

Resolution #TC2021-04-04

Disposal: Project #: FCU 085-2(51); Location: US 85 and Dartmouth Ave.; Parcel #: 24RevA-EX and 24RevB-EX; County: Arapahoe

Approved by the Transportation Commission on April 15, 2021.

WHEREAS, CDOT acquired Parcels 23 and 24, including all of lots 25-32, as a part of CDOT Project # FCU 085-2(51) for US 85 in 1988 and 1989 respectively;

WHEREAS, Parcels 23R and 24R are a portion of Parcels 23 and 24;

WHEREAS, CDOT conveyed Parcels 23R and 24R to W.H. Investments, Inc. a Colorado corporation in 1991 per the ROW plans;

WHEREAS, Parcels 24RevA-EX and 24RevB-EX are a portion of Parcels 23 and 24;

WHEREAS, Parcels 24RevA-EX and 24RevB-EX are no longer needed for transportation purposes;

WHEREAS, Parcel 24RevA-EX consists of 4,754 sq. ft. (0.109 acres);

WHEREAS, Parcel 24RevB-EX consists of 2,635 sq. ft. (0.061 acres);

WHEREAS, collectively Parcel 24RevA-EX and Parcel 24RevB-EX consists of 7,389 sq. ft. (0.17 acres);

WHEREAS, the Department of Transportation would like to sell Parcels 24RevA-EX and 24RevB-EX at fair market value;

WHEREAS, the disposal of Parcels 24RevA-EX and 24RevB-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 Parcels 24RevA-EX and 24RevB-EX are 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;

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 Parcels 24RevA-EX and 24RevB-EX as excess property and convey the 7,389 sq. ft. (0.17 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.

Herman Stockinger, Secretary
Transportation Commission of Colorado

4/15/2021

Date