

STATE OF MARYLAND CDBG PROGRAM

**SFY 2020
APPLICATION**

**COMMUNITY DEVELOPMENT
SPECIAL PROJECTS**

**Lawrence J. Hogan, Governor
Boyd K. Rutherford, Lt. Governor**



*Kenneth C. Holt, Secretary
Anthony Reed, Deputy Secretary*

*DHCD
Division of Neighborhood Revitalization
7800 Harkins Road
Lanham, MD 20706
301/429-7525
TTY/RELAY 711 or 1/800-735-2258*



**MARYLAND
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
APPLICATION SFY 2020**

1. Name of Jurisdiction: Town of Loch Lynn Heights	2. County (Municipal applicants only): Garrett
3. Address: 211 Bonnie Boulevard; Loch Lynn Heights, MD 21550	4. Name of Subrecipient, Housing, Developer or Business, if applicable and their DUNS Number:
5. FID Number: 52-1220273 DUNS Number: 152358862	6. Name, phone number and email of jurisdiction's contact person for this application: Mayor Carolyn S. Corley 301-334-8339 lochlynn@shentel.net
7. Project title, brief description & location (Full street address(es) and zip code of Project is required): Comprehensive Plan Town of Loch Lynn Heights. This grant will be for technical assistance to hire a local planning firm to help write the comprehensive plan for the town. This plan will cover all State required elements including the water resource element, municipal growth element, and housing element. This plan will be for the entire town. Town Hall is located at 211 Bonnie Boulevard; Loch Lynn Heights, MD 21550.	
8. Project type: <input type="checkbox"/> Housing <input type="checkbox"/> Public Facilities <input type="checkbox"/> Infrastructure <input type="checkbox"/> Economic Development <input checked="" type="checkbox"/> Other <input type="checkbox"/> Public Services	9. National objective(s): <input checked="" type="checkbox"/> Low and moderate income benefit <input type="checkbox"/> Elimination of slum/blight
10. CDBG request: \$ <u>40,000</u> Local funds \$ _____ Other funds \$ <u>3,000</u> Total costs \$ <u>43,000</u>	11. U.S. Congressional District No. <u>MD-6</u> State District No. <u>MD-1</u> (List State legislators for entire district): Benjamin Cardin, Senior Senator for Maryland Chris Van Hollen Jr., Junior Senator for Maryland David Trone, Representative for Maryland's 6th congressional district George C. Edwards, State Senator District 1 Del. Wendell R. Beitzel (R), House of Delegates District 1A

12. Date Public Hearing held: June 2, 2020 <i>(Attach minutes and hearing notice to application)</i>	13. Required Resolution attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
14. Is Citizens Participation Plan current? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Dated: If not, did you attach new plan? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
15. Is Anti-Displacement Plan current? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Dated: If not, did you attach new plan? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
16. If applicable, did you complete Debarment Check on application subrecipient, developer or business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
17. Digital Photos and CD included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>(each must be labeled)</i>	18. Date: 5/7/2020

PART A

PROJECT DESCRIPTION: Describe the proposed project in detail. Include location and specific activities to be undertaken.

The project will be writing the comprehensive plan for the town of Loch Lynn Heights. This plan will include all of the state required elements as well as elements that highlight certain areas and qualities in the town. The location of this project will be focused on the town itself and specific activities that will be completed. The consultant and the Maryland Department of Planning will be meeting with the town, the mayor and town council, and the planning commission. The consultant will hold public meetings to obtain public input throughout the entire process.

Goals and Objectives

This section establishes goals and objectives that serve as a guide for the development and economic and social wellbeing of the local jurisdictions. The goals and objectives tell the world how the community wants to function and look in the future. The specific elements that will be in this plan as listed below and taken from the Maryland Department of Planning's website.

Land Use

The land use element outlines the most appropriate and desirable patterns of growth and development. Maps are particularly helpful for this section and can show areas targeted for different types of development; revitalization; priority corridors or areas; and preservation areas.

