APPLICATION FOR		OMB Appro	ved No. 3076-0		Version 7/03
FEDERAL ASSISTANCE		2. DATE SUBMITTED 03/01/2011		Applicant Ide	ntifier
1. TYPE OF SUBMISSION:		3. DATE RECEIVED BY	STATE	State Applica	ion Identifier
Application	Pre-application	4. DATE RECEIVED BY	FEDERAL AGE	NCY Federal Identi	fier
Construction	Construction	T. DATE RESERVED DI		, cacianaona	
Non-Construction  5. APPLICANT INFORMATION	Non-Construction				* 
Legal Name:			Organizational	Unit:	
Brevard County Board of County	y Commissioners		Department: Housing and He	uman Services	
Organizational DUNS; 1065206660000			Division: Management a	nd Community Service	es Group
Address:			Name and tele	phone number of pe	erson to be contacted on matters
Street: 2725 Judge Fran Jamieson Way	1		Prefix:	application (give are First Name:	a code)
B-103		***************************************	Mr.	lan	
City: Viera			Middle Name Jeffrey		
County: Brevard			Last Name Golden		
State: Florida	Zip Code 32940-6605		Suffix:		
Country:			Email:	avarda avatu ua	
USA  6. EMPLOYER IDENTIFICATIO	N NUMBER (EIN):		Phone Number	evardcounty.us (give area code)	Fax Number (give area code)
59-6000523			321-633-2007	(3	321-633-2026
8. TYPE OF APPLICATION:			7. TYPE OF AF	PLICANT: (See bac	k of form for Application Types)
✓ Nev	v 🗐 Continuatio	n Revision	B. County	•	12
If Revision, enter appropriate lett (See back of form for description	er(s) in box(es)		Other (specify)		
Other (specify)				EDERAL AGENCY: Department of Housin	g and Urban Development
10. CATALOG OF FEDERAL D	DOMESTIC ASSISTANC	E NUMBER:	11. DESCRIPT	IVE TITLE OF APPL	CANT'S PROJECT:
		14-218	Brevard County	y Board of County Co	mmissioner NSP3
TITLE (Name of Program): CDBG/Entitlement Grants					
12. AREAS AFFECTED BY PR	OJECT (Cities, Counties	s, States, etc.):	1		
Brevard County					
13. PROPOSED PROJECT	f pm er pm			SIONAL DISTRICTS	
Start Date: 03/01/2011	Ending Date: 03/01/2014		a. Applicant 15, 24		b. Project 15, 24
15. ESTIMATED FUNDING:					REVIEW BY STATE EXECUTIVE
a. Federal \$		90	a. Yes. TH		N/APPLICATION WAS MADE
b. Applicant \$		3,032,850	_  AV	AILABLE TO THE ST OCESS FOR REVIE	ATE EXECUTIVE ORDER 12372
		O .			, v O. v
c. State \$		0 .	l DA	TE:	
d. Local \$		0	b. No. 🗷 PR	OGRAM IS NOT CO	/ERED BY E. O. 12372
e. Other \$		0		PROGRAM HAS NO	T BEEN SELECTED BY STATE
f. Program Income \$		0			NT ON ANY FEDERAL DEBT?
g. TOTAL. \$		3,032,850	Yes If "Yes"	attach an explanatio	n. 🗵 No
18. TO THE BEST OF MY KNO	WLEDGE AND BELIEF		1	·	
DOCUMENT HAS BEEN DULY ATTACHED ASSURANCES IF			THE APPLICANT	TAND THE APPLICA	NT WILL COMPLY WITH THE
a. Authorized Representative					
Prefix First Name Robin			Middle Name		
Last Name Fisher				Suffix	
b. Title	Caunty Cammicaianas			c. Telephone Number	(give area code)
Chair, Brevard County/Bodrd of County Commissioners d. Signature of Author/Fed/Representative				321-264-6750 e. Date Signed	2000 on 02/20/44
Previous Edition Usable	$\wedge$			As approved by the I	Standard Form 424 (Rev.9-2003)
Authorized for Local Reproduction	h )				Prescribed by OMB Circular A-102

### 1. NSP3 Grantee Information

NSP3 Program Administrator Contact Information	
Name (Last, First)	lan Golden
Email Address	ian.golden@brevardcounty.us
Phone Number	321-633-2007
Fax Number	321-633-2007
Mailing Address	2725 Judge Fran Jamieson Way, B-103, Viera, FL 32940
Web Address	http://www.brevardcounty.us/Human_Services/

# 2. Areas of Greatest Need

## **Map Submission**

The maps generated at the HUD NSP3 Mapping Tool for Preparing Action Plan website are included as an attachment.

