<u>**Resolution #TC-2060**</u>
Parcel EX-2 of Project FAP 149-D on State Highway 36 be declared excess

<u>**Approved by the Transportation Commission on: February 16, 2012**</u>

> **PROJECT #:** FAP 149-D
> **LOCATION:** SH36 @ Kiowa-Bennett Road
> **PARCEL #:** EX-2
> **COUNTY:** Adams

WHEREAS, Parcel EX-2 is a 1.148 acre (50,000 square feet) parcel in the NW ¼ of Section 35, Township 3 South, Range 63 West of the Sixth Principal Meridian, Adams County, Colorado;

WHEREAS, Parcel EX-2 was acquired in the 1930's by Adams County for use as a borrow pit during the construction of SH 36;

WHEREAS, on August 17, 2011 Adams County transferred title of this section of SH 36, including Parcel EX-2 to CDOT via a quitclaim deed;

WHEREAS, the developer who owns the property adjacent to Parcel EX-2 has expressed an interest in acquiring this parcel;

WHEREAS Parcel EX-2 will be sold at fair market value in accordance with Colorado Revised Statute 43-1-210 (5);

WHEREAS, the sale of Parcel EX-2 will not affect the design, construction or utility of US36;
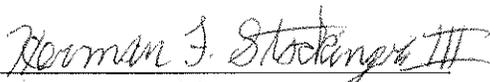
WHEREAS, the Department of Transportation, Region 1, recommends that the property described as EX-2 of Project FAP 149-D be declared excess property and is not needed in the foreseeable future;

WHEREAS, the Department of Transportation, has declared through Timothy J. Harris as Chief Engineer, that Parcel EX-2 is not needed for transportation purposes in the foreseeable future;

WHEREAS, the Transportation Commission concurs with the Chief Engineer that Parcel EX-2 is not needed for transportation purposes in the foreseeable future;

NOW THEREFORE BE IT RESOLVED, that Parcel EX-2 of Project FAP 149-D containing 1.148 acres more or less be declared excess and the Department of Transportation be given authority to dispose of Parcel EX-2 as shown in Exhibit A and contained in the official agenda.

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 J. Stockinger III

Herman Stockinger, Secretary
Transportation Commission of Colorado