

**ORDINANCE NO. O2021-26**

**AN ORDINANCE AMENDING SECTION 515.02  
"FAIR HOUSING DEFINITIONS"  
OF THE CODIFIED ORDINANCES OF THE  
CITY OF GALLIPOLIS, OHIO**

**WHEREAS**, the City of Gallipolis is desirous of promoting fair and equal treatment of all the Citizenry by establishing and enforcing certain rules relating to Fair Housing; and

**WHEREAS**, an integral part of the enforcement of said code provisions is the establishment of the definitions under the Fair Housing section; and

**NOW, THEREFORE, BE IT ORDAINED** by the City Commission of the City of Gallipolis, Ohio:

**SECTION 1: That Section 515.02 which reads as follows:**

**515.02 DEFINITIONS.**

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

(a) "Real estate agent" includes any real estate broker, real estate salesman or an agent thereof, or any other person, partnership, association or corporation who for consideration sells, purchases, exchanges, rents, negotiates, offers or attempts to negotiate the sale, purchase, exchange or rental of real property or holds himself out as engaged in the business of selling, purchasing, exchanging, renting or otherwise transferring any interest in real property.

(b) "Board" means the Fair Housing Board created by this chapter.

(c) "Discrimination," "discriminating" or "discriminate" means to render any difference in treatment to any person in the sale, lease, rental or financing of a dwelling or housing unit because of a person's race, color, creed, sex, marital status, religious belief, national origin, age or handicap.

(d) "Housing" includes any building, facility or structure or portion thereof which is used or occupied or is intended, arranged or designed to be used or occupied as the home, residence or sleeping place of one or more persons, groups or families and any vacant land offered for sale or lease for the construction or location thereon of such building, facility or structure.

(e) "Lending institution" means any bank, insurance company, savings and loan association or any other person or organization regularly engaged in the business of lending money or guaranteeing loans.

(f) "Person" means one or more individuals, corporations, partnerships, associations, labor organizations, legal representatives, mutual companies, joint stock

companies, trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers and fiduciaries.

(g) "Handicap" means with respect to a person:

- (1) A physical or mental impairment which substantially limits one or more of such person's major life activities;
- (2) A record of having such an impairment; or
- (3) Being regarded as having such an impairment, but such term does not include current, illegal use of or addiction to a controlled substance (as defined in Section 102 of the Controlled Substance Act [21 U.S.C. 802]).

(h) "Family status" means one or more individuals who have not attained the age of eighteen years being domiciled with:

- (1) A parent or another person having legal custody of such an individual or individuals; or
- (2) The designee of such parent or other persons having such custody, with the written permission of such parent or other person.

The protections afforded against discrimination on the basis of familial status shall apply to any person who is pregnant, or in the process of securing legal custody of any individual who has not attained the age of eighteen.

**BE, AND HEREBY IS, AMENDED to read as follows:**

#### 515.02 DEFINITIONS.

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

- (a) "Real estate agent" includes any real estate broker, real estate salesman or an agent thereof, or any other person, partnership, association or corporation who for consideration sells, purchases, exchanges, rents, negotiates, offers or attempts to negotiate the sale, purchase, exchange or rental of real property or holds himself out as engaged in the business of selling, purchasing, exchanging, renting or otherwise transferring any interest in real property.
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- (c) "Discrimination," "discriminating" or "discriminate" means to render any difference in treatment to any person in the sale, lease, rental or financing of a dwelling or housing unit because of a person's race, color, creed, sex, marital status, gender identity or expression, sexual orientation, religious belief, national origin, age or handicap.
- (d) "Housing" includes any building, facility or structure or portion thereof which is used or occupied or is intended, arranged or designed to be used or occupied as the home, residence or sleeping place of one or more persons, groups or families and any vacant land offered for sale or lease for the construction or location thereon of such building, facility or structure.
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include current, illegal use of or addiction to a controlled substance (as defined in Section 102 of the Controlled Substance Act [21 U.S.C. 802]).

(h) "Family status" means one or more individuals who have not attained the age of eighteen years being domiciled with:

- (1) A parent or another person having legal custody of such an individual or individuals; or
- (2) The designee of such parent or other persons having such custody, with the written permission of such parent or other person.

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law. **SECTION 2:** That this Ordinance shall take effect at the earliest possible time allowed by

**PASSED:** \_\_\_\_\_

**ATTEST:** *Failed - Lack of motion 8/17/21*

*Shelly Clouch*

**Clerk of the City Commission**

**Annette M. Landers**

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**President of the City Commission**

**Cody Caldwell**

The foregoing Ordinance is hereby approved as to form.

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**Gallipolis City Solicitor**

**Brynn Saunders Noe**