

BY AUTHORITY

ORDINANCE NO. 647

COUNCIL BILL NO. 627

SERIES OF 2009

COMMITTEE OF REFERENCE:
PUBLIC AMENITIES COMMITTEE

A BILL

For an ordinance designating an area known as vacated Second Avenue from Dexter Street to where it adjoins Cranmer Park as "park" under section 2.4.5 of the city charter.

Whereas, vacated Second Avenue, as described below, has been maintained and operated by the Department of Parks and Recreation and has provided a landscaped pedestrian/bicycle connection from Dexter Street to Cranmer Park for over seventy years; and

Whereas, vacated Second Avenue serves as an integral component of Cranmer Park, a designated City park; and

Whereas, the Manager of Parks and Recreation recommends that vacated Second Avenue, as described below, be formally designated as "park" under section 2.4.5 of the City Charter and be incorporated into Cranmer Park.

THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. That vacated Second Avenue lying between Dexter Avenue and Cranmer Park and located in the City and County of Denver, Colorado, legally described as:

A parcel of land being a portion of The Eastern Capitol Hill Sub-Division and situated in the NW ¼ of Section 7, T 4 S, R 67 W, of the 6th Principal Meridian, City and County of Denver, State of Colorado; more particularly described as follows:

Beginning at the southwest corner of Lot 5, Block 26 of said subdivision; Thence east, along the south line of said Lot 5 and the south line extended, a distance of 140 feet to the southwest corner of Lot 6 of said Block 26; Thence continuing east, along the south line of said Lot 6, a distance of 125 feet to the southeast corner of said Lot 6; Thence south, departing said south line of Lot 6, a distance of 75 feet to the northeast corner of Lot 8, Block 39; Thence west, along the north line of said Lot 8 and the north line extended, a distance of 140 feet to the northeast corner of Lot 1 of said Block 39; Thence continuing west, along the north line of said Lot 1, a distance of 125 feet to the northwest corner of said Lot 1; Thence north, departing said north lot line, a distance of 75 feet to the Point of Beginning.

1 be and is hereby designated under section 2.4.5 of the Denver City Charter to be a park
2 and is hereby incorporated into Cranmer Park, a designated City park. This designation
3 shall be subject to any utility easements remaining after the vacation of Second Avenue.
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5 **Section 2.** This ordinance shall be effective immediately upon adoption.

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7 COMMITTEE APPROVAL : On consent: October 28, 2009.

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9 MAYOR-COUNCIL DATE: October 27, 2009.

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11 PASSED BY COUNCIL November 9 2009

12 Jaime Robb - PRESIDENT

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14 APPROVED: John Hill - MAYOR Nov. 10 2009

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16 ATTEST: Stephanie J. O'Malley - CLERK AND RECORDER,
17 EX-OFFICIO CLERK OF THE
18 CITY AND COUNTY OF DENVER

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21 NOTICE PUBLISHED IN THE DAILY JOURNAL Nov. 6 + Nov. 13, 2009

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23 PREPARED BY: Patrick A. Wheeler, Assistant City Attorney - October 28, 2009

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25 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the
26 office of the City Attorney. We find no irregularity as to form, and have no legal objection to
27 the proposed ordinance. The proposed ordinance is not submitted to the City Council for
28 approval pursuant to § 3.2.6 of the Charter.

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30 David R. Fine, City Attorney

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32 BY: [Signature], Asst. City Attorney

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34 DATE: 29 Oct 09

