

## Resolution #2024-06-08

Disposal Parcel 11-Ex, SH 128, Superior, Boulder County, Project #: S 0022 (2)

**Approved by the Transportation Commission on June 20, 2024.**

Whereas, CDOT acquired Parcel 11-Ex under project #: S 0022 (2); and;

Whereas, Parcel 11-Ex is north of SH 128 between Indiana Street and McCaslin Boulevard in Superior, Boulder County; and;

Whereas, Parcel 11-Ex contains 0.43 acres (+/-) of right of way; and;

Whereas, Parcel 11-Ex will be used as a parking lot for the town's Parks and Recreation and Open Space Planning Project; and;

Whereas, the Department of Transportation, Region 1 has declared that Parcel 11-Ex is no longer be needed for CDOT transportation purposes; and;

Whereas, The Town of Superior has requested CDOT convey Parcel 11-Ex for nominal value, for ongoing and future maintenance of the parking lot in accordance Code of Federal Regulations 23.710.403; and;

Whereas, 23 CFR 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, CDOT would like to dispose of Parcel 11-Ex to the Town of Superior for nominal value; and;

Whereas, if the Town of Superior 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) 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 23 CFR 710.403 and C.R.S, 43-1-210(5) Department of Transportation be given authority to declare Parcel 11-Ex as excess property and dispose of 0.43 acres (+/-) of right of way that is no longer needed for CDOT transportation purposes for nominal value.

*Herman F. Stockinger*

---

Herman Stockinger, Secretary  
Transportation Commission of Colorado