



Findings of Fact and Conclusions of Law

Davis County Board of Health Regulation

Proposed Changes to the Housing Regulation

Scott Zigich, Chair

Findings of Fact:

The **Housing Regulation** was adopted by the Davis County Board of Health in 2013 to establish minimum housing standards to protect public health.

The changes to the **Housing Regulation** include:

- Updating the formatting.
 - Eliminating unused, unnecessary, and unclear definitions.
 - Adding definitions for decontamination specialist, vermin and habitable space.
 - Revising the definition of nuisance.
 - Adopting R311-500 and R392-600 regarding illegal drug operations.
 - Re-organizing the section headers to clearly define everything that is required of a landlord under one section.
 - Removing requirements regarding:
 - Conditions of outside stairs and sidewalks;
 - Nuisance indoor air quality;
 - Animals;
 - Temporary heating devices;
 - Finished surfaces;
 - Exposing interior of walls; and
 - Temporary and emergency housing.
 - Altering the Lead-Based paint section and moving it into the Responsibilities of Owners and Property Managers Section.
 - Adding a Chemically Contaminated Dwellings section to require a decontamination permit and ability for the Department to post a contaminated unit closed.
 - Modifying the Closed to Occupancy & Enforcement sections to allow entry into a home posted closed only with permission from the Department.
1. The proposed changes and the new Davis County Regulation are not in conflict with Federal Law, State Statute or Rule.
 2. The Board of Health provided a public hearing as required by law. The hearing was held on September 7, 2022, and written comments were received until September 16, 2022.

3. The Davis County Law Enforcement Administrators Association wrote a letter in support of the changes dated August 25, 2022.

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Conclusions of Law:

1. The proposed changes to the Davis County Board of Health **Housing Regulation**, as approved for public hearing at a regularly scheduled Board meeting, have been reviewed and commented on by the general public and interested parties.
2. The proposed **Housing Regulation** protects the public's health.

IN WITNESS WHEREOF, the Davis County Board of Health has approved this **Findings of Fact and Conclusions of Law** this 8th day of November, 2022.

Signed:  Date: 11/8/22