

# HOME-ARP Allocation Plan Template

## Guidance

- To receive its HOME-ARP allocation, a PJ must:
  - Engage in consultation with at least the required organizations;
  - Provide for public participation including a 15-day public comment period and one public hearing, at a minimum; and,
  - Develop a plan that meets the requirements in the HOME-ARP Notice.
- To submit: a PJ must upload a Microsoft Word or PDF version of the plan in IDIS as an attachment next to the “HOME-ARP allocation plan” option on either the AD-26 screen (for PJs whose FY 2021 annual action plan is a Year 2-5 annual action plan) or the AD-25 screen (for PJs whose FY 2021 annual action plan is a Year 1 annual action plan that is part of the 2021 consolidated plan).
- PJs must also submit an SF-424, SF-424B, and SF-424D, and the following certifications as an attachment on either the AD-26 or AD-25 screen, as applicable:
  - Affirmatively Further Fair Housing;
  - Uniform Relocation Assistance and Real Property Acquisition Policies Act and Anti-displacement and Relocation Assistance Plan;
  - Anti-Lobbying;
  - Authority of Jurisdiction;
  - Section 3; and,
  - HOME-ARP specific certification.

## Participating Jurisdiction: West Virginia Housing Development Fund

**Date:** 6/23/2022

## Consultation

Before developing its plan, a PJ must consult with the CoC(s) serving the jurisdiction’s geographic area, homeless and domestic violence service providers, veterans’ groups, public housing agencies (PHAs), public agencies that address the needs of the qualifying populations, and public or private organizations that address fair housing, civil rights, and the needs of persons with disabilities, at a minimum. State PJs are not required to consult with every PHA or CoC within the state’s boundaries; however, local PJs must consult with all PHAs (including statewide or regional PHAs) and CoCs serving the jurisdiction.

### ***Summarize the consultation process:***

The West Virginia Housing Development Fund (WVHDF) conducted twelve consultation sessions with stakeholders from each of the recommended entities. Of the 1,341 people counted as meeting HUD’s definition of homeless during the 2020 Point In Time count, the following demographics were identified:

- 61% Male, 39% Female, less than 1% transgender and gender non-conforming
- 82% White, 14% Black/African American, 2% Hispanic/Latino, less than 2% Asian and American Indian, Hawaiian or Pacific Islander, and Multiple Races.
- 8.6% were under 18, 8.6% age 18-24
- 21% were unsheltered; and
- 13% were chronically homeless

According to the National Alliance to End Homelessness (<https://endhomelessness.org/resource/racial-inequalities-homelessness-numbers/>), “Most minority groups in the United States experience homelessness at higher rates than Whites, and therefore make up a disproportionate share of the homeless population. African Americans make up 13 percent of the general population, but more than 40 percent of the homeless population.”

The U.S. Census Bureau (<https://www.census.gov/quickfacts/WV>) July 1, 2021, estimates West Virginia’s populations as:

- White alone, 93.5%
- Black or African American alone, 3.6%
- Hispanic/Latino, 1.7%
- Asian and American Indian, Hawaiian or Pacific Islander, and Multiple Races, 1.1%

Comparing the 2020 Point In Time statistics to the Census Bureau date, individuals who identify as Black/African American are more than three times as likely to experience homelessness than their white counterparts.

Annualizing the Point-In-Time count results in an estimated 1,341 West Virginians who experienced homelessness in 2020. While the Balance of State is home to the most individuals counted as sheltered or unsheltered during the annual count, on an annualized basis, the four West Virginia CoCs have a similar number of people who experience homelessness each year, when factoring in shelter utilization patterns.

***List the organizations consulted, and summarize the feedback received from these entities.***

Agency/Org Consulted	Type of Agency/Org	Method of Consultation	Feedback
<b>Charleston Kanawha Housing Authority</b>	Housing Authority	Telephone	<ul style="list-style-type: none"> <li>• Emphasized the importance of Supportive Services, which are needed for HOME ARP qualifying populations to remain housed.</li> <li>• Case Management services are needed to conduct daily checks of at-risk of homelessness populations.</li> <li>• Services are needed to provide housing for youths aging out of foster care.</li> </ul>

<b>Greater Wheeling Coalition for the Homeless, Harmony House, Kanawha Valley Collective, WV Coalition to End Homelessness</b>	Continuums of Care	Virtual meeting	<ul style="list-style-type: none"> <li>• Need for more rental units that will be acceptable for a voucher unit.</li> <li>• The CoCs are seeing increases in everything they're doing and will run out of units.</li> <li>• Many areas have an old housing stock, and units won't pass inspections.</li> <li>• Capacity issues when it comes to staffing.</li> <li>• Availability of affordable/accessible units is an issue.</li> <li>• Need for a low-barrier shelter.</li> </ul>
<b>YWCA Wheeling</b>	Emergency shelter for female domestic violence and human trafficking victims and safe housing alternative for women experiencing homelessness and addiction	Virtual meeting	<ul style="list-style-type: none"> <li>• Lack of affordable housing not located in a high rise.</li> <li>• Need for affordable rental assistance.</li> <li>• There is a gap for people who need mental health services who can't get into other facilities.</li> <li>• Need another location for human trafficking victims; apartments would be ideal.</li> </ul>
<b>Bartlett Housing Solutions</b>	Emergency, temporary, and permanent housing solutions for individuals experiencing homelessness	Virtual meeting	<ul style="list-style-type: none"> <li>• Increasing need for three-bedroom apartments for families.</li> <li>• Need for non-congregate units.</li> <li>• Need for additional affordable housing.</li> <li>• Need for affordable housing near transportation and childcare facilities.</li> <li>• Need for accessible units.</li> <li>• Need for staff training to provide supportive services.</li> <li>• Increased needs for the 18- to 24-year-old population.</li> <li>• Essential to provide supportive services to HOME ARP qualifying populations.</li> </ul>
<b>Religious Coalition for Community Renewal</b>	Service provider to individuals experiencing homelessness and provider of	Virtual meeting	<ul style="list-style-type: none"> <li>• Greatest need is the lack of affordable housing.</li> <li>• Need for multifamily residential rental development.</li> <li>• Need for a low barrier shelter system in Charleston.</li> </ul>