### Data Sources Used to Determine Areas of Greatest Need

# Describe the data sources used to determine the areas of greatest need.

### Response:

The data sources used to determine the areas of greatest need within Brevard County, Florida included the United States Department of Housing and Urban Development's (HUD) NSP3 mapping tool (http://www.huduser.org/NSP/NSP3.html), HUD data showing the foreclosure risk score, LMMI area block benefit, address vacancy, and other information for each group (http://www.huduser.org/portal/datasets/nsp.html), and other mapping data such as neighborhood: owner/renter information conditions, lending activities, income levels, and (http://www.policymap.com/maps).

# **Determination of Areas of Greatest Need and Applicable Tiers**

Describe how the areas of greatest need were established and whether a tiered approach is being utilized to determine the distribution of funding.

### Response:

In choosing the two Areas of Greatest Need for NSP3 three main factors were considered (1) areas with greatest need scores equal to or greater than the Florida neediest score of 17, (2) estimated number of units required to impact the chosen areas; and, (3) funding available. Market conditions indicate that there are many more foreclosed properties available than can be purchased with NSP3 funding. As of December 2010, 1 in every 489 housing units in Brevard County received a foreclosure filing, and there are more than 2,259 foreclosed properties available under \$100,000 (http://www.realtytrac.com).

The first area in Cocoa (see map in Attachment 2) has a NSP3 score of 19.78, has 875 housing units in the area, 83.63% of persons are under 120% of Area Median Income (AMI), and 70.86% of persons are under 80% AMI. Between 2004 and 2007, the area had 264 new mortgages, and the percent of subprime mortgages between 204 and 2007 is 38.82%. There have been 33 foreclosure starts in the last year, and the unemployment rate is 11%. According to the HUD mapping tool, a total of 8 properties need to be assisted in the area to make an impact.

The second area in Port St. John (see map in Attachment 2) has an NSP3 score of 19, has 913 housing units in the area, 67.7% of persons are under 120% of AMI, and 37.6% of persons are under 80% AMI. Between 2004 and 2007, the area had 593 new mortgages, and the percent of sub-prime mortgages between 2004 and 2007 is 27.6%. There have been 65 foreclosure starts in the last year, and the unemployment rate is 11%. According to the HUD mapping tool, a total of 13 properties need to be assisted in the area to make an impact.

Utilizing the above information we have determined that the two chosen Areas of Greatest Need will face a significant rise in home foreclosures.

# 3. Definitions and Descriptions

# **Definitions**

Term	Definition
Blighted Structure	The Brevard County Code of Ordinances (Chapter 22, Article II, Section 22-47: 101.4.2.3.2) defines unsafe buildings using the Standard Unsafe Building Abatement Code, 1997 edition, promulgated by the Southern Building Code Congress International, Inc. For the purpose of the NSP, Brevard County will utilize this as the definition of "blighted structure".
Affordable Rents	The maximum Affordable Rents shall not exceed the HOME Program Rents as published annually by the U.S. Department of Housing and Urban Development for the Palm Bay-Melbourne-Titusville Area (MSA).
Rental Housing Preference	Brevard County will utilize the funding set aside for households at or below 50% of Area Median Income (AMI) for rental housing. A minimum of 25% or \$758,513 will be set a side to serve families at or below 50% of AMI, however it shall be the intent of the County to expend as many of the NSP funds as possible for persons at or below 50% of AMI. The County will require that any potential multifamily development acquisitions be reviewed by the Housing and Human Services Department for financial feasibility.  The County may provide other incentives for housing partners to assist special needs populations and who design creative mechanisms/programs to provide homeownership to low income households.  In the event that a single family housing unit (identified for LMMI) does not sell within a specified time period (to be identified in the subrecipient agreement) the County will require the unit to be rented to a low income eligible household (at or below 50% of AMI).
Vicinity Hiring	All Grantees, Contractors, and/or agencies will be required to comply with vicinity hiring as a condition of receiving NSP3 funds. The County will develop a list of approved vendors via a Request for Proposal (RFP) process. The RFP will encourage the hiring of local employees through the use of bonus points for agencies/organization that are located within Brevard County and/or within the targeted areas.

