

Meeting Minutes of the Board of Public Health and Environment



Date: 8/11/2022

Location: Virtual

<input checked="" type="checkbox"/> Genene Duran, Chairperson	<input checked="" type="checkbox"/> Jennifer Jaskolka	<input checked="" type="checkbox"/> Cathy Cooney
<input type="checkbox"/> Celia Vanderloop, Vice-Chairperson	<input type="checkbox"/> Alisha Brown	<input type="checkbox"/> Jim Garcia
<input checked="" type="checkbox"/> Jim Rada	<input checked="" type="checkbox"/> Chris Wiant	<input type="checkbox"/>

Agenda Item	Description of Agenda Item	Action/Decisions
BPHE Docket #22-10	Petition for variance from Chapter 36 of the Denver Revised Municipal Code governing noise control. Petitioner: American Civil Constructors LLC. Respondent: Public Health Investigations Division, Denver Department of Public Health and Environment	The Board approves the variance with conditions
<p>Summary of Decision</p> <p>On July 19, 2022, American Civil Constructors, LLC (“Petitioner”), filed a petition for variance (“Petition”) with the Board of Public Health & Environment (“Board”) requesting a variance from Chapter 36 of the Denver Revised Municipal Code governing noise control.</p> <p>The Department of Public Health & Environment (“Department”) responded with support for this petition with conditions. The matter was presented to the Board on August 11, 2022.</p> <p>The Board finds that Petitioner has met its burden of proof pursuant to section 3.10 of the Rules and Regulations Governing Hearings Before the Board of Environmental Health, dated June 21, 2022 and, as such, hereby grants the Petition with the following conditions:</p> <ul style="list-style-type: none"> • Petitioner shall comply with all conditions set forth in the Department’s Recommendation dated August 1, 2022 • Petitioner shall provide a copy of the Petition, the Department’s Recommendation dated August 1, 2022, and the Final Order with the City of Wheat Ridge Department of Public Works for their information 		

Agenda Item	Description of Agenda Item	Action/Decisions
BPHE Docket #22-11	Petition for review of a restricted breed permit revocation. Petitioner: James Nathaniel deHart and James Ray deHart. Respondent: Denver Animal Protection, Denver Department of Public Health and Environment	The Board orders the Department to reinstate the Restricted Breed Permit for the Petitioner
<p>Summary of Decision</p> <p>On June 2, 2022, the Department of Public Health & Environment (“Department”) issued a Restricted Breed Permit Revocation Letter ordering James Nathaniel deHart (“Petitioner”) to remove a female American Pit Bull Terrier, named Athena, from the City and County of Denver for violations of the Denver Revised Municipal Code. Petitioner appealed the revocation letter and the matter was presented to the Board of Public Health & Environment (“Board”) on August 11, 2022.</p> <p>The Board hereby finds that the Petitioner met his burden of proof under Section 2.06 of the Rules and Regulations Governing Hearings Before the Board of Public Health & Environment, dated June 21, 2022, and orders the Department to reinstate the Restricted Breed Permit for Athena to Petitioner.</p>		