

Transportation Commission Resolution #20260904

Disposal - Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX, to Clear Creek County

Approved by the Transportation Commission on September 17th, 2026.

Whereas, the Colorado Department of Transportation (CDOT) acquired Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX in the 1960s for CDOT Project No I70-3(7)240 Sec 2 for the construction of I-70 (formerly SH 2); and,

Whereas, Parcel 119A-EX is a portion of Parcels 119, 119A, 120, and 120A; and,

Whereas, Parcel 119A-EX contains 111,990 Sq Ft (2.571 acres +/-); and,

Whereas, Parcel 119A-EX, located east of the unincorporated community of Dumont, runs parallel to and south of I-70 between approximate mileposts 235.5 and 235.8; and,

Whereas, Parcel 119A-EX is entirely composed of Clear Creek, a tributary of the South Platte River; and,

Whereas, Parcel 119A-EX is located north adjacent to a parking lot that is owned by Clear Creek County and Clear Creek County desires to own this portion of Clear Creek to effectively allow permitted rafting access to said creek from said parking lot; and,

Whereas, in 2021, via approving resolution #TC-2021-02-06, the Transportation Commission declared Parcel EX-1, as excess; and,

Whereas, Parcel EX-1 was never disposed of and CDOT Region 1 has determined that separating Parcel EX-1 into four distinct parcels (146-EX, 147-EX, 148-EX, and 152-EX) is in the public interest; and,

Whereas, Parcel 146-EX is a portion of Parcel 146 containing 64,251 Sq Ft (1.475 acres +/-); and,

Whereas, Parcel 148-EX is the entire portion of Parcel 148 containing 20,909 Sq Ft (0.480 acres +/-); and,

Whereas, Parcels 146-EX and 148-EX are located on the northwest corner of Clear Creek County Road 308 and West Dumont Road, south of both I-70 and the unincorporated Community of Dumont; and,

Whereas, Parcels 146-EX and 148-EX were used to construct a trailhead and parking lots to support the CDOT Idaho Springs Clear Creek Greenway Path that was completed in September of 2022; and,

Whereas, since September of 2022, Clear Creek County has maintained the trailhead and associated parking lots, and desires to own Parcels 146-EX and 148-EX for continued maintenance and public use; and,

Whereas, the following parcels are to be disposed of in their entirety or as portions as described below:

- Parcel 147-EX is the entire portion of parcel 147 and contains 12,980 Sq Ft (0.298 acres +/-)
- Parcel 149-EX the entire portion of parcel 149 and contains 8,015 Sq Ft (0.184 acres +/-)
- Parcel 151-EX is a portion of parcel 151 and contains 14,028 Sq Ft (0.322 acres +/-)
- Parcel 153-EX is the entire portion of parcel 153 and contains 1,263 Sq Ft (0.029 acres +/-)
- Parcel 154-EX is the entire portion of parcel 154 and contains 2,003 Sq Ft (0.046 acres +/-)
- Parcel 155-EX is the entire portion of parcel 155 and contains 3,049 Sq Ft (0.070 acres +/-)

Whereas, Parcels 147-EX, 149-EX, 151-EX, 153-EX, 154-EX, and 155-EX are located south of the unincorporated community of Dumont and run parallel to and south of I-70 between approximate mileposts 234.85 and 235.03; and,

Whereas, Parcels 147-EX, 149-EX, 151-EX, 153-EX, 154-EX, and 155-EX are composed of portions of Dumont West Rd and Clear Creek County Road 308 and Clear Creek County desires to own them for continued use as county roads; and,

Whereas, Parcel 152-EX is a portion of parcel 152 and contains 81,544 Sq Ft (1.872 acres +/-); and,

Whereas, Parcels 152-EX, located south of the unincorporated community of Dumont, runs parallel to and south of I-70 between approximate mileposts 234.8 and 234.97 and is composed of portions of Dumont West Rd; and,

Whereas, Clear Creek County desires to maintain a portion of 152-EX as a county road and the other portion to allow permitted rafting access to Clear Creek; and,

Whereas, Title 23, Code of Federal Regulations (C.F.R.) 710.403(e) allows CDOT to convey property for nominal value if the property is to be used for social, environmental, economic or nonproprietary governmental use; and,

Whereas, maintaining a trailhead and associated parking lots, county roads, and overseeing permitted access to Clear Creek are considered nonproprietary governmental uses; and,

Whereas, CDOT Region 1 has determined, in accordance with 23 C.F.R. 710.403(b), that the disposing of Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX will not impair the safety of the highway facility or interfere with the free and safe flow of traffic; and,

Whereas, pursuant to 23 C.F.R. 710.403(e)(1) CDOT Region 1 will dispose of Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX, containing a combined 320,032 Sq Ft (7.347 acres +/-), at nominal value; and,

Whereas, Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX are located outside of the right-of-way necessary for Interstate 70, contain no existing or planned highway improvements, and their disposal will relieve CDOT of all future maintenance responsibilities and liabilities; and

Whereas, 23 C.F.R. 710.409(a) grants CDOT the authority to dispose of property in compliance with the CDOT/FHWA Stewardship and Oversight Agreement and FHWA approved the disposal of Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX on August 13, 2026; and,

Whereas, pursuant to 23 C.F.R. 710.409(d), if Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX are conveyed for nominal value, the deed shall provide for reversion of the property to CDOT for failure to continue public ownership and use; and,

Whereas, pursuant to Colorado Revised Statute (C.R.S) 43-1-106(8)(n) and C.R.S. 43-1-210(5)(a)(I) the Chief Engineer and the Department of Transportation are authorized, subject to approving resolution of the Transportation Commission, to make determinations regarding land no longer needed for State Highway purposes; and,

Whereas, CDOT Region 1 has declared through Keith Stefanik as Chief Engineer that Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX are no longer needed for State Highway purposes now or in the foreseeable future; and,

Whereas, the Transportation Commission concurs with the Chief Engineer that Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX, containing a combined 320,032 Sq Ft (7.347 acres +/-), are not needed for State Highway purposes now or in the foreseeable future; and,

Now Therefore Be It Resolved, pursuant to 23 C.F.R. 710.403, 23 C.F.R. 710.409, and C.R.S. 43-1-106 and C.R.S. 43-1-210, the Department of Transportation be given authority to dispose of Parcels 119A-EX, 146-EX, 147-EX, 148-EX, 149-EX, 151-EX, 152-EX, 153-EX, 154-EX, and 155-EX and dispose of 320,032 Sq Ft (7.347 acres +/-) of land to Clear Creek County for nominal value for the continued nonproprietary governmental uses of county roads, trailhead and parking management, and permitted river access.



Herman Stockinger,
Secretary Transportation Commission of Colorado