

ESTES VALLEY FIRE PROTECTION DISTRICT

RESOLUTION NO. 2026-05

**A RESOLUTION ADOPTING THE COLORADO WILDFIRE RESILIENCY
CODE WITH MODIFICATIONS**

WHEREAS, the Estes Valley Fire Protection District (“District”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, Colorado Revised Statutes; and

WHEREAS, pursuant to Section 32-1-1001(1)(h), C.R.S., the Board of Directors of the District (the “Board”) has the power to manage, control, and supervise the business and affairs of the District; and

WHEREAS, pursuant to Section 32-1-1001(1)(m), C.R.S., the Board has the power to adopt, amend, and enforce rules and regulations not in conflict with the Constitution and the laws of this State for carrying on the business, objects, and affairs of the Board and of the District; and

WHEREAS, Section 24-33.5-1237(2)(a), C.R.S., requires fire protection districts, municipalities, certain metropolitan districts, and counties to adopt a wildfire resiliency code to address wildfire risk within the wildland-urban interface; and

WHEREAS, Section 24-33.5-1237, C.R.S., creates dual jurisdiction between multiple governing bodies, thereby obligating multiple governing bodies to adopt and enforce wildfire resiliency codes within the same jurisdictional area; and

WHEREAS, the District’s jurisdiction to adopt and enforce a wildfire resiliency code overlaps with the Town of Estes Park and Larimer County (each, individually an “Overlapping Jurisdiction” and collectively, the “Overlapping Jurisdictions”); and

WHEREAS, the Overlapping Jurisdictions plan on engaging in a cooperative agreement regarding the enforcement of their own wildfire resiliency codes or the adoption of the other’s Code (each, a “Code”) in compliance with the requirements of Section 24-33.5-1237, C.R.S., and 8 CCR 1507-39 (collectively, the “Wildfire Resiliency Laws”); and

WHEREAS, each Code shall be effective throughout the respective Overlapping Jurisdiction, including those portions of each Overlapping Jurisdiction within the District’s boundaries (the “Shared Region”); and

WHEREAS, the District’s Board has determined that certain modifications to the Colorado Wildfire Resiliency Code Board’s Model Code, which redlined modifications are

attached hereto as Exhibit A, (“District Code”) are necessary and meet the requirements of Section 24-33.5-1237, C.R.S., and 8CCR 1507-39 and otherwise exceed the standards adopted in the Model Code; and

WHEREAS, the District’s Board hereby finds and determines that the adoption and administration of the District Code is in the best interest of the residents, taxpayers, and visitors to the District and cooperation with the Overlapping Jurisdictions regarding the enforcement of their Codes as they concerns the Overlapping Jurisdictions in order to comply with the Wildfire Resiliency Laws is also within the best interest of the residents, taxpayers, and visitors to the District; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Estes Valley Fire Protection District as follows:

1. **Adoption of the District’s Code.** The District hereby adopts the Colorado Wildfire Resiliency Code Board’s Model Code with modifications as provided in Exhibit A. A clean version of the District’s Code is attached as Exhibit B. The District’s Code shall be effective within the District’s boundaries.
2. **Code Enforcement.** The District will enforce the District’s Code as specified therein. The District’s Board hereby delegates authority to the Town of Estes Park for the enforcement of the District’s Code as identified therein and to Larimer County as appropriate pursuant to its Code and such agreements will be further memorialized in a corresponding cooperation Agreement with these Overlapping Jurisdictions.
3. **Severability.** If any part, section, subsection, sentence, clause, or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.
4. **Effective Date.** This Resolution shall take effect and be enforced beginning on July 1, 2026.

ADOPTED this 23rd day of March, 2026.

ESTES VALLEY FIRE PROTECTION
DISTRICT

By: Sandra E Smith
Sandra Smith, Board President

Attest:

Jeff Robbins
Jeff Robbins, Board Secretary

EXHIBIT A

[District Wildfire Resiliency Code]