# Descriptions

Term	Definition
Long-Term Affordability	Brevard County will ensure long term affordability through the use of a Land Use Restriction Agreement (LURA) which will be recorded against the property. If an owner, who has been assisted through this program, transfers title to the property before the affordability period expires, the assistance provided by the County will be subject to recapture. The County will annually monitor rental developments that are assisted with NSP funds during the affordability period to ensure that the specified units are affordable and that the property(s) continue to meet minimum housing quality standards. Rental units created or developed through the use of NSP funds will have a minimum 20 year affordability period.
	All properties receiving NSP funding for homeownership will be secured by a recorded mortgage or land use agreement on the property, in favor of the County. When a Housing Partner sells a property to an eligible homebuyer, a portion of the mortgage may be transferred to the applicant in the form of down payment and/or closing cost assistance.
	For homeownership assistance the County will follow the affordability period defined through the HOME program standards at 24 CFR 92.254, which establishes the minimum affordability period as listed below:
	<ul> <li>Up.to \$15,000 = 5 years</li> <li>\$15,000 - \$40,000 = 10 years</li> <li>Over \$40,000 = 15 years</li> </ul>
Housing Rehabilitation Standards	The Brevard County Housing and Human Services Department will utilize the State of Florida Department of Community Affairs (DCA) Building Code (http://www.floridabuilding.org/BCISOId/bc/default.asp) for all NSP assisted activities. Additionally, Brevard County in association with the Florida Solar Energy Center (FSEC) has developed Energy Efficiency Standards that will be utilized for NSP properties (http://www.brevardcounty.us/Housing_Services) DEVELOPER PRO software to write rehabilitation specifications by location and trade (http://www.communitydevelopmentsoftware.com/hdp.asp).
	In addition, the County will comply with NSP3 standards, including:
	<ul> <li>All gut rehabilitation or new construction up to three stories will be designed to meet the standard for Energy Star Qualified New Homes;</li> </ul>
	<ul> <li>All gut rehabilitation or new construction of mid -or high-rise multifamily housing must be designed to meet American Society of Heating, Refrigerating, and Air-Conditioning Engineers (ASHRAE) Standard 90.1-2004, Appendix G plus 20 percent (which is the Energy Star standard for multifamily buildings piloted by the Environmental Protection Agency and the Department of Energy);</li> </ul>

- Where applicable, Energy Star-46 labeled products shall be used to replace older obsolete products and appliances (such as windows, doors, lighting, hot water heaters, furnaces, boilers, air conditioning units, refrigerators, clothes washers and dishwashers); and
- Water efficient toilets, showers, and faucets, such as those with the WaterSense label, must be installed.
- Additionally, where relevant, all properties will be improved to mitigated the impact of disasters (e.g., earthquakes, hurricane, flooding, fires).

# 4. Low-Income Targeting

### Low-Income Set-Aside Amount

Enter the low-income set-aside percentage in the first field. The field for total funds set aside will populate based on the percentage entered in the first field and the total NSP3 grant.

Identify the estimated amount of funds appropriated or otherwise made available under the NSP3 to be used to provide housing for individuals or families whose incomes do not exceed 50 percent of area median income.

Response:

Total low-income set-aside **percentage** (must be no less than 25 percent): 25.00% Total funds set aside for low-income individuals = \$758,213.00

### Meeting Low-Income Target

# Provide a summary that describes the manner in which the low-income targeting goals will be met.

Response:

Brevard County anticipates that the majority of funding set aside for households at or below 50% of Area Median Income (AMI) will be for rental housing; however, homeownership opportunities will not be excluded. A minimum of 25% or \$758,213 will be set a side to serve families at or below 50% of the Area Median Income (AMI). The County will require that any potential multifamily development acquisitions be reviewed by the Housing and Human Services Department for financial feasibility.

The County may provide other incentives for housing partners to assist special needs populations and who design creative mechanisms or programs to provide homeownership to low income households.

In the event that a single family housing unit identified for homeownership does not sell within a specified time period (to be identified in the vendor agreement) the County will require the unit to be rented to an income eligible household.

# 5. Acquisition and Relocation

**Demolition or Conversion of LMI Units** 

Does the grantee intend to demolish or convert any low- and moderate-income	
dwelling units (i.e., ≤ 80% of area median income)?	No

If yes, fill in the table below.

