

Resolution #TC-1942
Parcel 23X, Washington County, Excess Declaration

Approved by the Transportation Commission on:
January 20, 2011

Project Code: None
Project Nos: LSI 80S-2(1)
I 80S-2(2)88
Locations: I-76 MM108
County: Washington

WHEREAS, the Colorado Department of Transportation (Department, fka Division of Highways) acquired right of way in 1963 and 1964 under Project Number LSI 80S-2(1) to be used as a roadside rest area on westbound Interstate 76 ((I-76) (fka State Highway 2)) at approximately mile marker 108;

WHEREAS; the Department acquired additional property in 1972 for the construction of a leach field under Project Number I 80S-2(2)88;

WHEREAS; a portion of that property is identified as Parcel 23 and is composed of 11.557 acres;

WHEREAS, improvements on the property include a perimeter fence, a shallow groundwater well, and a small shed containing the groundwater well;

WHEREAS, a perimeter fence is located along the northwest property boundary and separates the parcel from grazing land abutting Parcel 23 on the northwest;

WHEREAS; construction of the improvements for the roadside rest area were never completed;

WHEREAS, the Region 4 Transportation Director and Right of Way Manager agree the property will not be needed for transportation purposes now or in the foreseeable future, and that the property is outside of the right of way needed for I-76;

WHEREAS, Parcel 23 will be re-designated Parcel 23X;

WHEREAS, the abutting property owner has offered to acquire Parcel 23X for use as grazing land;

WHEREAS, the current access-control line will be moved to coincide with the westbound I-76 right-of-way line as a condition of sale;

WHEREAS, the perimeter fence on the northwest property boundary will be moved to coincide with the westbound I-76 right-of-way line as a condition of sale;

WHEREAS, the Colorado Department of Transportation, as declared through Pamela Hutton as Chief Engineer, that this property is no longer needed for highway purposes now or in the foreseeable future;

WHEREAS, the Transportation Commission concurs with the Chief Engineer that this property is not needed for transportation purposes;

NOW THEREFORE BE IT RESOLVED, that the Department be given authority to dispose of Parcel 23X of Project I 80S-2(2)88 as described in Exhibit A and contained in the official agenda containing 11.557 acres more or less with the intent of selling the excess parcel to the abutting property owner at fair market value.

FURTHER, funds from the sale of the property shall be disbursed in accordance with Section 7.4 of the Department Right of Way Manual.



Herman F. Stockinger, Secretary
Transportation Commission of Colorado