

Copper Mountain Consolidated Metropolitan District

Policy 2014-1

WILDFIRE DEFENSE SERVICES POLICY

(WDS Policy)

1. PREAMBLE

Pursuant to § 29-22.5-103 (1) (a), C.R.S. the Fire Chief (“Chief”) of the Fire Department (“Department”) of the Copper Mountain Consolidated Metropolitan District (“District”) is responsible for the management of wildland fires that occur within the boundaries of the District’s County Designated Fire Department District Boundary and that are within the capability of the Department to control or extinguish in accordance with the provisions of section § 32-1-1002 (3) (a), C.R.S. During a fire incident, the Chief or his/her designee assumes the role of Incident Commander (“IC”) to oversee and supervise the containment and suppression of the fire, and the safety of life and property within the fire containment area. In this role it is common for the I.C. to evacuate and exclude all persons from wildfire containment areas except for those authorized personnel acting at the I.C.’s direction, to protect members of the public from unnecessary injury or death and enable wildfire response activities to be performed and managed in the most effective, efficient and in a safe manner as is possible under the circumstances. From time to time, the Chief or his/her designee receives requests from insurance companies and/or fire risk mitigation companies to permit access for such companies to homes and/or other improvements within the fire containment area during an incident, for the purpose of pre-suppression activities intended to minimize and mitigate property damage caused by wildfire. The District Board of Directors has carefully considered this matter, and has determined that under certain conditions permitting access to the containment area for qualified private persons and resources for pre-suppression and mitigation purposes will benefit District residents. It is the purpose of this policy and permit system to set forth the circumstances, conditions, and limitations under which there may be exceptions to a general evacuation order and to permit private entities to enter a fire containment area for such purposes.

2. DEFINITIONS.

A. “AOP”. The AOP is an intergovernmental agreement titled the Summit County Annual Operating Plan that is entered each year between Summit County, the various fire protection districts located within the County, Copper Mountain Consolidated Metropolitan District, Colorado State Forest Service (CSFS), United States Forest Service (USFS) and United States Bureau of Land Management (BLM), each of whom is or represents an entity with jurisdictional interests in Summit County. The AOP states the agreement of the parties for controlling and extinguishing wildland fires in Summit County in the most safe, effective and efficient manner possible. The AOP details each party’s individual responsibilities and the manner in which they will coordinate their efforts in wildland fire response. The District is a signatory to the AOP.

B. “Company” refers to any sole proprietorship, partnership, limited partnership, limited liability

company, corporation, or other business entity that wishes or intends to provide wildland fire pre-suppression and mitigation services to customers who own improvements within a wildfire containment area during an incident. Examples of Companies would include, without limitation, insurance companies and fire mitigation contractors. A Company may be any type of private-sector entity (for-profit, not for profit, or non-profit), but may not be a political subdivision or any other type of public-sector or governmental entity or agency.

C. "Evacuation Area" refers to the geographic area covered by an evacuation order or which is subject to a restricted access order. Access into the Evacuation Area will be restricted to persons specifically authorized entry by the IC.

D. "IC" refers to "Incident Commander," the individual ultimately responsible for management of wildfire response operations and decision-making during the course of a wildfire incident. The person acting as IC may change at different stages during the course of a wildfire event in accordance with then applicable sections of the District Rules and Regulations, Colorado law, the AOP or National Incident Management System ("NIMS"). As long as the particular fire incident is within the capabilities of the District to manage and control, the IC shall be the Chief or his/her designee.

E. "ICP" refers to "Incident Command Post," the physical location from which the IC administers and directs fire suppression and containment efforts during a wildland fire incident.

F. "License" refers to the "Wildland Fire Defense License" issued by the District as official documentation that a Company has submitted and had approved a complete and accurate Company Licensure Application to the District in accordance with Section 4 of this WDS Policy and that such Company is pre-qualified by the District for a Permit issued in accordance with this Policy to access a Wildfire Evacuation Area, conditioned upon the Company's Service Manager abiding by all provisions specified in Section 5, Permit Process, of this WDS Policy and the IC or ICP issues a Permit at the time the Company's Service Manager requests access to an Evacuation Area.

G. "Licensee" refers to a Company that has been issued a License.

H. "Permit" refers to the Wildfire Defense Conditional Access Permit issued by the Chief to permit a Licensee to access and provide Services in connection with a specific fire event within a designated Wildfire Evacuation Area. See Appendix B.

