

Unrelated Overoccupancy Ordinance



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Civil Violation, Presumptions, and Defenses

- It is unlawful for a responsible person to allow or have a family of more than four unrelated persons occupying a single-family dwelling unit.
- Rebuttable Presumptions
- Residence as Evidence
- Affirmative Defenses



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Chapter 26 Sec. 26-12 & 26-13

- Sec. 26-12: Civil ordinance with set fines
 - The administrative penalty is :
 - **\$250 dollars** for the first violation.
 - **\$350 dollars** for the second violation.
 - **\$500 dollars** for three or more violations.
 - An administrative penalty may be assessed for each day a violation continues.

- Sec. 26-13: Penal ordinance with penalties listed in Sec. 1.7
 - \$25 - \$500 determined by Municipal Court Judge

- Administrative citation or notice

- Administrative Hearing and Appeal



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