Question	Number of Units
The number of low- and moderate-income dwelling units—i.e., ≤ 80% of area	
median income—reasonably expected to be demolished or converted as a direct	
result of NSP-assisted activities.	
The number of NSP affordable housing units made available to low-, moderate-,	
and middle-income households—i.e., ≤ 120% of area median income—reasonably	
expected to be produced by activity and income level as provided for in DRGR, by	
each NSP activity providing such housing (including a proposed time schedule for	77 11374
commencement and completion).	
The number of dwelling units reasonably expected to be made available for	
households whose income does not exceed 50 percent of area median income.	

# 6. Public Comment

# Citizen Participation Plan

Briefly describe how the grantee followed its citizen participation plan regarding this proposed substantial amendment or abbreviated plan.

### Response:

On February 7, 2011 the draft NSP3 application was placed-on the Brevard County Housing and Human Services Department website (www.brevardcounty.us/Housing\_Services)-as required by HUD, a Public Notice was placed in the Florida Today newspaper, and copies of the draft amendment were made available at: the Brevard County Housing and Human Services Department, Public Libraries, the Office of the Clerk to the Board of County Commissioners, the Tax Collector's Office, the Office of the Supervisor of Elections, and at the Law Library. The Public Notice informed residents that the draft amendment was available for review, listed review locations, and notified that comments would be accepted until 4:00 pm on February 22,2011.

No public comments were received.

## Summary of Public Comments Received.

The summary of public comments received is included as an attachment.

# 7. NSP Information by Activity

Enter each activity name and fill in the corresponding information. If you have fewer than seven activities, please delete any extra activity fields. (For example, if you have three activities, you should delete the tables labeled "Activity Number 4," "Activity Number 5," "Activity Number 6," and "Activity Number 7." If you are unsure how to delete a table, see the instructions above.

The field labeled "Total Budget for Activity" will populate based on the figures entered in the fields above it.

Consult the <u>NSP3 Program Design Guidebook</u> for guidance on completing the "Performance Measures" component of the activity tables below.

	Activity Number 1
Activity Name	Acquisition and Rehabilitation - LH
	Select all that apply:
	Eligible Use A: Financing Mechanisms
Uses	Eligible Use B: Acquisition and Rehabilitation
	Eligible Use C: Land Banking
	Eligible Use D: Demolition
	Eligible Use E: Redevelopment
CDBG Activity or	24 CFR 570.201(a) Acquisition
Activities	24 CFR 570.202 Rehabilitation
National Objective	Low-Income Housing to Meet 25% Set-Aside (LH25)
	ACQUISITION:
	Brevard County's Housing and Human Services Department plans to purchase 6 single family and or multifamily foreclosed units in areas of greatest need for rental to households at or below 50% of AMI. Market conditions indicate that there are many more foreclosed properties available than can be purchased with NSP funding. As of December 2010, 1 in every 489 housing units in Brevard County received a foreclosure filing, and there are more than 2,259 foreclosed properties available under \$100,000 (http://www.realtytrac.com).
Activity Description	A minimum of 25% or \$758,513 will be set a side to serve families at or below 50% of AMI, however it shall be the intent of the County to expend-as many of the NSP funds as possible for persons at or below 50% of AMI. The County will require that any potential multifamily development acquisitions be reviewed by the Housing and Human Services Department for financial feasibility.
	The County may provide other incentives for housing partners to assist special needs populations and who design creative mechanisms/programs to provide homeownership to low income households.
	In the event that a single family housing unit (identified for LMMI) does not sell within a specified time period (to be identified in the subrecipient agreement) the County will require the unit to be rented to a low income eligible household (at or below 50% of AMI).
	Brevard County's Housing and Human Services Department will work with lenders and lists of foreclosures provided by the Clerk of Courts to acquire homes that have been foreclosed, vacant for at least ninety (90) days, and are on the lender's or investor's current inventory. Once foreclosed properties have been identified in the target areas, purchase prices will be negotiated with the lender(s) to obtain the maximum reasonable discount (not less than

1%) for use in the program.

The County will develop a list of approved vendors via a Request for Proposal process. The RFP will encourage the hiring of local employees through the use of bonus points for agencies/organization that are located within Brevard County and/or within the targeted areas. Qualified vendors will develop listings of the available properties in the targeted areas identified in this application. The County will provide funding at 0% interest for approved vendors to acquire and rehabilitate the properties. The County will also provide funding for soft costs associated with acquisition of the properties (i.e., marketing, appraisal, etc.). The County will limit the number of properties that the vendors can obtain based upon their identified capacity.