I. "Permittee" refers to a Licensee to which a Permit has been issued for a specific fire event.

J. "Permittee Personnel" refers to the Service Manager and all Qualified Service Personnel ("QSP") entering an Evacuation Area pursuant to a Permit on behalf of a Permittee, regardless whether the individual is an employee of the Permittee or in some other relationship with the Permittee.

K. "Service" or "Services" refers to the specific precautionary measures authorized by this Policy, which a Company may implement within an evacuation area to protect homes and other structures when the same are threatened by wildfire, unless other measures are authorized by a separate written agreement signed by the IC, the Services are limited to the following:

- management services as necessary to deliver services;
- laying temporary water lines with sprinklers around the perimeter of the structure;
- moving combustible articles such as firewood, grass, welcome mats and patio furniture;
- collecting and removing dead or dying tree limbs; and,
- applying a barrier of fire blocking gel, retardant or Class A foam to the structure or landscaping around the structure.

The Services must be performed and conducted in accordance with training, safety and operational requirements defined in the National Wildfire Coordinating Group ("NWCG") Fireline Handbook (Handbook #3, PMS410-1) and the NWCG Incident Response Pocket Guide (PMS#461).

L. "Service Manager" refers to the QSP that a Permittee has designated to be in charge of providing the Permittee's Services within an Evacuation Area.

M. "QSP" refers to "Qualified Service Personnel," which means personnel who meet the minimum requirements for training, experience, physical fitness level, and currency standards for wildland fire positions as set forth in the NIMS PMS 310-1. Only QSPs may physically enter an Evacuation Area pursuant to a Permit.

N. "QV" refers to "Qualified Vehicle," which means Type VI, Type IV and Type III wildland engines, which are outfitted and inspected per Federal Best Value standards (per USFS Region 1 Water Handling AG-043-S-07-9002). In addition to the foregoing federal standards, only QV with the capability to protect properties with fire blocking gel, retardant and/or Class A foam will be permitted in an Evacuation Area.

3. GENERAL REQUIREMENTS and RESTRICTIONS

A. No person will be given access to an Evacuation Area unless he/she is a QSP working under the direction of a Permittee.

B. No Permit will be issued on the day of a wildland fire incident for which the District has command responsibility.

B. No employee of the District will receive authorization to work in an Evacuation Area on behalf of a Permittee.

C. Only non-publicly-owned QVs may be used by a Permittee in the performance of Services.

D. No Permittee will be authorized to use public resources of the District in the performance of Services, except that a Permittee may use fire hydrant water or other water source(s) to fill onboard water tanks when such permission is granted in advance by the IC and the District Public Works Director. Any use of District water sources shall be in strict accordance with all operating instructions mandated by the District Public Works Director. With that sole exception, a Permittee must furnish all tools, labor, equipment, vehicles, and supplies in accordance with this policy and in such quantities and of the proper quality to professionally and timely perform the Services.

E. All Permittees must comply, respectively, at their own sole cost and expense, with the provisions of all state, local and federal laws, regulations, ordinances, requirements and codes which are applicable to the performance of the Services including but not limited to the provision and maintenance of Workers' Compensation with limits of liability as required by law in the State of Colorado.

4. LICENSE APPLICATION PROCESS

A. A Company desiring to gain access to Wildfire Evacuation Areas within District jurisdiction shall submit a complete Company Licensure Application (Appendix A) on or before July 15, 2014 for Calendar Year 2014 and February 1 of each calendar year thereafter during which the Company desires to have such access for the purpose of providing Services intended to minimize and mitigate property damage caused by wildfire on properties contracted with such Company for the provision of such Services. A complete Application, together with an application fee of \$100, shall be submitted to the Fire Chief of the District to initiate the District's review and consideration of the application.

B. The Chief shall review the application to ascertain that the application is complete and sufficient for administrative purposes. The Chief shall complete such review within 10 business days absent extenuating circumstances. If the Chief determines the application is incomplete or not otherwise sufficient for administrative purposes, the Chief shall deny the application and notify the applicant as to specific deficiencies in the application. The applicant may correct deficiencies and resubmit a corrected, full application, together with an additional application fee of \$50, to the Chief within 10 business days of receiving a notice of deficiency, and the Chief shall review and either approve or deny issuance of a Wildland Fire Defense License (License) to the Company making application. Such approval or denial will be issued within 10 business days after the Chief's receipt of such corrected application, absent extenuating circumstances.

