

Resolution #TC-2021-02-05

Disposal: Project #: S 0098(2); Location: SH 74 & Bear Creek Rd.; Parcel #: 10 Rev-EX;
County: Jefferson

Approved by the Transportation Commission on February 18, 2021.

WHEREAS, CDOT acquired Parcel 10 Rev located at SH 74 and Bear Creek Rd. as a part of CDOT Project # S 0098(2) for SH 74 in 1962;

WHEREAS, a portion of Parcel 10 Rev is no longer needed for transportation purposes;

WHEREAS, Parcel 10 Rev-EX is a portion of Parcel 10 Rev;

WHEREAS, Parcel 10 Rev-EX consists of 15,721 sq. ft. (0.361 acres);

WHEREAS, the Department of Transportation would like to sell Parcel 10 Rev-EX at fair market value;

WHEREAS, the disposal of Parcel 10 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 Stephen Harelson as Chief Engineer that Parcel 10 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 Transportation Commission previously determined in Resolution #TC-2020-12-03 dated December 16, 2020 that 0.361 acres of 10 Rev-EX could be declared as excess property and disposed of;

WHEREAS, Resolution #TC-2020-12-03 indicated that Parcel 10 Rev-EX consisting of 0.361 acres of land is of use only to the adjacent property owner;

WHEREAS, further review determined the adjacent property owner to Parcel 10 Rev-EX as Jefferson County and the parcel having value to more than one property owner;

WHEREAS, this Transportation Commission Resolution will supersede Transportation Commission Resolution #TC-2020-12-03 dated December 16, 2020;

WHEREAS, the Transportation Commission reaffirms that the Department of Transportation be given authority to declare Parcel 10 Rev-EX as excess and dispose of the 0.361 acres;

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 10 Rev-EX as excess property and convey the 15,721 sq. ft. (0.361 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 AAA

Herman Stockinger, Secretary
Transportation Commission of Colorado

2/18/2021

Date