

ORDINANCE NO. _____
INTRODUCED BY: Padilla

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING CHAPTER 15 OF THE BRIGHTON MUNICIPAL CODE; ADOPTING BY REFERENCE THE 2025 EDITION OF THE 2025 COLORADO WILDFIRE RESILIENCY CODE; AND SETTING FORTH AMENDMENTS THERETO

WHEREAS, the Chief Building Official of the City of Brighton (the “City”), has recommended that the City Council adopt the 2025 Colorado Wildfire Resiliency Code (the “Wildfire Resiliency Code”); and

WHEREAS, the City Council finds and determines that the adoption of the Wildfire Resiliency Code, as amended and as provided for herein, shall enhance, protect, and otherwise further the public health, safety, and welfare of the residents of Brighton.

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

Section 1. Pursuant to Article V, Sections 5.8, 5.9, and 5.12 of the City Charter and Colo. Rev. Stat. § 31-16-201, *et seq.*, the Wildfire Resiliency Code is hereby adopted, as amended herein, by reference and shall be effective July 1, 2026. A copy of the Wildfire Resiliency Code adopted herein is now filed in the office of the City Clerk and may be inspected during regular business hours.

Section 2. Article 15-34 is hereby adopted in the Brighton Municipal Code as follows:

ARTICLE 15-34 – Colorado Wildfire Resiliency Code

Sec. 15-34-10. – Code adopted.

The latest version of the “2025 Colorado Wildfire Resiliency Code,” and any subsequent edition of the Colorado Wildfire Resiliency Code which may be adopted by reference by the City Council of the City of Brighton, published by the Colorado Wildfire Resiliency Code Board, is hereby adopted as the Colorado Wildfire Resiliency Code of and for the City.

Sec. 15-34-15. – Non-liability.

The adoption of the Colorado Wildfire Resiliency Code by this Article shall not create any duty to any person with regard to the enforcement or non-enforcement of any of said Colorado Wildfire Resiliency Code. No person shall

have any civil remedy against the City or its officers, employees, or agents for any damage arising out of or in any way connected with the adoption, enforcement, or non-enforcement of said Colorado Wildfire Resiliency Code. Nothing in this code shall be constructed to create any liability, or waive any of the immunities, limitations of liability, or other provisions of the Governmental Immunity Act, C.R.S. § 24-10-101, *et seq.*, or to waive any immunities or limitations on liability otherwise available to the City or its officers, employees, or agents.

Sec. 15-34-20. – Copy of code on file.

The office of the City Clerk shall maintain at least one copy of the Colorado Wildfire Resiliency Code on file.

Sec. 15-34-30. – Amendments to the Colorado Wildfire Resiliency Code.

(a) Section 101.1 of the *Colorado Wildfire Resiliency Code* is hereby amended as follows:

101.1 Title. These regulations shall be known as the Colorado Wildfire Resiliency Code as adopted by the City of Brighton, hereinafter referred to as “this code.”

(b) Section 103.1 of the *Colorado Wildfire Resiliency Code* is hereby amended as follows:

103.1 Creation of agency. The Building Division of the City is hereby created and the official in charge thereof shall be known as the *code official*. The function of the agency shall be the implementation, administration and enforcement of the provisions of this code.

Section 3. All sections, subsections, and definitions of Chapter 15 not expressly amended or modified herein remain in full force and effect.

Section 4. As provided in City Charter Section 5.9(A), this Ordinance, either as presented or as amended, shall be published in full as it was adopted after the initial reading. This Ordinance shall be in full force and effect five days after its final publication, as provided in City Charter Section 5.8, except as set forth herein.

Section 5. As required by C.R.S. § 31-16-203, the City Council held a public hearing on March 17, 2026, at 6:00 PM, to receive public comment on this Ordinance before final adoption.

INTRODUCED, PASSED ON FIRST READING AND ORDERED PUBLISHED THIS 17th DAY OF FEBRUARY 2026.

INTRODUCED, PASSED ON FINAL READING AND ORDERED PUBLISHED BY TITLE ONLY THIS 17th DAY OF MARCH 2026.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

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APPROVED AS TO FORM:

YASMINA GIBBONS, Deputy City Attorney