

## 1. NSP3 Grantee Information

NSP3 Program Administrator Contact Information	
Name (Last, First)	McCollum, Mark
Email Address	mmccollum@columbusga.org
Phone Number	(706) 653-4613
Mailing Address	P.O. Box 1340 Columbus, Georgia 31902

## 2. Areas of Greatest Need

### Map Submission

The map generated at the HUD NSP3 Mapping Tool for Preparing Action Plan website is included as an attachment.

See Attachment A

### Data Sources Used to Determine Areas of Greatest Need

**Describe the data sources used to determine the areas of greatest need.**

Response:

The City used the HUD Foreclosure Need website (<http://www.huduser.org/portal/datasets/nsp.html>) to determine its areas of greatest needs.

### Determination of Areas of Greatest Need

**Describe how the areas of greatest need were established.**

Response:

The City used the HUD Foreclosure Need site to determine the area(s) of greatest need. The area(s) of greatest need that were selected were based on the individual score of each area census tract as identified by HUD as most needy. The areas selected comprised an average score of not less than 17 out of 20 of the area(s) identified by HUD as having the greatest need.

▪ **Definitions and Descriptions**

**Definitions**

<b>Term</b>	<b>Definition</b>										
Blighted Structure	Any structure where the general condition of structure does not meet the minimum requirements and standards for premises, structures equipment and facilities for light, ventilation, space, heating, sanitation, protection from the elements, life safety, safety from fire and other hazards, and for safe and sanitary maintenance as described in Chapter 8, Article V of the adopted Code of the City of Columbus.										
Affordable Rents	<p>The City of Columbus, Georgia does not anticipate providing rental assistance as part of the Neighborhood Stabilization Program. Should we provide rental assistance we will comply with the Housing and Urban Development Final FY 2011 Fair Market Rent Limits for Muscogee County/City of Columbus.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td>Efficiency -----</td> <td style="text-align: right;">\$544</td> </tr> <tr> <td>One Bedroom -----</td> <td style="text-align: right;">\$573</td> </tr> <tr> <td>Two Bedrooms -----</td> <td style="text-align: right;">\$656</td> </tr> <tr> <td>Three Bedrooms -----</td> <td style="text-align: right;">\$872</td> </tr> <tr> <td>Four Bedrooms -----</td> <td style="text-align: right;">\$1,033</td> </tr> </table>	Efficiency -----	\$544	One Bedroom -----	\$573	Two Bedrooms -----	\$656	Three Bedrooms -----	\$872	Four Bedrooms -----	\$1,033
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Four Bedrooms -----	\$1,033										

**Descriptions**

<b>Term</b>	<b>Definition</b>
Long-Term Affordability	The City of Columbus will provide direct homeowner assistance to individuals and families whose income does not exceed 120% of median income. The City of Columbus will hold a soft second security deed on the property for the affordability period of five (5) years. The recapture provision requires that if the property is sold, if the buyer discontinues occupancy prior to the completion of the 5-year affordability period, or if the property is alienated, the City of Columbus will recapture the amount of NSP funds provided through down payment assistance. If no such event occurs within five (5) years of the date hereof, the note shall be deemed satisfied and the security deed shall be cancelled or recorded. The City is subject to the limitation that when the recapture requirement is triggered by a sale (voluntary or involuntary) of the housing unit, and there are no net proceeds or the net proceeds are insufficient to repay the NSP3 investment due, the City can only recapture the net proceeds, if any. The net proceeds are the sales price minus superior loan repayment (other than NSP3 funds) and any closing costs.
Housing Rehabilitation Standards	The City of Columbus, Georgia will comply with the Homeowner Rehabilitation Program Standards for rehabilitation

	<p>for the Neighborhood Stabilization Program. The standards have been prepared in order to provide the Contractor with a clear understanding of the responsibilities with regards to the work to be performed under the guidelines for the Rehabilitation Program as referenced in the 2006 International Residential Code, copyright by the International Code Council, Inc. The HOME Inspector, contracted with the City of Columbus, Georgia will conduct all inspections and written work write-ups. A list of general contractors whom perform rehabilitation assistance with the HOME Program for the City may be utilized. Every effort will be made to rehabbed properties according to “green” standards where practical as outlined in the attached guideline (See Attachment C).</p>
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▪ **Low-Income Targeting**

**Low-Income Set-Aside Amount**

Enter the low-income set-aside percentage in the first field. The field for total funds set aside will populate based on the percentage entered in the first field and the total NSP3 grant.

