

RESOLUTION NO. 21 -2025

**A RESOLUTION OPTING
OUT OF THE REQUIREMENTS OF THE “EV CHARGER CODE”
CREATED BY H.B. 24-1173**

WHEREAS, Colorado Senate Bill 24-1173 “Electrical Vehicle Charging System Permits” establishes permitting procedures for electric vehicle charging systems for counties with a population of 20,000 or more.

WHEREAS, pursuant to the requirements of the House Bill, by December 31, 2025, a board of county commissioners of a covered county must do one of the following:

- Adopt an ordinance or resolution that incorporates the same standards and permitting process or less restrictive standards and permitting process as the standards and permitting process described in the Colorado energy office’s EV charger permitting model code that the office is required to publish on or before March 31, 2025;
- Adopt an ordinance or resolution that establishes the covered county’s own objective standards and administrative review process to be used by the covered county permitting agency in the agency’s review of EV charger permits, which ordinance or resolution must comply with certain requirements; or
- Adopt an ordinance or resolution that establishes that the covered county does not intend to adopt the EV charger model code or adopt the standards and administrative review process required by the Act, but instead will continue to utilize the covered county’s existing permitting review process for EV charging systems.

WHEREAS, Montezuma County has a population of over 20,000 and is a “covered entity” under the “EV Charger Code”.

WHEREAS, no funds have been allocated to Montezuma County for the application or enforcement of the EV Charger Code. As such, this is an “unfunded mandate” rendered optional by the lack of financial support pursuant to C.R.S. §29-1-304.5.

WHEREAS, Montezuma County has a Land Use Code that governs development in the unincorporated county that has a High Impact review process that can evaluate proposals for electrical vehicle charging stations.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Montezuma County as follows:

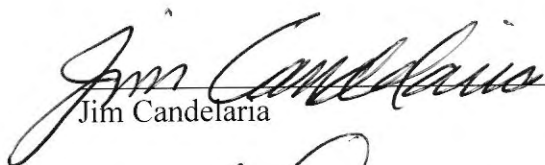
1. Montezuma County does not intend to adopt the EV Charger model code or adopt the standards and administrative review process required by the Act, but will instead continue to utilize the existing review process in the Montezuma County Land Use Code.

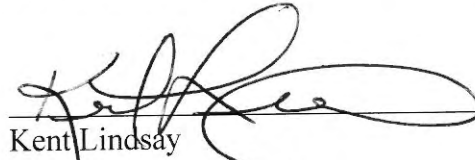
Adopted this 21st day of October, 2025.

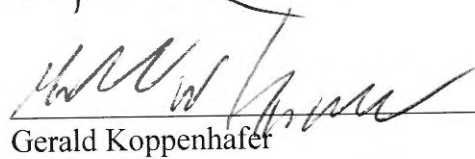
BOARD OF COUNTY COMMISSIONERS,
MONTEZUMA COUNTY, COLORADO


County Clerk and Recorder
Montezuma County, Colorado




Jim Candelaria


Kent Lindsay


Gerald Koppenhafer