

**Resolution #TC-2022-01-03**

Disposal: Project # F\_005-4(3); Location northwest quadrant of US40 and Airport Boulevard; Parcel# 38 Rev-EX; County: Adams

**Approved by the Transportation Commission on January 20, 2022.**

**WHEREAS**, CDOT acquired Parcel 38 Rev as part of Project # F\_005-4(3) for “current and future Right Of Way purposes” according to the plan sheets; and

**WHEREAS**, Parcel 38 Rev-EX is a small portion of Parcel 38 Rev; and

**WHEREAS**, Parcel 38 Rev-EX consists of 12,334 square feet (0.283 acres); and

**WHEREAS**, Region 1 has determined Parcel 38 Rev-EX is no longer needed for a CDOT transportation or maintenance purposes; and

**WHEREAS**, Parcel 38 Rev-EX solely has value to one adjacent property; and

**WHEREAS**, (C.R.S) 43-1-210(5) stipulates that when a CDOT excess property only has value to one owner, that owner shall have the right of first refusal to purchase the property for fair market value; and

**WHEREAS**, the Department of Transportation would like to dispose of Parcel 38 Rev-EX to the adjacent property owner for fair market value; 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 the C.R.S, 43-1-210(5) and 23 CFR 710.403 the Department of Transportation be given authority to declare Parcel 38 Rev-EX as excess property and convey the 12,334 square feet (0.283 acres) of Right of Way that is no longer needed for transportation purposes for fair market value.

**FURTHER**, funds from the disposal shall be disbursed in accordance with Section 7.2.15 of the CDOT Right of Way Manual.

Herman  
Stockinger

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Herman Stockinger  
Date: 2022.01.24  
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Herman Stockinger, Secretary  
Transportation Commission of Colorado

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