	rapid re-housing services		<ul style="list-style-type: none"> <li>• Providing supportive services is very important.</li> </ul>
<b>U.S. Department of Veterans Affairs, HUD VASH Supervisor and Homeless Program Coordinator</b>	Provides services and Veterans Affairs Supportive Housing vouchers to veterans in ten WV counties	Virtual meeting	<ul style="list-style-type: none"> <li>• Currently, they have 14-15 veterans with vouchers who cannot find housing.</li> <li>• Greatest need is for more multifamily residential rental units that: <ul style="list-style-type: none"> <li>○ Are energy efficient</li> <li>○ Are accessible</li> <li>○ Will pass inspection</li> </ul> </li> <li>• Providing supportive services is key.</li> </ul>
<b>West Virginia Statewide Independent Living Council</b>	Plan and monitor for services for local independent living councils to ensure person who have disabilities have access to community-based resources that promote personal choice and facilitate the achievement of their independent living goals	Virtual meeting	<ul style="list-style-type: none"> <li>• Need for more multifamily residential rental units that are: <ul style="list-style-type: none"> <li>○ Affordable</li> <li>○ On bus line</li> <li>○ Close to amenities</li> </ul> </li> <li>• It is a priority to provide supportive services to help individuals stay in their homes.</li> </ul>
<b>West Virginia Department of Economic Development, Community Advancement and Development</b>	State agency addressing the needs of HOME ARP qualifying populations through the administration of the ESG and HOPWA Programs	Virtual meeting	<ul style="list-style-type: none"> <li>• Need for non-congregate shelter units.</li> <li>• Need for safe, affordable multifamily residential rental units.</li> <li>• Important to provide supportive services regardless of the housing type.</li> <li>• Capacity building will be extremely beneficial to nonprofit developers.</li> </ul>

If additional space is needed, insert image of table here:

Agency/Org Consulted	Type of Agency/Org	Method of Consultation	Feedback
Roark Sullivan Lifeway Center	Provider of emergency shelter, transitional, and permanent supportive housing to those experiencing homelessness, including veterans	Virtual meeting	<ul style="list-style-type: none"> <li>• Need for a facility to serve women who are victims of assault.</li> <li>• Need for multifamily residential rental units located in one building.</li> <li>• Need for accessible units.</li> <li>• Supportive services must accompany the units.</li> </ul>
Clarksburg Mission	Provider of emergency shelter, transitional housing, and community outreach center to those experiencing homelessness and/or those who need assistance	Virtual meeting	<ul style="list-style-type: none"> <li>• Need for non-congregate shelter units.</li> <li>• Need for multifamily residential rental units.</li> <li>• Without a doubt, supportive services are needed because affordable housing alone won't solve the problems of HOME ARP qualifying populations.</li> </ul>
Housing Authority of Mingo County	Public Housing Authority	Telephone	<ul style="list-style-type: none"> <li>• Need for multifamily residential rental units.</li> <li>• Supportive services must accompany the units.</li> </ul>
Fairmont Morgantown Housing Authority	Public Housing Authority	Telephone	<ul style="list-style-type: none"> <li>• Need for multifamily residential rental units, especially new construction units that are accessible.</li> <li>• Executive Director speculated a "crisis is coming" because so many accessible units are needed, but not available.</li> <li>• Must have supportive services at the beginning. Having an engaged social worker is the only way for a HOME ARP tenant to have a successful tenancy.</li> <li>• Would like to explore TBRA. FMHA was one of three PHAs to receive Emergency Housing Vouchers, and they received 105. To date FMHA has issued 59 vouchers, but 20 voucher holders cannot find units. The remaining 46 vouchers have not been issued.</li> <li>• FMHA considered non-congregate shelters as the final HOME ARP priority since they primarily deal with populations who are seeking units: individuals who are homeless or at risk of homelessness and individuals fleeing domestic violence.</li> </ul>

## Public Participation

PJs must provide for and encourage citizen participation in the development of the HOME-ARP allocation plan. Before submission of the plan, PJs must provide residents with reasonable notice and an opportunity to comment on the proposed HOME-ARP allocation plan of **no less than 15 calendar days**. The PJ must follow its adopted requirements for “reasonable notice and an opportunity to comment” for plan amendments in its current citizen participation plan. In addition, PJs must hold **at least one public hearing** during the development of the HOME-ARP allocation plan and prior to submission.

For the purposes of HOME-ARP, PJs are required to make the following information available to the public:

- The amount of HOME-ARP the PJ will receive,
- The range of activities the PJ may undertake.

***Describe the public participation process, including information about and the dates of the public comment period and public hearing(s) held during the development of the plan:***

- ***Public comment period: start date - 5/30/2022 end date - 6/14/2022***
- ***Public hearing: 6/1/2022***

Enter narrative response here.

***Describe any efforts to broaden public participation:***

In an effort to broaden public participation:

WVHDF held two public hearings: June 1 and June 8.

The HOME ARP Public Notice was published on May 28 or May 29, dependent on circulation, in six newspapers throughout the State.

The HOME ARP Public Notice was posted to <https://www.wvhdf.com/programs/the-home-investment-partnerships-program>.

Information about the HOME ARP Public Notice was on WVHDF's FaceBook page.

The HOME ARP Public Notice was emailed to the HOME and HTF email list serve.

A PJ must consider any comments or views of residents received in writing, or orally at a public hearing, when preparing the HOME-ARP allocation plan.

***Summarize the comments and recommendations received through the public participation process:***

WVHDF received one comment, which follows.

