

**A BILL FOR AN ORDINANCE**

**ORDINANCE NO. 10**

**SERIES OF 2023**

**INTRODUCED BY: COUNCILMEMBER INGEBRETSEN**

**AN ORDINANCE VACATING TWO UTILITY AND DRAINAGE  
EASEMENTS GRANTED ON PROPERTY LOCATED AT 6430 SOUTH  
FIDDLERS GREEN CIRCLE**

WHEREAS, the owner (“Owner”) of property located at 6430 S. Fiddlers Green Circle (“Property”) previously dedicated a private/emergency access and non-exclusive utility easement in the Greenwood Plaza South Filing No. 4 Final Plat recorded at Reception No. A7077428 with the Arapahoe County Clerk and Recorder; and

WHEREAS, the Owner previously granted to Arapahoe County an easement for storm sewer facilities and related drainage utilities by deed recorded at Reception No. A7079801 with the Arapahoe County Clerk and Recorder; and

WHEREAS, the Arapahoe County Board of County Commissioners adopted and recorded Resolution No. 970877 at Reception No. A7066570 as pertaining to the drainage easement previously granted and recorded at Reception No. A7079801; and

WHEREAS, a request has been submitted by the Owner for the Village to vacate the previously granted private/emergency access and non-exclusive utility easement recorded at Reception No. A7077428 as that area is part of a proposed office building; and

WHEREAS, a request has been submitted by the Owner for the Village to vacate the previously granted storm water facilities and related drainage utilities easement recorded at Reception No. A7079801 and replace it with the Drainage Utility Easement granted in conjunction with approval of a Site Development Plan, Case No. PZ-22-00031-SDP

WHEREAS, City staff has recommended that the City Council approve the request.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENWOOD VILLAGE, COLORADO, ORDAINS:

Section 1. Vacation of Private/Emergency Access and Non-Exclusive Utility Easement. Based on the recommendation of City staff, the City Council hereby vacates the drainage easement as more particularly described in **Exhibit A**, attached hereto and incorporated herein.

Section 2. Vacation of Storm Sewer Facilities and Related Drainage Utilities Easement. Based on the recommendation of City staff, the City Council hereby vacates the drainage easement as more particularly described in **Exhibit A**, attached hereto and incorporated herein.

Section 3. Recordation. Upon the vacation becoming effective as provided herein, the Owner shall cause a copy of this ordinance to be recorded in the office of the Arapahoe County Clerk and Recorder, at the Owner’s expense.

Section 4. Effective Date. This ordinance shall take effect six (6) days after publication following final passage.

INTRODUCED AND APPROVED ON FIRST READING ON THE 10TH DAY OF JULY, 2023, AND ORDERED PUBLISHED.

CITY COUNCIL OF THE  
CITY OF Greenwood Village, COLORADO

George Lantz, Mayor

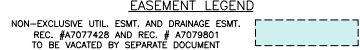
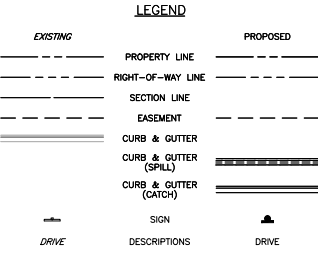
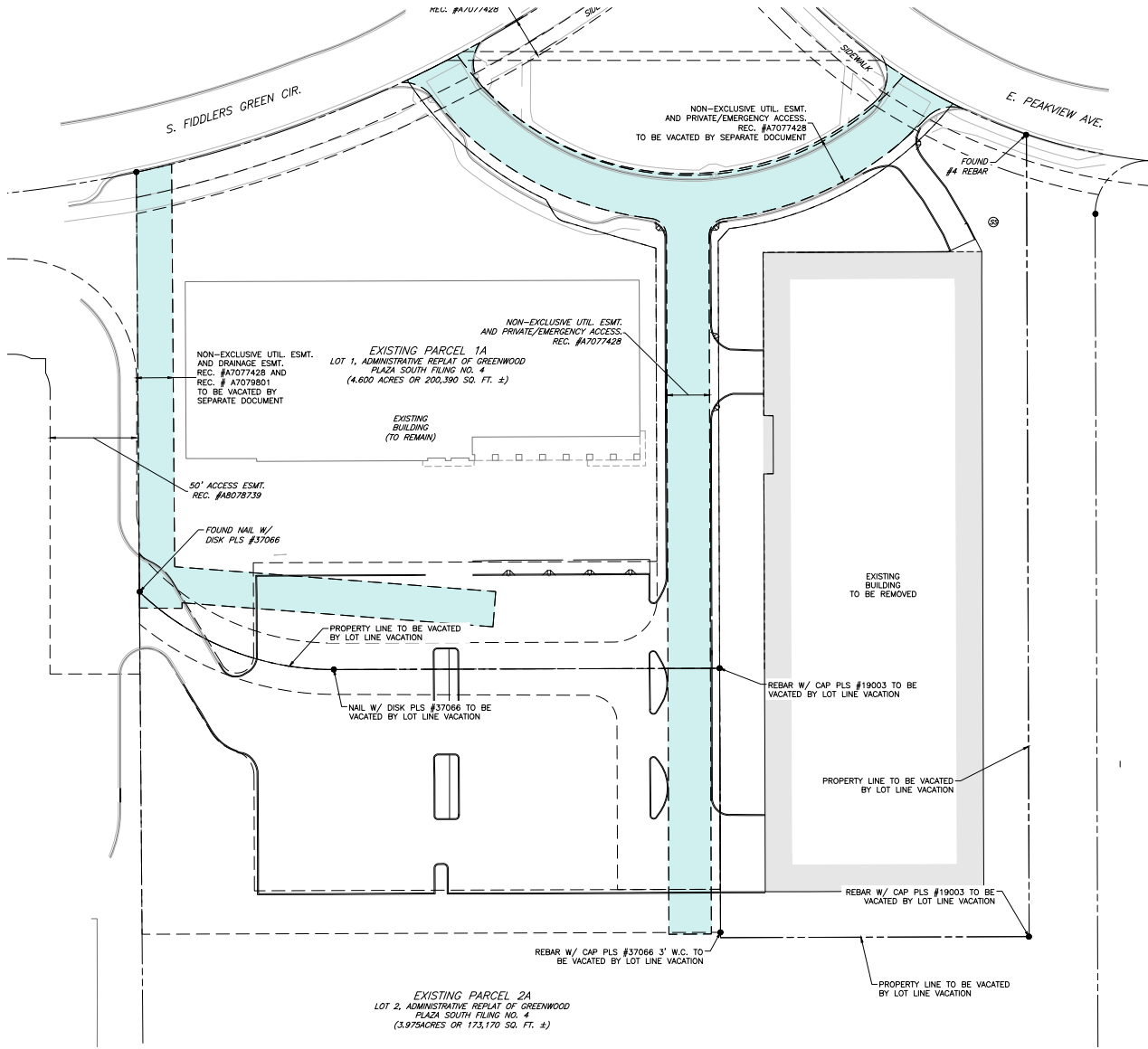
ATTEST: Susan M. Ortiz, City Clerk

