

Resolution #TC-2021-01-03

Disposal: Project #:C 51-0103-03; Location: SH 103; Parcel #: 1-EX; County: Clear Creek

Approved by the Transportation Commission on January 21, 2021.

WHEREAS, CDOT acquired Parcel 1 located at SH 103 as a part of CDOT Project # C 51-0103-03 for SH 103 in 1954;

WHEREAS, a portion of Parcel 1 located on the north side of SH 103 with an address of 1182 Chicago Creek Rd. is no longer needed for transportation purposes;

WHEREAS, Parcel 1-EX is a portion of Parcel 1;

WHEREAS, Parcel 1-EX consists of 4,582 sq. ft. (0.105 acres);

WHEREAS, the Department of Transportation would like to sell Parcel 1-EX at fair market value;

WHEREAS, the disposal of Parcel 1-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 1-EX is not needed for transportation purposes;

WHEREAS, the Department has determined that Parcel 1-EX consisting of 0.105 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 0.105 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 1-EX as excess property and convey the 4,582 sq. ft. (0.105 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

1/21/2021

Date