C. If the Chief approves issuance of a License, the Chief may attach conditions to issuance of the license, and the Company shall be strictly obligated to comply with such conditions in order to be granted a Permit authorizing access to a specific Wildfire Evacuation Area pursuant to Section 5, below. If the Chief denies issuance of a License, the Chief shall specify the reasons why the License is not issued. The Company may reinitiate the application process at any time; however, the Chief shall not be obligated to accelerate the review and approval process as set forth in paragraph 4.B. above, in order to issue a License prior to any specific wildland fire incident within the District's jurisdictional area for which the Company desires access.

D. If a License is not issued to the Company, the Company shall not be granted a Permit for access to a Wildfire Evacuation Area pursuant to Section 5, below. A Company must possess a valid License as a condition of being issued a Permit for access to a designated Wildfire Evacuation Area.

5. PERMIT PROCESS

A. Prior to any of Licensee's QSPs arrival at an ICP, the Licensee shall place an initial phone call to Summit County Communications Center ("SCCC") at (970) 668-8600, and shall thereafter follow the Dispatcher's instructions concerning telephone contact with the IC and check-in with the IC at the ICP.

B. Immediately upon contact with the IC, the Service Manager shall submit documentation ("Documents") to the IC containing the following information:

i. One copy of the Licensee's current License.

ii. Name and phone number of Licensee's designated Service Manager.

iii. Identification and credentials of each QSP who would be assigned to the incident by the Licensee, including the name of the QSP and phone/radio contact information necessary for direct, immediate field communications with the QSP designated as the Service Manager.

iv. A listing of all QVs to be deployed in the Evacuation Area with description (make, model, year, VIN, equipment).

v. All property addresses listed in the intended order of service.

vi. A vicinity map showing locations of all properties at which Services will be provided, with each property numbered in the intended order of service.

vii. A description of Services to be provided at each property.

viii. Any additional mission/operation details that could affect IC decisions.

C. In addition to the document submittals above required, the Service Manager will immediately contact the IC for direct communication/coordination and radio check. Licensees shall utilize and provide to their QSPs programmable radios to meet Federal AG-0343-S-07-9002 Wildfire radio standards/operating frequencies (see below for reference). If an ICP is not formally established, radio communications will be established using published frequencies from the AOP and radio contact will be established to receive instructions from the IC. Per Federal AG-0343-S-07-9002 Radio Standard, the radio must be capable of programming incident frequencies and of operating in the frequency range of 148MHz to 174MHz in the analog wide band (25KHz) and narrow band (12.5KHz) modes or P25 (digital) compliant radios in the frequency range of 138MHz to 174MHz.

D. Upon receipt of the Documents and the radio communication arrangements, the IC will review the same as soon as practicable in the specific command circumstances, and will determine whether the fire behavior within the Evacuation Area is deemed safe for wildfire operations.

E. If the Documents are in order and the fire situation is deemed safe enough, the IC will issue the Permit containing the name of the Service Manager and each QSP for whom access is to be authorized. At the time of issuing the Permit the IC shall issue to the Service Manager any known restrictions or directives pursuant to 5.B. below, and, if the IC deems it appropriate, designate a liaison for the Service Manager to contact instead of the IC during the Permittee's activities within the Evacuation Area.

6. PERMITTEE OPERATIONS.

A. Upon being issued a Permit, the Permittee shall at all times conduct Services and related activities in a manner that does not interfere with the conduct of wildfire response operations being conducted by the District.

B. Permittee Personnel shall proceed with diligence and promptness in the performance of the Services and move expeditiously between properties to ensure that no Permittee Personnel, vehicles, or equipment remain within an Evacuation Area any longer than necessary.

C. The Permittee shall have sole responsibility and control over the Services and the neither the IC nor any other District employee or representative shall have any responsibility or liability for any Services or related activities, *provided, however*, that the Permittee and its QSPs and Service Manager shall be subject to the authority and direction of the IC regarding when and by what routes the Permittee's forces may enter the Evacuation Area, and any limitations upon routes that may be used within the Evacuation Area and the duration of access to the Evacuation Area.

