

Resolution #TC-3056

Declaration of Excess Property – Parcels 17X, 9X, 16X in Jefferson County; Wadsworth and Grandview

Approved by the Transportation Commission on: March 21, 2013

PROJECT #: STU M040-011

PARCEL: 17X, 9X, 16X

LOCATION: SH 121 at 58th Ave

COUNTY: Jefferson

WHEREAS, the Colorado Department of Transportation acquired right of way in 2006, under Project Number STU M040-011, for the construction of improvements to State Highway 121 (Wadsworth Boulevard); and

WHEREAS, the City of Arvada, has requested that a portion of the right of way be disposed of to the City for future development purposes; and

WHEREAS, the Department's Region 6 Office recommends that the property labeled Parcel 17X of Project STU M040-011 be declared excess right of way and no longer needed for transportation purposes in the foreseeable future; and

WHEREAS, the Chief Engineer and the Department of Transportation are authorized pursuant to C.R.S. 43-1-106(8)(n), 43-1-110, 43-1-114(3), and 43-1-210(5) to make determinations regarding property to be declared excess and not needed for transportation purposes; and

WHEREAS, the Department of Transportation, has declared through Timothy J. Harris as Chief Engineer, that this property is no longer needed for highway purposes in the foreseeable future; and

WHEREAS, the Transportation Commission concurs with the Chief Engineer that this portion of right of way is not needed for highway purposes; and

WHEREAS, the Department also acquired Parcels 9X and 16X as part of Project Number STU M040-011; and

WHEREAS, Parcels 9X and 16X are still required for pedestrian and recreation purposes, but are currently maintained by the City of Arvada; and

WHEREAS, Title 23, Part 710, Section 403(d)(1), allows CDOT to convey property to other governmental agencies for nominal value when the Property will be used for a nonproprietary public use; and

WHEREAS, the Departments Region 6 Office has also agreed to convey Parcels 9X and 16X of the above referenced Project for nominal value upon commission approval; and

WHEREAS, if the Property ever ceases to be used as a nonproprietary public use, the Property will revert back to CDOT ownership; and

WHEREAS, the Departments Region 6 Office has also agreed to convey Parcels 9X and 16X of the above referenced Project for nominal value upon commission approval;

NOW THEREFORE BE IT RESOLVED, that the Department of Transportation be given authority to dispose of Parcel 17X and convey Parcel 9X and 16X of Project STU M040-011 as shown on Exhibit A, and contained in the official agenda, to the City of Arvada. Parcel 17X will be sold for fair market value. Parcels 9X and 16X will be conveyed for a nominal fee.

FURTHER, 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 Stockinger, Secretary
Transportation Commission of Colorado



Date