**Identify the estimated amount of funds appropriated or otherwise made available under the NSP3 to be used to provide housing for individuals or families whose incomes do not exceed 50 percent of area median income.**

Response:  
 Total low-income set-aside **percentage** (must be no less than 25 percent): 25%  
 Total funds set aside for low-income individuals = \$282,044

**Meeting Low-Income Target**

**Provide a summary that describes the manner in which the low-income targeting goals will be met.**

Response:  
 The City of Columbus, through sub-recipient agreements, will purchase and rehabilitate abandoned and foreclosed homes to provide homeownership opportunities to individuals at or below 50% of median income. The City anticipates providing 3 homeownership opportunities. (See income limits in Attachment B) It is anticipated that the homes will have to be sold at a deep discount.

▪ **Acquisition and Relocation**

**Demolition or Conversion of LMI Units**

Does the grantee intend to demolish or convert any low- and moderate-income dwelling units (i.e., ≤ 80% of area median income)?	No
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If yes, fill in the table below.

Question	Number of Units
The number of low- and moderate-income dwelling units—i.e., ≤ 80% of area median income—reasonably expected to be demolished or converted as a direct result of NSP-assisted activities.	
The number of NSP affordable housing units made available to low-, moderate-, and middle-income households—i.e., ≤ 120% of area median income—reasonably expected to be produced by activity and income level as provided for in DRGR, by each NSP activity providing such housing (including a proposed time schedule for commencement and completion).	
The number of dwelling units reasonably expected to be made available for households whose income does not exceed 50 percent of area median income.	

▪ **Public Comment**

**Citizen Participation Plan**

<b>Briefly describe how the grantee followed its citizen participation plan regarding this proposed substantial amendment or abbreviated plan.</b>
<p>Response:</p> <p>The City of Columbus followed its Citizen Participation Plan by notifying the public of this amendment of its FFY 2010 Annual Action Plan for the NSP3 funds allocation. In accordance with the Citizen Participation Plan, a Public Hearing was held on February 10, 2010. The holding of the Hearing was announced in the local newspaper as well as the City’s television station and website. The Notice also announced the fact that the City was receiving NSP funds and the 15-day Public Comment Period. The Public Comment Period began on February 11 and ended on February 25, 2011. The City placed a draft of the amendment on the City’s website, at local library offices and City offices for the public to access and obtain a copy of the amendment. One written email comment was received. No oral comments were received from the public.</p>

**Summary of Public Comments Received.**

One written e-mail comment was received during the Public Comment Period. See Attachment D.

▪ **NSP Information by Activity**

Enter each activity name and fill in the corresponding information. If you have fewer than seven activities, please delete any extra activity fields. (For example, if you have three activities, you should delete the tables labeled “Activity Number 4,” “Activity Number 5,” “Activity Number 6,” and “Activity Number 7.” If you are unsure how to delete a table, see the instructions [above](#).

The field labeled “Total Budget for Activity” will populate based on the figures entered in the fields above it.

Consult the [NSP3 Program Design Guidebook](#) for guidance on completing the “Performance

Measures” component of the activity tables below.

Activity Number 1		
<b>Activity Name</b>	Administration	
<b>Uses</b>	Select all that apply:	
	<input type="checkbox"/>	Eligible Use A: Financing Mechanisms
	<input type="checkbox"/>	Eligible Use B: Acquisition and Rehabilitation
	<input type="checkbox"/>	Eligible Use C: Land Banking
	<input type="checkbox"/>	Eligible Use D: Demolition
<input type="checkbox"/>	Eligible Use E: Redevelopment	
<b>CDBG Activity or Activities</b>	General administration and planning activities per CDBG 24 CFR 570.206.	
<b>National Objective</b>	Low/moderate income benefit	
<b>Activity Description</b>	The City of Columbus, Georgia will retain 10% of its NSP3 award to be used for the funding of administrative costs. The Administrative Budget will be allocated to each sub recipient based on 10% of the total amount awarded. Allocations will be administered to each sub recipient on a reimbursement basis for reasonable and justifiable administrative costs.	
<b>Location Description</b>	420 10 <sup>th</sup> Street Columbus, GA 31901	
<b>Budget</b>	<b>Source of Funding</b>	<b>Dollar Amount</b>
	NSP3	\$112,817
	(Other funding source)	\$

