



**Russell R. McMurry, P.E., Commissioner**  
One Georgia Center  
600 West Peachtree Street, NW  
Atlanta, GA 30308  
(404) 631-1000 Main Office

April 23, 2019

Mr. Moises Marrero  
Georgia Division Administrator  
Federal Highway Administration (FHWA)  
61 Forsyth Street, SW  
Suite 17T100  
Atlanta, Georgia 30308

Dear Mr. Marrero:

RE: SEP – 16 LOI (Letter of Interest) Request for Waiver of FHWA Reviews and Approvals on Disposal of Property; on Disposal of Access Control; and on Property Leases (on NHS/or off NHS) when the disposal or lease is at Fair Market Value or within 15% below Fair Market Value

Under FHWA established Special Experiment Project (SEP-16) authority granted in 23 USC 156 and CFR 710.409 for the disposal of property, access control and property leases, GDOT is submitting a Letter of Interest to bring our federal property transactions into alignment and consistency with our current state property transactions under Georgia state codes. The Department is regulated under current Georgia State Code Titles 32-7-4 (Procedure for disposition of property) and 32-7-5 (Leasing property not needed for public road purposes). These two Georgia codes allow GDOT and the Local Governments the flexibility to dispose of property or certain approved portions of limited access rights at Fair Market Value (FMV) or up to within 15% below FMV and to lease property at FMV or up to within 15% below FMV.

GDOT is seeking this waiver to take advantage of the SEP-16 process for the program level approval of the property disposal within the requirements of the state law.

If you have any questions or need further clarification, please contact me.

Sincerely,

A handwritten signature in blue ink that reads 'Russell R. McMurry'. The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Russell R. McMurry, P.E.  
Commissioner

RMR:TDB

cc: Hiral Patel  
Troy Byers

PROJECT ACTION RESPONSIBILITY MATRIX (Excluding PoDIs, which are subject to separate PoDI Plans)		
ACTION	AGENCY RESPONSIBLE	
	PROJECTS ON THE NHS	PROJECTS OFF THE NHS
Interest Use Agreements [23 CFR 710.405] (Note: this action cannot be assumed by State)		
Approve non-highway use and occupancy [23 CFR 1.23(c)]	FHWA for Interstate State for Non-Interstate	STATE (3)
Approve disposal at less than fair market value of federally funded right-of-way, including disposals of access control [23 U.S.C. 156] (Note: this action cannot be assumed by State)	FHWA	FHWA
Approve disposal at fair market value of federally funded right-of-way, including disposals of access control [23 CFR 710.409]	FHWA for Interstate State for Non-Interstate	STATE (3)
Requests for credits toward the non-Federal share of construction costs for early acquisitions, donations or other contributions applied to a project (note: this action cannot be assumed by State)	FHWA	FHWA
Federal land transfers [23 CFR 710, Subpart F] (Note: this action cannot be assumed by State)	FHWA	FHWA
Functional replacement of property [23 CFR 710.509] (Note: this action cannot be assumed by State)	FHWA	FHWA
<b>SYSTEM OPERATIONS AND PRESERVATION (Design Phase)</b>		
Accept Transportation Management Plans (23 CFR 630.1012(b))	STATE	STATE
Approval of System Engineering Analysis (for ITS) [23 CFR 940.11]	FHWA	STATE
<b>PS&amp;E AND ADVERTISING (Design Phase)</b>		