



HOUSING BOARD OF REVIEW

City of Burlington

149 Church Street Room 11
Burlington, Vermont 05401
(802) 865-7122

**HOUSING BOARD OF REVIEW
CITY OF BURLINGTON**

NOTICE OF DECISION

Enclosed is a copy of the "Findings of Fact, Conclusions of Law and Order" of the Burlington Housing Board of Review.

Please note that a person aggrieved by a decision of the Housing Board of Review is entitled to appeal to the Chittenden Superior Court. (See Housing Code Section 18-59 and Vermont Statutes Annotated, Title 24, Section 5006.) The court rules may require that such an appeal be commenced within thirty (30) days of the Board's Order.

Unless an appeal is taken, the Board's Order should be complied with before expiration of the thirty (30) day period.

DATED 10/23/19

CITY OF BURLINGTON
HOUSING BOARD OF REVIEW

Josh O'Hara
Board Chair

cc: Chris Khamnei
William Ward
Matthew Perry

**STATE OF VERMONT
CHITTENDEN COUNTY, SS.**

**In re: Request for Hearing of CHRIS KHAMNEI)
Regarding the Rental Property at 233-) CITY OF BURLINGTON
235 St. Paul Street) HOUSING BOARD OF REVIEW**

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

The above-named hearing came before the Housing Board of Review on September 30, 2019. Board Chair Josh O'Hara presided. Board Members Patrick Kearney, Patrick Murphy, Olivia Pena and Betsy McGavisk were also present. Petitioner Chris Khamnei was present and testified. Also appearing and testifying were William Ward, Director of Permitting and Inspections, and Minimum Housing Inspector Matthew Perry.

Upon consideration of the evidence and the applicable law, the Board makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. Petitioner Chris Khamnei is the owner of a rental unit, 233-235 St. Paul Street, in the City of Burlington which is the subject of these proceedings.

2. On July 25, 2019, petitioner appealed the denial from the Code Enforcement Office for a longer extension to make repairs to four of his rental properties, including the subject property. With respect to the subject property, petitioner had been granted an extension to August 15, 2019.

3. At the Board's hearing, petitioner testified the repairs were completed and he did not need an extension of time. Minimum Housing Inspector Matthew Perry confirmed that on August 15, 2019 he found the property in compliance. A Certificate of Compliance for the property was issued on September 30, 2019.

CONCLUSIONS OF LAW

4. The Board has the power to reverse or affirm, in whole or in part, any order or other action of the inspector and to make such order, requirement, decision or determination as ought to be made.

Minimum Housing Code, Sec. 18-42(d). A Certificate of Compliance for the property was issued on September 30, 2019. Therefore, there is no action for the Board to take.

ORDER

Accordingly, it is hereby ORDERED:

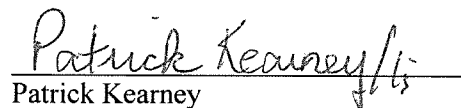
5. The issue is moot and the case DISMISSED.

DATED at Burlington, Vermont this 23rd day of October, 2019.

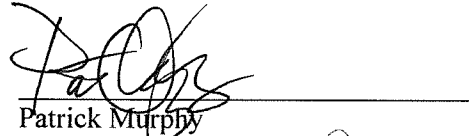
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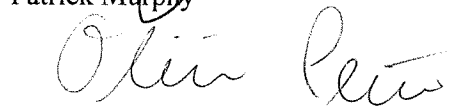
Josh O'Hara



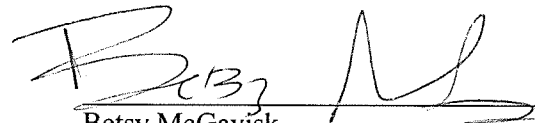
Patrick Kearney



Patrick Murphy



Olivia Pena



Betsy McGavisk