

1 BY AUTHORITY

2 ORDINANCE NO.
3 SERIES OF 2009

COUNCIL BILL NO. 641
COMMITTEE OF REFERENCE:
PUBLIC WORKS

5 A BILL

6 **For an ordinance relinquishing certain easements established in Ordinance No.**
7 **76, Series of 2009.**
8

9 **WHEREAS**, the Manager of Public Works of the City and County of Denver has found and
10 determined that the public use, convenience and necessity no longer requires that portion of the
11 easement in the area hereinafter described, and subject to approval by ordinance, has relinquished
12 the same;

13 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**
14 **OF DENVER:**
15

16 **Section 1.** That the action of the Manager of Public Works in relinquishing the portion of
17 the easement established in Ordinance No. 76, Series of 2009 in the following area:

A parcel of land 15 feet in width shown in Block 9 on the plat of Evanston, filed for record on November 3, 1887 and recorded in Book 4 of Plats, page 47, of the records of Arapahoe County, Colorado, said parcel having been vacated as an alley by City and County of Denver Ordinance number 76, series 2009, said parcel being located in the northeast quarter (NE¼) of Section 26, Township 4 South, Range 68 West of the Sixth Principal Meridian, City and County of Denver, State of Colorado more particularly described as follows:

The POINT OF BEGINNING is the southwest corner of Lot 24, Block 9, Evanston, said point also being on the north right-of-way line of Evans Avenue;
thence N 89°36'53"W a distance of 15.00 feet to the southeast corner of Lot 23, Block 9, Evanston, said point also being on the north right-of-way line of Evans Avenue;
thence N0°15'07"E a distance of 190.00 feet along the west right-of-way line of the alley in Block 9, Evanston;
thence S89°36'53"E a distance of 15.00 feet to the east line of said vacated alley;
thence S0°15'07"W a distance of 190.00 feet along the east right-of-way line of the alley in Block 9, Evanston to the POINT OF BEGINNING.

Basis of Bearing is the Range Line in Evans Avenue between the Range Boxes at South Race Street and South Vine Street (Bearing S89°42'22"E) as shown on Exhibit "A", a copy of which is attached hereto and made apart hereof.

18 This parcel contains 2,850 square feet, (0.0654 acre) more or less.

1 be and the same is hereby approved and that the easement within such described area is hereby
2 relinquished.

3 COMMITTEE APPROVAL DATE: N/A MAYOR-COUNCIL DATE: November 3, 2009

4 PASSED BY THE COUNCIL _____ 2009
5 _____ - PRESIDENT

6 APPROVED: _____ - MAYOR _____ 2009

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

10 NOTICE PUBLISHED IN THE DAILY JOURNAL _____ 2009; _____ 2009

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13 PREPARED BY: JO ANN WEINSTEIN, ASSISTANT CITY ATTORNEY, October 30, 2009

14 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
15 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
16 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6
17 of the Charter.

18
19 David R. Fine, City Attorney

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21 BY: _____, Assistant City Attorney DATE: _____, 2009