APPROVED AS TO FORM: Tonya Haas Davidson, City Attorney

Date Published: July 11, 2023

Published at: [www.greenwoodvillage.com](http://www.greenwoodvillage.com)

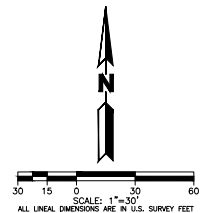
**Exhibit A**



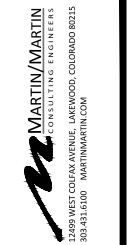
**NOTES:**  
1. SEE SHEET CO.00 FOR ADDITIONAL NOTES, LEGEND, AND ABBREVIATIONS LIST.

**BASIS OF BEARINGS**  
BEARINGS ARE BASED ON EASTERLY LINE OF LOT 2, ADMINISTRATIVE REPLAT OF GREENWOOD PLAZA SOUTH FILING NO. 4 BEARING S001°37'E BEING MONUMENTED BY A FOUND REBAR WITH A 1-1/2" PLASTIC CAP PLS #19003 AT THE CORNER OF A 6' IRON FENCE AND A FOUND REBAR WITH A 1-1/2" PLASTIC CAP PLS #19003 AT THE CORNER OF A 6' PRIVACY WOOD FENCE.

**BENCHMARK**  
ELEVATIONS ARE BASED ON THE COUNTY OF ARAPAHOE URBAN AREA VERTICAL CONTROL NETWORK POINT UAP110 MONUMENTED BY FOUND REBAR WITH A 3-1/4" ALUMINUM CAP PLS #50822 AT THE SOUTHWEST QUADRANT OF EAST ARAPAHOE ROAD AND SOUTH XANTHA STREET, AT THE SOUTHWEST CORNER OF DRIVEWAY.  
ELEVATION = 5768.33' (NAV1988) DATUM



CALL 811 2-BUSINESS DAYS IN ADVANCE BEFORE YOU DIG, GRADE OR EXCAVATE FOR MARKING OF UNDERGROUND MEMBER UTILITIES  
MARTIN/MARTIN ASSUMES NO RESPONSIBILITY FOR UTILITY LOCATIONS. UNLESS OTHERWISE NOTED, THE UTILITIES SHOWN ON THIS DRAWING ARE BASED ON INFORMATION PROVIDED BY OTHERS AND DEPICTED AS ASCE (38) QUALITY LEVEL D. IN ACCORDANCE WITH THE PROVISIONS OF COLORADO REVISED STATUTE, TITLE 9, IT IS THE CONTRACTORS RESPONSIBILITY TO CALL COLORADO 811 UTILITY LOCATE SERVICE FOR UTILITY LOCATES BEFORE DIGGING, AND FIELD VERIFY THE SIZE, MATERIAL, HORIZONTAL AND VERTICAL LOCATION OF ALL EXISTING UTILITIES (DEPICTED OR NOT DEPICTED) PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION.



GRANITE HIGH POINTE  
TOWER II  
CONSTRUCTION DOCUMENTS  
EASEMENT VACATIONS 3

No.	Issue / Revision	Date	Name
1	79% CONCEPTUAL DESIGN	9/29/2022	
Job Number: 22.0914			
Project Manager: B. NEMEC			
Design By: B. NEMEC			
Drawn By: L. JACKSON			
Principal in Charge: S. PALING			
<small>THE ABOVE DRAWING IS EXCLUSIVE AND UNLAWFUL REPRODUCTION, IN ANY FORM OR BY ANY MEANS, WITHOUT THE EXPRESS WRITTEN PERMISSION OF MARTIN/MARTIN, INC.</small>			

Sheet Number: EV-3

PLOT DATE: Thursday, February 16, 2023 7:20 PM. LAST SAVED BY: SBMTX. DRAWING LOCATION: G:\PALING\22.0914-Granite High Pointe Tower II\PLANS\EASEMENTS - VACATIONS.dwg