June 14, 2022

Ms. Cathy Colby

West Virginia Housing Development Fund  
[Home-arp@wf hdf.com](mailto:Home-arp@wf hdf.com)  
Charleston, WV 25305

RE: 2022 HOME ARP Allocation Plan Comments

The Fahe West Virginia Caucus appreciates the West Virginia Housing Development Fund for the opportunity to submit comments on the 2022 HOME ARP Allocation Plan prior to submission to HUD. The Caucus represents 11 nonprofit Members based in WV and one TN based Fahe Member that works in WV; our comments for consideration are related to our goals and vision for addressing housing needs in our communities.

We know that you are aware of the continued federal funding that is needed to stimulate and supplement the economy and the housing market where we all live and work. In Appalachian counties in general, the median incomes per county are lower than the national median income, while poverty rates are consistently higher than the national average. According to ARC, from 2013-2017, the number of persons below the poverty level in Appalachia was 4,017,654 (poverty rate of 16.3%); in West Virginia, wherein all counties are within the designated Appalachian region, it was 317,089, a poverty rate of 17.8%. For this same period, the national poverty rate was 14.6%. With the significant decline in our region's housing stock, and the large number of people who are cost-burdened, the need for housing units, both sing-family and multi-family is tremendous.

In review of the HOME ARP Allocation Plan, the Caucus Members in attendance at the WV Caucus Meeting today identified the following comments:

- ☐ We would like to request clarity on how to quantify the evidence of the current market demand for the RFP criteria. For the multi-family residential rental housing, a market study may be required 5 or more units; however, homelessness is harder to define and for rural areas in particular, the PITC is undercounted.
- ☐ Are there specifics to consider when entering into a Memorandum of understanding for supportive services.
- ☐ Do you anticipate any requirements regarding the sustainability of the supportive services past the project?
- ☐ With the Very Low Income eligibility (at or below 50% AMI) is there any opportunity to increase to regular HOME limits or below 80% AMI?
- ☐ For projects that may have other funds, has WVHDF given any consideration of the type of security that will be required on the projects? 15 year forgivable mortgage?

We appreciate the opportunity to provide comments on the 2022 HOME ARP Allocation Plan. Please feel free to contact me if there are any questions.

Sincerely,

Dave Clark

Dave Clark  
Chair, WV Caucus

WVHDF's response:

June 14, 2022

VIA E-MAIL [dclark@woodlandwv.org](mailto:dclark@woodlandwv.org)

Mr. Dave Clark  
Chair, FAHE West Virginia State Caucus  
RE: HOME ARP Allocation Plan

Dear Mr. Clark:

In accordance with the State of West Virginia Citizen Participation Plan, the West Virginia Housing Development Fund (the "Fund") is responsible for addressing the HOME American Rescue Plan ("HOME ARP") comments and questions received in conjunction with the HOME ARP Allocation Plan. The purpose of this correspondence is to address the FAHE West Virginia State Caucus comments, dated June 14, 2022, concerning HOME ARP.

The primary objectives of HOME ARP are to provide homelessness assistance and supportive services with HOME ARP eligible activities to HOME ARP qualifying populations.

The following list represents the FAHE West Virginia State Caucus comments and Fund responses.

Comment: We would like to request clarity on how to quantify the evidence of the current market demand for the RFP criteria. For the multi-family residential rental housing, a market study may be required for five or more units; however, homelessness is harder to define and for rural areas in particular, the PITC is undercounted.

Response: The HOME ARP Allocation Plan contains "Describe the method for soliciting applications for funding and/or selecting developers, service providers, subrecipients and/or contractors and whether the PJ will administer eligible activities directly," which includes:

HOME ARP funding will be allocated through a competitive Request for Proposals process, which will be open to all eligible entities, nonprofit developers, and for-profit developers. Proposed projects must be located within the State of West Virginia. To be considered eligible for HOME ARP funds for projects, whether multifamily residential development or non-congregate shelter units, WVHDF will require applications meet the following minimum criteria:

- Evidence there is a current market demand in the neighborhood in which the proposed project will be located.



- Developer experience and financial capacity must be sufficient to own, develop, construct, rehabilitate, manage, and/or provide supportive services, as applicable, to operate the proposed project for the HOME ARP affordability period.
- Developer will make acceptable assurances to WVHDF that it will comply with the HOME ARP requirements, which will begin upon selections of the proposed project to receive HOME ARP funds and will end upon the conclusion of the HOME ARP affordability period.

The first and second bullet points are HOME regulations as noted in 24 CFR 92.250(b)(2).

Thank you for recognizing traditional market studies may not accurately assess HOME ARP qualifying populations for proposed projects with five or more units. Therefore, when drafting the Request for Proposals ("RFP"), the Fund will communicate with the State's Continuums of Care to determine an accurate method to evidence market demand for a proposed HOME ARP project. Additional market study information will be available in the RFP.

Comment: Are there specifics to consider when entering into a Memorandum of Understanding for supportive services?

Response: When drafting the HOME ARP RFP, the Fund will communicate entities providing supportive services to HOME ARP qualifying populations to learn of adequate language for a Memorandum of Understanding to ensure proposed project owners are able to coordinate sufficient supportive services to qualifying populations. Additional MOU information will be available in the RFP.

Comment: Do you anticipate any requirements regarding the sustainability of the supportive services past the project?

Response: It is presumed your comment is inquiring about the sustainability of the supportive services beyond the project's HOME ARP affordability period. HOME ARP projects can have an affordability period of up to fifteen (15) years. Therefore, HOME ARP funding would not be available after the project's HOME ARP affordability period.

Comment: With the Very Low Income eligibility (at or below 50% AMI), is there any opportunity to increase to regular HOME limits or below 80% AMI?

