

Resolution #TC-2053

Approval to exchange a portion of US 350 from mile post 72.576 to milepost 73

Approved by the Transportation Commission on: January 19, 2012

Location: US350 and Platted City Streets
Municipality: City of La Junta

WHEREAS, The Department of Transportation owns 0.41 linear miles of State Highway in La Junta, Colorado identified as US Highway 350 (US 350) between milepost 72.576 and milepost 73 along Barnes Avenue and 5th Street, and between US 50B and Grant Avenue (Exhibit A); and

WHEREAS, Grant Avenue is part of the City of La Junta road system; and

WHEREAS, Region 2 has determined that abandoning the above defined portion of US 350 in exchange for accepting Grant Avenue from 5th Street north to US 50B as the new alignment for US 350 ("Highway Exchange") would be in the best interest of the Colorado Department of Transportation; and

WHEREAS, Region 2 has also determined that exchanging all that portion of land south of the newly created US 50B Right of Way ("ROW") line and north of 3rd Street as acquired under CDOT Project U 001-5(7) (Exhibit A) for Parcel 67 ("Property Exchange")(Exhibit A) would be in the best interest of the Colorado Department of Transportation; and

WHEREAS, the Colorado Revised Statutes 43-2-106 (1) (a) provides that the Transportation Commission may determine that a State Highway, or portion thereof, no longer functions as a state highway, and with the agreement of each affected county or municipality, the State Highway, or portion thereof, can be abandoned to the affected county or municipality; and

WHEREAS, CDOT will pass a Transportation Commission Resolution to authorize the Highway Exchange and the Property Exchange; and

WHEREAS, The City of LaJunta will Pass a Resolution to authorize the Highway Exchange and the Property Exchange; and

WHEREAS, The Highway and Property Exchanges shall be completed no more than 90 days after the latest of the two above referenced Resolutions is passed; and

WHEREAS, CDOT shall grant title to the City of La Junta via a quitclaim deed; and

WHEREAS, the City of La Junta shall grant title to CDOT via a warranty deed; and

WHEREAS, the Chief Engineer, the Department of Transportation, and the Executive Director are authorized pursuant to Colorado Revised Statutes (C.R.S) 43-1-106, 43-1-110, 43-1-114, 43-2-101, 43-2-106, 43-2-110, 43-2-144, and 43-2-303, to make determinations regarding abandonment of State Highway(s) to affected county(ies) or municipality(ies); and

WHEREAS, the Transportation Commission concurs with the Chief Engineer that US 350 between mile markers 72.576 and 73 and that portion of land south of a newly created right of way (ROW) line for US 50B is no longer needed for the State Highway purposes; and

NOW THEREFORE BE IT RESOLVED, pursuant to the provisions of the C.R.S, Sections 43-1-106, 43-1-110, 43-1-114, 43-202.7, 43-2-101, 43-2-106, 43-2-110, 43-2-144, and 43-2-303, the Department of Transportation be given authority to exchange a portion of US 350 (a State Highway, also known as Barnes and 5th Street) from mile post 72.576 to milepost 73 for a portion of Grant Avenue (a City Street) and to exchange a portion of land south of a newly created ROW line of US 50B as acquired under CDOT Project U 001-5(7), for City of La Junta Parcel 67 as shown on Exhibit A .



Herman Stockinger, Secretary
Transportation Commission of Colorado