

Subject Resolution No. 26-2 – Adoption of the Colorado Wildfire Resiliency Code

RESOLUTION NO. 26-2
A RESOLUTION OF THE BOARD OF DIRECTOR OF
CALHAN FIRE PROTECTION DISTRICT
REGARDING THE ADOPTION OF THE COLORADO
WILDFIRE RESILIENCY CODE (WRC)

WHEREAS, the Calhan Fire Protection District (“District”) is a political subdivision of the State of Colorado organized to Title 32, Colorado Revised Statutes; and

WHEREAS, the Colorado General Assembly enacted Senate Bill 23-166 establishing the Wildfire Resiliency Code board within the Division of Fire Prevention and Control (“DFPC”) for the purpose of adopting statewide wildfire resiliency standards; and

WHEREAS, pursuant to C.R.S. § 24-33.5-1237(2)(a), governing bodies with authority to adopt fire or building codes in jurisdictions within the Wildland-Urban Interface (“WUI”) are required to adopt a code that meets or exceeds the minimum standards adopted by the Wildfire Resiliency Code Board; and

WHEREAS, the District is subject to this statutory mandate and acknowledges that adoption of the Colorado Wildfire Resiliency Code (“WRC”) is required to remain compliant with state law and to preserve eligibility of good standing for funding and programs; and

WHEREAS, the Board of Directors recognizes that the WRC applies broadly to new construction and includes mitigation requirements affecting existing residential, commercial, and industrial properties within the WUI; and

WHEREAS, the District presently lacks the staffing, funding, inspection resources, administrative infrastructure, and enforcement mechanisms necessary to fully implement and enforce the WRC as written; and

WHEREAS, the Board further recognizes that certain provisions of the WRC raise concerns regarding private property, homeowners privacy, and civil liberties, particularly as they relate to enforcement actions on existing residential properties; and

WHEREAS, the Board desires to formally acknowledge these limitations while acting in good faith to comply with statutory requirements imposed by the State of Colorado;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF
CALHAN FIRE PROTECTION DISTRICT

1. Adoption of Code

The Colorado Wildfire Resiliency Code, as adopted by the Wildfire Resiliency Code Board and administered by the Division of Fire Prevention and Control, is hereby

adopted by reference to the extent required by C.R.S. § 24-33.5-1237, solely for the purpose of statutory compliance.

2. Conditional Implementation

Adoption of the WRC does not constitute a representation that the District possesses the current capacity to fully enforce or administer all provisions of the Code. Enforcement and implementation shall be subject to available staffing, funding, training, and legal authority.

3. No Expansion of Authority

This Resolution shall not be construed to expand the District's enforcement authority beyond that granted by statute, nor to obligate the District to conduct inspections, enforcement actions, or mitigation activities for which no funding or personnel have been allocated.

4. Non-Waiver of Rights

Adoption of the WRC under this Resolution shall not be deemed a waiver of any rights, defenses, immunities, or limitations of liability available to the District under Colorado law, including but not limited to the Colorado Governmental Immunity Act.

5. Intergovernmental Coordination

The District is authorized to seek cooperative agreements with DFPC or county to support implementation, inspection, or enforcement, as resources allow.

6. Future Review

The Board directs staff to monitor future legislative action, rulemaking, funding opportunities, and legal guidance related to the WRC and to return to the Board with recommendations should additional resources or clarification becomes available.

PASSED AND ADOPTED this 12th day of **February, 2026**, by the Board of Directors of the Calhan Fire Protection District.

BOARD OF DIRECTORS

Calhan Fire Protection District

By: Albert Kevila Chairman
Chair / President

Date: 2-12-2026

Attest: Alexandra Riggs
Administrative Assistant

Date: 2-12-2026