

Project Code: 12325
Project No: NH 0405-022 Phase 5
Parcel: 528-EX
Location: US 40 at Main St. Kit Carson
County: Cheyenne

PROPOSED RESOLUTION

WHEREAS, the Colorado Department of Transportation acquired Parcel 528 in 2011, as part of Project Number NH 0405-022 Phase 5 for US Highway 40;

WHEREAS, Parcel 528 contained 9,100 square feet;

WHEREAS, Project Number NH 0405-022 Phase 5 only required 650 feet of Parcel 528 for Right of Way;

WHEREAS, a commercial/residential building was located on the 650 square feet needed for Project Number NH 0405-022 Phase 5;

WHEREAS, Project Number NH 0405-022 Phase 5 required the demolition of the commercial/residential building and subsequently the acquisition of the entire 9,100 square foot parcel in accordance with Colorado Revised Statute 43-1-210(1);

WHEREAS, 8,450 square feet of Parcel 528 was not used by Project Number NH 0405-022 Phase 5 and is now unimproved, excess Right of Way (labeled 528-EX)

WHEREAS, the Department of Transportation has declared through Timothy J. Harris, as Chief Engineer, that Parcel 528-EX is no longer needed for highway purposes in the foreseeable future;

WHEREAS, the Transportation Commission concurs with the Chief Engineer that Parcel 528-EX is no longer needed for highway purposes; and

NOW THEREFORE BE IT RESOLVED, that the Department of Transportation be given authority to dispose of Parcel 528-EX of Project NH 0405-022 Phase 5, as shown in Exhibit A and contained in the official agenda as containing 8,450 square feet, in accordance with Colorado Revised Statute 43-1-210(5) at its fair market value.

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.