

Resolution #TC-2021-02-06

Disposal: Project #: C 0703-452; Location: I-70 and Stanley Rd.; Parcel #: EX-1; County: Clear Creek

Approved by the Transportation Commission on February 18, 2021.

WHEREAS, CDOT acquired Parcels 146,147,148 and 152 of CDOT Project # IM 0703-244 for CDOT for I-70;

WHEREAS, Parcel EX-1 is composed of portions of Parcels 146, 147, 148 and 152;

WHEREAS, Parcel EX-1 consists of 97,873 sq. ft. (2.247 acres);

WHEREAS, Clear Creek County would like to acquire Parcel EX-1 for the Clear Creek Greenway Trailhead and parking area;

WHEREAS, the Department of Transportation would like to convey Parcel EX-1 at nominal value;

WHEREAS, 23 CFR 710.403(e)(1) allows CDOT to convey property for nominal value if the property is used for social, environmental, economic or nonproprietary governmental use;

WHEREAS, if the 97,873 sq. ft. (2.247 acres) to be conveyed to Clear Creek County ever ceases to be used for social, environmental, economic or nonproprietary governmental use pursuant to 23 CFR 710.403(e) then the subject parcel shall revert to CDOT;

WHEREAS, the disposal of Parcel EX-1 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 EX-1 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, 23 CFR 710.403(e) allows CDOT to convey property to other governmental entities for nominal value if the property is used for social, environmental, economic or nonproprietary governmental use;

WHEREAS, Clear Creek County desires to exercise its right of refusal to acquire the 97,873 sq. ft. (2.247 acres) of 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

EX-1 as excess property and convey the 97,873 sq. ft. (2.247 acres); of right of way which is no longer needed for transportation purposes without monetary compensation.

Herman F. Stockinger III

Herman Stockinger, Secretary
Transportation Commission of Colorado

2/18/2021

Date