

**Resolution #TC-2022-11-05**

Disposal: Parcels 4-EX and 72Rev-EX; Location: US 36 and SH 95, Westminster

**Approved by the Transportation Commission on November 17, 2022.**

**WHEREAS**, CDOT acquired Parcel 4-EX for Project F 036-1(14) and Parcel 72Rev-EX for Project T170-1(0), for the construction of the Denver-Boulder Turnpike (US 36); and

**WHEREAS**, Parcels 4-EX and 72Rev-EX have a combined square footage of 205,091 sq ft (4.708 acres); and

**WHEREAS**, Region 1 has determined Parcels 4-EX and 72Rev-EX are no longer needed for CDOT transportation or maintenance purposes; and

**WHEREAS**, The Code of Federal Regulations 23.710.403 allows CDOT to dispose of property for less than fair market value to other governmental agencies for continued non-proprietary public use; and

**WHEREAS** The City of Westminster maintains the US 36 Bikeway on Parcel 72 Rev-EX, and has no intention of changing the use of Parcel 72Rev-EX; and

**WHEREAS**, The City of Westminster maintains a stormwater and flood control facility on Parcel 4-EX; and

**WHEREAS**, CDOT would like to dispose Parcels 4-EX and 72Rev-EX to the City of Westminster for nominal value; and

**WHEREAS**, if the City of Westminster ever ceases to use the property for non-proprietary public use, the property will revert to CDOT's ownership; 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 Parcels 4-EX and 72Rev-EX as excess property and convey the 205,091 sq ft (4.708 acres) of Right of Way that is no longer needed for transportation purposes for nominal value.

Herman  
Stockinger

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Herman Stockinger, Secretary  
Transportation Commission of Colorado

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Date