Response: HUD mandates the income limits associated with HOME ARP. According to [HOME-ARP Income Limits - HUD Exchange](#):

HOME-ARP funds are intended to primarily benefit households based on their status as "qualifying populations," as defined in Section IV.A of the [HOME-ARP Notice](#), without meeting additional criteria (such as additional income criteria).

Unlike the regular HOME Program, which targets HOME-assisted rental units based on tenant income, 70 percent of all HOME-ARP units will serve households based **only** upon their status as qualifying households.

Up to 30 percent of HOME-ARP assisted units may be restricted to households that are low-income as defined in 24 CFR 92.2 ("low-income households").

Low-income households include families and individuals whose annual incomes do not exceed 80 percent of the median income for the area, as determined by HUD, with adjustments for smaller and larger families, except that HUD may establish income ceilings higher or lower than 80 percent of the median for the area on the basis of HUD findings that such variations are necessary because of prevailing levels of construction costs or fair market rents, or unusually high or low family incomes. An individual does not qualify as a low-income family if the individual is a student who is not eligible to receive Section 8 assistance under 24 CFR 5.612.

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**Comment:** For projects that may have other funds, has WVHDF given any consideration of the type of security that will be required on the projects? 15-year forgivable mortgage?

**Response:** As with HOME and HTF affordable housing underwriting, the types of security and loan terms are considered and finalized during the project processing and underwriting, which includes a thorough assessment of the project's anticipated cash flow and pro forma during the affordability period. Likewise, the types of security and loan terms for HOME ARP proposed projects will occur during processing and underwriting.

Your interest in the HOME ARP Allocation Plan is appreciated. Please email or call ([ccolby@wvhdf.com](mailto:ccolby@wvhdf.com) or 304-391-8663) if I can be of further assistance with HOME ARP or the HOME ARP Allocation Plan.

Very truly yours,

WEST VIRGINIA HOUSING DEVELOPMENT FUND

/s/

Catherine Colby

Senior Manager - HOME & HTF Programs

***Summarize any comments or recommendations not accepted and state the reasons why:***

WVHDF received one public comments, which was accepted and noted above. There were no unacceptable comments or recommendations.

## **Needs Assessment and Gaps Analysis**

PJs must evaluate the size and demographic composition of qualifying populations within its boundaries and assess the unmet needs of those populations. In addition, a PJ must identify any

gaps within its current shelter and housing inventory as well as the service delivery system. A PJ should use current data, including point in time count, housing inventory count, or other data available through CoCs, and consultations with service providers to quantify the individuals and families in the qualifying populations and their need for additional housing, shelter, or services. The PJ may use the optional tables provided below and/or attach additional data tables to this template.

### OPTIONAL Homeless Needs Inventory and Gap Analysis Table

Homeless													
	Current Inventory					Homeless Population				Gap Analysis			
	Family		Adults Only		Vets	Family HH (at least 1 child)	Adult HH (w/o child)	Vets	Victims of DV	Family		Adults Only	
	# of Beds	# of Units	# of Beds	# of Units	# of Beds					# of Beds	# of Units	# of Beds	# of Units
Emergency Shelter	520	165	882	126	27								
Transitional Housing	50	20	84	2	28								
Permanent Supportive Housing	289	119	692	169	478								
Other Permanent Housing						83	188	12	108				
Sheltered Homeless						181	666	85	134				
Unsheltered Homeless						25	415	22	32				
<b>Current Gap</b>										734	196	459	339

**Suggested Data Sources:** 1. Point in Time Count (PIT); 2. Continuum of Care Housing Inventory Count (HIC); 3. Consultation

### OPTIONAL Housing Needs Inventory and Gap Analysis Table

Non-Homeless			
	Current Inventory	Level of Need	Gap Analysis
	# of Units	# of Households	# of Households
Total Rental Units	201016		
Rental Units Affordable to HH at 30% AMI (At-Risk of Homelessness)	37421		
Rental Units Affordable to HH at 50% AMI (Other Populations)	24903		
0%-30% AMI Renter HH w/ 1 or more severe housing problems (At-Risk of Homelessness)		34920	
30%-50% AMI Renter HH w/ 1 or more severe housing problems (Other Populations)		23235	
<b>Current Gaps</b>			44134

**Suggested Data Sources:** 1. American Community Survey (ACS); 2. Comprehensive Housing Affordability Strategy (CHAS)

***Describe the size and demographic composition of qualifying populations within the PJ's boundaries:***

Of the 1,341 people counted as meeting HUD's definition of homeless during the 2020 Point In Time count, the following demographics were identified:

- 61% Male, 39% Female, less than 1% transgender and gender non-conforming
- 82% White, 14% Black/African American, 2% Hispanic/Latino, less than 2% Asian and American Indian, Hawaiian or Pacific Islander, and Multiple Races.
- 8.6% were under 18, 8.6% age 18-24
- 21% were unsheltered; and
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According to the National Alliance to End Homelessness (<https://endhomelessness.org/resource/racial-inequalities-homelessness-numbers/>), "Most minority groups in the United States experience homelessness at higher rates than Whites, and therefore make up a disproportionate share of the homeless population. African Americans make up 13 percent of the general population, but more than 40 percent of the homeless population."

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Annualizing the Point-In-Time count results in an estimated 1,341 West Virginians who experienced homelessness in 2020. While the Balance of State is home to the most individuals counted as sheltered or unsheltered during the annual count, on an annualized basis, the four West Virginia CoCs have a similar number of people who experience homelessness each year, when factoring in shelter utilization patterns.

***Describe the unmet housing and service needs of qualifying populations, including but not limited to:***

- *Sheltered and unsheltered homeless populations;*
- *Those currently housed populations at risk of homelessness;*
- *Other families requiring services or housing assistance or to prevent homelessness;*  
*and,*
- *Those at greatest risk of housing instability or in unstable housing situations:*

According to Statewide Housing Needs Assessment (<https://www.wvhdf.com/programs/statewide-housing-needs-assessment>), "There is a need for more affordable housing in the rental market, primarily

for households with incomes in the 0-30% AMI income tier. Across the State, the Unmet Need ranges from 48% to 80% among renter households with incomes between 0-30% AMI. This means that within this income tier, 48% to 80% of households do not have affordable and available housing across all counties.”

