

Resolution #TC-2024-04-03

Disposal: Parcel DE-1 - Mesa Springs Greenway Trail, Colorado Springs

Approved by the Transportation Commission on April 18th, 2024.

Whereas, CDOT acquired the Mesa Springs Greenway Trail, Parcel DE-1, under projects NH(CX)025-2(250), NH(CX)025-2(251), and NH(CX)025-2(252)); and

Whereas, Parcel DE-1 is between Bijou Street and Airport Road lying west of the west side of the existing sound wall in Colorado Springs, El Paso County; and

Whereas, the subject parcel comprises a total of approximately 27.9 acres (+/-) of right of way; and

Whereas, the subject parcel is maintained by the City of Colorado Springs Park's Department; and

Whereas, Region 2 has determined Parcel DE-1 is no longer needed for CDOT transportation or maintenance purposes; and

Whereas, The Code of Federal Regulations 23.710.403(e) allows CDOT to dispose of property for less than fair market value to other governmental agencies for continued non-proprietary public use; and

Whereas, The City of Colorado Springs has requested CDOT convey Parcel DE-1 for nominal value, for ongoing and future maintenance of the Mesa Springs Greenway Trail, in accordance with C.F.R. 23.710.403; and

Whereas, CDOT would like to dispose of Parcel DE-1 to the City of Colorado Springs for nominal value; and

Whereas, if the City of Colorado Springs ceases to use the property for non-proprietary public use, the property will revert to CDOT's ownership; and

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 23 CFR 710.403 and C.R.S, 43-1-210(5) Department of Transportation be given authority to declare Parcel DE-1 as excess property and convey 27.9 acres (+/-) of property that is no longer needed for transportation purposes for nominal value.

Herman F. Stockinger AIA

Herman Stockinger, Secretary
Transportation Commission of Colorado