

ORDINANCE NUMBER 6 OF 2019

**AN ORDINANCE AMENDING ORDINANCE NO. 2 OF 2016 KNOWN AS
THE TENANT OCCUPANCY SAFETY INSPECTION ORDINANCE**

WHEREAS, on January 25, 2016, Throop Borough Council ordained and enacted the Tenant Occupancy Safety Inspection Ordinance; and

WHEREAS, Throop Borough Council, at its April 8, 2019 meeting passed a motion to advertise followed by adoption of several amendments to the Ordinance; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE BOROUGH OF THROOP that Ordinance No. 2 of 2016, the Residential Rental Unit Occupancy Ordinance is hereby amended as follows:

1. SECTION III

Definitions:

Person – an individual, proprietorship, corporation, partnership, association or other legal entity.

Residential Rental Registration – the registration and certification of all individual residential rental units and/or dwelling units within Throop Borough.

2. SECTION IV

Registration

B. The owner, operator, responsible agent or manager of each residential rental unit who rents or leases any residential rental unit in the Borough of Throop to any tenant for a period of time in excess of 30 days shall apply for a residential rental license on or before June 30th and thereafter, within thirty (30) days of its expiration. In addition, the owner, operator, responsible agent or manager agrees to comply with all provisions of this ordinance and the Code as herein described.

3. SECTION V

Inspection

A. All residential rental units must be inspected at a minimum of one inspection every two years. A residential rental unit must also be inspected upon a change of Tenancy or when the legal title to the premises in which one or more residential rental units changes or transfers to another individual, proprietorship, corporation, partnership, association or other legal entity.

4. SECTION V

Inspection

H. Each license shall expire twenty-four (24) months after the date of issuance or upon change of tenancy or when the legal title to the premises on which one or more residential rental units changes to another individual, proprietorship, corporation, partnership, association or other legal entity. A license may be renewed only by making application as provided in this ordinance. Applications for renewal shall be made no later than 30 days prior to the expiration date.

5. SECTION IX

Fee/Cost of Permit

The fee for the application for a license shall be set by Throop Borough Council and may be modified, from time to time by resolution. The fees for both inspection and a permit are set forth on Exhibit "A" attached hereto.

SECTION 1.

If any section, clause, provision or portion of this ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The Borough of Throop reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Ordinance and the effective administration thereof.

SECTION 2.

Conflict with other Ordinances. All Ordinances, or any parts thereof, which are inconsistent or in conflict with this Ordinance, to the extent of such conflict are hereby repealed.

SECTION 3.

This ordinance shall become effective immediately upon its enactment.

SECTION 4.

This Ordinance is enacted by the Council of the Borough of Throop under the authority of the Act of the Legislative, as amended, December 12, 1990, P.L. 1994, No. 220, and any other applicable law arising under the laws of the Commonwealth of Pennsylvania.

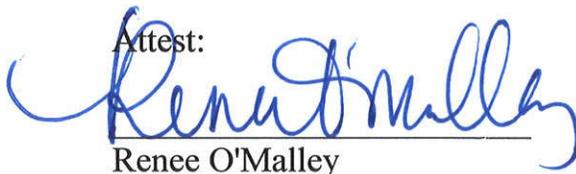
ORDAINED AND ENACTED this 29th day of April, 2019.



Richard Kucharski
Council President



Joe Tropiak
Mayor

Attest:


Renee O'Malley
Secretary