

Resolution No. 2024-040

A Resolution to Limit the Discharge of Firearms in the Sugarloaf Area

RECITALS

A. The Board of County Commissioners of Boulder County is authorized under § 30-15-302, C.R.S., after a public hearing, to designate areas in the unincorporated territory of the county in which it is unlawful for any person to discharge firearms, except for duly authorized law enforcement officials acting in the line of duty and individuals discharging a firearm in shooting galleries or private grounds or residences under circumstances in which the firearm discharge will not endanger persons or property and in which the projectile from the firearm will not travel outside of the shooting gallery, private grounds, or residence; and

B. the Board of County Commissioners on June 28, 1971, after a public hearing adopted Resolution No. 1971-28 designating an area of approximately one square mile around Crisman, Colorado, as an area in which it is unlawful for any person to discharge a firearm subject to the exceptions required by § 30-15-302, C.R.S.;

C. the Board of County Commissioners on May 14, 1992, after a public hearing, adopted Resolution No. 1992-83 designating Section 26 of Township 1 North, Range 72 West in unincorporated Boulder County near the Swiss Peaks subdivision as an area in which it is unlawful for any person to discharge a firearm subject to the exceptions required by § 30-15-302, C.R.S.;

D. the Board of County Commissioners on October 8, 1980, after a public hearing, adopted Resolution No. 1980-52 designating Mountain Meadows, Mountain Pines, Pride of the West and Sugarloaf Acres Subdivisions, as areas in which it is unlawful for any person to discharge firearms subject to the exceptions required by § 30-15-302, C.R.S.; and

E. the Board of County Commissioners on December 13, 2022, after a public hearing, adopted Resolution No. 2022-096 designating a 12.36 square mile area in the Sugarloaf Area generally described as by Fourmile Creek on the north, Middle Boulder and Boulder Creek on the south, Section 23, 27 and 35 on the west, and Section 34 on the east, as an area in which it is unlawful for any person to discharge firearms subject to the exceptions required by § 30-15-302, C.R.S.;

F. the area designated in Resolution No. 2022-096 included areas that had been previously designated in Resolution No. 1971-28, Resolution No. 1992-83, and Resolution No. 1980-52, however, Resolution No. 2022-096 expressly superseded only Resolution No. 1980-52 and did not address the status of Resolution No. 1971-28 or Resolution No. 1992-83;

G. the Board of County Commissioners held a public hearing on May 7, 2024, at which the Board received testimony and evidence from the Boulder County Sheriff's Office, Colorado Parks and Wildlife, the United States Forest Service, and community members regarding the discharge of firearms for lawful hunting on National Forest Service land within the area depicted on the map attached to this Resolution as Exhibit A (the "Sugarloaf Firearm Discharge Prohibition Area"); and

H. the Board of County Commissioners has determined that the closure of areas in the Sugarloaf Firearm Discharge Prohibition Area should be amended to prohibit the discharge of firearms for purposes other than lawful hunting on National Forest Service land; and

I. the Board of County Commissioners has determined that the closure of National Forest Service land in the Sugarloaf Firearm Discharge Prohibition Area to the discharge of firearms for purposes other than lawful hunting is necessary to promote the public health, safety and welfare; and

J. the Board of County Commissioners has determined that the closure of land other than National Forest Service land in the Sugarloaf Firearm Discharge Prohibition Area to the discharge of firearms for all purposes, including hunting, is necessary to promote the public health, safety and welfare; and

K. the Board of County Commissioners received evidence from Community Planning and Permitting that the Sugarloaf Firearm Discharge Prohibition Area has an average population density of 100 persons per square mile, which meets the density requirement of an average of no less than 100 persons per square mile; and

L. the Board of County Commissioners has determined that this Resolution shall supersede Resolution No. 1971-28, Resolution No. 1992-83, and Resolution No. 2022-096, which previously superseded Resolution No. 1980-52.

NOW, THEREFORE, BE IT RESOLVED THAT:

I. Designation of Firearm Discharge Prohibition Area

A. It shall be unlawful for any person, except a duly authorized law enforcement officer acting in the line of duty, to discharge firearms, as defined in Section II of this Resolution, in the areas designated as the Sugarloaf Firearm Discharge Prohibition Area in Exhibit A subject to the following exceptions:

1. Firearms may be discharged for hunting with a valid license issued by Colorado Parks and Wildlife to the extent allowed by Colorado law and Colorado Parks and Wildlife regulations, United States Forest Service regulations, and the John D. Dingell Jr. Conservation, Management and Recreation Act, Public Law 116-9, on National Forest Service land within the Sugarloaf Firearm Discharge Prohibition Area; and
2. Firearms may be discharged in shooting galleries or in any private grounds or residence under circumstances when such firearm can be discharged in such a manner as not to endanger persons or property and also in such a manner as to prevent the projectile from any such firearm from traversing any grounds or space outside the limits of such shooting gallery, grounds, or residence.

B. Nothing in this Resolution shall be construed to restrict or otherwise affect the constitutional right of an individual to bear arms, to self-defense, or to the defense of the person's family or property.

C. This Resolution supersedes Resolution No. 1971-28, Resolution No. 1992-83, and Resolution No. 2022-096.

II. Definitions

A. Firearm(s): any pistol, revolver, rifle, or other weapon of any description from which any shot, projectile or bullet may be discharged.

