

ADOPTION OF THE COLORADO WILDFIRE RESILIENCY CODE

RESOLUTION NO. [reso #] It was moved by Commissioner [moved] and duly seconded by Commissioner [seconded] to approve the following resolution.

WHEREAS, the State of Colorado Legislature introduced and approved SB23-166, which established the Wildfire Resiliency Code Board, required the Wildfire Resiliency Code Board to adopt model codes, and required governing bodies with jurisdiction in an area within the wildland-urban interface to adopt codes that meet or exceed the standards set forth in the model codes;

WHEREAS, the Colorado Governor signed SB23-166 on May 12, 2023, which became law and placed into statute;

WHEREAS, the State of Colorado Legislature introduced and approved SB25-142, concerning changes to the Wildfire Resiliency Code Board's code implementation requirements and required an adopting governing body to adopt a code that meets or exceeds the minimum standards of the Wildfire Resiliency Code within nine months of the Wildfire Resiliency Code Board's adoption of the code;

WHEREAS, the Colorado Governor signed SB25-142 on June 3rd, 2025, which became law and placed into statute;

WHEREAS, per the requirements of Section 24-33.5-1236(4)(b)(II)(D), Colorado Revised Statutes, the Wildfire Resiliency Code Board adopted minimum codes and standards for hardening structures and reducing fire risk in the defensible space surrounding structures in the wildland-urban interface on July 1, 2025;

WHEREAS, Section 24-33.5-1237(2)(a), Colorado Revised Statutes requires an adopting governing body to adopt a code that meets or exceeds the minimum standards of the Wildfire Resiliency Code within nine months of the Wildfire Resiliency Code Board's adoption of the code, which is on or before April 1, 2026;

WHEREAS, Section 24-33.5-1237(1)(d)(IV), Colorado Revised Statutes defines "governing body", which is the "...board of county commissioners with respect to the area within a county that is outside the corporate limits of a city or town and outside the boundaries of a fire protection district";

WHEREAS, the Arapahoe County Board of County Commissioners is the adopting governing body for those areas of unincorporated Arapahoe County outside the boundaries of a fire protection district;

WHEREAS, by adopting the Wildfire Resiliency Code published by the Wildfire Resiliency Code Board, Arapahoe County will meet the statutory requirement to adopt a code meeting the minimum standards of the Wildfire Resiliency Code; and

WHEREAS, the Board of County Commissioners held a public hearing, following notice by publication, to consider the Colorado Wildfire Resiliency Code, and the adoption thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Arapahoe County as follows:

The Board of County Commissioners of Arapahoe County hereby adopts the 2025 Colorado Wildfire Resiliency Code, inclusive of Appendices A, B, and C, as established by the Wildfire Resiliency Code Board on July 1, 2025.

The vote was:

Commissioner Baker, ____; Commissioner Campbell, ____; Commissioner Fields, ____; Commissioner Summey, ____; Commissioner Warren-Gully, ____.

The Chair declared the motion carried and so ordered.