

Resolution #TC20-03-04

Disposal: Project #: IM 088A-024 Unit 2; Location: SH 88 and 7th Avenue; Parcel #: 200Rev-EX; County: Denver

Approved by the Transportation Commission on March 19, 2020.

WHEREAS, CDOT acquired Parcel 200Rev as a part of CDOT Project # IM 088A-024 Unit 2 for CDOT for the widening, median work and sidewalk improvements for SH 88 at 7th Ave.;

WHEREAS, improvements to SH 88 at 7th Ave. have been completed leaving 5,987 sq. ft. (0.137 acres) no longer needed for transportation purposes;

WHEREAS, Parcel 200Rev-EX is a portion of Parcel 200Rev;

WHEREAS, Parcel 200Rev-EX consists of 5,987 sq. ft. (0.137 acres);

WHEREAS, the Department of Transportation would like to sell Parcel 200Rev-EX at fair market value;

WHEREAS, the disposal of Parcel 200Rev-EX will not affect the operation, maintenance, use or safety of CDOT's facility;

WHEREAS, the Department of Transportation, Region 1, has declared through Stephen Harelson as Chief Engineer that Parcel 200Rev-EX is not needed for transportation purposes;

WHEREAS, the Department has determined that Parcel 200Rev-EX consisting of 0.137 acres of land is of use only to the adjacent property owner, Denver Public Schools;

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 acquire said property;

WHEREAS, Denver Public Schools desires to exercise its right of refusal to acquire the 0.137 acres of land which is no longer 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;

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 200Rev-EX as excess property and convey the 0.137 acres of 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 III

Herman Stockinger, Secretary
Transportation Commission of Colorado

3-19-20

Date