



LOCAL GOVERNMENT SPECIAL NEEDS HOUSING PROGRAM ("SNHP")
SNHP FINANCING APPLICATION

ATTACHMENT B
DEVELOPER/BORROWER CERTIFICATION

Directions: This form is to be completed and signed by the President, Executive Director, or other party that has been designated authority to represent the Developer or Borrower.

I certify that I am an authorized representative of _____ (the Development Company or Borrowing Entity Name) ("Developer" or "Borrower") and that Developer/Borrower has applied for SNHP financing for the affordable housing Project known as _____ ("Project"). Developer/Borrower intends to develop the Project and, in exchange for the requested SNHP financing, to restrict _____ rental units for occupancy by Mental Health Services Act eligible clients. Developer/Borrower further certifies:

- All land use, development financing, or subsidy related occupancy restrictions that overlay the SNHP regulated units and further restrict the SNHP Regulated Units to a specific sub-class of MHSA clients are accurately represented in Attachment B-1 (attached hereto and updated over time to reflect any changes negotiated with the Local Government or other lenders prior to the SNHP Loan closing);
• Developer/Borrower acknowledges that CalHFA is not reviewing the Project or development proposal for compliance with state and federal fair housing or non-discrimination laws, including without limitation the Fair Housing Act, Section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act, which may apply to the Project and may affect occupancy restrictions imposed by the SNHP;
• That CalHFA has advised the Developer / Borrower to seek legal counsel as necessary, given the Borrower is ultimately responsible for the Project and the cumulative funding sources and associated occupancy restrictions being in compliance with all fair housing and non-discrimination laws or regulations;
• Changes in or interpretations of federal or state laws or regulations, including fair housing or non-discrimination laws and regulations, may result in CalHFA making necessary changes to the SNHP Loan Documents to ensure compliance. That unless required by the Local Government, such changes to the SNHP Loan Documents will not trigger a request by CalHFA for an early loan payoff of either principal or accrued interest;
• When required by the Local Government (per the SNHP Financing Application - Attachment A), we agree to pay the Local Government 1% Application Fee at SNHP Loan closing and provide CalHFA evidence of the funding of any required MHSA Client Rent & Utility Assistance Reserve prior to occupancy of the SNHP Regulated Units.

I hereby certify under penalty of perjury, that I have the delegated authority to represent the Developer/Borrower and certify that to the best of my knowledge and belief, all statements on this form are true and correct.

BY: _____ Date: _____

Name/Title: _____

Email / Phone: _____

Company/Borrower Name: _____

ATTACHMENT: ATTACHMENT B-1 – SNHP REGULATED UNIT OCCUPANCY RESTRICTIONS