	(Other funding source)	\$
<b>Total Budget for Activity</b>		<b>\$112,817</b>
<b>Performance Measures</b>	N/A	
<b>Projected Start Date</b>	May 1, 2011	
<b>Projected End Date</b>	April 30, 2014	
<b>Responsible Organization</b>	<b>Name</b>	Columbus Consolidated Government
	<b>Location</b>	P.O. Box 1340, Columbus, Georgia 31902
	<b>Administrator Contact Info</b>	(706) 653- 4163 <a href="mailto:mmccollum@columbusga.org">mmccollum@columbusga.org</a>

<b>Activity Number 2</b>		
<b>Activity Name</b>	Acquisition/LMMI	
<b>Use</b>	Select all that apply:	
	<input type="checkbox"/>	Eligible Use A: Financing Mechanisms
	<input checked="" type="checkbox"/>	Eligible Use B: Acquisition and Rehabilitation
	<input type="checkbox"/>	Eligible Use C: Land Banking
	<input type="checkbox"/>	Eligible Use D: Demolition
	<input type="checkbox"/>	Eligible Use E: Redevelopment
<b>CDBG Activity or Activities</b>	Acquisition of foreclosed and abandoned properties in identified targeted areas as described in HERA 2301(c)(3) and CDBG 24 CFR 570.201(a).	
<b>National Objective</b>	Low/Moderate income benefit	
<b>Activity Description</b>	<p>The City of Columbus, Georgia, through sub recipient agreements, will allocate funds from its NSP3 award to the Housing Authority of Columbus, Georgia and NeighborWorks Columbus to purchase 5 single family residential properties that are foreclosed and/or abandoned and are in the identified targeted areas. These properties will be rehabilitated and sold to individuals and families who will receive homeownership assistance for the purchase of such homes and whose income does not exceed 120% of area median income. The City will take a second mortgage position for the amount of the NSP grant funds contributed to the loan through down payment assistance to insure continued affordability. To the maximum extent feasible, the city will provide for the hiring of employees who reside in the vicinity of NSP3 projects or contract with small businesses that are owned and operated by persons residing in the vicinity of such project, including information on existing local ordinances that address these requirements</p>	
<b>Location Description</b>	Census Tracts Targeted Areas- See Attachment A	
<b>Budget</b>	<b>Source of Funding</b>	<b>Dollar Amount</b>
	NSP3	\$ 379,989

	(Other funding source)	\$
	(Other funding source)	\$
<b>Total Budget for Activity</b>		\$379,989
<b>Performance Measures</b>	5 single family residential properties which are foreclosed and/or abandoned will be purchased.	
<b>Projected Start Date</b>	May 1, 2011	
<b>Projected End Date</b>	April 30, 2014	
<b>Responsible Organization</b>	<b>Name</b>	Columbus Consolidated Government
	<b>Location</b>	P.O. Box 1340, Columbus, Georgia 31902
	<b>Administrator Contact Info</b>	(706) 653- 4163 <a href="mailto:mmccollum@columbusga.org">mmccollum@columbusga.org</a>

<b>Activity Number 3</b>	
<b>Activity Name</b>	Acquisition – 25%
<b>Use</b>	Select all that apply:
	<input type="checkbox"/> Eligible Use A: Financing Mechanisms
	X Eligible Use B: Acquisition and Rehabilitation
	<input type="checkbox"/> Eligible Use C: Land Banking
	<input type="checkbox"/> Eligible Use D: Demolition
<input type="checkbox"/> Eligible Use E: Redevelopment	
<b>CDBG Activity or Activities</b>	Acquisition of foreclosed and abandoned properties in identified targeted areas as described in HERA 2301(c)(3) and CDBG 24 CFR 570.201(a).
<b>National Objective</b>	Low/Moderate Income Benefit
<b>Activity Description</b>	The City of Columbus, Georgia, through sub recipient agreements, will allocate funds from its NSP award to the Housing Authority of Columbus, Georgia and NeighborWorks Columbus to purchase 3 single family residential properties that are foreclosed and/or abandoned and are in the identified targeted areas. These properties will be rehabilitated and sold to individuals and families who will receive homeownership assistance for the purchase of such homes and whose income does not exceed 50% of area median income. The City will take a second mortgage position for the amount of the NSP3 grant funds contributed to the loan through down payment assistance to insure continued affordability. To the maximum extent feasible, the city will provide for the hiring of employees who reside in the vicinity of NSP3 projects or contract with small businesses that are owned and operated by persons residing in the vicinity of such project, including information on existing local ordinances that address these requirements

