

**AN ORDINANCE AMENDING SECTION 130.06
REAL ESTATE USED FOR ILLEGAL USE OR
SALE OF NARCOTICS, CONTROLLED
DANGEROUS SUBSTANCES GAMBLING,
PROSTITUTION OF THE CITY OF FORT
WAYNE, INDIANA CODE OF ORDINANCES**

WHEREAS, The City of Fort Wayne is committed to make neighborhoods safer for its residents by reducing crime; and

WHEREAS, To decrease crime in its neighborhoods, no owner of real estate or any real property located in the city on which residential, commercial or industrial improvements of any kind or nature are located shall allow the real estate to be used as a site for any use or sale of illicit narcotics or controlled dangerous substances, gambling or prostitution.

NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE;

SECTION 1. That **Section 130.06 REAL ESTATE USED FOR ILLEGAL USE OR SALE OF NARCOTICS, CONTROLLED DANGEROUS SUBSTANCES, GAMBLING, PROSTITUTION** of the City of Fort Wayne, Indiana Code of Ordinances is amended as follows:

§ 130.06 REAL ESTATE USED FOR ILLEGAL USE OR SALE OF NARCOTICS, CONTROLLED DANGEROUS SUBSTANCES, GAMBLING, PROSTITUTION.

AMEND (B):

(B) *Permitting the use of real estate for illicit drug activity, gambling or prostitution.* No owner of real estate located in the city shall knowingly allow the real estate to be used as a site for any use or sale of illicit narcotics or controlled dangerous substances, gambling or prostitution. For the purposes of this section, an owner of real estate is defined as any person who, alone, jointly or severally with others, shall have legal or equitable title to or other

possessory interest in any real property on which residential, commercial or industrial improvements of any kind or nature are located, including a purchaser under a Contract for Conditional Sale of Real Estate commonly known as a Land Contract, and a lessee, sub-lessee, renter, or tenant who is allowing another person to occupy the dwelling or dwelling unit. The definition of owner shall not include a mortgage lien holder or other lien holder holding an interest which secures a debt or judgment, or third party non-employees using real estate for illicit drug activity, gambling, or prostitution before or after company's regular business hours.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Geoffrey Paddock

Approved As To Form And Legality

Carol Helton, City Attorney