Transportation

The transportation element describes and presents transportation patterns and includes the entire spectrum of transportation facilities (transit, roads, bicycle and pedestrian amenities, and transit-oriented development) applicable to the jurisdiction.

Community Facilities

The community facilities element identifies the location, character and extent of public and semi-public buildings, lands, and facilities.

Mineral Resources

The mineral resources element identifies land that can be used to provide a continuous supply of minerals, post-excitation uses, and land use policies to balance mineral resource extraction with other land uses.

Development Regulations

The development regulations section identifies development tools that are the best available mechanisms to implement the plan, including streamlined review for development in designated growth areas.

Areas of Critical State Concern

This section includes recommendations for the determination, identification, and designation of areas that are of critical State concern.

Sensitive Areas

The sensitive areas element sets goals, objectives, principles, policies, and standards to protect sensitive areas from the adverse effects of development. The Land Use Article requires jurisdictions to protect streams and their buffers; the 100-year floodplain; habitats of threatened and endangered species; and steep slopes, wetlands and agricultural and forest lands intended for resource protection or conservation.

Implementation

Recognizing the importance of designing land development regulations that implement the Plan, this section is supposed to address recommendations for land development regulations; encouraging streamlined review of applications for development in areas designated for growth; the use of flexible development regulations to promote innovative and cost-saving site design and protect the environment; and economic development in areas designated for growth.

Comprehensive plans, by their nature, address issues that transcend political boundaries. Therefore, the comprehensive plan is required to include any areas outside of the boundaries of the plan that, in the planning commission's judgment, bear relation to the planning responsibilities of the commission. The plan must also incorporate The Twelve Visions designed to encourage economic growth and protect natural resources.

Development Capacity Analysis

This is sometimes referred to as a "build-out analysis" or "buildable lot inventory," is also required in the comprehensive plan. This is an estimate of the total amount of development that may be built in an area under a certain set of assumptions, including applicable land use laws and policies (e.g., zoning), environmental constraints, etc. While this kind of analysis is most often associated with an estimate of capacity for new residential development, there is also value in estimating a jurisdiction's capacity to meet commercial and industrial needs, recreational needs or other land use goals.

Municipal Growth Element

This element requires municipalities to identify areas for future growth consistent with its long-range vision. The element is developed based on population projections and identifies needs for land and infrastructure. Consultation is required with the county before it can be adopted.

Water Resources Element

This element identifies drinking water supplies needed by projected population. It also identifies suitable receiving waters for wastewater and stormwater management to meet needs presented by development as proposed in the land use element.

Housing Element

This element is new for this cycle of planning, required by HB-1045 that any jurisdiction who updates their Comprehensive Plan after June 1, 2020, a Housing Element must be included. The Maryland Department of Planning is currently developing guidance and a model element to assist in the requirements of HB-1045. The towns current housing needs, completion of an existing housing survey, and guidance on how to plan for future housing and development

needs will be developed.

PART B

PROJECT NEED/IMPACT: Describe the need for the proposed project. Include statistics and other documentation supporting the described need. Discuss how the project will make an impact on the described need? If existing infrastructure or facility, discuss past maintenance and improvements undertaken or deferred.

This project is needed as the comprehensive plan for the town is currently up for review and is on its state mandated 10 year cycle. This project will be used as a planning tool for the town and will help address areas of need for the town based off of what is written in the plan. This plan will serve as a guide to help Loch Lynn Heights plan for their future needs whether it be planning for infrastructure upgrades, future possible annexations, or the need to develop affordable housing to meet the needs of the town based off of the projected growth patterns.

PART B WORKSHEET

NOTE: First time applicants must provide a copy of the most recent audit and copy of the most recent single audit.

- 1. As CDBG funds are “Gap” financing, did you pursue appropriate other funds from state, federal agencies and/or private sources? What other funding sources did you pursue for this project? What is the status of those requests?**

This is a special projects grant and the only other funding to this project will be provided in-kind from town staff and from the Maryland Department of Planning's regional office for western Maryland.