<b>Location Description</b>	Census Tracts Targeted Areas- See Attachment A								
<b>Budget</b>	<table border="1"> <thead> <tr> <th>Source of Funding</th> <th>Dollar Amount</th> </tr> </thead> <tbody> <tr> <td>NSP3</td> <td>\$169,226</td> </tr> <tr> <td>(Other funding source)</td> <td>\$</td> </tr> <tr> <td>(Other funding source)</td> <td>\$</td> </tr> </tbody> </table>	Source of Funding	Dollar Amount	NSP3	\$169,226	(Other funding source)	\$	(Other funding source)	\$
	Source of Funding	Dollar Amount							
	NSP3	\$169,226							
	(Other funding source)	\$							
(Other funding source)	\$								
<b>Total Budget for Activity</b>	\$169,226								
<b>Performance Measures</b>	3 single family residential properties which are foreclosed and/or abandoned will be purchased.								
<b>Projected Start Date</b>	May 1, 2011								
<b>Projected End Date</b>	April 30, 2014								
<b>Responsible Organization</b>	<b>Name</b>	Columbus Consolidated Government							
	<b>Location</b>	P.O. Box 1340, Columbus, Georgia 31902							
	<b>Administrator Contact Info</b>	(706) 653- 4163 <a href="mailto:mmccollum@columbusga.org">mmccollum@columbusga.org</a>							

Activity Number 4	
<b>Activity Name</b>	Rehabilitation/LMMI
<b>Use</b>	Select all that apply:
	<input type="checkbox"/> Eligible Use A: Financing Mechanisms
	<input checked="" type="checkbox"/> Eligible Use B: Acquisition and Rehabilitation
	<input type="checkbox"/> Eligible Use C: Land Banking
	<input type="checkbox"/> Eligible Use D: Demolition
<input type="checkbox"/> Eligible Use E: Redevelopment	
<b>CDBG Activity or Activities</b>	Rehabilitation of foreclosed and abandoned properties in identified targeted areas as described in HERA 2301(c)(3) and CDBG 24 CFR 570.202(b)
<b>National Objective</b>	Low/Moderate Income Benefit
<b>Activity Description</b>	The City of Columbus, Georgia, through sub recipient agreements, will allocate funds from its NSP3 award to the Housing Authority of Columbus, Georgia and NeighborWorks Columbus to rehab 5 single family residential properties that are foreclosed and/or abandoned and are in the identified targeted areas. These properties will be rehabilitated and sold to individuals and families who will receive homeownership assistance for the purchase of such homes and whose income does not exceed 120% of area median income. The City will take a second mortgage position for the amount of the NSP3 grant funds contributed to the loan through down payment assistance to insure



	continued affordability. Every effort will be made to rehabbed properties according to “green” standards where practical as outlined in the attached guideline (See Attachment C). To the maximum extent feasible, the city will provide for the hiring of employees who reside in the vicinity of NSP3 projects or contract with small businesses that are owned and operated by persons residing in the vicinity of such project, including information on existing local ordinances that address these requirements.	
<b>Location Description</b>	Census Tracts Targeted Areas- See Attachment A	
<b>Budget</b>	<b>Source of Funding</b>	<b>Dollar Amount</b>
	NSP3	\$253,324
	(Other funding source)	\$
	(Other funding source)	\$
<b>Total Budget for Activity</b>	\$253,324	
	5 single family residential properties which are foreclosed and/or abandoned will be rehabbed.	
<b>Projected Start Date</b>	May 1, 2011	
<b>Projected End Date</b>	April 30, 2014	
<b>Responsible Organization</b>		Columbus Consolidated Government P.O. Box 1340, Columbus, Georgia 31902 (706) 653- 4163 <a href="mailto:mmccollum@columbusga.org">mmccollum@columbusga.org</a>

