

Chapter 163

RENTAL OCCUPANCY REPORTS

§ 163-1. Definitions.

§ 163-3. Violations and penalties.

§ 163-2. Reports required from owners of rental property.

[HISTORY: Adopted by the Borough Council of the Borough of McSherrystown 1-27-1993 by Ord. No. 1993-2 as Part 6, Ch. 2, Art. D, of the 1993 Code; amended in its entirety at time of adoption of Code (see Ch. 1, General Provisions, Art. I). Subsequent amendments noted where applicable.]

§ 163-1. Definitions.

For the purpose of this chapter, the following terms shall be defined as contained herein:

MULTIPLE DWELLING UNIT — Any building, structure, group of buildings or structures under common ownership or management, hotel, boardinghouse or similar facility, containing more than one distinct living area, housekeeping unit, or accommodations for human habitation.

OWNER — Any owner, manager, managing agent, or other person, partnership or corporation responsible for the operation of a multiple dwelling unit and/or single dwelling unit, rented or leased.

RESIDENT — Occupier or inhabitant, other than the owner, of a multiple dwelling unit and/or single dwelling unit, rented or leased, but excluding transient or tourist persons who have stayed or intend to stay 30 days or less, and persons who maintain a permanent residence outside the Borough.

§ 163-2. Reports required from owners of rental property.

To enable the Borough to more efficiently assess and levy taxes on taxables within the Borough, each owner of a multiple dwelling unit and/or single dwelling unit, rented or leased, shall report to the Secretary between May 15 and 30 of each year, and between December 15 and 30 of each year, the identities of all residents of the owner's multiple dwelling unit or units and/or single dwelling unit, rented or leased. The report of such residents shall be made in writing on such forms as shall be prescribed by the Borough. Should the Borough fail to prescribe or have available forms for the aforementioned reports, then such report shall be made by the owner in writing in duplicate to the Secretary.

§ 163-3. Violations and penalties.

The failure of any owner of a multiple dwelling unit and/or single dwelling unit, rented or leased, to make a report as provided in § 163-2 shall constitute an offense, and any person convicted of any such offense shall be sentenced to pay a fine of not less than \$50 or more

than \$1,000 and costs of prosecution, and, in default of payment of fine and costs, to undergo imprisonment for not more than 30 days, provided that failure to comply with any provisions of this chapter for each reporting period shall constitute a separate offense.