- 2. Please provide copies of award and rejection letters.**

The town has not been successful in finding any other types of funding sources for their comprehensive plan update as this time.

- 3. Please provide financial information for the applicant and, if applicable, the proposed subrecipient or developer. Specifically, provide the annual budget for the current year including all existing debt.**

Annual budget will be included with this application. (Attachment 1)

PART C

COMMUNITY SUPPORT AND INVOLVEMENT: Describe community involvement with developing this project and application. Attach current letters of support for this project and the CDBG funding. *NOTE: This activity is separate from the public hearing(s).*

This project will be discussed at upcoming public hearings. The community involvement plan is attached with this application and will be passed on April 7, 2020. I will also provide letters of support from the Mayor and Town Council, Garrett Mayors Association, Garrett County Board of County Commissioners, Garrett County Chamber of Commerce and the Garrett County Community Action Committee, George Edwards, Senator, State of MD, and Wendell Beitzel, Delegate, State of MD. (Attachment(s) 2)

PART D

LOCAL PLANNING/GROWTH MANAGEMENT: Answer the following questions:

- 1. Describe how the proposed project conforms to revitalization strategies, marketing studies, economic development strategies, capital improvement plans, housing study, a comprehensive plan or other community plan. Do *not* submit copies of the entire plan(s), but reference the name and date of the plan, the section and the page. You should attach a copy of the REFERENCED portion which specifically mentions your project.**
- 2. For economic development projects discuss any feasibility studies, economic conditions survey, financial analysis, economic impact assessment or market analysis completed in relation to the proposed activity. Provide the dates those items were completed and information on who prepared them.**
- 3. Is your project located in a Priority Funding Area? X Yes No**

ATTACH MAP(S) OF PROJECT AREA

List Census Tract(s) and Block Groups for all projects:

This project will update the existing comprehensive plan so that it complies with state law. This project will address all state required elements and will help the town plan for future growth and development over the next ten years. This plan will help with deciding future land use goals and development for the town of Loch Lynn Heights.

Attached is a map of the town of Loch Lynn Heights. (Attachment 3)

Block Group ID: 240230007003

Census Tract: 000700

PART E

NATIONAL OBJECTIVE:

1. Using the attached “National Objective” chart, determine which national objective will be met by the proposed project.
2. Next, fill out the appropriate worksheet (A, B, C, D or E). Insert that page behind this one in your application.
3. In the space below, describe in narrative form how the project will meet at least ONE of the national objectives.

1. Benefit to Low and Moderate Income Persons:

Area Benefit (LMA) 61.03% Determined by survey or census

Housing (LMH) Single Family Multi-Family

Financial Assistance

Water and Sewer Connections

Limited Clientele (LMC) Presumed

51% of clientele are persons whose family is LMI

Nature and location conclude area is primarily LMI

Removal of architectural barriers

Jobs (LMJ) Job Creation

Job Retention

Total estimated # of beneficiaries 680 CDBG \$ per beneficiary \$ 58.82

Total estimated # of LMI beneficiaries 415 CDBG \$ per LMI beneficiary \$ 96.38

% of LMI beneficiaries to total 61.03%

2. Elimination of Slum and Blight: Area Basis Spot Basis

This grant will allow the town of Loch Lynn Heights to meet the state requirements for comprehensive plans. Each plan must be completed on a 10 year cycle and the current plan is dated beyond the 10 years that are required. The town has a 61% low to moderate income ration compared to the rest of Garrett county. Based off of the towns attached budge a project of this size would not be feasible or able to fit into their current year budget. A comprehensive plan for a town of this size will cost between 30 to 40 thousand dollars and currently the town does not have this type of funding set aside in their annual budget.

If Loch Lynn Heights does not get grant funding for this project it will be unable to complete the plan as required by the state.