The National Low-Income Housing Coalition’s most recent state housing needs report notes there was a shortage of 24,460 housing units available to people at extremely low income (from: [West Virginia | National Low Income Housing Coalition \(nlihc.org\)](https://www.nlihc.org/))

Looking specifically at those who experience sheltered and unsheltered homelessness, it is estimated that 823 individuals and 46 families were experiencing homelessness based on the Point in Time and Housing Inventory Count census on January 27, 2021. Statewide, 2,396 households experiencing homelessness were enrolled in permanent housing programs. On that same night, 1,349 housing units were available across permanent housing programs.

In summary, on January 27, 2021, the gap for people who were literally homeless was 1,047 units.

According to the Executive Director for Roark Sullivan Lifeway Center, a provider of emergency shelter, transitional, and permanent supportive housing to those experiencing homelessness, including veterans, in March 2022, 196 veterans in the state were in need of units.

According to the Chief Strategic Officer for YWCA Wheeling, which is an emergency shelter for female domestic violence and human trafficking victims and safe housing alternative for women experiencing homelessness and addiction:

- Number of beds available for individuals who are fleeing/attempting to flee domestic violence, dating violence, sexual violence, stalking, or human trafficking.
  - Ohio County, West Virginia: 39 Emergency Shelter Beds and 12 Transitional Housing Beds
  - Marshall County, West Virginia: 12 Emergency Shelter Beds
  - Wetzel County, West Virginia: 6 Emergency Shelter/Transitional Housing Beds
- YWCA Wheeling housed 163 women July-December 2021, and 275 women January-December 2021.
- Number of individuals communicating with YWCA Wheeling who are fleeing/attempting to flee domestic violence, dating violence, sexual violence, stalking, or human trafficking:
  - July-December 2021: 339 individuals
  - January-December 2021: 604 individuals
- Estimated gap within the current shelter and housing inventory and service delivery system: 26 beds

***Identify and consider the current resources available to assist qualifying populations, including congregate and non-congregate shelter units, supportive services, TBRA, and affordable and permanent supportive rental housing:***

West Virginia has 1,450 emergency shelter, transitional housing, and safe haven beds. This includes 1,290 year-round emergency shelter beds. Not including COVID-related increased rental assistance programs, 1,801 households were in rapid rehousing programs (515 families, 459 veterans).

There are 179 affordable multifamily residential rental projects in West Virginia, which provide a total of 10,829 Section 8 subsidized units.

There are 205 USDA Rural Development affordable multifamily residential rental projects in West Virginia, which provide a total of 4,168 Rural Development Rental Assistance units.

***Identify any gaps within the current shelter and housing inventory as well as the service delivery system:***

The unsheltered homeless rate of 21% signifies the gap in safe and welcoming emergency shelter beds across the state. During the consultation phase, WVHDF became aware of many current shelters that (1) do not have separate (non-congregate) sleeping quarters for individuals and families; and (b) the supply of shelter beds is inadequate to meet the demand. Furthermore, few emergency shelter programs can accommodate all household compositions, pets, gender identities, and/or operate in a low-barrier, harm reduction manner. There is much work to be done to add capacity and enhance the programmatic and physical aspects of current emergency shelters in West Virginia.

Additionally, a universal concern raised during the consultations was the need to provide supportive services to promote health, recovery/wellbeing, housing stability, and income stability. Each consultation echoed the same refrain: It's important to provide supportive services, regardless of the housing type for qualifying HOME ARP populations.

***Identify the characteristics of housing associated with instability and an increased risk of homelessness if the PJ will include such conditions in its definition of "other populations" as established in the HOME-ARP Notice:***

WVHDF will not include these conditions in its definition of other populations.

***Identify priority needs for qualifying populations:***

Consultations with stakeholders revealed the priority needs among the qualifying populations are affordable multifamily residential rental housing and non-congregate shelter units, both of which need to be accompanied by supportive services.

***Explain how the level of need and gaps in its shelter and housing inventory and service delivery systems based on the data presented in the plan were determined:***

In addition to information provided by stakeholders, reviews of the Homeless Needs Inventory and Gap Analysis Table, the Housing Needs Inventory and Gap Analysis Table, 2020 Point In Time count information, The Statewide Housing Needs Assessment, and NLIHC data revealed extraordinary gaps in shelter, housing inventory, and service delivery systems. The gaps are too large for the West Virginia's

HOME ARP award to fill. Nevertheless, in response to the gaps, WVHDF has determined the greatest need to address the gaps is to provide HOME ARP funds to increase the supply of multifamily family residential rental projects and non-congregate unit projects, and points will be awarded for the proposed projects providing supportive services.

## **HOME-ARP Activities**

***Describe the method for soliciting applications for funding and/or selecting developers, service providers, subrecipients and/or contractors and whether the PJ will administer eligible activities directly:***

WVHDF will solicit applications through a Request for Proposals for the use of HOME ARP funds for the development of multifamily residential rental projects and non-congregate shelter projects, and points will be awarded for the proposed projects providing supportive services.

HOME ARP funding will be allocated through a competitive Request for Proposals process, which will be open to all eligible entities, nonprofit developers, and for-profit developers. Proposed projects must be located within the State of West Virginia. To be considered eligible for HOME ARP funds for projects, whether multifamily residential development or non-congregate shelter units, WVHDF will require applications meet the following minimum criteria:

- Evidence there is a current market demand in the neighborhood in which the proposed will be located.
- Developer experience and financial capacity must be sufficient to own, develop, construct, rehabilitate, manage, and/or provide supportive services, as applicable, to operate the proposed project for the HOME ARP affordability period.
- Developer will make acceptable assurances to WVHDF that it will comply with the HOME ARP requirements, which will begin upon selections of the proposed project to receive HOME ARP funds and will end upon the conclusion of the HOME ARP affordability period.

