

BY AUTHORITY

RESOLUTION NO. **102**
SERIES OF 2009

COMMITTEE OF REFERENCE
Public Works

A RESOLUTION

Accepting and approving the plat of Riva Cherry Creek Filing No. 1.

WHEREAS, the property owners of the following described land, territory or real property situate, lying and being in the City and County of Denver, State of Colorado, to wit:

A PARCEL OF LAND LOCATED IN PART OF PLOTS 8, 10 AND 12, MILLER PARK AS RECORDED JULY 22, 1918 IN BOOK 17 AT PAGE 29 UNDER RECEPTION NO. 242143 IN THE CITY AND COUNTY OF DENVER RECORDS, SITUATED IN THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHWEST 1/4 OF SECTION 12; THENCE NORTH 00°20'17" WEST, ALONG THE WEST LINE OF SAID SOUTHWEST 1/4 OF SECTION 12, A DISTANCE OF 1320.00 FEET; THENCE NORTH 89°51'45" EAST, ALONG THE NORTH LINE OF SAID SOUTH 1/2 OF THE SOUTHWEST 1/4 OF SECTION 12, A DISTANCE OF 1200.48 FEET TO THE NORTHEAST CORNER OF LOT 19, BLOCK 1, CHERRY CREEK SOUTH AS RECORDED JANUARY 08, 1996 IN BOOK 31 AT PAGE 7 OF SAID DENVER RECORDS, ALSO BEING THE POINT OF BEGINNING;

THENCE NORTH 89°51'45" EAST, CONTINUING ALONG SAID NORTH LINE AND ALONG THE SOUTH LINE OF PLOT 2 OF SAID CHERRY CREEK SOUTH, A DISTANCE OF 408.75 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF CHERRY CREEK SOUTH DRIVE; THENCE ALONG SAID RIGHT-OF-WAY LINE, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 05°18'10" AND A RADIUS OF 2444.58 FEET, AN ARC DISTANCE OF 226.25 FEET (CHORD BEARS SOUTH 63°11'30" EAST, A DISTANCE OF 226.17 FEET) TO THE NORTHWEST CORNER OF THE ENCLAVE AT CHERRY CREEK, A PLANNED BUILDING GROUP RECORDED MARCH 13, 1996 IN BOOK 12 AT PAGE 56 UNDER RECEPTION NO. 9600032676 OF SAID DENVER RECORDS; THENCE SOUTH 00°21'47" EAST, ALONG THE WEST LINE OF SAID ENCLAVE AT CHERRY CREEK, A DISTANCE OF 208.97 FEET; THENCE SOUTH 89°56'30" WEST, A DISTANCE OF 159.93 FEET TO THE EAST LINE OF PLOT 10, OF SAID MILLER PARK; THENCE SOUTH 00°21'00" EAST, ALONG SAID EAST LINE, A DISTANCE OF 60.04 FEET; THENCE SOUTH 89°56'44" WEST, A DISTANCE OF 125.00 FEET; THENCE SOUTH 00°21'00" EAST, A DISTANCE OF 251.08 FEET TO THE SOUTH LINE OF SAID PLOT 10; THENCE SOUTH 89°57'10" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 225.00 FEET; THENCE NORTH 00°21'36" WEST, ALONG A LINE 20 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF PLOT 8 OF SAID MILLER PARK, A DISTANCE OF 221.00 FEET; THENCE SOUTH 89°57'10" WEST, ALONG A LINE 221.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID PLOT 8, A DISTANCE OF 100.20 FEET TO A POINT ON THE

1 EAST LINE OF 2727 CEDAR AVENUE, A PLANNED BUILDING GROUP RECORDED AUGUST
2 25, 1995 IN BOOK 12 AT PAGE 5 UNDER RECEPTION NO. 9500103736 OF SAID DENVER
3 RECORDS; THENCE NORTH 00°19'52" WEST, ALONG SAID EAST LINE AND ALONG THE
4 EAST LINE OF SAID CHERRY CREEK SOUTH, A DISTANCE OF 400.67 FEET TO THE
5 POINT OF BEGINNING, CONTAINING 266,361 SQUARE FEET OR 6.1148 ACRES, MORE OR
6 LESS,

7
8 propose to lay out, plat and subdivide said land, territory or real property into a block, lots, and tracts,
9 and have submitted to the Council of the City and County of Denver a plat of such proposed
10 subdivision under the name and style aforesaid, showing the adjacent streets and platted territory,
11 accompanied by a certificate of title from the attorney for the City and County of Denver; and
12 dedicating the easements as shown thereon.

13
14 **WHEREAS**, said subdivision was surveyed by or under the direction of the City Engineer of
15 the City and County of Denver and said City Engineer has certified as to the accuracy of said survey
16 and said plat or map and their conformity with the requirements of Chapter 49, Article III of the
17 Revised Municipal Code of the City and County of Denver, and said plat has been approved by the
18 City Engineer, the Manager of Community Planning and Development, the Manager of Public Works
19 and the Manager of Parks and Recreation;

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21
22 **NOW THEREFORE,**
23 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**
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26 **Section 1.** That the Council hereby finds and determines that said land, territory, or real
27 property has been platted in strict conformity with the requirements of the Charter of the City and
28 County of Denver.

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30 **Section 2.** That the said plat or map of Riva Cherry Creek Filing No. 1 and dedicating the
31 easements as shown thereon, be and the same are hereby accepted by the Council of the City and
32 County of Denver.

1 COMMITTEE APPROVAL DATE: N/A
2 MAYOR-COUNCIL DATE: September 1, 2009.
3 PASSED BY THE COUNCIL

4 September 14 2009

5 Jaime Robb - PRESIDENT

6 ATTEST: Stephanie Malley - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9

10 PREPARED BY: PATRICK A. WHEELER, ASSISTANT CITY ATTORNEY; August 28, 2009.

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12 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
13 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
14 ordinance. The proposed resolution is not submitted to the City Council for approval pursuant to §
15 3.2.6 of the Charter.
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17 David R. Fine, City Attorney

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19 BY: [Signature], Asst City Attorney DATE: 1 Sep 09

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