B. Projectile(s): includes any arrows, shot from a bow of any type.

III. Penalties

A. Any person who violates this Resolution commits a petty offense punishable by no more than 10 days imprisonment in a county jail, not more than a \$300 fine, or both.

B. It is the duty of the sheriff and his undersheriffs and deputies for unincorporated Boulder County to enforce a violation of this Resolution.

IV. Effective Date

This Resolution shall be effective as of May 21st, 2024.

A motion to approve this Resolution was made at a public hearing by Commissioner Ashley Stolzmann, seconded by Commissioner Marta Loachamin, and passed unanimously.

Adopted this 21st day of May, 2024.

THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF BOULDER, COLORADO

Ashley Stolzmann
Ashley Stolzmann, Chair

Marta Loachamin
Marta Loachamin, Vice Chair

Claire Levy
Claire Levy, Commissioner

ATTEST:

Matthew Ramos
Clerk to the Board

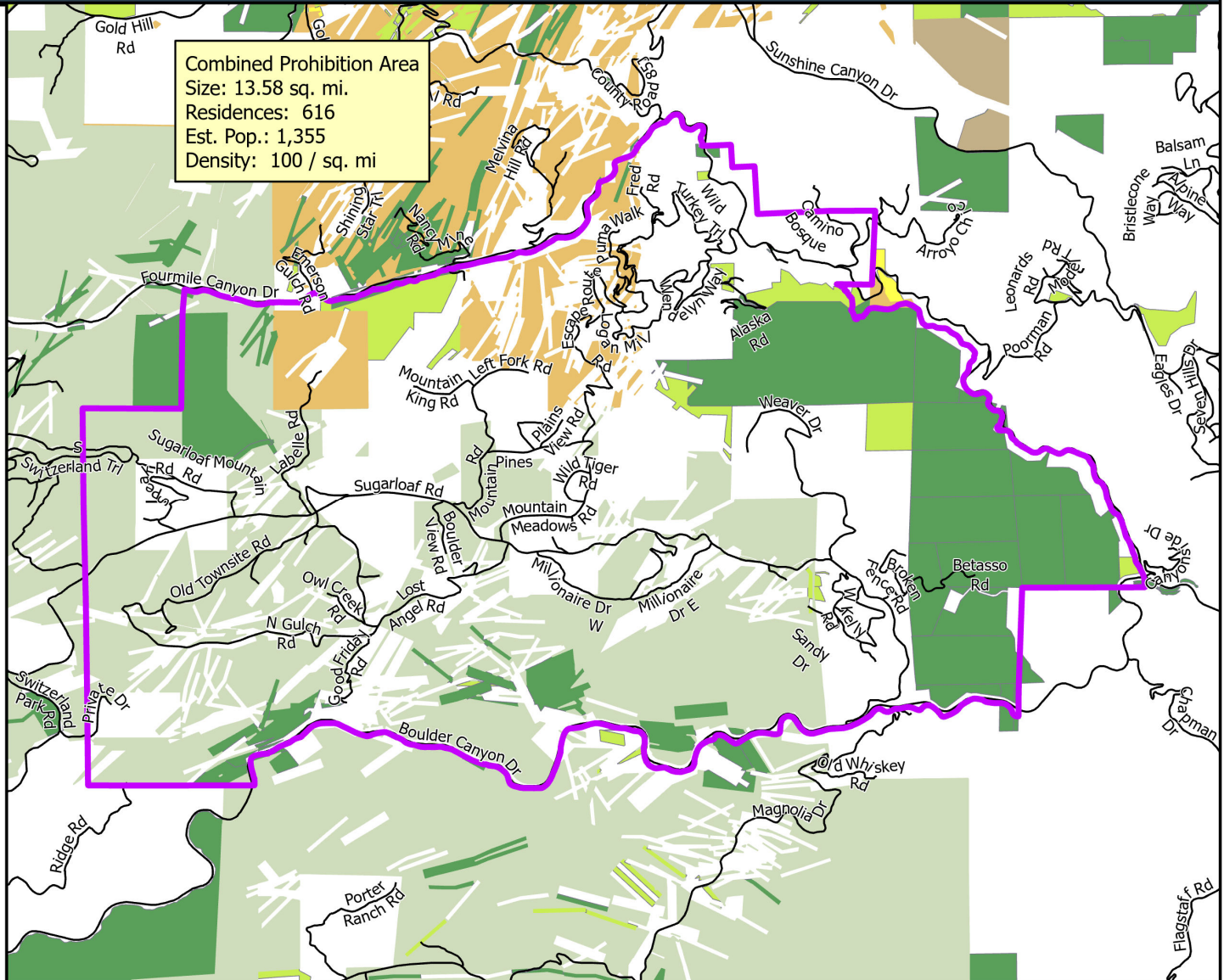
EXHIBIT A



Sugarloaf & Crisman Firearm Discharge Prohibition Area Population Density

- Firearms Discharge Closure Area
- National Forest Service Land
- Bureau of Land Management Land
- Colorado State Land Board
- Boulder County Open Space
- Boulder County Conservation Easement
- Other Boulder County Easement

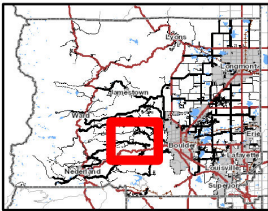
Combined Prohibition Area
 Size: 13.58 sq. mi.
 Residences: 616
 Est. Pop.: 1,355
 Density: 100 / sq. mi



0 0.25 0.5
 Miles



Area of Detail



Printed: 5/8/2024