

## **Transportation Commission Resolution #20260503**

Approve Referral of CDOT Region 4 Access Appeal to the Office of Administrative Courts, C.R.S. § 43-2-147(6)(c) & 2 CCR 601-1:2.9

**Approved by the Transportation Commission on May 21, 2026.**

**WHEREAS**, CDOT determined that a safety hazard exists at a section of State Highway 050C, also known as S. Santa Fe Avenue (“SH 50”) located in the vicinity of the intersection of an exit ramp from southbound Interstate 25 (“I-25”) and S. Santa Fe Avenue, in Pueblo, Colorado, and that safety improvements need to be made as part of a CDOT work order to alleviate the safety hazard and bring the area into conformance with the State Highway Access Code; and

**WHEREAS**, Fresh Ink Tattoo is a business located at 425 S. Santa Fe Avenue and utilizes an access which is located on SH 50 at approximately Mile Post 0.87, right side (the “Access”); and

**WHEREAS**, the owner of record of the property served by the Access is Douglas Vasquez; and

**WHEREAS**, exit and entrance ramp lanes connecting southbound I-25 with SH 50 are located at a signalized intersection in the immediate vicinity of the Access; and

**WHEREAS**, the Access lies within the signalized intersection, adjacent to the southbound lanes of SH 50 and directly across from the left turn lane of the I-25 exit; and

**WHEREAS**, drivers exiting I-25 are allowed to turn right and merge onto northbound SH 50, or may turn left as allowed by traffic signals onto southbound SH 50; however, there are no turn signals permitting any entry into or exit from the Access from or to SH 50, or allowing a driver to enter the Access directly from the I-25 exit ramp; and

**WHEREAS**, drivers on SH 50 may travel straight through the signalized intersection, or may access the entrance ramp to southbound I-25 either by a right turn from northbound SH 50, or by making a left turn from southbound SH 50 as allowed by traffic signals; however, there is no left turn allowed from northbound SH 50 into the access; and

**WHEREAS**, there are no signals in the signalized intersection which allow for any movements from the Access onto SH 50; and

**WHEREAS**, SH 50 is a category NR-B highway (Non-Rural Arterial) under the State Highway Access Code, 2 CCR 601-1A; and

**WHEREAS**, in accordance with CDOT’s statutory authority, and in compliance with the Access Code, CDOT seeks to close the access for safety and operational reasons; and

**WHEREAS**, access to the subject property can be gained from the local roadway system via the alley from Santa Fe Avenue or E. C. Street;

**WHEREAS**, CDOT notified the Property Owner of the closure of the Access via written letter dated February 24, 2026, which included a Form 138 for the Access; and

**WHEREAS**, on March 31, 2026, Property Owner Douglas Vasquez provided a written objection to the closure of the Access and requested a hearing concerning CDOT's decision to close the Access; and

**NOW THEREFORE BE IT RESOLVED**, the Commission directs the hearing for Douglas Vasquez and Fresh Ink Tattoo's appeal be heard before an Administrative Law Judge with the Office of Administrative Courts. The Office of the Attorney General is requested to facilitate the appeal pursuant to 2 CCR 601-1:2.9 and take all necessary actions to accommodate Fresh Ink Tattoo's request for a hearing.

**BE IT FURTHER RESOLVED**, the Commission delegates its authority to conduct the hearing to the Office of Administrative Courts and for the preparation of a complete record of the hearing should additional appeals be necessary.

*Herman F. Stockinger A A A*

Herman Stockinger, Secretary

Transportation Commission of Colorado