

## FY22 Section 202 NOFO: Overview Webinar Q&A

October 12, 2022

No.	Question	Answer
1.	Will HUD accept applications from a partnership where the nonprofit is the majority owner?	Only private non-profit organizations that have tax-exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986, and non-profit consumer cooperatives are <b>eligible to apply</b> . If awarded a grant, then <b>The Owner corporation, when later formed</b> by the Sponsor, must be: 1. A single-purpose and single-asset private non-profit organization that has tax-exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986; 2. A non-profit consumer cooperative; or 3. For purposes of developing a mixed-finance project, a for-profit limited partnership of which all general partner interests are held by a) one or more private non-profit organization(s) that have tax exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986, b) a corporation wholly owned and controlled by one or more private non-profit organization(s) that have tax exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986, or c) a limited liability company wholly owned and controlled by one or more private non-profit organization(s) that have tax exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986.
2.	Can you please provide a list of the threshold docs for 501 C 3 orgs or reference in the NOFO?	This can be found in Section III.D.5 of the NOFO.
3.	Please can you clarify when and what changed re DUNS?	DUNS number is no longer required; the new Federal identifier is called Unique Entity Identifier (UEI), which is acquired through SAM.gov. Details here: <a href="https://sam.gov/content/duns-uei">https://sam.gov/content/duns-uei</a>
4.	Could a grant be awarded to rehab and provide PRAC for a currently occupied (not federally assisted) apartment building?	Yes, but note that Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (URA) requirements will apply - refer to Section III.F.9 of the NOFO.
5.	Can apps be uploaded in advance of the due date/time?	Yes, absolutely! You can even revise a submission after you have submitted (as long as you're revising before the application deadline).
6.	Does answering the questions in the Toolkit replace some of the narrative requirements for the application (e.g., physical design) or are the toolkit questions in addition to the narratives?	Yes, the Toolkit replaces some narrative/attachment requirements - for example, completing the Operating Pro Forma in the Toolkit means that you don't have to submit one in Tab G. You may wish to note in Tab G that you have submitted it in the Toolkit. The NOFO explains when the Toolkit can substitute for another requirement.

7.	How quickly after award announcement could a project close on financing?	The Field Office will process Firm Commitment Applications. Once a complete, <b>error free</b> package is received from the grantee, the Field office has 60 days to complete processing an application. Once the Firm commitment is issued, initial closing can take place anytime thereafter.
8.	Will first time applicants receive equal scrutiny during scoring?	All applicants are scored using the same criteria. There are points for development experience, but new applicants can achieve these points by partnering with more experienced organizations.
9.	Is Site Control required prior to application submission or will a Letter of Intent suffice?	Section III.D.6 of the NOFO gives details about what your site control documents need to show. For example, for a deed or long-term leasehold, the title or leasehold interest must commence prior to the application deadline date. Refer to the NOFO for the full list.
10.	The SAM / UEI system is often not working or response from staff is very slow. Is a remedy in the works?	SAM.gov has been receiving a high demand for UEI registrations. We recommend starting the registration process as early as possible, as we've heard that wait times can be up to 4 weeks. The SAM team is working through tickets, but applicants should prioritize this item soon just in case delays continue.
11.	Will this PowerPoint presentation be available afterwards?	Yes, the slides will be available within a few days on the Funding Opportunities page: <a href="https://www.hud.gov/program_offices/spm/gmomgmt/grantsinfo/fundingopps/fy22_section202">https://www.hud.gov/program_offices/spm/gmomgmt/grantsinfo/fundingopps/fy22_section202</a>
12.	Is June 30th, 2023, the estimated date that awards will be announced?	We're aiming for June, but final dates will depend on the review and award process.
13.	Is there a reason that a project with 20% of intergenerational units won't be eligible for funding after the \$15M is used up? Or would HUD apply a limited amount of the intergenerational budget for just those specific units? Otherwise, it is extremely risky to apply for this funding understanding how competitive it will be	Intergenerational awardees will have their intergenerational Capital Advance paid for out of the \$15M and their other units paid for with the other NOFO funds. This should ensure that more intergenerational projects can be funded.
14.	Can a for-profit organization be a part of the ownership entity?	<b>The Owner corporation</b> , must be: 1. A single-purpose and single-asset private non-profit organization that has tax-exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986; 2. A non-profit consumer cooperative; or 3. For purposes of developing a mixed-finance project, a for-profit limited partnership of which all general partner interests are held by a) one or more private non-profit organization(s) that have tax exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal

		Revenue Code of 1986, b) a corporation wholly owned and controlled by one or more private non-profit organization(s) that have tax exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986, or c) a limited liability company wholly owned and controlled by one or more private non-profit organization(s) that have tax exempt status under Section 501(c)(3) or Section 501(c)(4) of the Internal Revenue Code of 1986.
15.	If relocation will occur for the project (but has not started yet) does submitting an application trigger the need to issue a GIN [immediately]? Is it okay to submit an application in January, but delay issuing a GIN for a few weeks-month?	<p><b>HUD Handbook 1378</b> provides HUD policy and guidance on implementing the URA and 49 CFR Part 24 for HUD funded programs and projects. <b>Residential Displacements</b></p> <ul style="list-style-type: none"> <li>• Provide relocation advisory services to displaced tenants and owner occupants</li> <li>• <b>Provide a minimum 90 days written notice to vacate prior to requiring possession</b></li> <li>• Reimburse for moving expenses</li> <li>• Provide payments for the added cost of renting or purchasing comparable replacement housing</li> </ul>
16.	If the general partner of the Owner will be a joint venture of two 501(c)(3)s, do org docs need to be provided for both organizations? Or just the managing member?	Please provide documents for both the applicant and any other organization(s) that is co-sponsoring the application as a mixed-finance limited partnership per Section III.D.5 of the NOFO.
17.	On Capacity - must the property manager be locked in prior to application? Can the property manager change between application and initial closing?	The Management Agent must be selected by the time the Firm Commitment Application is submitted to the Regional or Satellite Office. Documents related to the management agent are required to be submitted in the application package. The property manager (site staff) can be hired at the time of occupancy.
18.	In addition to the post-presentation slides, will complete, verbatim transcripts be posted after each webinar? Or will applicants be able to review, recorded webinars? Thanks!	We will post the recordings on our Funding Opportunities page in 3-5 business days: <a href="https://www.hud.gov/program_offices/spm/gmomgmt/grantsinfo/fundingopps/fy22_section202">https://www.hud.gov/program_offices/spm/gmomgmt/grantsinfo/fundingopps/fy22_section202</a>
19.	Also, will Q&As from each webinar be posted on the NOFO site?	Yes, we can also post these Q&As on the Funding Opportunities page: <a href="https://www.hud.gov/program_offices/spm/gmomgmt/grantsinfo/fundingopps/fy22_section202">https://www.hud.gov/program_offices/spm/gmomgmt/grantsinfo/fundingopps/fy22_section202</a>
20.	Are architectural drawings required for the application?	Yes, building schematics should be included in Tab K.
21.	Can funds be used to substantially improve a Section 8 existing project to improve energy and water efficiency?	Per 24 CFR 891.809, Capital Advance Funds cannot be used for the financing or refinancing of currently federally assisted or federally-insured units.

22.	Is a letter from the Deputy or Commissioner of Housing indicating that site control of publicly owned land will be conveyed subject to evidence of financing to develop the site?	As long as the letter is signed by an official who is authorized to commit the conveyance of the land to the grantee, subject to financing, this will be acceptable. Please refer to page 22 of the NOFO.
23.	Do we need the Previous Participation Form for a Co-Sponsor or Partner as well?	Yes.
24.	When submitting supporting documents for the application is it preferable to merge into one document or do you prefer separate documents. Tab A is an example for this. All documents could be merged or they can be submitted individually.	Separate each tab into one PDF with all of that Tab's items. So, for example, Tab A should include all the legal documents in one PDF file. Then make Tab B a separate PDF, etc. Make sure to include "Tab A" "Tab B" etc. in the file name.
25.	Can you provide a link to the NOFO?	<a href="https://www.hud.gov/sites/dfiles/SPM/documents/FR-6600-N-52_Section_202_NOFO_TC.pdf">https://www.hud.gov/sites/dfiles/SPM/documents/FR-6600-N-52_Section_202_NOFO_TC.pdf</a>