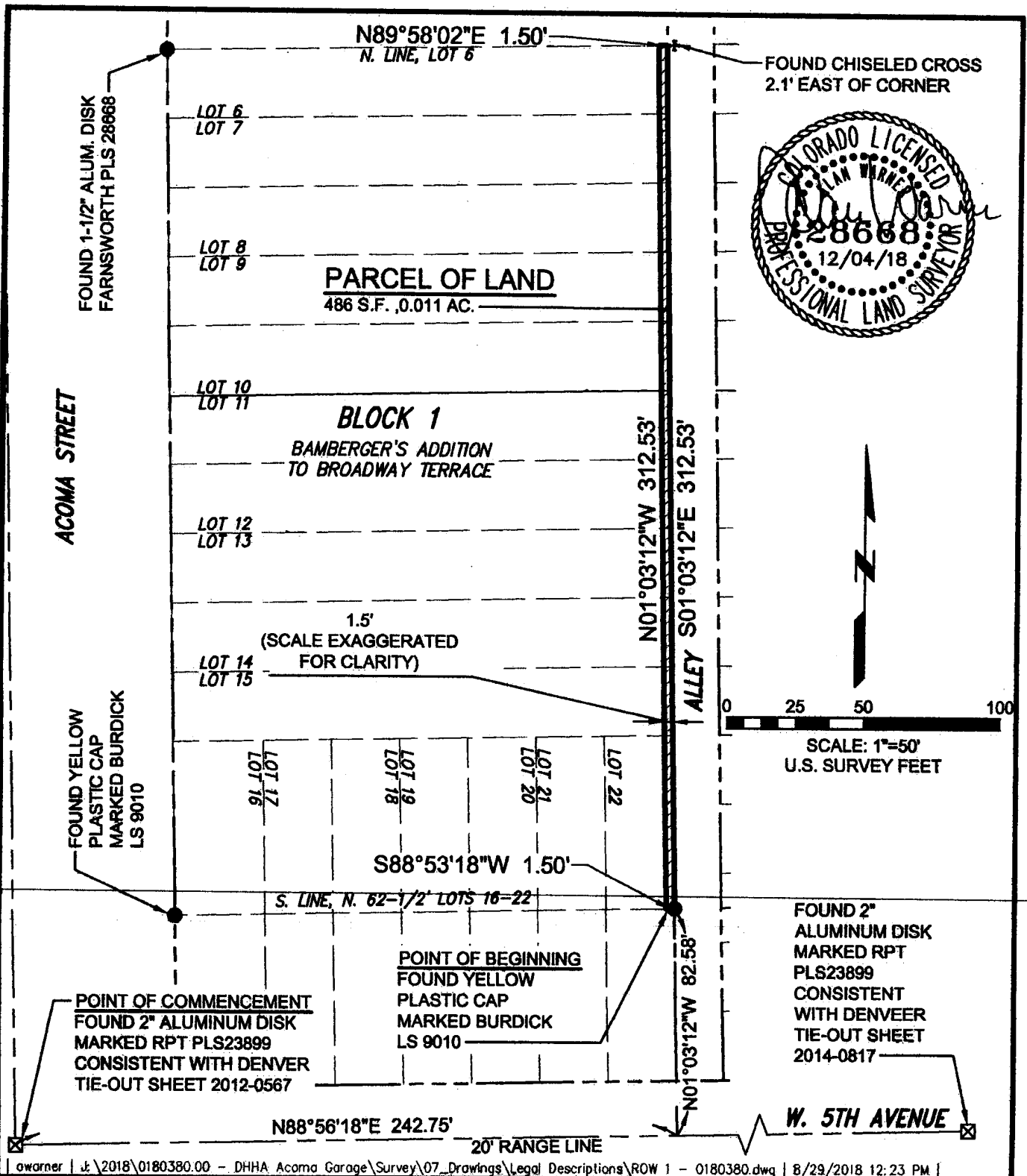
Farnsworth
GROUP
5613 DTC PARKWAY, SUITE 1100
GREENWOOD VILLAGE, COLORADO 80111
(303) 692-8838 / info@f-w.com

DENVER HEALTH AND HOSPITAL AUTHORITY
ACOMA GARAGE
PARCEL OF LAND
LOCATED IN THE NW 1/4, SEC. 10, T. 4 S., R. 68 W., 6TH PM
CITY AND COUNTY OF DENVER, COLORADO

Project No: 0180380.00
Drawn by: ZJT
Approved: AGW
Date: 08/29/18
Revised: 12/04/18

1 OF 2

ILLUSTRATION FOR
EXHIBIT A
"Land Description"



Farnsworth
GROUP

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DENVER HEALTH AND HOSPITAL AUTHORITY
ACOMA GARAGE

PARCEL OF LAND
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2 OF 2