

ORDINANCE NO. 2764

AN ORDINANCE AMENDING ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO ENACT A NEW DIVISION 14 TO ADOPT BY REFERENCE THE COLORADO WILDFIRE RESILIENCY CODE

WHEREAS, during the 2023 General Session, the General Assembly enacted Senate Bill 23-166 (“SB23-166”) which established a wildfire resiliency code board (the “Board”);

WHEREAS, the Board was tasked with mapping where the wildland-urban interface exists in the State of Colorado and developing a statewide model code for fire resiliency;

WHEREAS, SB23-166 required certain governing bodies with jurisdiction in an area within the wildfire-urban interface to adopt a code that meets or exceeds the minimum standards of the wildfire resiliency code adopted by the Board;

WHEREAS, the Board adopted a 2025 Colorado Wildfire Resiliency Code Map, and portions of the City of Commerce City (the “City”) are located within the area defined as the wildland-urban interface;

WHEREAS, the Board adopted the 2025 Colorado Wildfire Resiliency Code on July 1, 2025;

WHEREAS, because portions of the jurisdictional boundaries of Commerce City are within the wildfire-urban interface, the City is required to adopt a wildfire resiliency code that meets or exceeds the standards of the model code adopted by the Board; and

WHEREAS, the City finds and determines that amending the Commerce City Revised Municipal Code is in the best interest of the public for the welfare of the residents of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this ordinance are incorporated as findings of the City Council. This ordinance is found to be supported and authorized by law and in the best interests of and necessary for the protection of the health, safety, and welfare of the public.

SECTION 2. Amendments. Chapter 5, Article IV, Division 14 of the Commerce City Revised Municipal Code is hereby adopted as set forth in Exhibit A.

SECTION 3. Repealer. All ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof, are hereby repealed to the extent of such inconsistency.

SECTION 4. Effective Date. This ordinance shall be effective pursuant to Section 5.3 of the Charter.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS 23RD DAY OF MARCH, 2026.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THIS 20TH DAY OF APRIL, 2026.

CITY OF COMMERCE CITY, COLORADO

Steve J. Douglas, Mayor

ATTEST

Stephen J. Ruger, City Clerk

EXHIBIT A
TO ORDINANCE NO. 2764

DIVISION 14 – COLORADO WILDFIRE RESILIENCY CODE

Section 5-41400 – Adoption.

The City of Commerce City adopts the 2025 edition of the Colorado Wildfire Resiliency Code, including Appendix A, Appendix B, Appendix C, and the standards referenced in such code and appendices, save and except such amendments as set forth in this division. The 2025 Colorado Wildfire Resiliency Code available to view for free on the Colorado Wildfire Resiliency Code Board’s website.

Section 5-41401 – Amendments.

The 2025 edition of the Colorado Wildfire Resiliency Code is amended in the following respects and adopted herein as amended:

- (a) *Section 101.1, entitled “Title,” is hereby amended to read as follows:*
Section 101.1. Title. These regulations shall be known as the Colorado Wildfire Resiliency Code as adopted by the City of Commerce City, hereinafter referred to as “this code.”
- (b) *Section 103.1, entitled “Creation of agency,” is hereby amended to read as follows:*
Section 103.1. Creation of agency. The City of Commerce City Chief Building Official shall be known as the code official. The function of the code official shall be the implementation, administration, and enforcement of the provisions of this code.
- (c) *Section 103.3, entitled “Appointment,” is hereby amended to read as follows:*
Section 103.3. Reserved.
- (d) *Section 106.1, entitled “General,” is hereby amended to read as follows:*
Section 106.1. General. Fees associated with this code shall be established by the City of Commerce City.
- (e) *Section 302.1, entitled “Declaration,” is hereby amended to read as follows:*
Section 302.1. Declaration. The City of Commerce City shall declare the wildland-urban interface areas within the jurisdiction as defined by this code. The wildland-urban interface areas shall be based on the findings of fact.
- (f) *Section 303.1, entitled “Mapping of Wildfire Hazard Areas,” is hereby amended to read as follows:*
Section 303.1. Mapping of Wildfire Hazard Areas. The City of Commerce City hereby adopts the Colorado Wildfire Resiliency State

Code Map that has been adopted and is maintained by the Colorado Wildfire Resiliency Board pursuant to 8 CCR 1507-39, as such map may be amended from time to time, as the official map. The Colorado Wildfire Resiliency State Code Map can be accessed through the Wildfire Resiliency Code Board within the Division of Fire Prevention and Control at dfpc.colorado.gov/WRCB. Wildfire Hazard is recorded on the official map. The map identifies areas subject to the provisions of this code.

[END]