

**ORDINANCE NO. 10-22**

**AN ORDINANCE AMENDING CHAPTER 5.20 OF THE ESTES PARK MUNICIPAL CODE REGARDING THE USE OF SOLID FUEL BURNING EXTERIOR APPLIANCES ON VACATION HOME AND BED AND BREAKFAST INN PROPERTIES**

**WHEREAS**, the Estes Valley Fire Protection District reports that approximately sixty percent (60%) of residential fires in the Estes Valley involve short term rentals; and

**WHEREAS**, periods of extreme fire danger are occurring frequently in the Estes Valley; and

**WHEREAS**, the regulations in the unincorporated area of Larimer County in the Estes Valley prohibit the installation and use of exterior solid fuel burning appliances on short term rental properties; and

**WHEREAS**, the Town Board of Trustees desires to prohibit the use of exterior solid fuel burning appliances on vacation home and bed and breakfast inn properties.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ESTES PARK, COLORADO AS FOLLOWS:**

Section 1: In this ordinance, ellipses indicate material not reproduced as the Board intends to leave that material in effect as it now reads.

Section 2: Section 5.20.110 of the Estes Park Municipal Code is hereby amended, by adding underlined material, to read as follows:

5.20.110 - Additional provisions for vacation homes and bed and breakfast inns.

...

(e) Operating requirements.

...

(18) Use of solid fuel burning appliances located outside the fully contained portion of the residential structure on vacation home and bed and breakfast inn properties, absent the presence and oversight of the property owner or designated local representative, is prohibited. Solid fuel burning appliances include but are not limited to fire pits, outdoor fireplaces, portable outdoor fireplaces, portable fire pits, briquette or pellet burning grills, or similar devices. Use of gas burning outdoor devices is not affected by this paragraph, but may be regulated by other state and local laws, such as the ordinances of the Town and the adopted fire code.

...

Section 3: The Board of Trustees hereby finds, determines and declares this Ordinance is necessary for the immediate preservation of the health, safety and welfare of the Town and its citizens, for the purposes of fire safety as the wildfire season begins and fire danger escalates. Therefore, this Ordinance shall take effect and be in force immediately after its passage, adoption, and signature of the Mayor.

**PASSED AND ADOPTED** by the Board of Trustees of the Town of Estes Park, Colorado this 12<sup>th</sup> day of July, 2022.

TOWN OF ESTES PARK, COLORADO

By:   
Mayor


ATTEST:

  
Town Clerk

I hereby certify that the above Ordinance was introduced at a regular meeting of the Board of Trustees on the 12<sup>th</sup> day of July, 2022 and published by title in a newspaper of general circulation in the Town of Estes Park, Colorado, on the \_\_\_ day of \_\_\_\_\_, 2022, all as required by the Statutes of the State of Colorado.

  
Town Clerk

APPROVED AS TO FORM:

  
Town Attorney