NATIONAL OBJECTIVE CHART				
Nat. Objective	Subcategory	Definition	Test	Examples
Low/Moderate Income Persons	Area Benefit (LMA)	Activity benefits all residents in an area where at least 51% of the residents are LMI	<ul style="list-style-type: none"> * Census - 51% of persons residing in the service area are LMI, determined by using the most recent data provided by State for cities or towns * Survey - applicant may do a survey of residents in the service area. The results must meet statistical reliability standards and be approved by DHCD. 	<ul style="list-style-type: none"> * water and sewer lines * neighborhood facilities * roadway improvements
Low/Moderate Income Persons	Limited Clientele (LMC)	Activity that benefits a limited number of people as long as at least 51% of those served are LMI	<ul style="list-style-type: none"> Activity must qualify under one of the following: <ul style="list-style-type: none"> * Presumed Clientele - benefit to a group presumed to be principally LMI: abused children, battered spouses, elderly persons, severely disabled adults, homeless persons, illiterate adults, persons living with AIDS and migrant workers; or * Require documentation on family size and income in order to show that at least 51% of the clientele are LMI; or * Be of such a nature and in such a location that it can be concluded that clients are primarily LMI 	<ul style="list-style-type: none"> * construction of senior center * services for the homeless * meals on wheels for the elderly * construction of job training facilities for the disabled * construction of Head Start Center
Low/Moderate Income Persons	Housing Activities (LMH)	Activity that is undertaken for the purpose of providing or improving permanent residential structures which, upon completion, will be occupied by LMI persons	<ul style="list-style-type: none"> * Structures with one unit must be occupied by LMI persons * If structure contains more than 1 unit, at least 51% must be LMI occupied * 2-unit structures must have at least one unit occupied by a LMI household * Rental buildings under common ownership and management located on the same or contiguous properties may be considered as a single structure 	<ul style="list-style-type: none"> * rehabilitation of owner-occupied housing * conversion of non-residential structures into permanent housing * infrastructure for new housing
Slum/Blight	Area Basis (SMA)	Activity that aids in the prevention or elimination of slums or blight in a designated area	<ul style="list-style-type: none"> * Delineated area in which the activity occurs must meet definition of slum, blighted, deteriorated or deteriorating area under state or local law; and * Substantial number of deteriorated or deteriorating buildings or public improvements in the area, and the activity must address one or more of the conditions which contributed to the deterioration of the area; and * Documentation must be maintained by recipient on the boundaries of the area and the conditions that qualified the area at the time of its designation 	<ul style="list-style-type: none"> * public facilities or improvements * elimination of safety hazards
Slum/Blight	Spot Basis (SBS)	Activity that eliminates specific conditions of blight or physical decay on a spot basis not located in a slum or blighted area	<ul style="list-style-type: none"> * Only acquisition, clearance, relocation, historic preservation and building rehabilitation activities qualify for this national objective * Rehabilitation is limited to the extent necessary to eliminate a specific condition detrimental to public health and safety <p>NOTE: Must demonstrate code enforcement actions taken by the local government</p>	<ul style="list-style-type: none"> * elimination of damaged retaining wall creating danger for pedestrians * demolition of vacant, deteriorating building
Low/Moderate Income Persons	Jobs (LMJ)	Activity that results in the creation and/or retention of jobs	<ul style="list-style-type: none"> * At least 51% of jobs must be taken by LMI persons * At least 51% of jobs must be retained by LMI persons * Permanent, full-time jobs only * LMI status is determined by income of the family 	<ul style="list-style-type: none"> * acquisition of land to construct a distribution center * extension of water and sewer service to land to be developed for a business(s) * acquisition of equipment

**Low/Moderate Income Benefit
Worksheet A
Area Basis (LMA)**

If you have determined that the proposed project will meet the national objective of benefit to low and moderate income (LMI) persons through area benefit (LMA) activities, please fill out this form and attach it to Part E of your application.

