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**RESOLUTION**

# 6-2011/2012

WHEREAS, Grundy County, Iowa, wishes to ensure public health and safety for Grundy County and desires a clean and aesthetic environment while maintaining individual property rights for Grundy County citizens, and

WHEREAS, on the 11th day of July, 2011, the Grundy County Board of Health had a public meeting regarding the proposed adoption of a Nuisance Complaint Policy and Procedure in conformity with Chapter 657 (Code of Iowa 2011), and

WHEREAS, notice of a public hearing regarding a Nuisance Complaint Policy and Procedure in conformity with Chapter 657 (Code of Iowa 2011). has been given by one publication in the Grundy Register, an official newspaper for Grundy County, Iowa, which newspaper has general circulation within the County, the date of such publication being July 7, 2011, and

WHEREAS, after the public hearing, the Grundy County Board of Health approved a recommendation to the Board of Supervisors for the adoption of a Nuisance Complaint Policy and Procedure in conformity with Chapter 657 (Code of Iowa 2011), and


NOW, THEREFORE, BE IT RESOLVED by the Grundy County Board of Supervisors that it a Nuisance Complaint Policy and Procedure in conformity with Chapter 657 (Code of Iowa 2011), by reference, as further set out in the document, marked Exhibit "A", attached to this Resolution and made a part hereof.

BE IT FURTHER RESOLVED that the chairperson of the Board of Supervisors is appointed to execute said Resolution on behalf of Grundy County.

PASSED AND ADOPTED this 18th day of July, 2011.

  
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Barbara Smith, Chairperson

ATTEST:

  
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Rhonda R. Deters, County Auditor

## Grundy County, Iowa Nuisance Complaint Policy and Procedure

**Policy Purpose:** To maintain consistent practices when dealing with nuisance complaints or Board of Health violations. To exercise power given to the Board of Health by Iowa Code Chapter 137 "Local Health Act." To enforce Iowa Code Chapter 657 "Nuisances." To equitably enforce all restrictions in the Iowa Administrative Code pertinent to local Boards of Health.

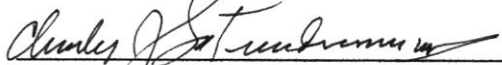
*A nuisance is defined by Iowa Code as "Whatever is injurious to health, indecent, or unreasonably offensive to the senses, or an obstruction to the free use of property, so as essentially to unreasonably interfere with the comfortable enjoyment of life or property, is a nuisance, and a civil action by ordinary proceedings may be brought to enjoin and abate the same and to recover damages sustained on account thereof."*

**Upon complaint to or visual identification by a Grundy County Board of Health representative the following procedure will be followed:**

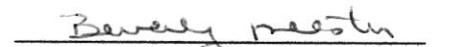
1. Fill out "complaint form" in order to get specific details down from the source of the complaint.
2. On-site investigation by the County Sanitarian (with Sheriff Deputy if needed) to take pictures and notes on the complaint.
3. County Sanitarian will determine if complaint requires further action or merely a phone call to the landowner.
4. If violation is confirmed as being in process, the County Sanitarian will send a return receipt letter to the landowner to abate the nuisance and give a time frame in which it shall be completed.
5. County Sanitarian will report all complaints or visual identification at the next scheduled Board of Health meeting (or request a special meeting if needed) to receive input and guidance.
6. County Sanitarian (with Sheriff Deputy if needed) will return to the site of the complaint and follow up to confirm the nuisance has been abated.
7. Follow up will be reported to the Board of Health and the source of the complaint.
8. In a case where the nuisance is not abated by the given time frame, the matter will be turned over to the County Attorney's office for further action.
9. County Sanitarian will continue to keep the Board of Health informed of progress.

Approved this 11 day of July, 11

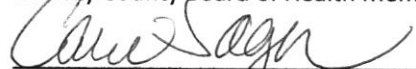
  
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Grundy County Board of Health Chairperson

  
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Grundy County Board of Health Member

  
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Grundy County Board Of Health Member

  
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Grundy County Sanitarian