D. The Permittee and its Service Manager and QSPs will adhere to the operational protocols outlined in the Permit and this policy.

E. Each QSP operating within an Evacuation Area pursuant to a Permit must carry credentials and documentation at all times demonstrating that (i) he/she is a QSP and (ii) is either an employee or a subcontractor of a Permittee.

F. The Service Manager, or his/her designee, shall make a report to the IC or designated liaison regarding pre-suppression measures successfully implemented at each property.

G. The Service Manager or his/her designee shall at all times during an incident be immediately accessible by radio communication so that the IC or the designated liaison can issue orders and directives in real time, and the Service Manager shall be strictly obligated to immediately implement any IC directives/orders related to the IC's management and control of the wildfire incident or the Evacuation Area, whether issued by the IC or by the designated liaison. The Service Manager and all QSPs shall contact the IC or the designated liaison immediately by radio to report any health or safety emergency within the Evacuation Area.

H. At all times the Permittee is within the Wildfire Containment Area, the Service Manager and all QSPs shall be subject to the authority and direction of the IC and ICP. The Service Manager shall have full authority and control over the Permittee's activities when the Permittee is within the Wildfire Containment Area. The Service Manager shall be in immediate contact with the ICP and all Company personnel situated within the Wildfire Containment Area. The Service Manager shall be strictly obligated to direct and order Permittee personnel within the Wildfire Containment Area to immediately implement any IC or ICP directives/orders related to ICP's management and control of the Wildfire Containment Area.

I. Upon completion of mission, the Service Manager shall report to the ICP and inform the IC of the time of de-mobilization from the Incident and confirm to the IC that the Service Manager has accounted for all the Permittee Personnel, vehicles, equipment, and resources.

7. SUSPENSION OF PERMITTEE OPERATIONS. In the interests of public safety or for public wildfire response operations related purposes, the IC may order the Permittee Personnel within an Evacuation

Area to cease operations within and withdraw from the Evacuation Area. In such event the Permittee Personnel shall immediately comply with the IC's directions for exiting the Evacuation Area. The IC may allow the Permittee Personnel to re-enter the Evacuation Area to resume performance of the Services at the IC's sole and absolute discretion.

8. INCIDENT EVALUATION. Within thirty (30) days after completion of a Licensee's mission within a District Evacuation Area, the Licensee will provide the Chief and the District Manager a written evaluation assessing the following:

- Success of the Services in protecting property within the Evacuation Area;
- The IC's performance in discharging the IC's duties pursuant to this policy;
- Any lessons learned based on the particular incident; and
- Any suggested modifications of the access protocols referenced in this policy.

9. PUBLIC INFORMATION. The Documents and all written or otherwise recorded information provided to the IC or the District pursuant to this policy may be subject to public inspection, disclosure or release pursuant to the requirements of the Colorado Open Records Act, Article 72 of Title 24 C.R.S.

10. CONFLICTS WITH AOP. This policy is subject to the terms and conditions of AOP, as amended. The terms of the AOP shall prevail and govern in the event of any conflict or inconsistency between the terms of the AOP and those of this policy.

11. INSURANCE.

A. When making application for a License, the Company shall provide the District with current and up to date certificates of insurance, effective for the respective fire season, showing the Licensee as the insured and naming the District as an additional insured and evidencing the types and amounts of insurance specified below:

- i. Standard Workers' Compensation as required by law in the State of Colorado; and
- ii. Comprehensive General Liability Insurance for operations and contractual liability adequate to cover the liability assumed hereunder with limits of not less than \$1,000,000 on account of any one person and \$5,000,000 for each occurrence of property damage and personal injury; and
- iii. Automobile Liability insurance written on the comprehensive automobile form insuring all owned and non-owned Licensee vehicles to be used in connection with the incident, with limits of not less than \$150,000 (bodily injury per person), \$600,000 (each accident) and \$100,000 (property damage).

B. With regard to all insurance, such insurance shall be primary insurance to the full limits of liability herein before stated and, should the District have other valid insurance, the District's insurance shall be excess insurance only.

C. Each certificate of insurance submitted pursuant to paragraph 10.A. above shall identify the Company and shall provide that coverage afforded under the listed policies shall not be cancelled, terminated or materially changed until at least 30 days prior written notice has been given to the District. If the words "endeavor to", or words of equivalent meaning, appear in the portion of the certificate addressing cancellation, those words shall be stricken from the certificate by the agent(s) completing the certificate. The District reserves the right to request and receive a certified copy of any policy and any endorsement thereto.