1. **Estimated** Total Beneficiaries 680 (Count by Persons)
2. **Estimated** Total LMI Beneficiaries 415 (Count by Persons)
3. **FOR THOSE WITH AN APPROVED SURVEY ONLY** – Provide race and ethnicity data for persons in the service area. The following is required for Civil Rights reporting.

Count for all estimated persons in the service area:		<i>RACE</i>	<i>Ethnicity (Hispanic or Latino)</i>
a.	Total White	_____	_____
b.	Total Black or African American	_____	_____
c.	Total Asian	_____	_____
d.	Total American Indian or Alaska Native	_____	_____
e.	Total Native Hawaiian or Other Pacific Islander	_____	_____
f.	Total American Indian or Alaska Native and White	_____	_____
g.	Total Asian & White	_____	_____
h.	Total Black or African American & White	_____	_____
i.	Total American Indian or Alaska Native & Black or African American	_____	_____
j.	Other Multi-Racial	_____	_____
	Total (number of all by <u>Race</u> must be the same as #1 above)	_____	_____

4. **Total** Number of Female-Headed Households 162
5. **Total** Number of Disabled Unknown for town
6. Describe the proposed accomplishments of the project:

This project will help the town get a new planning tool in place which will meet all state requirements that address all different elements of the community. This plans 10 year cycle is currently up and a new plan is needed to fulfill the state requirements. The Comprehensive plan will allow the town of Loch Lynn Heights to be compliant and will enable them to plan for future trends or needs.

PART F

SOURCES AND USES OF FUNDS: List each specific project activity separately (*please break down the costs as far as possible*). Type in the actual sources of other funding. Indicate whether funds are “L” for loan or “G” for grant. **INDICATE STATUS OF FUNDS** using “P” for pending, “C” for committed, “R” for received, “N” for no action. **Attach commitment letters and cost estimates directly behind this page of the application.** For administrative costs, indicate what portion of local contribution is cash and what portion is in-kind.

THE APPLICANT IS THE JURISDICTION. ALL PROJECTS MUST INCLUDE ADMINISTRATIVE COSTS FOR THE APPLICANT.

ACTIVITY	SOURCES OF FUNDS					TOTALS BY ACTIVITY	STATUS
	CDBG:	APPLICANT	OTHER : MDP	OTHER:	OTHER:		
G	40,000					40000	P
Project Admin. (In-Kind) Town hall staff will commit 4 hours a month over the next 12 months to this project at a rate of \$12.50 per hour.		600					C
Project Admin. (In-Kind) MDP Staff will commit 10 hours a month from one staff planner at a rate of \$34.00 an hour and 4 hours a month from the regional office manager at a rate of \$44.00 an hour.			6,192				C
Grant Admin. Circuit rider for project	3,000						P
Project Admin. (Cash)							
Project Admin. (In-Kind)							
General Admin. (Cash)							
General Admin. (In-Kind)							
TOTALS BY SOURCES OF FUNDS	\$43000	\$600	\$6,192	\$	\$	\$	P

PART G

STAFFING AND PROJECT MANAGEMENT: This section will discuss the capacity of the applicant to administer the project and how CDBG funds will be used for project administration costs. Project costs for engineering, architectural services and inspections are to be identified as separate line items in Part F.

1. Identify the primary person who will administer this project. Discuss their experience with CDBG regulations and requirements as well as past grant and project implementation.

The circuit rider for CDMG will administer the grant portion of this project and will be familiar with all aspects of CDBG funding.

2. Identify others who will assist in the administration of this CDBG project.

The Maryland Department of Planning will also assist the town as needed with specific items upon request.

3. Amount of funds requested for Project Administration, if any: \$3,000

4. If Project Administration funds requested for staffing, please identify the following:

Person	# Hours Anticipated to Work on Project	Hourly Wage	Total Funds
Circuit Rider			

5. If planning to use Project Administration funds for other expenses other than staffing, identify those expenses and estimated costs.