The County will allow for and pay for development fees that are fair and reasonable as part of the acquisition and rehabilitation process. Development fees and other soft/project related costs associated with the acquisition and rehabilitation shall be considered "Program Delivery" costs and will be charged to the individual projects assisted.

Brevard County will ensure long term affordability through the use of a Land Use Restriction Agreement (LURA) which will be recorded against the property. If an owner, who has been assisted through this program, transfers title to the property before the affordability period expires, the assistance provided by the County will be subject to recapture. The County will annually monitor rental developments that are assisted with NSP funds during the affordability period to ensure that the specified units are affordable and that the property(s) continue to meet minimum housing quality standards. Rental units created or developed through the use of NSP funds will have a minimum 20 year affordability period.

### **REHABILITATION:**

Brevard County's Housing and Human Services Department plans to rehabilitate 6 single family and or multifamily foreclosed units in areas of greatest need for rental to households at or below 50% of AMI. Market conditions indicate that there are many more foreclosed properties available than can be purchased with NSP funding. As of December 2010, 1 in every 489 housing units in Brevard County received a foreclosure filing, and there are more than 2,259 foreclosed properties available under \$100,000 (http://www.realtytrac.com).

Costs of the rehabilitation can include labor, materials, supplies, permits, lead paint assessment, abatement and clearance, barrier removal, energy efficiency measures, asbestos removal, and program delivery. Rehabilitation projects involving one or more units in a multi-unit building owned as a condominium, will be limited to the particular unit(s) and will not involve rehabilitation of portions of the property that are held in common ownership.

The County will develop a list of approved vendors via a Request for Proposal process. The RFP will encourage the hiring of local employees through the

use of bonus points for agencies/organization that are located within Brevard County and/or within the targeted areas. Qualified vendors will develop listings of the available properties in the targeted areas identified in this application. The County will provide funding at 0% interest for approved vendors to acquire and rehabilitate the properties. The County will also provide funding for soft costs associated with acquisition of the properties (i.e., marketing, appraisal, etc.). The County will limit the number of properties that the vendors can obtain based upon their identified capacity.

The Brevard County Housing and Human Services Department will utilize the State of Florida Department of Community Affairs (DCA) Building Code (http://www.floridabuilding.org/BCISOId/bc/default.asp) for all NSP assisted activities. Additionally, Brevard County in association with the Florida Solar Energy Center (FSEC) has developed Energy Efficiency Standards that will be utilized for NSP properties (http://www.brevardcounty.us/Housing\_Services) DEVELOPER PRO software to write rehabilitation specifications by location and trade (http://www.communitydevelopmentsoftware.com/hdp.asp).

It is anticipated that all of the NSP funds associated with this activity will be for households earning at or below 50% of area median income (AMI). This could be in the form of a rehabilitated single family or multifamily unit. If a housing unit is rented, it is critical that any chosen vendor has a proven track record in property management. The County will require that any multifamily developments proposed for acquisition be reviewed and approved by Housing and Human Services Department for financial feasibility.

The County will provide incentives for improving energy efficiency, conservation, or providing renewable energy source(s). These type of features will provide for long-term affordability and increased sustainability and attractiveness of housing and neighborhoods.

The County will allow for and pay for development fees that are fair and reasonable as part of the rehabilitation process. Development fees and other soft/project related costs associated with rehabilitation shall be considered "Program Delivery" costs and will be charged to the individual projects assisted.

Brevard County will ensure long term affordability through the use of a Land Use Restriction Agreement (LURA) which will be recorded against the property. If an owner, who has been assisted through this program, transfers title to the property before the affordability period expires, the assistance provided by the County will be subject to recapture. The County will annually monitor rental developments that are assisted with NSP funds during the affordability period to ensure that the specified units are affordable and that the property(s) continue to meet minimum housing quality standards. Rental units created or developed through the use of NSP funds will have a minimum 20 year affordability period.

