

# AGENDA ITEM SUMMARY

City Council



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## STAFF

Shawn McGaffin, Fire Marshal/Division Chief  
Kevin Sullivan, Assistant Fire Marshal  
Katie Quintana, Assistant Fire Marshal

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## SUBJECT

**Second Reading of Ordinance No. 050, 2025, Amending Section 9-4 of the Code of the City of Fort Collins for the Purpose of Clarifying Enforcement of Open Fire and Burning Restrictions.**

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## EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on March 18, 2025, amends the enforcement and penalty provision under City Code Section 9-4 to clarify that it applies to all violations under Chapter 9, including violations of the Open Fire and Burning Restrictions.

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## STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

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## FIRST READING BACKGROUND / DISCUSSION

Article I of Chapter 9 of the City Code (Article I) contains the City's adopted version of the International Fire Code, with local amendments (IFC), which is being repealed and reenacted separately with Ordinance No. 051, 2025, on March 18, 2025. In addition to the IFC, Article I also contains Section 9-4, which sets forth the penalty applicable to violations of Article I.

Article II of Chapter 9 of the City Code describes limitations on open fires and open burning within the City (Open Burning Code). Unlike Article I, the Open Burning Code does not contain its own separate penalty provision.

Staff have been asked to clarify that the penalty under Section 9-4 also applies to the enforcement to violations of the Open Burning Code.

The City Attorney's Office reviewed Chapter 9 in collaboration with staff from Poudre Fire Authority (PFA) and recommend the penalty set forth under Section 9-4 be clarified to apply to all violations under Chapter 9, including violations of the Open Burning Code.

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## CITY FINANCIAL IMPACTS

None.

**BOARD / COMMISSION / COMMITTEE RECOMMENDATION**

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None.

**PUBLIC OUTREACH**

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None.

**ATTACHMENTS**

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First Reading attachments not included.

1. Ordinance for Consideration