

**AMENDED RESOLUTION  
BOARD OF DIRECTORS  
EVANS FIRE PROTECTION DISTRICT**

**A RESOLUTION ADOPTING A WILDFIRE RESILIENCY CODE AND PROVIDING FOR THE ENFORCEMENT OF THE WILDFIRE RESILIENCY CODE**

**WHEREAS**, the Evans Fire Protection District ("*District*") is a political subdivision of the State of Colorado, organized to provide fire protection, fire prevention, public education, rescue, hazardous materials, and emergency medical services to the citizens and property within its jurisdiction, and to individuals passing through its jurisdiction;

**WHEREAS**, C.R.S. § 24-33.5-1237 requires Weld County ("*County*") and the District to each adopt a Wildfire Resiliency Code by April 1, 2026 that meets or exceeds the standards of the model Wildfire Resiliency Code adopted by the Colorado Wildfire Resiliency Code Board ("*Model Code*");

**WHEREAS**, pursuant to C.R.S. § 24-33.5-1236(4), on July 1, 2025, the Wildfire Resiliency Code Board established the Model Code which is intended to reduce the risk of wildfire through construction hardening and site and area design;

**WHEREAS**, the County is in the process of adopting the Model Code, or developing and adopting an alternative wildfire resiliency code that the County intends to be approved by the Wildfire Resiliency Code Board as meeting or exceeding the minimum requirements of the Model Code. The Model Code or alternative wildfire resiliency code adopted by the County is referred to herein as the "*Local Code*";

**WHEREAS**, the District's Board of Directors ("*Board*") finds that adopting the Local Code developed by the County will ensure consistency in the application, interpretation, and enforcement of the Local Code within the County, the jurisdiction of the District, and other jurisdictions within the County, and will help protect the health, safety, and welfare of the citizens and property within the County;

**WHEREAS**, pursuant to C.R.S. § 24-33.5-1237(2)(b) and (c), within its jurisdiction, the District is permitted to (a) enforce the Local Code or Model Code directly; (b) enter into a cooperative agreement with third-party contractors or the governing body of another jurisdiction in order to enforce the Local Code or Model Code; or (c) request that the Colorado Division of Fire Prevention and Control ("*DFPC*") enforce the Model Code; and

**WHEREAS**, the Board has determined it is in the best interests of the District's citizens and their property for the Board to adopt the Local Code and directly enforce or enter into cooperative agreements for the enforcement of, the Local Code, or, alternatively, to adopt the Model Code and request the CDFPC enforce the Model Code as provided herein.

**WHEREAS**, this Resolution Adopting a Wildfire Resiliency Code and Providing for the Enforcement of the Wildfire Resiliency Code is intended to supersede and replace Resolution 2026-03, and for Resolution 2026-03 to be rendered null and void.

**NOW, THEREFORE**, be it resolved by the Board of Directors of the Evans Fire Protection District that:

1. The Board hereby adopts the Local Code, as may be amended by the County from time to time, as the District's wildfire resiliency code to be enforceable within the District's jurisdiction. The Local Code shall become effective on April 1, 2026, and shall be enforceable beginning on July 1, 2026.

2. If, for any reason, the County has not adopted a Local Code approved by the Wildfire Resiliency Code Board by April 1, 2026, then the Board hereby adopts the Model Code, as may be amended by the Wildfire Resiliency Code Board from time to time, as the District's wildfire resiliency code to be enforceable within the District's jurisdiction. Such adoption shall include the adoption of Appendices A (Permits), B (Construction Documents), and C (Inspection and Enforcement) thereto, all of which shall be included within the meaning of "Model Code" for purposes of this Resolution. In such case, the Model Code shall become effective as of April 1, 2026, and shall be enforceable beginning on July 1, 2026.

3. The Local Code or Model Code as adopted by the Board to be enforceable within the District's jurisdiction is referred to herein as the "**District Code**".

4. The Board hereby directs Chief Staff to develop a Wildfire Resiliency Code Self-Compliance Program ("**Program**"), whereby those individuals and entities within the District's jurisdiction that are subject to the District Code shall provide to the District, at such times and in such manner as Chief Staff determines, a sworn and notarized document, along with such other information and documentation as Chief Staff may require, representing and warranting that the individual's or entity's property and improvements comply with the requirements of District Code. Chief Staff shall develop and present the Program to the Board for consideration on or before July 1, 2026.

5. If Chief Staff is unable to develop the Program on or before July 1, 2026, or if at any time, direct implementation and enforcement of the District Code through the Program becomes impractical, inefficient, uneconomical, or otherwise not in the District's best interest, as determined by the Board in its sole discretion, then the District retains the right to (a) enter into cooperative agreements with Weld County, third-party contractors, or the governing body of another jurisdiction, to ensure the implementation and enforcement of the District Code; or (b) adopt the Model Code if not then already adopted by the Board, and request that DFPC enforce the Model Code within the District's jurisdiction.

6. Nothing contained in this Resolution shall be construed as modifying or limiting in any manner the powers, duties, and responsibilities of the District, the District's Fire Chief, or the Fire Chief's authorized representative(s), as provided by all applicable federal, state, and local laws, rules, regulations, and ordinances.

7. If any provision of this Resolution is for any reason held to be invalid, that invalidity shall not affect the validity of the remaining provisions of this Resolution. The Board expressly declares it would have adopted this Resolution even if a provision contained in this Resolution is declared invalid.

8. Resolution 2026-03 is hereby superseded and rendered null and void in all respects.

ADOPTED AND APPROVED this 23rd day of March, 2026.

BOARD OF DIRECTORS OF THE  
EVANS FIRE PROTECTION DISTRICT

  
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President

  
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Secretary