For applications requesting HOME ARP funds for supportive services, project owner must evidence the (a) capacity to successfully provide the supportive services; and/or (b) have an executed memorandum of understanding with qualified agency(ies) to provide supportive services at the proposed project.

***If any portion of the PJ's HOME-ARP administrative funds were provided to a subrecipient or contractor prior to HUD's acceptance of the HOME-ARP allocation plan because the subrecipient or contractor is responsible for the administration of the PJ's entire HOME-ARP grant, identify the subrecipient or contractor and describe its role and responsibilities in administering all of the PJ's HOME-ARP program:***

Not applicable; no portion of the PJ's HOME ARP administrative funds were provided to a subrecipient or contractor prior to HUD's acceptance of the HOME ARP allocation plan.

PJs must indicate the amount of HOME-ARP funding that is planned for each eligible HOME-ARP activity type and demonstrate that any planned funding for nonprofit organization operating



assistance, nonprofit capacity building, and administrative costs is within HOME-ARP limits. The following table may be used to meet this requirement.

#### **Use of HOME-ARP Funding**

	<b>Funding Amount</b>	<b>Percent of the Grant</b>	<b>Statutory Limit</b>
Supportive Services	\$ 2,000,000		
Acquisition and Development of Non-Congregate Shelters	\$ 3,000,000		
Tenant Based Rental Assistance (TBRA)	\$ 0		
Development of Affordable Rental Housing	\$ 10,340,525		
Non-Profit Operating	\$ 900,000	4.7 %	5%
Non-Profit Capacity Building	\$ 0	0 %	5%
Administration and Planning	\$ 2,865,975	15 %	15%
<b>Total HOME ARP Allocation</b>	<b>\$ 19,106,500</b>		

#### ***Additional narrative, if applicable:***

54% of the Total HOME ARP Allocation is earmarked for the Development of Affordable Rental Housing resulting from eleven of the twelve consultations stating a need for additional affordable units. Seven of the twelve consultations were with entities providing shelters, and all seven consultations stated a need for additional non-congregate shelter units. Therefore, approximately 15% is earmarked for the Acquisition and Development of Non-Congregate Shelters. All consultations emphasized the need for Supportive Services to accompany the HOME ARP units, and \$2,000,000 is earmarked for that provision. \$900,000 is earmarked for Non-Profit Capacity Building, which will give non-profit recipients of a HOME ARP award to experience operating budget relief and enable them to focus on HOME ARP requirements.

WVHDF anticipates responses to one application cycle will result in HOME ARP funds being committed to eligible activities. However, if the HOME ARP funds are not fully committed following one application cycle, any remaining funds will be re-allocated to Supportive Services, Acquisition and Development of Non-Congregate Shelters, and/or Development of Affordable Rental Housing, based on need.

#### ***Describe how the characteristics of the shelter and housing inventory, service delivery system, and the needs identified in the gap analysis provided a rationale for the plan to fund eligible activities:***

HOME ARP qualifying populations require a wide range of services and supports to remain stably housed. The highest priority needs which were consistently identified through consultations and reinforced with the data describing the lack of units available to the extremely low-income population along with the lack of available shelter bed were (1) Increase the supply of affordable rental housing units; (2) Increase the supply of non-congregate shelter units; and (3) Provide supportive services to the HOME ARP units to increase housing stability and meet the needs of the tenants/individuals.

#### **Increase the supply of affordable rental housing units**

91% of the consultations emphasized the need for the Development of Affordable Rental Housing: units that would be safe, decent, and sanitary.

The National Low-Income Housing Coalition's most recent state housing needs report notes there was a shortage of 24,460 housing units available to people at extremely low income. The Point In Time and Housing Inventory Count census on 1-27-2021 revealed 1,047 unavailable units. Whether extremely low-income tenants or HOME ARP qualifying populations are currently in units or searching for units, the statistics indicate tenants are cost burdened or unable to find units.

#### Increase the supply of non-congregate shelter units

Seven of the twelve consultations were with entities providing shelters, and all seven consultations stated a need for additional non-congregate shelter units. The Continuums of Care and a nonprofit service provider stated a need for low-barrier shelter.

A nonprofit entity in West Virginia's Northern Panhandle estimates a lack of 26 beds for a three-county region for a segment of one HOME ARP qualifying population: females fleeing/attempting to flee domestic violence, dating violence, sexual violence, stalking, or human trafficking.

#### Provide supportive services to the HOME ARP units to increase housing stability and meet the needs of the tenants/individuals

100% of the consultations emphasized the need for Supportive Services to accompany HOME ARP units to meet the needs of HOME ARP qualifying populations and increase housing stability.

#### Non-Profit Operating

Several consultations revealed nonprofit entities frequently search for operating funds. Consequently, \$900,000 is earmarked for non-profit operating, which will provide non-profit owners of HOME ARP projects budgetary relief and margin.

## **HOME-ARP Production Housing Goals**

***Estimate the number of affordable rental housing units for qualifying populations that the PJ will produce or support with its HOME-ARP allocation:***

WVHDF estimates 60 affordable rental housing units for qualifying populations will be developed to serve qualifying populations. In addition, WVHDF estimates 30 non-congregate shelter units will be developed to serve qualifying populations.

***Describe the specific affordable rental housing production goal that the PJ hopes to achieve and describe how it will address the PJ's priority needs:***

Unfortunately, West Virginia's priority needs exceed the HOME ARP award of \$19,106,500. WVHDF's consultations revealed the majority of non-profit agencies experienced in addressing the needs of HOME ARP qualifying populations do not have development experience with highly regulated affordable housing funding, including HOME, HTF, and LIHTC. Therefore, WVHDF anticipates projects will be primarily financed with HOME ARP funds.

