

**Resolution # TC-17-4-4**

Project #: C 702-278

Location: I-70 Eagle Interchange

Parcel #: 106, 108A, 109, 110A, 113 and 114

County: Eagle

Approving the property disposal of certain parcels on I-70.

**Approved by the Transportation Commission on April 20, 2017.**

**WHEREAS**, CDOT acquired Parcels 106, 108A, 109, 110A, 113 and 114 for Project C 702-278 as Right of Way (ROW) for the I-70 Eagle Interchange Upgrade;

**WHEREAS**, CDOT entered into an Intergovernmental Agreement (IGA) with the Town of Eagle on October 5, 2011, for the ROW phase of the I-70 Eagle Interchange Upgrade;

**WHEREAS**, CDOT entered into an additional Intergovernmental Agreement (IGA) with the Town of Eagle on February 26, 2013, for the construction of four new roundabouts and two pedestrian bridges as part of the I-70 Eagle Interchange Upgrade;

**WHEREAS**, The IGA's required the Town of Eagle to provide the ROW services for improvements to the I-70 Eagle Interchange in the amount of \$600,000.00;

**WHEREAS**, Instead, CDOT provided the ROW services for improvements to the I-70 Eagle Interchange and the Town of Eagle made a payment of \$600,000.00 to the project;

**WHEREAS**, CDOT's ROW plans indicate which parcels are to be conveyed to the Town of Eagle as part of their local street system;

**WHEREAS**, CDOT is obligated by said IGAs and ROW plans to convey to the Town of Eagle property CDOT acquired;

**WHEREAS**, Parcels 106, 108A, 109, 110A, 113 and 114 consists of 0.117 acres combined;

**WHEREAS**, the Department of Transportation would like to relinquish Parcels 106, 108A, 109, 110A, 113 and 114 to the Town of Eagle;

**WHEREAS**, after the relinquishment of Parcels 106, 108A, 109, 110A, 113 and 114, the Town of Eagle will be required to maintain this section of roadway;

**WHEREAS**, the relinquishment of Parcels 106, 108A, 109, 110A, 113 and 114 will not affect the operation, maintenance, use or safety of CDOT's facility;

**WHEREAS**, the Department of Transportation, Region 3 has declared through Joshua Laipply as Chief Engineer, that the 0.117 acres is not needed for State transportation purposes;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(I) The Department of Transportation is authorized, subject to approving resolution of the

Transportation Commission, to dispose of any property or interest therein which is no longer needed for transportation purposes;

**WHEREAS**, the Department has determined that Parcels 106, 108A, 109, 110A, 113 and 114 consisting of 0.117 acres of I-70 right of way is of use only to the Town of Eagle;

**WHEREAS**, the Town of Eagle desires to exercise its right of refusal to purchase the 0.117 acres of I-70 right of way which is no longer needed for State transportation purposes;

**NOW THEREFORE BE IT RESOLVED**, pursuant to the provisions of the C.R.S, 43-1-210(5) the Department of Transportation be given authority to declare Parcels 106, 108A, 109, 110A, 113 and 114 as excess property and relinquish the 0.117 acres of I-70 right of way which is no longer needed for State transportation purposes to the Town of Eagle for continued transportation use as a local roadway.

*Herman J. Stockinger III*

Herman Stockinger, Secretary  
Transportation Commission of Colorado

*4-20-17*

Date