



City of Rochester  
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## NON-HABITABLE AREA AGREEMENT

Rental Property Address: \_\_\_\_\_

Rental Certificate #: \_\_\_\_\_

Areas 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 7-1-5* states the following definition for a "Habitable Space":  
*HABITABLE SPACE. Space in a structure for living, sleeping, eating or cooking. Bathrooms, toilet rooms, closets, halls, storage or utility spaces, and similar areas are not considered habitable 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 the 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 his 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: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Owner's Signature: \_\_\_\_\_

Date: \_\_\_\_\_