

**Date:** October 28, 2021

**To:** Councilmember Greg Landsman  
**From:** Andrew Garth, City Solicitor *AWG*  
**Subject:** **Ordinance – Modifying CMC Chapter 871-9 Affirmative Defense Recognition**

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Transmitted herewith is an ordinance captioned as follows:

**MODIFYING** the provisions of Chapter 871, “Landlord-Tenant Relationships,” of Title VIII, “Business Regulations,” of the Cincinnati Municipal Code, by **AMENDING** Section 871-9, “Obligations of Landlords and Tenants,” to recognize the right of tenants living in residential rental properties to assert payment of past due rent as a defense in any forcible entry and detainer (eviction) action filed on the basis of nonpayment of rent.

AWG/EEF/(lnk)  
Attachment  
346165