## Preferences

***Identify whether the PJ intends to give preference to one or more qualifying populations or a subpopulation within one or more qualifying populations for any eligible activity or project:***

- Preferences cannot violate any applicable fair housing, civil rights, and nondiscrimination requirements, including but not limited to those requirements listed in 24 CFR 5.105(a).
- PJs are not required to describe specific projects to which the preferences will apply.

In an effort to provide maximum program flexibility and opportunities to HOME ARP qualifying populations, WVHDF is not giving preferences for eligible activities or projects. Projects requesting HOME ARP funding must serve a qualifying population(s) and the project must comply with any applicable fair housing, civil rights, and nondiscrimination requirements, including but not limited to those requirements listed in 24 CFR 5.105(a).

HOME ARP funds will be awarded to projects/programs submitting applications for an eligible activity(ies), and must demonstrate feasibility, capacity, and the project/program qualified population(s) will be prioritized based on need. The application and required supplemental documents will evidence and ensure the HOME ARP funds are only awarded to eligible activities serving qualified populations, even though funds are not prioritized for one population over another.

***If a preference was identified, explain how the use of a preference or method of prioritization will address the unmet need or gap in benefits and services received by individuals and families in the qualifying population or category of qualifying population, consistent with the PJ's needs assessment and gap analysis:***

Not applicable.

***If a preference was identified, describe how the PJ will use HOME-ARP funds to address the unmet needs or gaps in benefits and services of the other qualifying populations that are not included in the preference:***

Not applicable.

## HOME-ARP Refinancing Guidelines

If the PJ intends to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds, the PJ must state its HOME-ARP refinancing guidelines in accordance with [24 CFR 92.206\(b\)](#). The guidelines must describe

the conditions under which the PJ will refinance existing debt for a HOME-ARP rental project, including:

- ***Establish a minimum level of rehabilitation per unit or a required ratio between rehabilitation and refinancing to demonstrate that rehabilitation of HOME-ARP rental housing is the primary eligible activity***

Not applicable – WVHDF does not intend to use HOME ARP funds to refinance existing debt.

- ***Require a review of management practices to demonstrate that disinvestment in the property has not occurred; that the long-term needs of the project can be met; and that the feasibility of serving qualified populations for the minimum compliance period can be demonstrated.***

Not applicable.

- ***State whether the new investment is being made to maintain current affordable units, create additional affordable units, or both.***

Not applicable.

- ***Specify the required compliance period, whether it is the minimum 15 years or longer.***

Not applicable.

- ***State that HOME-ARP funds cannot be used to refinance multifamily loans made or insured by any federal program, including CDBG.***

Not applicable.

- ***Other requirements in the PJ's guidelines, if applicable:***

Not applicable.

## Application for Federal Assistance SF-424

**\* 1. Type of Submission:**

- ☐ Preapplication  
☒ Application  
☐ Changed/Corrected Application

**\* 2. Type of Application:**

- ☒ New  
☐ Continuation  
☐ Revision

**\* If Revision, select appropriate letter(s):**

**\* Other (Specify):**

**\* 3. Date Received:**

**4. Applicant Identifier:**

**5a. Federal Entity Identifier:**

**5b. Federal Award Identifier:**

**State Use Only:**

**6. Date Received by State:**

**7. State Application Identifier:**

**8. APPLICANT INFORMATION:**

**\* a. Legal Name:**

State of West Virginia

**\* b. Employer/Taxpayer Identification Number (EIN/TIN):**

55-0515944

**\* c. UEI:**

SJM5U3BMLSV1

**d. Address:**

**\* Street1:**

5710 MacCorkle Avenue, SE

**Street2:**

**\* City:**

Charleston

**County/Parish:**

**\* State:**

WV: West Virginia

**Province:**

**\* Country:**

USA: UNITED STATES

**\* Zip / Postal Code:**

25304-2804

**e. Organizational Unit:**

**Department Name:**

WV Housing Development Fund

**Division Name:**

**f. Name and contact information of person to be contacted on matters involving this application:**

**Prefix:**

Ms.

**\* First Name:**

Erica

**Middle Name:**

L.

**\* Last Name:**

Boggess

**Suffix:**

**Title:**

Executive Director

**Organizational Affiliation:**

**\* Telephone Number:**

800-933-9843

**Fax Number:**

304-391-8761

**\* Email:**

eboggess@wvhdf.com

## Application for Federal Assistance SF-424

### \* 9. Type of Applicant 1: Select Applicant Type:

X: Other (specify)

### Type of Applicant 2: Select Applicant Type:

### Type of Applicant 3: Select Applicant Type:

### \* Other (specify):

Instrumentality

### \* 10. Name of Federal Agency:

U.S. Department of Housing and Urban Development

### 11. Catalog of Federal Domestic Assistance Number:

14.239

### CFDA Title:

HOME Investment Partnerships Program

### \* 12. Funding Opportunity Number:

M21-SP540100

### \* Title:

HOME Investment Partnerships Program - HOME ARP Funding

### 13. Competition Identification Number:

### Title:

### 14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

### \* 15. Descriptive Title of Applicant's Project:

Operation of the HOME ARP Program in the State of West Virginia

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

**Application for Federal Assistance SF-424****16. Congressional Districts Of:**\* a. Applicant \* b. Program/Project 

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

**17. Proposed Project:**\* a. Start Date: \* b. End Date: **18. Estimated Funding (\$):**

* a. Federal	<input type="text" value="19,106,500.00"/>
* b. Applicant	<input type="text"/>
* c. State	<input type="text"/>
* d. Local	<input type="text"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text"/>
* g. TOTAL	<input type="text" value="19,106,500.00"/>

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- ☐ a. This application was made available to the State under the Executive Order 12372 Process for review on
- ☒ b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- ☐ c. Program is not covered by E.O. 12372.

