

**TOWN OF BOW MAR, COLORADO
ORDINANCE NO. 342**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF BOW MAR
AMENDING CHAPTER 18 OF THE BOW MAR MUNICIPAL CODE BY THE
ADOPTION OF THE COLORADO ELECTRIC READY AND SOLAR READY CODE
WITH AMENDMENTS, CONCERNING THE DESIGN, CONSTRUCTION,
ALTERNATION, REPAIR, MAINTENANCE, AND OCCUPANCY OF BUILDINGS
AND STRUCTURES WITHIN THE TOWN OF BOW MAR**

WHEREAS, the Town of Bow Mar, Colorado (the “Town”) is a statutory town incorporated pursuant to C.R.S. §§ 31-4-301, *et seq.*;

WHEREAS, Chapter 18 of the Bow Mar Municipal Code (the “Code”) adopts the 2021 edition of various model codes including the 2021 International Energy Conservation Code (the “IECC”) published by the International Code Council (the “ICC”;

WHEREAS, the purpose of the IECC provide minimum standards for energy efficiency, the use of natural resources, and the impact of energy usage on the environment;

WHEREAS, C.R.S. § 31-15-602 requires that any municipality adopting the 2021 IECC also adopt the Colorado Model Electric Ready and Solar Ready Code (the “Electric and Solar Ready Code”);

WHEREAS, the purpose of Electric and Solar Ready Code is to ensure that newly-constructed buildings are constructed in a manner where solar photovoltaic or solar thermal systems and electric vehicle charging infrastructure may be readily installed and building systems may be readily electrified;

WHEREAS, the Board of Trustees for the Town (the “Board”) hereby finds and determines that adoption of the Electric and Solar Ready Code is required by State law, and according to the State, is necessary to protect the public health, safety, and welfare of the Town;

WHEREAS, the Board finds and determines that certain amendments to the Building Codes are necessary and prudent to conform to the unique needs of the Town as more fully set forth herein;

WHEREAS, given that certain provisions of the Electric and Solar Ready Code pertain to commercial buildings, and given that there is no commercial zoning and no commercial buildings located within the Town, those provisions from the Electric and Solar Ready Code will be stricken, provided that if commercial zoning is ever authorized within the Town, the Town will concurrently adopt the current commercial and residential energy code requirements of the State;

WHEREAS, while the Electric and Solar Ready Code creates a Board of Appeals to hear appeals related to decisions of code officials on matters related to the requirements of the Electric and Solar Ready Code, the Town already has a Board of Adjustment which is authorized to hear appeals on matters related to the Town's building regulations, and as such, the Board of Adjustment, instead of a new Board of Appeals will hear appeals relating to the Electric and Solar Ready Code; and

WHEREAS, copies of the Building Codes are available for inspection at the Town's office, located at 2 Middlefield Road, Columbine Valley, CO 80123.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BOW MAR, COLORADO:

Section 1. Amend Section 18-15 of the Bow Mar Municipal Code. Section 18-15 of the Bow Mar Municipal Code is hereby repealed in its entirety and reenacted as follows:

Sec. 18-15. – Adoption of International Energy Conservation Code, and the Colorado Electric Ready and Solar Ready Code.

(a) **Adopt International Energy Conservation Code.** The 2021 Edition of the International Energy Conservation Code, including all Appendices thereto, published by the International Code Council (the "Energy Conservation Code"), is hereby adopted and enacted by this reference, with the same force and effect as though fully set forth herein, as the Energy Conservation Code of the Town, to provide minimum standards for energy efficiency, the use of natural resources, and the impact of energy usage on the environment within the Town.

(b) **Adopt Electric and Solar Ready Code.** The 2023 Edition of the Colorado Model Electric Ready and Solar ready Code (the "Electric and Solar Ready Code"), is hereby adopted and enacted by this reference, with the same force and effect as though fully set forth herein, as the Electric and Solar Ready Code of the Town, to provide the minimum standards to ensure that new buildings are constructed in a manner where solar photovoltaic or solar thermal systems and electric vehicle charging infrastructure may be readily installed and building systems may be readily electrified.

(c) **Amendments to Electric and Solar Ready Code.** The following amendments to and revisions of the Electric and Solar Ready Code are hereby adopted:

(1) Section 101.4.2 is deleted without substitute.

(2) Section 102.1.1 is deleted without substitute.

- (3) Section 109 is deleted without substitute.
- (3) Section CE301 is deleted without substitute.
- (4) Section CE302 is deleted without substitute.
- (5) Section CS401 is deleted without substitute.
- (6) Section CS402 is deleted without substitute.
- (6) Section CS410 is deleted without substitute.
- (7) Section CV501 is deleted without substitute.
- (8) Section CV502 is deleted without substitute.

Section 2. Safety Clause. The Board of Trustees hereby finds, determines, and declares that this ordinance is necessary and proper for the health, safety, and welfare of the Town and its residents.

Section 3. Severability. If any part, section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more part, section, subsection, sentence, clause, or phrase is declared invalid.

Section 4. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 5. Codification Amendments. The codifier of the Town's Municipal Code, Municipal Code Corporation, is hereby authorized to make such numerical and formatting changes as may be necessary to incorporate the provisions of this Ordinance within the Bow Mar Municipal Code.

INTRODUCED, READ, APPROVED, AND ORDERED PUBLISHED this 18th day of November 2024.

ATTEST:

By: 
Sue Blair, Town Clerk

TOWN OF BOW MAR:

By: 
Bryan Sperry, Mayor

Compliance with Section 1-46 of the Bow Mar Municipal Code:

INTRODUCED BY TRUSTEE CARLSON

SECONDED BY TRUSTEE CHRISMAN