

AN ORDINANCE PROHIBITING DISCRIMINATION AGAINST PERSONS PARTICIPATING IN CERTAIN REAL ESTATE SALE, RENTAL, OR LOAN TRANSACTIONS BECAUSE OF RACE, RELIGION, COLOR, SEX, NATIONAL ORIGIN OR ANCESTRY AND PROVIDING REMEDIES AND PENALTIES FOR VIOLATIONS THEREOF:

WHEREAS, the practice or policy of discrimination against individuals by reason of race, religion, color, sex, national origin or ancestry is a matter of concern to the City of Sedgwick, since such discrimination threatens not only the rights and privileges of the inhabitants of the city, but menaces the institutions and foundations of a free and democratic state; and

WHEREAS, it is the policy of the City of Sedgwick in the exercise of its power for the protection of the public health safety, general welfare, and for the maintenance and promotion of the city's commerce and sound government to prevent discrimination, segregation or separation because of race, religion, color, sex national origin or ancestry in certain real estate transactions;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK:

Section 1. Adoption of Fair Housing Provisions.

The provisions of K.S.A. 44-1015 to 44-1023 inclusive, and 44-1026 to 44-1028, inclusive as now constituted or as hereafter amended, are hereby adopted by reference as if they had been fully set out herein, and from and after the effective date of this ordinance, such provisions shall be ordinances of the City of Sedgwick except as follows:

- (a) "Commission", as defined in K.S.A. 44-1015 (a), and as thereafter used in the foregoing provision shall mean the Governing Body of the City of Sedgwick, Kansas, instead of the Kansas Commission on Civil Rights, and references to service of process in the foregoing provision shall be deemed to require all process to be served on the City at its offices in 511 N. Commercial, Sedgwick, Kansas.
- (b) All references therein to the State of Kansas or any county thereof shall be construed to refer to the City of Sedgwick.
- (c) All references thereing to the Kansas Attorney General or any County Attorney shall be construed to refer to the City Attorney of the City of Sedgwick.
- (d) Any reports or recommendations required therein to be made to the State or any of its officers shall be made to the Governing Body of the City or the appropriate officer of the City of Sedgwick.
- (e) That portion of K.S.A. 44-1010 which reads as follows is excepted from the adoption by reference:
Whenever a local fair housing ordinance provides rights and remedies for alleged discriminatory housing practices which are, in the judgement of the Commission, substantially equivalent to the rights and remedies provided in this act, the Commission shall refer to the appropriate local agency and complaint filed under this act which appears to constitute a violation of such local fair housing ordinance. The Commission shall take no further action with respect to such complaint until 30 days have elapsed since the complaint was referred to the local agency, or the local agency has completed its investigation, or the local agency requests the Commission to assume jurisdiction or to assist it, whichever occurs first. The local agency shall inform the Commission in writing of the status of the referred complaint at the end of the referral period or when the local agency has completed its investigation, whichever occurs first.

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The Commission may take further action on the complaint if in its judgment the protection of the rights of the parties or the interests of justice require such action.

Section 2. Cooperation with State and Federal Agencies.

The City of Sedgwick and the governing body thereof shall cooperate, when requested, with the Kansas Commission on Civil Rights and the United States Department of Housing and Urban Development in the administration of state and national fair housing laws and regulations, and will provide to such agencies its services and employees for such purposes, subject to the requirement that the agencies reimburse to the City for its cooperation and assistance. In furtherance of such cooperative efforts, the City may enter into written agreements with such agencies, which shall be made available to the public by the governing body.

Section 3. Effective Date.

This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS, SEPTEMBER 15, 1980.

Approved and Signed:


DONALD KEITH DEHAVEN, MAYOR

ATTEST:


CAROLYN A. SHIELDS, CITY CLERK

SEAL