

Resolution #TC-17-2-4

Disposal of property along SH 30

Approved by the Transportation Commission on Feb. 16, 2017

WHEREAS, CDOT acquired Parcel 17 Rev-EX in the 1950's in Denver County as a part of CDOT Project # S 0055 (2) for SH 30;

WHEREAS, CDOT acquired 3.666 acres, 159,691 square feet, of land;

WHEREAS, Parcel 17 Rev-EX is only a portion of the original 3.666 acres, 159,691 square feet, parcel purchased by CDOT in the 1950's;

WHEREAS, Parcel 17 Rev-EX consists of 13,389 square feet;

WHEREAS, the adjacent property owner would like to purchase Parcel 17 Rev-EX;

WHEREAS, the Department of Transportation would like to sell Parcel 17 Rev-EX to the adjacent property owner;

WHEREAS, the disposal of Parcel 17 Rev-EX will not affect the operation, maintenance, use or safety of CDOT's facility;

WHEREAS, the Department of Transportation, Region 1, has declared through Joshua Laipply as Chief Engineer that Parcel 17 Rev-EX is not needed for 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 Parcel 17 Rev-EX consisting of 13,389 sf of land is of use only to the adjacent property owner;

WHEREAS, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(III) when a parcel that is no longer needed for transportation purposes has value to only one adjacent owner, that owner shall have first right of refusal to purchase said property for fair market value;

WHEREAS, the adjacent landowner desires to exercise its right of refusal to purchase the 13,389 sf of SH 30 right of way which is no longer needed for transportation purposes;

NOW THEREFORE BE IT RESOLVED, pursuant to the provisions of the C.R.S, 43-1-210(5) and 23 CFR 710.403 the Department of Transportation be given authority to declare Parcel 17 Rev-EX as excess property and dispose of the 13,389 sf of SH 30 right of way, which is no longer needed for transportation purposes for fair market value.

FURTHER, funds from the sale of the property shall be disbursed in accordance with Section 7.2.15 of the CDOT Right-of-Way Manual.

Herman J. Stockinger

Herman Stockinger
Transportation Secretary

2-16-17

Date of Approval