12. GOVERNMENTAL IMMUNITY; LIABILITY DISCLAIMER. The District does not waive or intend to waive by any provision of this policy, the monetary limitations or any other rights, immunities, and protections provided by the Colorado Governmental Immunity Act, Section 24-10-101 et seq., C.R.S. as from time to time amended, or any other limitation, right, immunity or protection otherwise available to the District or any of their officers, employees or agents. Without in any way limiting the foregoing, the District disclaims any and all liability for the effects of any command decision made by any District employee or representative pursuant to this Policy.

ADOPTED AND MADE EFFECTIVE this 30th day of May, 2014

ATTEST:

David H. Steele

Dave Steele
Secretary of the District

Thomas J. Malmgren

Thomas J. Malmgren
President of the District

APPENDIX A

COMPANY LICENSURE APPLICATION

1. COMPANY INFORMATION

COMPANY NAME: _____
MAILING ADDRESS: _____
PHYSICAL ADDRESS: _____
CITY: _____ STATE: _____ ZIP _____
TELEPHONE NO: _____ E-MAIL ADDRESS: _____
FAX NO: _____ CELL PHONE NO: _____
STATE OF INCORPORATION: _____

2. COMPANY AUTHORIZED REPRESENTATIVE INFORMATION

NAME: _____
MAILING ADDRESS: _____
CITY: _____ STATE: _____ ZIP: _____
TELEPHONE NO: _____ E-MAIL ADDRESS: _____
FAX NO: _____ CELL PHONE NO: _____

3. STATEMENT OF SERVICES TO BE PROVIDED

4. CERTIFICATES OF INSURANCE (NAMING THE DISTRICT AS AN ADDITIONAL INSURED ON ALL LIABILITY CERTIFICATES)

ATTACH COPIES OF THE FOLLOWING CERTIFICATES OF INSURANCE (CHECK EACH CERTIFICATE SUBMITTED WITH APPLICATION):

- STANDARD WORKERS' COMPENSATION

- COMPREHENSIVE GENERAL LIABILITY INSURANCE
- AUTOMOBILE LIABILITY INSURANCE

5. REQUIRED INFORMATION (ATTACH SHEETS PROVIDING ALL REQUIRED INFORMATION AND CHECK EACH INFORMATION ITEM SUBMITTED WITH APPLICATION)

- LIST OF ALL PROPERTY OWNERS WITHIN THE DISTRICT WITH WHOM THE LICENSEE HAS A CONTRACT FOR FIRE PRE-SUPPRESSION, DEFENSE, AND/OR MITIGATION SERVICES. FOR EACH CONTRACTED PROPERTY OWNER DOCUMENT THE OWNER'S NAME, MAILING ADDRESS, AND TELEPHONE NUMBER.
- LIST, BY OWNER'S NAME, OF EACH OWNER'S PROPERTY SITUATED WITHIN THE DISTRICT DOCUMENTING THE PROPERTY'S LEGAL DESCRIPTION AND PHYSICAL ADDRESS.
- DISTRICT MAP SHOWING THE LOCATION OF EACH CONTRACTED PROPERTY KEYED TO THE LIST PROVIDED IN 5.B. ABOVE.
- COPY OF CURRENT EMERGENCY EQUIPMENT RENTAL AGREEMENT OR USFS FEDERAL SUPPRESSION CONTRACT.

IN SIGNING THIS LICENSURE APPLICATION I, _____, CERTIFY THE COMPANY WILL ABIDE BY ALL TERMS AND CONDITIONS OUTLINED IN THE DISTRICT'S WILDLAND FIRE SERVICES POLICY AT ALL TIMES THE COMPANY HAS QUALIFIED SERVICE PERSONNEL AND/OR QUALIFIED VEHICLES ACCESSING AND OPERATING WITHIN A WILDFIRE EVACUATION AREA. MORE SPECIFICALLY, AND WITHOUT RESERVATION, I CERTIFY THAT:

