

MINIMUM HOUSING ORDINANCES  
RELATED TO LEAD PAINT

In the year Two Thousand Nine.....  
Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, the Ordinance Committee has been deliberating on the amendments to the City’s minimum housing code related to lead paint; and

WHEREAS, the Committee has taken extensive testimony from staff representatives of the Code Enforcement Office, CEDO’s housing and lead paint programs, and the City Attorney’s Office and from interested members of the public over the course of its deliberations at three meetings, including testimony from owners and renters representatives, educators, health experts, lead poisoning experts, lead paint abatement and interim control experts, a painting contractor, the Vermont Attorney General’s Office and Vermont Department of Health, and other interested community members; and

WHEREAS, the Committee has received input from the City Council on key provisions and has reviewed the proposed ordinance section by section and has unanimously recommended its adoption with several amendments; and

WHEREAS, the Committee has heard testimony related to several issues and has determined that it requires more study and deliberation before it can make a decision as to whether or not to incorporate them into the ordinance: (1) a publicly accessible database listing properties where lead hazards have been addressed, (2) mandatory dust wipe testing, (3) addressing the hazards of bare soil in drip lines, (4) the problem of flaking paint and lead dust coming from owner-occupied target housing into neighbors yards, (5) public education about

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lead hazards and the requirements of the new lead ordinance and state law, and (6) the incorporation of the Burlington Lead Program's standards for pre-1978 rental housing;

NOW, THEREFORE, BE IT RESOLVED that the City Council requests the Ordinance Committee to continue working on these issues; and

BE IT FURTHER RESOLVED that CEDO, Code Enforcement, and the City Attorney's Office assist the Ordinance Committee in its inquiry into whether or not these issues should be or not be incorporated into the ordinance or otherwise implemented by the City.