Expenses	Estimated Costs

PART H

PROJECT SCHEDULE: Using the anticipated month of grant award as the start of the activities, list all project activities and the anticipated dates for the start and end of specific activities. A CDBG grant agreement provides a 24-month implementation period so all activities to be paid for with CDBG funds must occur within this timeframe. If an activity is completed prior to application or award, indicate the actual dates.

EXAMPLE: For a Community Development application, CDBG funds are being requested for site acquisition and construction. The applicant provided the following schedule:

<u>Activity</u>	<u>Begin</u>	<u>Completion</u>
Grant Award	August 1, 2019	
Environmental Review	August 2019	October 2019
Preliminary Engineering	Completed	
Site Acquisition	November 2019	November 2019
Bidding & Selection Engineering	November 2019	December 2019
Meeting 180 Day Expenditure Requirement	January 27, 2020	January 27, 2020
Engineering	January 2020	February 2020
Bidding & Selection Construction	March 2020	April 2020
Construction	May 2020	June 2021

NOTE: *An Environmental Review is the first step for every funded grant after award date*

<u>ACTIVITY</u>	<u>BEGIN</u>	<u>COMPLETION</u>	<u>RESPONSIBLE PERSON</u>
GRANT AWARD	June 2020	June 2020	Applicant
ENVIRONMENTAL REVIEW	July 2020	August 2020	Applicant
RFP	June 2020	June 2020	MDP Staff/Applicant
Public Hearing to select proposal	August 2020	August 2020	Applicant
Award contract	August 2020	August 2020	Applicant

Public Hearings	June 2020	June 2021	Applicant
Complete Plan	June 2020	June 2021	Applicant
Public Hearings for comment and to adopt plan by both the Mayor and Council and Planning Commission	June 2020	June 2021	Applicant
Submit plan to the State	June 2021	June 2021	Applicant

PART I

DAVIS BACON:

1. Do Davis-Bacon wage rates apply to the project? Yes No
2. If yes, do cost estimates reflect use of Davis-Bacon rates? Yes No
3. Use the space below to:
 - a. Discuss Davis-Bacon rates and their impact on the project; and
 - b. Explain how you calculated the rates into your cost estimates.

a.

b.

PART K

FAIR HOUSING/EQUAL OPPORTUNITY: Applicants certify that a grant will be conducted and administered in conformity with applicable federal fair housing and equal opportunity laws and regulations. Complete the following to show what steps have been taken by the jurisdiction in these areas in recent years.

1. Does the jurisdiction have written employment and personnel policies and practices with equal opportunity guidelines? Yes No
2. In the past three years, have any complaints of discrimination in employment been filed against the jurisdiction by employees regarding employment? Yes No If yes, please explain:
3. Has the jurisdiction adopted a fair housing ordinance? Yes No
4. Has the jurisdiction taken any actions to affirmatively further fair housing through activities such as land development, zoning, site selection policies or programming or needs assessment? Yes No If yes, please describe:

The town addressed a need for affordable housing and noted the types of existing housing that was currently in the community. They have a housing section and municipal growth element that discusses the need and types of housing required for the moderately growing population of Loch Lynn Heights moving forward.

5. Are there fair housing advocates or agencies that work in your county? If yes, who are they? Have they informed you of either public or private issues or complaints regarding discrimination?

Yes the Fair Housing Action Center of Maryland works to ensure landlords, lenders, realtors, and property managers are in compliance with the Fair Housing Act, and works to ensure tenants across Maryland are living in safe and healthy housing. They have two distinct program areas: Fair Housing Enforcement, and Tenant Advocacy. They have not informed the town of any discrimination complaints and there are currently not any ongoing complaints.

6. Are all buildings owned or occupied by the jurisdiction that are open to the public in compliance with the Americans with Disabilities Act? If not, which ones, and what are the plans to bring them into compliance?

Yes all buildings are ADA compliant.

