

1 **BY AUTHORITY**

2  
3 ORDINANCE NO. \_\_\_\_\_

COUNCIL BILL NO. 627

4  
5 SERIES OF 2009

COMMITTEE OF REFERENCE:

6  
7 PUBLIC AMENITIES COMMITTEE

8  
9 **A BILL**

10  
11 For an ordinance designating an area known as vacated Second Avenue from Dexter  
12 Street to where it adjoins Cranmer Park as “park” under section 2.4.5 of the city charter.

13  
14  
15 **Whereas**, vacated Second Avenue, as described below, has been maintained and  
16 operated by the Department of Parks and Recreation and has provided a landscaped  
17 pedestrian/bicycle connection from Dexter Street to Cranmer Park for over seventy years;  
18 and

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

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

24  
25 **THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**  
26 **DENVER:**

27  
28 **Section 1.** That vacated Second Avenue lying between Dexter Avenue and Cranmer Park  
29 and located in the City and County of Denver, Colorado, legally described as:

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

33  
34 Beginning at the southwest corner of Lot 5, Block 26 of said subdivision; Thence east, along the  
35 south line of said Lot 5 and the south line extended, a distance of 140 feet to the southwest corner of  
36 Lot 6 of said Block 26; Thence continuing east, along the south line of said Lot 6, a distance of 125  
37 feet to the southeast corner of said Lot 6; Thence south, departing said south line of Lot 6, a distance  
38 of 75 feet to the northeast corner of Lot 8, Block 39; Thence west, along the north line of said Lot 8  
39 and the north line extended, a distance of 140 feet to the northeast corner of Lot 1 of said Block 39;  
40 Thence continuing west, along the north line of said Lot 1, a distance of 125 feet to the northwest  
41 corner of said Lot 1; Thence north, departing said north lot line, a distance of 75 feet to the Point of  
42 Beginning.

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

5 **Section 2.** This ordinance shall be effective immediately upon adoption.

6  
7 COMMITTEE APPROVAL : On consent: October 28, 2009.

8  
9 MAYOR-COUNCIL DATE: October 27, 2009.

10  
11 PASSED BY COUNCIL \_\_\_\_\_ 2009

12  
13 \_\_\_\_\_ - PRESIDENT

14  
15 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_ 2009

16  
17 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
18 EX-OFFICIO CLERK OF THE  
19 CITY AND COUNTY OF DENVER

20  
21 NOTICE PUBLISHED IN THE DAILY JOURNAL \_\_\_\_\_ 2009

22  
23 PREPARED BY: Patrick A. Wheeler, Assistant City Attorney - October 28, 2009

24  
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.

29  
30 David R. Fine, City Attorney

31  
32 BY: \_\_\_\_\_, \_\_\_\_\_ City Attorney

33  
34 DATE: \_\_\_\_\_