- A. ALL WILDFIRE DEFENSE SERVICES AND ASSOCIATED OPERATIONS SHALL BE PERFORMED IN ACCORDANCE WITH THE TRAINING, SAFETY AND OPERATIONAL REQUIREMENTS DEFINED IN THE USFS FIRELINE HANDBOOK (NWCG HANDBOOK #3, PMS410-1) AND THE USFS INCIDENT RESPONSE POCKET GUIDE (PMS #461), AS WELL AS OTHER STATE REQUIREMENTS.
- B. ALL QUALIFIED SERVICE PERSONNEL SHALL USE REQUIRED PERSONAL PROTECTIVE EQUIPMENT.
- C. ALL QUALIFIED SERVICE PERSONNEL TRAINING AND CERTIFICATION RECORDS HAVE BEEN INSPECTED AND APPROVED ANNUALLY UNDER THEIR EERA/FEDERAL CONTRACT REQUIREMENTS.
- D. COMPANY HOLDS A FEDERAL COMMUNICATIONS COMMISSION LICENSED FREQUENCY FOR THEIR INTERNAL RADIO COMMUNICATIONS.
- E. COMPANY'S ENGINES ARE EQUIPPED WITH RED OR YELLOW LIGHT BARS SUFFICIENT FOR VISIBILITY IN SMOKE AND VISIBILITY FOR AVIATION RESOURCES.
- F. COMPANY'S ENGINES WILL NOT HAVE COLOR OR OTHER VISIBLE MARKINGS SIMILAR TO DISTRICT OR OTHER PUBLIC AGENCY VEHICLES.
- G. COMPANY'S ENGINES ARE CONFIGURED AND EQUIPPED TO MEET NWCG SPECIFICATIONS IN ORDER TO MEET ENGINE AND COMPLIMENT SPECIFICATIONS REQUIRED BY FEDERAL SUPPRESSION OR OTHER STATE CONTRACTING, INCLUDING APPROPRIATE WILDLAND ENGINE MARKINGS FOR FEDERAL AND STATE SERVICE.
- H. COMPANY ENGINES BEAR PROMINENT INDIVIDUAL COMPANY BRANDING INTENDED TO DESIGNATE ENGINES AS NON-PUBLIC VEHICLES.
- I. COMPANY ENGINES MEET NWCG STANDARDS FOR TYPE VI TO TYPE III WILDLAND ENGINES, TACTICAL TENDERS, OR TENDERS WHICH PASS ANNUAL DOT AND FEDERAL/EERA CONTRACT EQUIPMENT/COMPLIMENT INSPECTIONS.

- J. COMPANY SHALL UTILIZE PROGRAMMABLE RADIOS TO MEET FEDERAL AG-0343-S-07-9002 (BEST VALUE CONTRACT) OR EQUIVALENT; SUCH RADIOS WILL BE CAPABLE OF PROGRAMMING INCIDENT FREQUENCIES AND OF OPERATING IN THE FREQUENCY RANGE OF 148MHZ TO 174MHZ IN THE ANALOG WIDEBAND (25KHAZ AND NARROW BAND (12.5 KHZ) MODES, OR P25 (DIGITAL) COMPLIANT RADIOS IN THE FREQUENCY RANGE OF 138MHZ TO 174 MHZ; AND SUCH RADIOS WILL BE PROGRAMMED AS REQUIRED BY ICP.
- K. COMPANY QUALIFIED SERVICE PERSONNEL WILL CARRY COMPANY PHOTO IDENTIFICATION AND CURRENT RED CARD, EITHER NWCG OR CALIFORNIA INCIDENT COMMAND CERTIFICATION SYSTEM.
- L. I AM AUTHORIZED AND EMPOWERED BY THE COMPANY TO SIGN AND SUBMIT THIS APPLICATION ON BEHALF OF THE COMPANY.
- M. TO THE BEST OF MY KNOWLEDGE AND BELIEF, THE STATEMENTS AND INFORMATION IN THIS APPLICATION ARE TRUE, ACCURATE, AND CORRECT.