	In addition, the County will comply w	rith NSP3 standards, including:		
	<del>-</del>	All gut rehabilitation or new construction up to three stories will be designed to meet the standard for Energy Star Qualified New Homes;		
	multifamily housing must be design Refrigerating, and Air-Conditioning Appendix G plus 20 percent (which is	new construction of mid -or high-rise ed to meet American Society of Heating, Engineers (ASHRAE) Standard 90.1-2004, s the Energy Star standard for multifamily Inmental Protection Agency and the		
	Where applicable, Energy Star-46 labeled products shall be used to replace older obsolete products and appliances (such as windows, doors, lighting, hot water heaters, furnaces, boilers, air conditioning units, refrigerators, clothes washers and dishwashers); and			
	Water efficient toilets, showers, and faucets, such as those with the WaterSense label, must be installed.			
	Additionally, where relevant, all properties will be improved to mitigated the impact of disasters (e.g., earthquakes, hurricane, flooding, fires).			
		the target areas as referenced in the		
Location Description	attached maps identifying Areas of Greatest Need. After analysis within the target area, specific properties will be evaluated. Factors may include elements such as block location, amount of rehabilitation needed, and other criteria affecting costs.			
	Source of Funding	Dollar Amount		
	NSP3	\$\$758,513.00		
Budget	(Other funding source)	\$\$0.00		
	(Other funding source)	\$\$0.00		
Total Budget for Activity		\$758,513.00		
Performance Measures	3	e housing in target areas as measured by holds at or below 50% of area median		
Projected Start Date	3/1/2011			
Projected Start Date  Projected End Date	3/1/14			
From the control of t		Brevard County Board Of County		
Responsible Organization	Name	Commissioners		
	Location	2725 Judge Fran Jamieson Way Viera, FL 32940		
		41		
Organization	Administrator Contact Info	lan Golden		
Organization	Administrator Contact Info	lan Golden 321-633-2007		
Organization	Administrator Contact Info			

 Activity Number 2	
Acquisition and Rehabilitation - MMI	

	Select all that apply:
	Eligible Use A: Financing Mechanisms
Use	Eligible Use B: Acquisition and Rehabilitation
USE ARTHUR DEPARTMENT OF THE PROPERTY OF THE P	Eligible Use C: Land Banking
	Eligible Use D: Demolition
	Eligible Use E: Redevelopment
CDBG Activity or	24 CFR 570.201(a) Acquisition
Activities	24 CFR 570.202 Rehabilitation
National Objective	Low Moderate Middle Income Housing (LMMH)
	ACQUISITION:
	Brevard County's Housing and Human Services Department plans to purchase
	15 single family and or multifamily foreclosed units in areas of greatest need
	for resale to households up to 120% of AMI. Market conditions indicate that
	there are many more foreclosed properties available than can be purchased
	with NSP funding. As of December 2010, 1 in every 489 housing units in
	Brevard County received a foreclosure filing, and there are more than 2,259
	foreclosed properties available under \$100,000 (http://www.realtytrac.com).
	The County may provide other incentives for housing partners to assist special
	needs populations and who design creative mechanisms/programs to provide
	homeownership to low income households.
	In the event that a single family housing unit (identified for LMMI) does not
	sell within a specified time period (to be identified in the subrecipient
	agreement) the County will require the unit to be rented to a low income
	eligible household (at or below 50% of AMI).
	Charle household fat of select solve solve and
	Brevard County's Housing and Human Services Department will work with
Activity Description	lenders and lists of foreclosures provided by the Clerk of Courts to acquire
	homes that have been foreclosed, vacant for at least ninety (90) days, and are
	on the lender's or investor's current inventory. Once foreclosed properties
	have been identified in the target areas, purchase prices will be negotiated
	with the lender(s) to obtain the maximum reasonable discount (not less than
	1%) for use in the program.
	The County will develop a list of approved vendors via a Request for Proposal
	process. The RFP will encourage the hiring of local employees through the
	use of bonus points for agencies/organization that are located within Brevard
	County and/or within the targeted areas. Qualified vendors will develop
	listings of the available properties in the targeted areas identified in this
	application. The County will provide funding at 0% interest for approved
	vendors to acquire and rehabilitate the properties. The County will also
	provide funding for soft costs associated with acquisition of the properties
	(i.e., marketing, appraisal, etc.). The County will limit the number of
	properties that the vendors can obtain based upon their identified capacity.
	The Country will allow the and now the development that are that are the
Portable de la company de la c	The County will allow for and pay for development fees that are fair and

reasonable as part of the acquisition and rehabilitation process. Development fees and other soft/project related costs associated with the acquisition and rehabilitation shall be considered "Program Delivery" costs and will be charged to the individual projects assisted.

