



City of Rochester

City Clerks Office

Certified Resolution

Rochester, N.Y., _____

TO WHOM IT MAY CONCERN:

I hereby certify that at a meeting of the Council of the City of Rochester, held in the City Hall, on **December 20, 2005** a resolution was **Adopted**, of which the following is a true copy; and at the time said resolution was adopted the Council consisted of nine (9) members.

Resolution No. 2005-23

Resolution Regarding Targeting Lead Enforcement, As Amended

WHEREAS, the City is enacting legislation to address the issue of lead paint poisoning in Rochester, and

WHEREAS, that legislation will utilize the Certificate of Occupancy (C of O) inspection process as the basic structure to enforce the new regulations, and

WHEREAS, the use of the C of O process ensures that every property subject to a C of O will be inspected every five years, with an estimated average of 4,500 structures certified annually, and

WHEREAS, there are [thirty-nine] identified census [tracts] blocks in the City in a list on file in the City Clerk's Office that have historically been the location of a disproportionately high number of cases of lead poisoning, making them an important area to target for early enforcement, and

WHEREAS, in addition to the C of O inspections, the City will undertake Quality Housing Initiative (QHI) inspections on behalf of Monroe County for units that house tenants subsidized by the Department of Human Services, with an estimated 8,000-10,000 such inspections annually, and the substantial majority of those units are located within the [thirty-nine] identified census [tracts] blocks that comprise the target area, and

WHEREAS, beyond the C of O and QHI inspections, the City will respond to individual complaints, yielding an additional 2,000-4,000 units inspected annually, and

WHEREAS, at the end of the second year of enforcement, it is anticipated that the vast majority of the units in the target area will have been inspected through one of the City's inspection processes, and

WHEREAS, it is the intention of the Council that the units in the target area, as the source of a substantial number of the cases of lead poisoning, should be completed the earliest possible time within the financial and programmatic constraints that exist,

BE IT THEREFORE RESOLVED, by the Council of the City of Rochester as follows:

Section 1. [Following the end of the second year of this inspection process, the City shall create a list of the properties within the target area that have not yet been inspected and will schedule inspections on those properties during the third year.] By July 1, 2006 the City shall create a list of all of the properties within the target area that should be subject to lead-based paint inspection.

Section 2. [A report shall be submitted to Council during the first quarter of the third year to document the list of remaining properties and a projected schedule to address them.] By the end of the 1st quarter of the second, third and fourth years following the effective date of this inspection process a report shall be submitted to Council showing the number of properties in the target area that have not yet been inspected.

- A. The report submitted in the third year shall also contain a list of the remaining properties and the City will schedule inspections on those properties during the third year.
- B. If any properties subject to inspection have not been addressed by the time the report is submitted in the fourth year the report shall contain a list of those properties and specify the reasons therefore.

Section 3. The boundaries of the target area shall be adjusted as necessary to reflect the recommendations of the Monroe County Health Department and shall, at a minimum, cover the areas in which 90% of children in the City historically found to have Elevated Blood Lead levels reside..

Section 4. This resolution shall take effect immediately.

Bracketed material deleted; underlined material added.

Passed by the following vote:

Ayes - President Giess, Councilmembers Curran, Douglas, Mains, McFadden, Norwood, Pritchard, Santiago, Stevenson - 9.

Nays - None - 0.

Attest Carolee A. Conklin
City Clerk