Activity Number 5	
<b>Activity Name</b>	Rehabilitation- 25%
<b>Use</b>	Select all that apply:

	<input type="checkbox"/> Eligible Use A: Financing Mechanisms <input checked="" type="checkbox"/> Eligible Use B: Acquisition and Rehabilitation <input type="checkbox"/> Eligible Use C: Land Banking <input type="checkbox"/> Eligible Use D: Demolition <input type="checkbox"/> Eligible Use E: Redevelopment								
<b>CDBG Activity or Activities</b>	Rehabilitation of foreclosed and abandoned properties in identified targeted areas as described in HERA 2301(c)(3) and CDBG 24 CFR 570.202(b)								
<b>National Objective</b>	Low Moderate Income Benefit								
<b>Activity Description</b>	The City of Columbus, Georgia, through sub recipient agreements, will allocate funds from its NSP3 award to the Housing Authority of Columbus, Georgia and NeighborWorks Columbus to rehab 3 single family residential properties that are foreclosed and/or abandoned and are in the identified targeted areas. These properties will be rehabilitated and sold to individuals and families who will receive homeownership assistance for the purchase of such homes and whose income does not exceed 50% of area median income. The City will take a second mortgage position for the amount of the NSP3 grant funds contributed to the loan through down payment assistance to insure continued affordability. Every effort will be made to rehabbed properties according to "green" standards where practical as outlined in the attached guideline (See Attachment C). To the maximum extent feasible, the city will provide for the hiring of employees who reside in the vicinity of NSP3 projects or contract with small businesses that are owned and operated by persons residing in the vicinity of such project, including information on existing local ordinances that address these requirements.								
<b>Location Description</b>	Census Tracts Targeted Areas- See Attachment A								
<b>Budget</b>	<table border="1"> <thead> <tr> <th>Source of Funding</th> <th>Dollar Amount</th> </tr> </thead> <tbody> <tr> <td>NSP3</td> <td>\$112,818</td> </tr> <tr> <td>(Other funding source)</td> <td>\$</td> </tr> <tr> <td>(Other funding source)</td> <td>\$</td> </tr> </tbody> </table>	Source of Funding	Dollar Amount	NSP3	\$112,818	(Other funding source)	\$	(Other funding source)	\$
	Source of Funding	Dollar Amount							
	NSP3	\$112,818							
	(Other funding source)	\$							
(Other funding source)	\$								
<b>Total Budget for Activity</b>	\$112,818								
<b>Performance Measures</b>	3 single family residential properties which are foreclosed and/or abandoned will be rehabbed.								
<b>Projected Start Date</b>	May 1, 2011								
<b>Projected End Date</b>	April 30, 2014								

<b>Responsible Organization</b>	<b>Name</b>	Columbus Consolidated Government
	<b>Location</b>	P.O. Box 1340, Columbus, Georgia 31902
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<b>Activity Number 6</b>	
<b>Activity Name</b>	Downpayment Assistance
<b>Use</b>	Select all that apply:
	<input checked="" type="checkbox"/> Eligible Use A: Financing Mechanisms
	<input type="checkbox"/> Eligible Use B: Acquisition and Rehabilitation
	<input type="checkbox"/> Eligible Use C: Land Banking
	<input type="checkbox"/> Eligible Use D: Demolition
<input type="checkbox"/> Eligible Use E: Redevelopment	
<b>CDBG Activity or Activities</b>	Homeownership Assistance for homes purchased with NSP funds as described in HERA 2301(c)(3) and CDBG 24 CFR 570.201(n).
<b>National Objective</b>	Low/Moderate Income Benefit
<b>Activity Description</b>	<p>The City of Columbus, Georgia will allocate funds from its NSP3 award for the purpose of providing downpayment assistance to provide home ownership opportunities to individuals and families who qualify based on family incomes that do not exceed 120% of family median income. (See income limits in Attachment B).</p> <p>Down payment assistance in the amount of \$12,500 will be made available to individuals and families whose income do not exceed 80% of the area medium income to purchase homes which have been purchased with NSP3 funds.</p> <p>Down payment assistance in the amount of \$7,500 will be made</p>