**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes ☒ No

If "Yes", provide explanation and attach

Add Attachment

Delete Attachment

View Attachment

**21. \*By signing this application, I certify (1) to the statements contained in the list of certifications\*\* and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances\*\* and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

☒ \*\* I AGREE

\*\* The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

**Authorized Representative:**

Prefix:  \* First Name:

Middle Name:

\* Last Name:

Suffix:

\* Title: \* Telephone Number:  Fax Number: \* Email: 

\* Signature of Authorized Representative:

\* Date Signed:



**ASSURANCES - NON-CONSTRUCTION PROGRAMS**

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

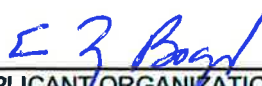
**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.



9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		TITLE	
		Erica L. Boggess, Executive Director	
APPLICANT ORGANIZATION		DATE SUBMITTED	
West Virginia Housing Development Fund		6-23-2022	

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**


**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
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11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
	Erica L. Boggess, Executive Director
APPLICANT ORGANIZATION	DATE SUBMITTED
West Virginia Housing Development Fund	6-23-2022

## STATE CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the State certifies that:

**Affirmatively Further Fair Housing** -- The State will affirmatively further fair housing.

**Uniform Relocation Act and Anti-displacement and Relocation Plan** -- 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. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.


**Anti-Lobbying** --To the best of the State's knowledge and belief:

1. 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;
2. If any funds other than Federal appropriated 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 in connection 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
3. It will require that the language of paragraphs 1 and 2 of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

**Authority of State** -- The submission of the consolidated plan is authorized under State law and the State possesses the legal authority to carry out the programs under the consolidated plan for which it is seeking funding, in accordance with applicable HUD regulations.

**Consistency with plan** -- The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the State's consolidated plan.

**Section 3** -- 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.

  
\_\_\_\_\_  
Signature of Authorized Official

5/12/2021  
\_\_\_\_\_  
Date

Director, Community Advancement and Development  
Title



OFFICE OF COMMUNITY PLANNING  
AND DEVELOPMENT

**U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**  
WASHINGTON, DC 20410-7000

April 28, 2021

The Honorable James C. Justice II  
Governor of West Virginia  
1900 Kanawha Boulevard East  
Charleston, WV 25305

Dear Governor Justice:

I am pleased to inform you of your jurisdiction's Fiscal Year (FY) 2021 allocation for HUD's HOME Investment Partnerships Program – American Rescue Plan (HOME-ARP) funding. The American Rescue Plan appropriated \$5 billion to help communities provide housing, shelter, and services for people experiencing and other qualifying populations. These HOME-ARP funds are in addition to your regular FY 2021 HOME formula allocation. This one-time funding creates a significant opportunity for you to meet the housing and service needs of your community's most vulnerable populations.

Your jurisdiction's FY 2021 HOME-ARP allocation is \$19,106,500.

HOME-ARP funding gives jurisdictions significant new resources to address their homeless assistance needs by creating affordable housing or non-congregate shelter units and providing tenant-based rental assistance or supportive services. Later this year, the Department will issue an implementing notice providing guidance on HOME-ARP, including instructions and requirements for developing a substantial amendment to your jurisdiction's FY 2021 Annual Action Plan describing your proposed use of the funds. HOME-ARP funds are available for expenditure until September, 2030.

HOME-ARP funds are allocated through the HOME formula to all participating jurisdictions that qualified for an annual HOME Program allocation for FY 2021. HOME-ARP funds must be used for individuals or families from the following qualifying populations: homeless; at-risk of homelessness; fleeing or attempting to flee domestic violence, dating violence, sexual assault, stalking, or human trafficking; other populations where providing assistance would prevent the family's homelessness or would serve those with the greatest risk of housing instability; and veterans and families that include a veteran family member that meet one of the preceding criteria.

HOME-ARP funds can be used for four eligible activities including the production or preservation of affordable housing; tenant-based rental assistance; supportive services, including homeless prevention services and housing counseling; and the purchase or development of non-congregate shelter for individuals and families experiencing homelessness. Additionally, HOME-ARP provides up to 15 percent of the allocation for administrative and planning costs of the participating jurisdiction and for subrecipients administering all or a portion of the grant. HOME-ARP can provide up to 5 percent of the grant for operating costs of Community Housing

Development Organizations (CHDOs) and other non-profit organizations, including homeless providers. Additional funding is available to these organizations for capacity building. Like other formula grant funds, HOME-ARP funds will be administered in the Integrated Disbursement and Information System (IDIS).

While your jurisdiction will not have access to HOME-ARP funds until HUD has issued an implementing notice and subsequently reviewed and accepted a substantial amendment to your FY 2021 Annual Action Plan, I urge you to begin consulting with homeless service providers, domestic violence service organizations, public housing agencies, and other organizations and agencies that assist qualifying populations in your area. Early identification of the unmet needs among these populations and consideration of potential uses of HOME-ARP funds will position your jurisdiction to design and implement its HOME-ARP Program expeditiously.

The Office of Community Planning and Development looks forward to working with you to ensure the success of this critical program. If you or any member of your staff have questions, please contact your local CPD Office Director.

Sincerely,

A handwritten signature in blue ink, appearing to read "James", with a stylized flourish at the end.

James Arthur Jemison II  
Principal Deputy Assistant Secretary  
for Community Planning and Development



### HOME ARP Certification

As the Participating Jurisdiction, West Virginia Housing Development Fund will only use HOME-ARP funds consistent with ARP and the HOME-ARP Notice for eligible activities and eligible costs.

June 23, 2022

Date

A handwritten signature in blue ink, appearing to read "Erica L. Boggess", written over a horizontal line.

Erica L. Boggess  
Executive Director