

LOW INCOME HOUSING TAX CREDIT/TCAP/1602 PROGRAM OWNER'S CERTIFICATION OF CONTINUING COMPLIANCE

Development Name: _____ Project ID (PID): _____

Address: _____

During the preceding twelve month period the project met one of the minimum set aside requirements (check one):

20% or more of the residential units are either occupied by or available for occupancy by households whose annual income was or will be, at time of move in, equal to or less than the applicable income limits based on 50% of the area median income.

40% or more of the residential units are either occupied by or available for occupancy by households whose annual income was or will be, at time of move in, equal to or less than the applicable income limits based on 60% of the area median income.

Answer Yes/No/N/A to the following questions:

1. _____ Has there been a change in the applicable fraction {(as defined in Section 42(c)(1)(b) of the Internal Revenue Code, as amended (the "Code"))} of any building in the Project? If "Yes," provide a complete description of the change below and attach a complete description of the change below and attach a completed IHDA TST-1A FRM.

2. _____ Has a prescribed for 100% Tax Credit/1602 Properties certifications form for new move-in, with supporting documentation, been received from each qualified tenant? Or, in the case of a tenant participating in the Section 8 Certification/Voucher Program, has a statement from the local public housing authority declaring that the tenant's income does not exceed the applicable income limit under Section 42(g) of the code been received?
3. _____ Has each Tax Credit/1602 unit remained rent restricted, under Section 42(g) of the Code, during the entire past twelve (12) months.
4. _____ Except for those projects participating in the transitional housing for the homeless provided for under Section 42(i)(3)(B)(iii) of the Code, are all units in the Project both for use by the general public and used on a non-transient basis?
5. _____ Is each building in the Project suitable for occupancy, taking into account local health, safety, and building codes (or other habitability standards), and the state or local

government unit responsible for making building code inspections did not issue a report of a violation for any building or low income unit in the project.

6. _____ Has there been a change in the eligible basis {as defined in Section 42(d) of the Code} of any building in the Project? If there has been a change (e.g. a certain area has become commercial space or a fee is now charged for a tenant facility formerly provided without charge) an explanation describing the nature of the change must be attached.
7. _____ Are all tenant facilities included in the eligible basis under Section 42(d) of the Code of any building in the Project, such as swimming pool, other recreational facilities or parking areas, provided on a comparable basis without separate fee to all tenants in the building?
8. _____ If a qualified unit, in the Project, became vacant during the last year, were reasonable attempts made to rent that unit or the next available unit of comparable or smaller size to tenants having a qualifying income before any units in the project were or will be rented to tenants not having a qualifying income?
9. _____ If the income of a tenant, occupying a qualified unit in the Project, increased above the limit allowed by Section 42(g)(2)(D)(ii) of the Code, was the next available unit of comparable or smaller size in the Project rented to a tenant having a qualifying income?
10. _____ Is an extended low-income housing commitment as described in Section 42(h)(6) of the Code in effect (for buildings subject to Section 7108(c)(1) of the Revenue Reconciliation Act of 1989).
11. _____ Has the Project been sold since the issuance of the Tax Credit/1602 Allocation? If yes furnish the name address, and telephone number of the new owner and attach a copy of the bond, if required, which was posted with the Department of Treasury.
12. _____ To the best of your knowledge, has there been, during the last twelve months, any findings of discrimination under the Fair Housing Act, 42 U.S.C. 3601-3619, for this project. A finding of discrimination includes an adverse final decision by the Secretary of Housing and Urban Development (HUD), 24 CFR 180-680, an adverse final decision by a substantially equivalent state or local fair housing agency, 42 U.S.C. 3616a(a)(1), or an adverse judgment from a federal court.
13. _____ Did the owner receive its credit allocation from the portion of the state ceiling set-aside for a project involving "qualified non-profit organizations" under Section 42(h)(5) of the code and its non-profit entity materially participated in the operation of the development within the meaning of Section 469(h) of the Code?
14. _____ The Owner certifies for the preceding 12-month period no tenants in low-income units were evicted or had their tenancies terminated other than for good cause and that no tenants had an increase in the gross rent with respect to a low-income unit not otherwise permitted under Section 42.
15. _____ The Project has adequate property and liability coverage to offset any unexpected loss arising from an incident that could be reasonably expected given the value and location of the property.

The undersigned certifies under penalty of perjury that during the preceding twelve month period, the above named project maintained compliance with the Extended Use Agreement relating to the allocation of LIHTC/TCAP/1602 for the said Project.

Project Owner's Signature

Date

Project Owner's Printed Name

Project Owner's Title

Organization's Legal Name

Tax Payer Identification Number/Social Security Number

Project Owner's Address

Project Owner's Telephone Number

Project Owner's Email Address

Telephone Number – where public can gain information