	<p>available to individuals and families who incomes are between 81% and 120% of the area medium income to purchase homes that have been purchased with NSP3 funds.</p> <p>Prior to the approval of downpayment assistance under the NSP3 program, an applicant will be required to attend a 8-hour HUD approved Homebuyer Counseling Seminar and obtain a certificate of completion.</p> <p>The City of Columbus will take a second mortgage position for the amount of the NSP3 grant funds contributed to the loan through downpayment assistance. The City of Columbus will work closely with banks and mortgage lenders to assist in the development of methods and programs designed to assist homebuyers in obtaining first mortgage financing and will approve <i>only 30- year fixed rate mortgages</i> as long as they meet other program guidelines which includes interest rates that do not exceed 1.5 percent of rate that is current for the time which the loan is approved. Adjustable rate (ARM's) and Balloon mortgages <b>will not</b> be authorized under the NSP3 Program.</p> <p>This activity will count towards the statutory requirement of using 25% of funds to provide housing opportunities for individuals and/or families whose income does not exceed 50% of the area median income.</p>	
<b>Location Description</b>	Census Tracts Targeted Areas- See Attachment A	
<b>Budget</b>	<b>Source of Funding</b>	<b>Dollar Amount</b>
	NSP3	\$100,000
	(Other funding source)	\$
	(Other funding source)	\$
<b>Total Budget for Activity</b>	\$100,000	
<b>Performance Measures</b>	Provide Downpayment assistance to the 8 homes purchased.	
<b>Projected Start Date</b>	May 1, 2011	
<b>Projected End Date</b>	April 30, 2014	
<b>Responsible Organization</b>	<b>Name</b>	Columbus Consolidated Government
	<b>Location</b>	P.O. Box 1340, Columbus, Georgia 31902
	<b>Administrator Contact Info</b>	(706) 653- 4163 <a href="mailto:mmccollum@columbusga.org">mmccollum@columbusga.org</a>

## ▪ Certifications

### Certifications for State and Entitlement Communities

(1) **Affirmatively furthering fair housing.** The jurisdiction certifies that it will affirmatively further fair housing, which means that it will conduct an analysis to identify impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in this regard.

(2) **Anti-displacement and relocation plan.** The applicant certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan.

(3) **Anti-lobbying.** The jurisdiction must submit a certification with regard to compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by that part.

(4) **Authority of jurisdiction.** The jurisdiction certifies that the consolidated plan or abbreviated plan, as applicable, is authorized under state and local law (as applicable) and that the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.

(5) **Consistency with plan.** The jurisdiction certifies that the housing activities to be undertaken with NSP funds are consistent with its consolidated plan or abbreviated plan, as applicable.

(6) **Acquisition and relocation.** The jurisdiction certifies that it will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601), and implementing regulations at 49 CFR part 24, except as those provisions are modified by the notice for the NSP program published by HUD.

(7) **Section 3.** The jurisdiction certifies that it will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u), and implementing regulations at 24 CFR part 135.

(8) **Citizen participation.** The jurisdiction certifies that it is in full compliance and following a detailed citizen participation plan that satisfies the requirements of Sections 24 CFR 91.105 or 91.115, as modified by NSP requirements.

(9) **Following a plan.** The jurisdiction certifies it is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD. [Only States and entitlement jurisdictions use this certification.]

(10) **Use of funds.** The jurisdiction certifies that it will comply with the Dodd-Frank Wall Street Reform and Consumer Protection Act and Title XII of Division A of the American Recovery and Reinvestment Act of 2009 by spending 50 percent of its grant funds within 2 years, and spending 100 percent within 3 years, of receipt of the grant.

(11) **The jurisdiction certifies:**

- a. that all of the NSP funds made available to it will be used with respect to individuals and families whose incomes do not exceed 120 percent of area median income; and
- b. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low- and moderate-income, including any fee charged or assessment made as a condition of obtaining access to such public improvements. However, if NSP funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with NSP funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. In addition, with respect to properties owned and occupied by moderate-income (but not low-income) families, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than NSP funds if the jurisdiction certifies that it lacks NSP or CDBG funds to cover the assessment.

