



FIRST CLASS CITY
FIRST CLASS SERVICE

CITY OF ROCHESTER
BUILDING SAFETY DEPARTMENT
HOUSING INSPECTION SERVICES DIVISION
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Non-Habitable Area Agreement

Rental Property Address: _____

Rental Certificate #: _____

Area of concern: _____

The purpose of this form is to document the areas within a rental property that are not considered habitable areas because of deficiencies and/or violations with the Rochester Code of Ordinances.

Rochester Code of Ordinances Chapter 7-1 Sec.7-1-7(a) states the following definition for a “Habitable Room”:
"Habitable room" means any room used or intended to be used for sleeping, living, cooking or dining purposes, excluding such enclosed places as closets, pantries, bath or toilet rooms, service rooms, connecting corridors, laundries, unfinished attics, foyers, storage spaces, utility rooms, and similar spaces.

Rather than remodeling the area of concern to meet the minimum requirements of the Rochester Code of Ordinances and the Building Code, I elect to consider this area as uninhabitable and agree with the following statements:

- I understand that the above area of concern in this rental property will not be considered as habitable space because of deficiencies and/or violations of the Rochester Code of Ordinances.
- I will make sure that the tenants are aware that the above area of concern cannot be used as habitable space.
- I will make every effort to administer this requirement with my tenants.
- I understand that my rental certificate may be revoked if I violate this agreement and allow the area of concern to be used as a habitable space or room.

Owner's Name: _____

Owner's Address: _____

Owner's Signature: _____

Date: _____