

**RESOLUTION NO. 33  
SERIES 2024**

**A RESOLUTION PROVIDING FOR THE CONTINUATION OF THE AMENDED  
DECLARATION OF STAGE 2 FIRE RESTRICTIONS FOR THE  
CITY OF LOUISVILLE**

**WHEREAS**, Chapter 2.32 of the Louisville Municipal Code and C.R.S. § 24-33.5-801, *et seq.* authorizes the Mayor of the City of Louisville to declare that a disaster emergency has occurred or the threat of such event is imminent; and

**WHEREAS**, Chapter 2.32 of the Louisville Municipal Code and C.R.S. § 24-33.5-801, *et seq.* authorizes the Mayor of the City of Louisville to declare that a disaster emergency has occurred or the threat of such event is imminent from any natural cause or cause of human origin, including but not limited to fire; and

**WHEREAS**, on July 1, 2024, based on competent evidence of high fire danger including quantitative data produced by the National Weather Service of the United States Forest Service as follows: 1000 hr fuel moisture at 7%, an Energy Release Component above the 80<sup>th</sup> percentile, a seasonal shift toward moderate to severe drought conditions, and the existence of a D0 abnormally dry drought conditions in Western Boulder County; and

**WHEREAS**, in the past few weeks, the Stone Canyon Fire and the Lake Shore Fire started burning in Boulder County and other fires began burning and remain active in surrounding counties, depleting the regional resources available to emergency response, evacuation, and firefighting; and

**WHEREAS**, competent evidence including quantitative data produced by the National Weather Service and the United States Forest Service, exists, which necessitates implementing Stage 2 Fire Restrictions in the City and includes:

- a. 1000 hr fuels: <8%
- b. Energy Release Component (ERC): >90<sup>th</sup> percentile
- c. Above average warm and dry conditions anticipated for the extended forecast
- d. Portions of Boulder County are currently in a D2 Abnormally dry drought condition, forecasted to increase over the next few weeks
- e. Exceptional draw-down of firefighting resources and extreme competition for assets due to national, regional, and state-wide fire activity; and

**WHEREAS**, on August 1, 2024, the Board of County Commissioners of Boulder County and Boulder County Sheriff issued an order Declaring Stage 2 Fire Restrictions

for all Unincorporated Areas in Boulder County, finding such measure necessary to reduce the danger of wildfire, forest or grass fires in unincorporated Boulder County (the “Boulder County Order”); and

**WHEREAS**, as a municipality wholly contained within Boulder County, there exists a threat of the spread of wildfire to properties within the City; and

**WHEREAS**, declaration of a local disaster emergency pursuant to Chapter 2.32 of the Louisville Municipal Code authorizes the enactment of the measures set forth herein, in order to protect the health and safety of the public by in the City of Louisville; and

**WHEREAS**, on August 1, 2024 at 8:30 p.m., the Mayor of the City of Louisville, as principal executive officer of the City of Louisville, unilaterally declared a local disaster pursuant to § 24-33.5-709, C.R.S. and Section 2.32.010 of the Louisville Municipal Code and imposed certain measures to protect the health, safety and welfare of the City and its residents (the “Declaration”), and which Declaration was amended on August 2, 2024 at 1:07 p.m. to include an exception regarding welding and to provide for the opportunity of written waivers to be issued by the City upon consultation with the Louisville Fire Protection District (“Amended Declaration”); and

**WHEREAS**, Section 2.32.010.D of the Louisville Municipal Code provides the Mayor’s Declaration shall not be continued or renewed for a period in excess of seven (7) days unless the City Council approves a longer duration; and

**WHEREAS**, the City Council finds the continuation of the Mayor’s Amended Declaration is in the best interest of the public’s health and welfare; and

**WHEREAS**, it is therefore appropriate and in the interests of the public health and safety of the City and its residents to continue in effect Stage 2 Fire Restrictions, and to further protect the health and safety of the public by declaring an emergency in the City of Louisville by the City Council continuing the Mayor’s Amended Declaration as set forth herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOUISVILLE, COLORADO:**

**Section 1.** The City Council hereby finds and declares there to be a local disaster emergency in the City of Louisville, to wit, the occurrence of imminent threat of widespread or severe damage, injury or loss of life or property, that may result from the potential spread of the Boulder County Fires to property located within the City of Louisville, requiring emergency action to avert danger or damage, and that the Amended Declaration of Stage 2 Fire Restrictions for the City of Louisville executed by the Mayor of the City of Louisville on August 2, 2024 shall be continued in effect until the Boulder County Order is terminated, rescinded or downgraded from Stage 2, at which time the

City's Declaration of Stage 2 Fire Restrictions shall terminate.

**Section 2.** The effect of this Resolution shall be to continue in effect the measures set forth in the Amended Declaration, the activation, as may be required, of the response and recovery aspects of any and all applicable local and inter-jurisdictional disaster emergency plans and to further authorize the furnishing of aid and assistance under such plans, and for the Mayor, City Manager, and other appropriate City staff to exercise those functions and be vested with such authority as set forth in Section 2.32.010 of the Louisville Municipal Code and C.R.S. § 24-33.5-709.

**Section 3.** The City Manager shall forthwith:

A. Publish and disseminate information to the public regarding this Resolution and the continuation of the Amended Declaration of Stage 2 Fire Restrictions for the City of Louisville authorized hereby, including but not limited to on the City's website and social media accounts maintained by the City;

B. File a copy of this Resolution with the City Clerk;

C. File a copy of this Resolution with the Colorado Division of Emergency Management; and

C. Distribute a copy of this Resolution to the appropriate representatives of the news media.

**PASSED AND ADOPTED** this 6<sup>th</sup> day of August, 2024.



Christopher M. Leh, Mayor

ATTEST:



Meredyth Muth, City Clerk

