

**Resolution #TC-2022-01-04**

Disposal: Project # U.I.002-2(43); Logan and Buchtel Boulevard; Parcel# 835-EX; County: Denver

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

**WHEREAS**, CDOT acquired Parcel 838 Rev as part of Project # U.I.002-2(43); for US Highway 85 right of way; and

**WHEREAS**, US Highway 85 is now I-25; and

**WHEREAS**, Parcel 835 was specifically acquired for Buchtel Boulevard ROW; and

**WHEREAS**, Buchtel Boulevard is now a City and County of Denver Street; and

**WHEREAS**, Parcel 835-EX is a small portion of Parcel 835; and

**WHEREAS**, Parcel 835-EX consists of 1,012.68 square feet (0.023 acres); and

**WHEREAS**, Parcel 835-EX is now completely detached from CDOT right of way, only bordered by city streets and private property; and

**WHEREAS**, Region 1 has determined Parcel 835-EX is no longer needed for transportation or maintenance purposes; and

**WHEREAS**, Parcel 835-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 835-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 835-EX as excess property and convey the 1,012.68 square feet (0.023 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  
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Herman Stockinger, Secretary  
Transportation Commission of Colorado

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Date