

Proposed Regulation No. M-23 Adams County Health Department Rules and Regulations Regarding Methamphetamine-Affected Properties in Adams County

Adams County BOH Public Hearing

June 15, 2023

Kayla Lesperance, PH Industrial Hygienist

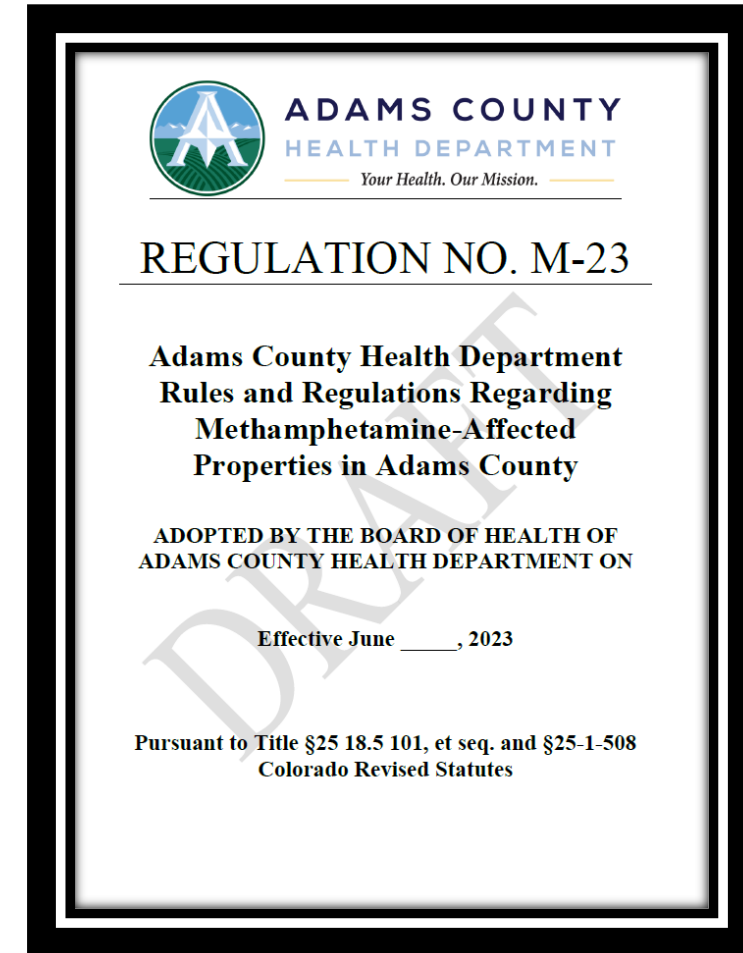


ADAMS COUNTY
HEALTH DEPARTMENT

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New ACHD Regulation

- **Purpose:** Outline the regulatory function of ACHD as member of the default governing body and define roles of law enforcement agencies and building departments within Adams County who together make of the default governing body
- Establishes specific powers and duties (oversight role) for ACHD:
 - Make appropriate investigations, inspections, reviews, and evaluations of properties with suspected or confirmed contamination
 - Maintain records of properties with suspected or confirmed contamination and subsequent decontamination
 - Issue notices to property owners, default governing body partners, and other interested parties
 - Provide regulatory oversight of the decontamination process required by state regulations
 - Issue certificates of compliance to property owners re: successful decontamination
 - Charge fees approved by the BOH for regulatory oversight



Regulatory Structure

- Illegal Drug Laboratory Act – establishes a “default governing body” consisting of local public health agency, building department, and law enforcement agency, if no agency or office is designated by the city council or BOCC.
- Local BOH Authority: CRS 25-18.5-105(1 & 2)
 - Governing bodies **may** declare an illegal drug laboratory that has not met the cleanup standards a public health nuisance.
 - Governing bodies **may** enact ordinances or resolutions to:
 - Prevent unauthorized entry into contaminated property
 - Require property to meet cleanup standard before occupancy
 - Notifying the public of a contaminated property
 - Coordinating services and information sharing law enforcement, building, public health, social service agencies
 - Charge reasonable inspection and testing fees
- Local BOH Authority: CRS 25-1-506 – Broad public health powers and duties




Community Benefit & BOH Recommendation

- Responsibility to protect the health and safety of the citizens and the environment
- Oversight program provides a needed service to the community
- Serve as resource for information/consultation

Recommendation:

- Adopt new ACHD Regulation M-23 Regarding Methamphetamine-Affected Properties in Adams County

NOTICE OF PUBLIC HEARINGS


ADAMS COUNTY
HEALTH DEPARTMENT
Your Health. Our Mission.

NOTICE IS HEREBY GIVEN that the Board of Health of Adams County Health Department will conduct a public hearing on Thursday, June 15, 2023, at 5:30 p.m. at 4430 S. Adams County Parkway, Brighton, Colorado to consider adoption of the following:

- (1) Pursuant to C.R.S. §25 18.5 101 (the Act) and 6 CC 1014 3 (State Regulations) to consider adopting proposed Regulation M-23, establishing rules and regulations Regarding Methamphetamine-Affected Property in Adams County.

Copies of the proposed regulation may be obtained by contacting Keith Homersham, at 303-846-2026 or khomersham@adcogov.org.

Individuals are invited to speak to the Board of Health regarding public hearing items. Each person has a 3-minute time limit for comments, unless otherwise noted by the President. Individuals must state their name and address for the record prior to making remarks. Written comments are preferred and can be submitted ahead of time via email to BoardOfHealth@adcogov.org.

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Collaboration and Support for Reg. M-23

Building Departments

- Adams County
- City of Arvada
- City of Brighton
- City of Commerce City
- City of Federal Heights
- City of Northglenn
- City of Thornton
- City of Westminster

Legal Counsel Review

- Mellissa Sager, Adams - Assistant County Attorney

Certified Methamphetamine Contractors

15 certified methamphetamine consultants were contacted

CDPHE Colleague Review and Support

Colleen Brisnehan and Richard Mruz from the Hazardous Waste and Corrective Action Unit

Denver Post Public Posting

May 25, 2023

Notice of Public Hearing on BOH Website

<https://adamscountyhealthdepartment.org/board-health#2023>

