

May 13, 2024

Via Regular Mail and Email (dguerra@c3gov.com)

Dalton Guerra, City Planner  
City of Commerce City  
7887 E. 60<sup>th</sup> Avenue  
Commerce City, CO 8002

***Re: Referral Response – Allied Waste Vacation of ROW Application – V-93-22***

Dear Mr. Guerra:

The City and County of Denver, through its Department of Aviation (“Denver”) provides this referral response to Allied Waste Systems of Colorado, LLC’s (“Allied Waste”) Vacation of ROW Application – V-93-22 (the “Vacation Application”).

Denver has reviewed the Vacation Application and the Commerce City’s comments regarding the need for proof of legal access to the property south of the proposed annexation property (“Southern Parcel”). Denver owns contiguous property south of the Southern Parcel and is also in communication with Allied Waste’s representatives to discuss possibilities for alternative access to the Southern Parcel.

Denver and Allied Waste will continue to pursue and explore various alternative options for access to the Southern Parcel; the parties have entered into a term sheet addressing such alternative options. Please consider this letter DEN’s support for Commerce City to approve the Vacation Application. Please note that Denver’s support for the vacation of the Vacation Application is conditioned upon Denver and Allied Waste reaching a final agreement regarding the alternative access to the Southern Parcel.

Please do not hesitate to contact us with questions or to further discuss.

Sincerely,

*Ken Cope*

Ken Cope  
Senior Vice President, Real Estate  
Denver International Airport