

**Chapter 95**  
**RENTAL PROPERTY, REGISTRATION OF**

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**[HISTORY: Adopted by the Borough Council of the Borough of Delmont by Ord. No. 92-6, as amended through 2000. Subsequent amendments noted where applicable.]**

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**§ 95-1. Purpose.**

To require landlords who own real property within the Borough of Delmont to notify the Borough Secretary on or before the first day of October of each year of the names, street addresses and other information of all tenants occupying any real property for the purpose of wage and per capita tax enforcement.

**§ 95-2. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**LANDLORD** — Any person, lessor, firm, corporation, partnership or association who lease(s) or by some other legal means provide usage of real property to other persons, firms, corporations, partnerships or associations.

**NOTICE** — Information provided to the Borough of Delmont as required by this chapter. The information is to be provided in writing on forms provided by the Borough of Delmont. In the event the forms are not provided by the Borough of Delmont, any written notice with the required information would be acceptable.

**§ 95-3. Application.**

All persons, firms, partnerships, associations or corporations who own real property within the Borough of Delmont shall notify the Borough Secretary within 15 days of the date any residential tenant vacates and further shall notify the Borough Secretary within 15 days of any new residential tenant occupying said real property.

**§ 95-4. Lessor culpability.**

Any person, firm, partnership, association or corporation being a landlord/lessor or owning real property within the borough and; who fails or refuses to abide by the provisions of this chapter (§§ 95-1 through 95-4), shall be responsible for any taxes owned by the unreported tenant. Failure to pay the taxes of the tenant assessed upon the lessor/landlord shall be paid within 30

days by lessor/landlord. If unpaid, each day thereafter shall be a continuing and new violation of this Act punishable as per this section and § 95-6A and/or B.

**§ 95-5. Enforcement.**

This chapter may be enforced by any borough official. Upon receipt of notice as required by this chapter, the borough will have issued forthwith an occupancy permit indicating compliance with this chapter.

**§ 95-6. Violations and penalties.**

Any person, firm, partnership, association or corporation owning real estate within the Borough of Delmont that fails or refuses to abide by the provisions of this chapter may be penalized as follows:

- A. Shall be guilty of a summary offense with, upon conviction of the first offense, shall pay a fine not in excess of \$100 plus court costs. Each day that this chapter is violated shall constitute a separate offense.
- B. A second offense, upon conviction thereof, shall impose a fine not in excess of \$600, plus court costs and attorney's fees, and/or 30 days' incarceration. Each day that this chapter is violated shall constitute a separate punishable offense. **[Amended 6-12-2001 by Ord. No. 2001-3]**