

First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 07-0440.01 Bob Lackner

HOUSE BILL 07-1165

HOUSE SPONSORSHIP

Levy,

SENATE SPONSORSHIP

(None),

House Committees
Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE APPLICATION OF COUNTY BUILDING CODE
102 REQUIREMENTS TO STRUCTURES USED EXCLUSIVELY FOR
103 AGRICULTURAL PURPOSES.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Specifies that buildings or structures erected, constructed, reconstructed, altered, or remodeled for the sole purpose of providing shelter for agricultural implements, farm products, livestock, or poultry in designated areas shall be exempt from the application of county ordinances or a county building code and from the requirement to obtain a building permit unless the board of county commissioners has, by the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

enactment of a separate resolution, made such requirements applicable to such buildings or structures.

Makes a conforming amendment.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 30-28-201 (1), Colorado Revised Statutes, is
3 amended to read:

4 **30-28-201. Commissioners may adopt - emission performance**
5 **standards required.** (1) A board of county commissioners is authorized
6 to adopt ordinances and a building code consistent with the uniform
7 building code, 1988 edition, as promulgated by the international
8 conference of building officials and as revised from time to time, in all or
9 part of the county, and not embraced within the limits of any incorporated
10 city or town. ~~Buildings or structures used for the sole purpose of~~
11 ~~providing shelter for agricultural implements, farm products, livestock,~~
12 ~~or poultry may be excepted.~~ BUILDINGS OR STRUCTURES ERECTED,
13 CONSTRUCTED, RECONSTRUCTED, ALTERED, OR REMODELED FOR THE SOLE
14 PURPOSE OF PROVIDING SHELTER FOR AGRICULTURAL IMPLEMENTS, FARM
15 PRODUCTS, LIVESTOCK, OR POULTRY IN DESIGNATED AREAS SHALL BE
16 EXEMPT FROM THE APPLICATION OF SUCH ORDINANCES OR CODE AND FROM
17 THE REQUIREMENT TO OBTAIN A BUILDING PERMIT REQUIRED BY SECTION
18 30-28-205 (1) UNLESS THE BOARD HAS, BY THE ENACTMENT OF A
19 SEPARATE RESOLUTION, MADE SUCH REQUIREMENTS APPLICABLE TO SUCH
20 BUILDINGS OR STRUCTURES. The requirements shall be uniform for each
21 class of dwelling, building, or structure. The board of county
22 commissioners may employ qualified technical experts to assist in the
23 preparation of the text of such ordinances and the area building code.

24 **SECTION 2.** 30-28-205 (1), Colorado Revised Statutes, is

1 amended to read:

2 **30-28-205. County building inspector - permit required -**
3 **appeal.** (1) The county building inspector, as authorized in section
4 30-28-114, may be authorized by the board of county commissioners to
5 administer and enforce the building code adopted pursuant to this part 2;
6 and the board of county commissioners shall fix a reasonable schedule of
7 fees for the issuance of building permits by the county building inspector.
8 After the adoption of the building code, it shall be unlawful to erect,
9 construct, reconstruct, alter, or remodel any structure, dwelling, or
10 building in the designated area ~~except buildings or structures used for the~~
11 ~~sole purpose of providing shelter for agricultural implements, farm~~
12 ~~products, livestock, or poultry~~ without first obtaining a building permit
13 from the county building inspector. The county building inspector shall
14 not issue any permit unless the plans for the proposed erection,
15 construction, reconstruction, alteration, or remodeling fully conform to
16 the regulations and restrictions in the building code.

17 **SECTION 3. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.