

ORDINANCE NO. 2026-5

AN ORDINANCE OF THE NEW CASTLE TOWN COUNCIL AMENDING CHAPTER 15.25 OF THE NEW CASTLE MUNICIPAL CODE WITH THE ADOPTION OF THE 2025 EDITION OF THE COLORADO WILDFIRE RESILIENCY CODE WITH AMENDMENTS

WHEREAS, pursuant to Article IV of the Charter of the Town of New Castle (“Town”) and C.R.S. § 31-16-202, the Town is authorized to adopt codes by reference; and

WHEREAS, the Town has previously adopted by reference the 2021 edition of the International Code Council’s International Wildland Urban Interface Code (“IWUIC”) with amendments as set forth in Title 15 to promote structural resistance to wildland fire; and

WHEREAS, the State of Colorado Wildfire Resiliency Code Board has mandated statewide adoption of the 2025 Colorado Wildfire Resiliency Code (“CWRC”); and

WHEREAS, Colorado River Fire Rescue (“CRFR”) has recommended that the Town adopt the highest level of preventive measures throughout its jurisdiction to protect from potential wildfire impacts as explained more fully in Exhibit A hereto; and

WHEREAS, the Town desires to update its building design regulations to meet or exceed those published by CWRC; and

WHEREAS, on July 7, 2026 (SECOND READING), Council conducted a duly noticed public hearing regarding the adoption of the CRWC pursuant to C.R.S. § 31-16-203; and

WHEREAS, the Town Council hereby finds and determines that it is in the best interests of the Town and its residents to amend Chapter 15.25 as set forth below.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NEW CASTLE, COLORADO AS FOLLOWS:

Section 1. Recitals. The above recitals are hereby incorporated as findings of the Town Council in support of the enactment of this Ordinance.

Section 2. Adoption. Town Council hereby adopts by reference the 2025 edition of the Colorado Wildfire Resiliency Code, promulgated by the Colorado Division of Fire Prevention & Control, subject to the amendments set forth in Section 4 of this Ordinance. Copies of the code adopted by reference hereby are available for inspection at the office of the Town Clerk. In addition to the general penalties provided for in Section 15.04.050 of the Town Municipal Code, the code adopted by reference hereby includes the enforcement and penalty provisions listed in Exhibit B hereto.

Section 3. Repeal. Town Council hereby repeals its prior adoption by reference of the International Wildland Urban Interface Code, 2021 Edition, promulgated by the International Code Council, Inc., 4051 Flossmoor Road, Country Club Hills, Illinois 60478.

Section 4. Code Amendment. Chapter 15.25 of the Municipal Code is hereby repealed in its entirety and reenacted as set forth below:

15.25.010 Adoption by Reference.

Pursuant to the power and authority conferred by the Town Charter and C.R.S. § 31-16-201 *et seq.*, there is adopted by reference thereto the 2025 edition of the Colorado Wildfire Resiliency Code, 2025 edition, promulgated by the Wildfire Resiliency Code Board, Colorado Division of Fire Prevention & Control, 1697 Cole Blvd, Unit 200, Lakewood, CO 80401. The purpose and subject matter of this code is to regulate and govern the safeguarding of life and property from conditions hazardous to life or property in the construction and occupancy of buildings and premises in the Town. Where conflicts exist between this code and other adopted codes, the more conservative code shall be enforced.

15.25.020 Amendments.

The Colorado Wildfire Resiliency Code, 2025 edition, is hereby amended as follows:

Section 101.1 shall read: These regulations shall be known as the Colorado Wildfire Resiliency Code as adopted by the Town of New Castle, hereinafter referred to in this Chapter 15.25 as “this code.” All references to “this jurisdiction,” “the jurisdiction,” or “AHJ” in this code shall mean and refer to the Town of New Castle.

Section 103.1 Creation of Agency shall read: The New Castle Building Department shall be the code compliance agency for purposes of this Chapter 15.25, 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 303.1.2 shall read: “The AHJ may develop and adopt local maps designating wildfire hazard and fire intensity classifications within its jurisdictional boundaries in accordance with Sections 303.1 through 303.3. The AHJ shall adopt intensity classifications no less severe than those recommended by CRFR and/or other local fire authorities. Local maps shall be updated accordingly.

Section 4. Severability. If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

Section 5. Repeal. Any ordinance of the Town or part thereof whose provisions are in conflict with this Ordinance is hereby repealed; provided, however, this Ordinance shall not affect the prosecution of any violation of the Code that occurred prior to the effective date of this Ordinance.

Section 6. Safety Clause. The Town Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the

preservation of health and safety and for the protection of public convenience and welfare. The Town Council further determines that the Ordinance bears a rational relation to the proper legislative objective sought to be obtained.

Section 7. Effective Date. This Ordinance shall take effect 14 days after final publication pursuant to Section 4.3 of the Town Charter.

INTRODUCED on June 2nd, 2026 at which time copies were available to the Council and to those persons in attendance at the meeting, read by title, passed on first reading, and ordered published in full and posted in at least two public places within the Town as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the Town of New Castle, Colorado on July 7, 2026, read by title and number, passed without amendments, approved, ordered, and published as required by the Town Charter.

TOWN OF NEW CASTLE, COLORADO TOWN COUNCIL

By: _____
Grady Hazelton, Mayor

ATTEST:

Mindy Andis, Town Clerk

Exhibit A

(CRFR Referral)

EXHIBIT B
(CWRC Penalty Provisions)

SECTION 106—FEES

106.1 General. An AHJ has the authority to establish fees.

SECTION 107—STOP WORK ORDER

107.1 Authority. Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

107.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing the work. Upon issuance of a stop work order, the cited work shall immediately cease. The stop work order shall state the reason for the order and the conditions under which the cited work is authorized to resume.

107.3 Emergencies. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

107.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to fines established by the authority having jurisdiction.