(12) **Excessive force.** The jurisdiction certifies that it has adopted and is enforcing:

- a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and
- b. A policy of enforcing applicable state and local laws against physically barring entrance to, or exit from, a facility or location that is the subject of such nonviolent civil rights demonstrations within its jurisdiction.

(13) **Compliance with anti-discrimination laws.** The jurisdiction certifies that the NSP grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), and implementing regulations.

(14) **Compliance with lead-based paint procedures.** The jurisdiction certifies that its activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K, and R of this title.

(15) **Compliance with laws.** The jurisdiction certifies that it will comply with applicable laws.

(16) **Vicinity hiring.** The jurisdiction certifies that it will, to the maximum extent feasible, provide for hiring of employees that reside in the vicinity of NSP3 funded projects or contract with small businesses that are owned and operated by persons residing in the vicinity of NSP3 projects.

(17) **Development of affordable rental housing.** The jurisdiction certifies that it will be abide by the procedures described in its NSP3 Abbreviated Plan to create preferences for the development of affordable rental housing for properties assisted with NSP3 funds.

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Signature/Authorized Official

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Date

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Title

## Certifications for Non-Entitlement Local Governments

- (1) **Affirmatively furthering fair housing.** The jurisdiction certifies that it will affirmatively further fair housing.
- (2) **Anti-displacement and relocation plan.** The applicant certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan.
- (3) **Anti-lobbying.** The jurisdiction must submit a certification with regard to compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by that part.
- (4) **Authority of jurisdiction.** The jurisdiction certifies that the consolidated plan or abbreviated plan, as applicable, is authorized under state and local law (as applicable) and that the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.
- (5) **Consistency with plan.** The jurisdiction certifies that the housing activities to be undertaken with NSP funds are consistent with its consolidated plan or abbreviated plan, as applicable.
- (6) **Acquisition and relocation.** The jurisdiction certifies that it will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601), and implementing regulations at 49 CFR part 24, except as those provisions are modified by the notice for the NSP program published by HUD.
- (7) **Section 3.** The jurisdiction certifies that it will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u), and implementing regulations at 24 CFR part 135.
- (8) **Citizen participation.** The jurisdiction certifies that it is in full compliance and following a detailed citizen participation plan that satisfies the requirements of Sections 24 CFR 91.105 or 91.115, as modified by NSP requirements.
- (9) **Use of funds.** The jurisdiction certifies that it will comply with the Dodd-Frank Wall Street Reform and Consumer Protection Act and Title XII of Division A of the American Recovery and Reinvestment Act of 2009 by spending 50 percent of its grant funds within 2 years, and spending 100 percent within 3 years, of receipt of the grant.
- (10) **The jurisdiction certifies:**
  - a. that all of the NSP funds made available to it will be used with respect to individuals and families whose incomes do not exceed 120 percent of area median income; and
  - b. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low- and moderate-income, including any fee charged or assessment made as a condition of obtaining access to such public improvements. However, if NSP funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with NSP funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. In addition, with respect to properties owned and occupied by moderate-income (but not low-income) families, an assessment or charge may be made against the property with respect to the public

improvements financed by a source other than NSP funds if the jurisdiction certifies that it lacks NSP or CDBG funds to cover the assessment.

(11) **Excessive force.** The jurisdiction certifies that it has adopted and is enforcing:

- a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and
- b. A policy of enforcing applicable state and local laws against physically barring entrance to, or exit from, a facility or location that is the subject of such nonviolent civil rights demonstrations within its jurisdiction.

(12) **Compliance with anti-discrimination laws.** The jurisdiction certifies that the NSP grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), and implementing regulations.

(13) **Compliance with lead-based paint procedures.** The jurisdiction certifies that its activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K, and R of this title.

(14) **Compliance with laws.** The jurisdiction certifies that it will comply with applicable laws.

(15) **Vicinity hiring.** The jurisdiction certifies that it will, to the maximum extent feasible, provide for hiring of employees that reside in the vicinity of NSP3 funded projects or contract with small businesses that are owned and operated by persons residing in the vicinity of NSP3 projects.

(16) **Development of affordable rental housing.** The jurisdiction certifies that it will be abide by the procedures described in its NSP3 Abbreviated Plan to create preferences for the development of affordable rental housing for properties assisted with NSP3 funds.

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Signature/Authorized Official

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Date

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Title