

## Transportation Commission Resolution #20240705

Disposal - Parcels 17-EX, 18-EX, 18-EX1, and 24-EX, US 40 (Colfax Ave)

**Approved by the Transportation Commission on July 18th, 2024.**

Whereas, CDOT acquired Parcels 17-EX, 18-EX, 18-EX1, and 24-EX in the 1960's under Project F005-3(26) for the construction of US 40; and,

Whereas, Parcels 17-EX, 18-EX, 18-EX1, and 24-EX are south of US40 between Moss Street and McIntyre Street in the Town of Golden and County of Jefferson; and,

Whereas, Parcels 17-EX, 18-EX, 18-EX1, and 24-EX contain 700 Sq Ft (+/-) of property located outside of the right of way; and,

Whereas, Parcels 17-EX, 18-EX, 18-EX1, and 24-EX were intended to be conveyed to the then adjacent property owner; and,

Whereas, the deed to convey Parcels 17-EX, 18-EX, 18-EX1, and 24-EX to the then adjacent property owner was never recorded and ownership of the adjacent property has since changed; and,

Whereas, the disposal of Parcels 17-EX, 18-EX, 18-EX1, and 24-EX will not affect the operation, maintenance, use or safety of CDOT's facility; and,

Whereas, the Department of Transportation, Region 1, has declared through Keith Stefanik as Chief Engineer that Parcels 17-EX, 18-EX, 18-EX1, and 24-EX are not needed for transportation purposes; and,

Whereas, the Department of Transportation would like to convey Parcels 17-EX, 18-EX, 18-EX1, and 24-EX to the current and only adjacent landowner for fair market value; and,

Whereas, Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(III) gives the abutting landowner first right of refusal to purchase so long as the parcel is of use to one abutting landowner and the parcel is purchased at fair market value; and,

Whereas, Pursuant to 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) the Department of Transportation be given authority to declare Parcel Parcels 17-EX, 18-EX, 18-EX1, and 24-EX located south of US40 between Moss Street and McIntyre Street in the Town of Golden, Jefferson County as excess property and dispose of 700 Sq Ft (+/-) of right of way that is no longer needed for transportation purposes for fair market value.

  
Herman Stockinger, Secretary  
Transportation Commission of Colorado