

RESOLUTION 2025-103
OF THE COUNCIL OF THE CITY OF FORT COLLINS
CONCERNING IMPLEMENTATION OF STANDARDS FOR
ELECTRIC VEHICLE CHARGER PERMITTING

A. Colorado Revised Statutes ("C.R.S.") Section 31-23-316(2)(a) requires that municipalities with a population of 10,000 or more take one of the following actions related to electric vehicle charger permitting on or before December 31, 2025:

- I. Adopt the same or less restrictive standards and permitting process as described in the State's Electric Vehicle Charger Permitting Model Code;
- II. Adopt the standards and administrative review process proposed in the language of C.R.S. Section 31-23-316; or
- III. Decline to adopt either of the aforementioned standards and establish the municipality's intent to continue utilizing its own existing permitting review process for electric vehicle charger permit applications.

B. Municipalities subject to the above-stated requirements are also required to submit a report to the Colorado Energy Office describing municipality's compliance with C.R.S. Section 31-23-316(2)(a) by March 1, 2026. C.R.S. Section 31-23-316(2)(b).

C. As a municipality with a population of over 10,000, the City of Fort Collins is subject to the requirements of C.R.S. Section 31-23-316(2)(a) and (b).

D. After reviewing the options established by C.R.S. Section 31-23-316(2)(a), Staff determined that the existing approach to electric vehicle chargers within the Land Use Code and building code permitting process meet or exceed the standards adopted by the State's Electric Vehicle Charger Permitting Model Code.

E. Staff has recommended continuing to utilize the existing standards and permitting process applicable to electric vehicle chargers under Chapter 5 of the City Code as opposed to adopting the standards and processes proposed in either of the first two compliance options, C.R.S. Section 31-23-316(2)(a)(I) and (II).

F. Staff has recommended that Council adopt this Resolution in accordance with the third compliance option as set forth in C.R.S. Section 31-23-316(2)(a)(III).

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. Council declines to adopt the standards referenced in C.R.S. Section 31-23-316(2)(a)(I).

Section 2. Council hereby declines to adopt the standards referenced in C.R.S. Section 31-23-316(2)(a)(II).

Section 3. In accordance with C.R.S. Section 31-23-316(2)(a)(III), Council hereby directs the City's Building Services Department to continue utilizing the existing permitting review process for electric vehicle charger permit applications under Chapter 5 of the Code of the City of Fort Collins.

Section 4. The City Manager or their designee is hereby authorized and directed to take all actions necessary to implement the provisions of Sections 1 through 3 above, including submitting a report to the Colorado Energy Office in accordance with C.R.S. Section 31-23-316(2)(b), describing the City's intent to comply with C.R.S. Section 31-23-316(2)(a)(III).

Passed and adopted on November 18, 2025.

Mayor

ATTEST:

Sr. Deputy City Clerk

Effective Date: November 18, 2025

Approving Attorney: Madelene Shehan

Exhibit: None