



Ordinance 662

AN ORDINANCE AMENDING CHAPTER 182 RENTAL LICENSES

Sponsored By: 4th District Councilman Charles McKewen

First and Second Reading: November 4, 2021 Council Meeting

Results: Passed 6 In Favor, 0 Opposed with 1 Absent.

Third and Final Reading: December 9, 2021 Council Meeting

Results: Passed 5 In Favor, 0 Opposed with 2 Absent

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AN ORDINANCE AMENDING CHAPTER 182 RENTAL LICENSES

WHEREAS, The Mayor and Council have determined that in order to better obtain more accurate and timely information concerning rental properties throughout the Town, Chapter 182 requires some clarifications; and

WHEREAS, the Town would like to clarify that the license year and that no license will be prorated regardless of when the initial application for license is received.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF ELSMERE, AS FOLLOWS:

Effective immediately Chapter 182-7B Fees shall be removed in its entirety and a new Chapter 182-7B be inserted to read as follows:

B. These fees are also subject to the following:

- (1) The annual license year shall be November 1 to October 31 of the following year.
- (2) No fees will be prorated. Each license will be valid through October 31 regardless of the date a license is purchased. Annual renewal forms will be mailed by the Town.
- (3) Licenses are payable upon receipt and are due no later than October 31.
- (4) A charge of \$50 will be assessed for compliance inspections, if required, beyond the initial inspection mandated and included in the license fee. This shall not be assessed if the additional inspection is required due to a change in the occupants and no additional inspections are required.
- (5) It shall be the sole responsibility of the owner(s) to provide shelter and pay expenses of relocation of persons required to vacate the owner's rental property as a result of an order condemning a building or structure deemed unfit for human habitation.
- (6) The owner(s) who fails to provide the shelter and relocation required by subsection B(5) shall also reimburse the Town for any expenses that it incurs in connection with obtaining shelter and relocation services for persons required to vacate the owner's property. However, nothing in this section of the Code shall require the Town of Elsmere to undertake such expenses.

First and Second Reading
November 4, 2021

Third and Final Reading
December 9, 2021

Eric Thompson, Mayor

Salley Jensen, Secretary

Approved as to form:

Town Solicitor

ORDINANCE 662

SYNOPSIS

This Ordinance clarifies that the Rental License year is November 1 to October 31 regardless of when a license is purchased and that no license shall be prorated. This brings the code into line with Standard Operating Procedures and clarifies the intent of the existing chapter.

FISCAL IMPACT

This Ordinance is anticipated to have little or no Fiscal Impact. The Code Enforcement Department has already enforced licensing in this manner.