APPLICANT SIGNATURE: _____

PRINTED OR TYPED NAME OF APPLICANT: _____

APPLICANT'S TITLE: _____

DATE: _____

Appendix B

Copper Mountain Consolidated Metropolitan District

WILDFIRE DEFENSE CONDITIONAL ACCESS PERMIT

LICENSEE QUALIFICATIONS

The Licensee may be a sole proprietorship, partnership, limited partnership, limited liability company, association, or corporation that provides wildfire pre-suppression and mitigation services on a for-profit, not for profit, or nonprofit basis and which has one or more contracts with individual owners of real property improvements (buildings or other structures) located within the Copper Mountain Consolidated Metropolitan District (District). The following protocols define the requirements to be issued a permit for access to wildland fire evacuation areas under District command, pursuant to District Policy 2014-1. Any person or entity that does not meet the qualifications/ credentials or protocols defined herein shall not be granted a permit. Capitalized terms used herein are defined in District Policy 2014-1.

Licensee's Contracts

The Licensee has attached a list containing the name, address, and telephone of each owner of property within the District with whom the Licensee has a contract for Services. Additionally, the address of the property that is the subject of such contract shall be listed if different from the owner's listed address.

Limited Mission/Violations of Order

Licensee shall not provide or attempt to provide first responder service, but shall provide only Services as defined in District Policy 2014-1. Licensee shall not provide any Services to an owner who has remained on his/her property in violation of an Evacuation Order. Licensee will take all reasonable measures to assist any unauthorized person found within an Evacuation Area to exit the same.

Qualifications/Requirements

- Services must be performed in accordance with the training, safety and operational requirements defined in the USFS Fireline Handbook (NWCG Handbook #3, PMS410-1) and the USFS Incident Response Pocket Guide (PMS#461), as well as other State requirements.
- The Licensee shall arrive and operate "Wet" (Licensee must be self- sufficient – the

District cannot guarantee the availability of fire flow water sources).

- The Licensee shall hold a current Emergency Equipment Rental Agreement (“EERA”) or USFS Federal Suppression Contract.
- All Qualified Service Personnel (“QSP”) shall be NWCG 310-1 compliant with current Red Card to appropriate ICS Position with photo identification and required Personal Protective Equipment (“PPE”). Personnel training and certification records to be inspected and approved annually under their EERA/Federal contract requirements.
- When applying for a Permit, the Licensee’s Service Manager will provide Liaison Officer, Planning Section, Operations Section or Incident Commander with all property addresses for which the Licensee intends to provide Services within the specific Evacuation Area.
- The Service Manager will attend briefings and receive incident action plan.
- Service Manager will make communication with Division/Group supervisor as situation requires.
- Any actions taken and all intelligence gathered will be recorded.
- If Gel is applied a placard will be placed at the address with all info detailed.
- In the event that clients are not within defined division boundary Intelligence info will be reported to the Incident Commander (“IC”).
- In the event of imminent threat action will be taken following all established safety standards.
- Licensee has read and understands District Policy 2014-1 and agrees to comply with, and ensure that all Licensee employees, agents, independent contractors, and representatives will comply with, all terms and conditions of said Policy.
- Licensee shall obtain its own Federal Communications Commission (“FCC”) licensed frequency for their internal radio communications.
- If pre-suppression occurs, Service Manager to document actions and report to Incident Commander (i.e. gel application, zone sprinkler systems or other).

Engines

- Licensee shall deploy Qualified Vehicles only within an Evacuation Area. Each QV shall be equipped with Red or Yellow Light bars (safety measure for visibility in smoke and visibility for aviation resources). Light Bars shall be restricted to use within the Evacuation Area only.
- Licensee’s QVs should not have color and markings similar to District or other public agency or department vehicles, except that Licensee’s engines shall be configured and equipped to meet NWCG specifications in order to meet engine and compliment specifications required by Federal Suppression or other State contracting. This may include appropriate wildland engine markings for Federal and State service.
- Individual Company branding shall be present on QVs, which is intended to designate the Licensee’s QV as a non-public vehicle.
- Each QV shall meet NWCG standards for Type VI to Type III wildland engines, Tactical Tenders or Tenders which pass annual DOT and Federal/EERA contract equipment/compliment inspections.

- Vehicles identification, Mechanical inspection, weight slips and certification of insurance. This information will be available in a small binder or folder on each QV.

Personnel Identification

- Photo Identification (Licensee Company I.D.), Fire Qualification card for all Qualified Service Personnel (to be retained by each individual QSP)

CONDITIONS OF APPROVAL:

(Attach additional sheets as needed)

Licensee Authorized Representative

Telephone Number

Mailing Address

Approved and issued by:
Copper Mountain Consolidated Metropolitan District

Gary Curmode, Fire Chief