

Resolution #TC-2024-06-05

Disposal Parcel #45 Rev-Ex, West of I-25 and Happy Canyon Rd, Project #: I 25-2(52) 180

Approved by the Transportation Commission on June 20, 2024.

Whereas, CDOT acquired Parcel 45 Rev-Ex under project #: I 25-2(52) 180; and;

Whereas, Parcel 45 Rev-Ex is west of I25 and Happy Canyon Road, near MM 186.9; and;

Whereas, Parcel 45 Rev-Ex contains 1.363 acres (+/-) of right of way; and;

Whereas, the existing southern portion of Happy Canyon Road located within Parcel 45 Rev-Ex will be abandoned under a separate resolution; and;

Whereas, Parcel 45 Rev-Ex will be used for permanent water quality facilities needed for the Lagae Road and Happy Canyon Road interchange project; and;

Whereas, the Department of Transportation, Region 1 has declared that Parcel 45 Rev-Ex is no longer be needed for CDOT transportation purposes; and;

Whereas, The City of Castle Pines and Douglas County have requested CDOT convey Parcel 45 Rev-Ex for nominal value, for ongoing and future maintenance of the permanent water quality facilities in accordance with Code of Federal Regulations 23.710.403; and;

Whereas, 23 CFR 710.403 allows CDOT to dispose of property for less than fair market value to other governmental agencies for continued non-proprietary public use; and ;

Whereas, CDOT would like to dispose of Parcel 45 Rev-Ex to the City of Castle Pines or Douglas County for nominal value; and;

Whereas, if either the City of Castle Pines or Douglas County ceases to use the property for non-proprietary public use, the property will revert to CDOT; 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 45 Rev-Ex as excess property and dispose of approximately 1.363 acres (+/-) of right of way that is no longer needed for CDOT transportation purposes for nominal value to either the City of Castle Pines or Douglas County.

Herman F. Stockinger A.A.A

**Herman Stockinger, Secretary
Transportation Commission of Colorado**