PART L

ENVIRONMENTAL IMPACT: Complete the following information related to your overall project to the best of your knowledge. Provide copies of letters or other information received to date from state and/or federal agencies about these issues related to your project. Schedule and budget should account for any mitigation or corrective actions to be taken.

- 1. Will your project involve the renovation or rehabilitation of a building that is at least 50 years old or is located in a national historic register district? Yes No
- 2. Will your project involve or impact an archaeological site? Yes No
- 3. Will your project impact any wildlife that is threatened or endangered? Yes No
- 4. Will your project involve the abatement or removal of asbestos from a building?
 Yes No
- 5. Will your project involve the abatement or removal of lead-based paint from a building?
 Yes No
- 6. Is your project new construction? Yes No

If you answered YES, is the proposed project located in any of the following:

- Special Flood Hazard Area – an area that is lower than the base flood elevation level and has special flood or mudflow, and/or flood related erosion hazard
- 100 Year Floodplain – an area that has a 1 in 100 or 1% probability of a flood event occurring in a given year
- Regulatory Floodway – an area beside a river or other watercourse that has certain restrictions placed on it related to discharging moving floodwaters downstream
- Coastal High Hazard Area – an area along the coast subject to high velocity wave action from storms or seismic sources
- 500 Year Floodplain – an area that has a 1 in 500 or .02% probability of a flood event occurring in a given year
- Non-Special Flood Hazard Area – an area that has a moderate to low risk of flooding

Comments:

STATEMENT OF ASSURANCES AND CERTIFICATIONS

The applicant hereby assures and certifies that it:

1. has adopted and maintains a written Citizen Participation Plan in accordance with the citizen participation requirements for the Community Development Block Grant (CDBG) Program at the Code of Federal Regulations 24 Part 570.486; and
2. held a public hearing and provided appropriate notice to ensure participation of citizens in the development the project and of this application for CDBG funding; and
3. assures that all reasonable steps have been taken to minimize the displacement of persons as a result of CDBG assisted activities identified in this application; and
4. in the event that our project does trigger displacement of persons, we will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49CFR Part 24 and it has in effect and is following a Residential Anti-Displacement and Relocation Assistance Plan required under Section 104(d) of the Housing and Community Development Act of 1974, 42 U.S.C. § 5304(d), as amended, in connection with any activity assisted with funding under the CDBG Program; and
5. will not attempt to recover any capital costs of public improvements assisted with CDBG 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 CDBG funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with CDBG 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 with 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 CDBG funds if the State certifies that it lacks CDBG funds to cover the assessment; and
6. will conduct and administer grant in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations and agrees to take action to affirmatively further fair housing; and
7. has adopted and is enforcing or will adopt if a new applicants:
 - a) a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent 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 non-violent civil rights demonstrations within its jurisdiction.
8. will certify, to the best of the certifying official's knowledge and belief, that:
 - a) no Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a

Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement; and

- b) if any funds other than Federal funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress with this Federal contract, grant, loan or cooperative agreement, it will complete and submit Standard Form- LLL, Disclosure Form to Report lobbying in accordance with its instructions; and
 - c) it will require that the language of paragraphs (a) and (b) of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.
9. will adhere to federal and state Code of Conduct or Conflict of Interest standards relative to conflict of interest restrictions and financial disclosure requirements for local elected officials and candidates; and
10. will prevent fraud, waste and abuse of federal funds and ensure that funds are expended on activities that are reasonable and necessary;
11. will comply with the provisions of Title I of the Housing and Community Development Act of 1974, 42 U.S.C. § 5301 et seq., as amended, Title 24 CFR Part 570, and with other applicable State and Federal laws if awarded this grant; and
12. will ensure that, if applicable, any subrecipient, developer or business will comply with all regulations, policies and laws that govern this grant.

I declare that I am duly authorized to make these certifications on behalf of the applicant and certify that the above actions have or will be taken.

Carolyn S. Corley
Mayor

Signature

Date