

**RESOLUTION FROM GREATER TALLAHASSEE CHAMBER OF COMMERCE  
ON THE REMOVAL OF RACIALLY RESTRICTIVE LANGUAGE IN ALL  
RESIDENTIAL RECORDING INSTRUMENTS ON REAL PROPERTY IN THE  
CITY OF TALLAHASSEE AND LEON COUNTY, FLORIDA**

WHEREAS, the Federal Housing Administration created a program in 1934 that required racially restrictive language in restrictive covenants for developers to receive financial incentives for residential development.

WHEREAS, in 1948 in the landmark United States Supreme Court case, Shelley v. Kraemer, the Court held that enforcement of racially restrictive covenants violated the Equal Protection Clause of the 14<sup>th</sup> Amendment of the United States Constitution and, therefore, ruled that those covenants are unenforceable.

WHEREAS, in 1968, the Federal Fair Housing Act made the practice of writing racially restrictive covenants into recording instruments on residential property illegal.

WHEREAS, despite their unenforceability, racially restrictive covenants and instruments are still common and are being provided to prospective purchasers of real property.

WHEREAS, racially restrictive language is offensive and is a painful reminder of this country's shadow of racial inequality and division.

WHEREAS, many homeowners and business owners still see the offensive language in the recorded instruments because the language runs with the land and there are currently no laws in place to remove or redact the racially restrictive language.

WHEREAS, no one in this community should experience this reminder of racism and discrimination, when they purchase real estate in the City of Tallahassee and Leon County.

WHEREAS, the Greater Tallahassee Chamber of Commerce deems it to be in the best interest of the citizens and residents of the City of Tallahassee to adopt this resolution.

NOW, therefore, be it resolved by the Greater Tallahassee Chamber of Commerce Board of Directors that racially restrictive language found in all recording instruments on real property in Tallahassee is offensive, unenforceable, illegal, unconstitutional, and hereby disavowed.

Date September 24, 2019

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