

Resolution #TC-20-09-03

Disposal: Project #: F001-3(2); Location: US 50 & Dozier; Parcel #: Canon City; County: Fremont

Approved by the Transportation Commission on September 17, 2020.

WHEREAS, CDOT acquired a parcel of land located at US 50 and Dozier as a part of CDOT Project # F001-3(2) for the Fremont Drive Frontage Road in 1948;

WHEREAS, the Frontage Road has since been realigned north of the adjoining parcel;

WHEREAS, the parcel of land located at US 50 and Dozier, referred to as the Canon City Parcel, is no longer needed for transportation purposes;

WHEREAS, the Canon City parcel of land located at US 50 and Dozier consists of 17,013 sq. ft. (0.391 acres);

WHEREAS, the Department of Transportation would like to sell the Canon City parcel of land at fair market value;

WHEREAS, the disposal of the Canon City parcel, located at US 50 and Dozier, will not affect the operation, maintenance, use or safety of CDOT's facility;

WHEREAS, the Department of Transportation, Region 2, has declared through Stephen Harelson as Chief Engineer that the Canon City Parcel, located at US 50 and Dozier, is not needed for transportation purposes;

WHEREAS, the Department has determined that the Canon City Parcel, located at US 50 and Dozier, consisting of 0.391 acres 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 acquire said property;

WHEREAS, the adjacent property owner desires to exercise its right of refusal to acquire the 0.391 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 the Canon City Parcel, located at US 50 and Dozier as excess property and convey the 17,013

sq. ft. (0.391 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 F. Stockinger A A A

Herman Stockinger, Secretary
Transportation Commission of Colorado

9/17/2020

Date