For properties that are acquired and subsequently sold, the County may leave a portion of the NSP3 acquisition funds behind in the form of a soft-second, 0% deferred payment loan to the income eligible household. The amount of assistance that will remain as a deferred payment loan will be tiered according to income and need. As long as the borrower/owner maintains the property as their principal homestead residence and maintains the terms/conditions of the second mortgage during the period of affordability, the loan will remain deferred until the expiration of the lien.

For homeownership assistance the County will follow the affordability period defined through the HOME program standards at 24 CFR 92.254, which establishes the minimum affordability period as listed below:

Up to \$15,000 = 5 years
 \$15,000 - \$40,000 = 10 years
 Over \$40,000 = 15 years

Program income received from the sale or rental of assisted units will be recycled for eligible NSP activities.

Single family and multifamily housing units assisted under this activity will have a recorded mortgage and Land Use Restriction Agreement (ŁURA) on the properties.

# **REHABILITATION:**

Brevard County's Housing and Human Services Department plans to rehabilitate 15 single family and or multifamily foreclosed units in areas of greatest need for resale to households up to 120% of AMI. Market conditions indicate that there are many more foreclosed properties available than can be purchased with NSP funding. As of December 2010, 1 in every 489 housing units in Brevard County received a foreclosure filing, and there are more than 2,259 foreclosed properties available under \$100,000 (http://www.realtytrac.com).

Costs of the rehabilitation can include labor, materials, supplies, permits, lead paint assessment, abatement and clearance, barrier removal, energy efficiency measures, asbestos removal, and program delivery. Rehabilitation projects involving one or more units in a multi-unit building owned as a condominium, will be limited to the particular unit(s) and will not involve rehabilitation of portions of the property that are held in common ownership.

The County will develop a list of approved vendors via a Request for Proposal process. The RFP will encourage the hiring of local employees through the use of bonus points for agencies/organization that are located within Brevard

County and/or within the targeted areas. Qualified vendors will develop listings of the available properties in the targeted areas identified in this application. The County will provide funding at 0% interest for approved vendors to acquire and rehabilitate the properties. The County will also provide funding for soft costs associated with acquisition of the properties (i.e., marketing, appraisal, etc.). The County will limit the number of properties that the vendors can obtain based upon their identified capacity.

The Brevard County Housing and Human Services Department will utilize the State of Florida Department of Community Affairs (DCA) Building Code (http://www.floridabuilding.org/BCISOId/bc/default.asp) for all NSP assisted activities. Additionally, Brevard County in association with the Florida Solar Energy Center (FSEC) has developed Energy Efficiency Standards that will be utilized for NSP properties (http://www.brevardcounty.us/Housing\_Services) DEVELOPER PRO software to write rehabilitation specifications by location and trade (http://www.communitydevelopmentsoftware.com/hdp.asp).

A portion of the NSP funds used for Housing Rehabilitation may remain in the home when it is sold to an income eligible household in the form of down payment assistance. Down payment assistance will be in the form of a secured 0% interest loan that shall be due and payable should the property cease to be the primary residence of the borrower, or if the home is rented, sold, or title is transferred.

For homeownership assistance the County will follow the affordability period defined through the HOME program standards at 24 CFR 92.254, which establishes the minimum affordability period as listed below:

Up to \$15,000 = 5 years
 \$15,000 - \$40,000 = 10 years
 Over \$40,000 = 15 years

The County will provide incentives for improving energy efficiency, conservation, or providing renewable energy source(s). These type of features will provide for long-term affordability and increased sustainability and attractiveness of housing and neighborhoods.

The County will allow for and pay for development fees that are fair and reasonable as part of the rehabilitation process. Development fees and other soft/project related costs associated with the acquisition and rehabilitation shall be considered "Program Delivery" costs and will be charged to the individual projects assisted.

In addition, the County will comply with NSP3 standards, including:

 All gut rehabilitation or new construction up to three stories will be designed to meet the standard for Energy Star Qualified New Homes;

	• All gut rehabilitation or new construction of mid -or high-rise multifamily housing must be designed to meet American Society of Heating, Refrigerating, and Air-Conditioning Engineers (ASHRAE) Standard 90.1-2004, Appendix G plus 20 percent (which is the Energy Star standard for multifamily buildings piloted by the Environmental Protection Agency and the Department of Energy);		
	Where applicable, Energy Star-46 labeled products shall be used to replace older obsolete products and appliances (such as windows, doors, lighting, hot water heaters, furnaces, boilers, air conditioning units, refrigerators, clothes washers and dishwashers); and		
	Water efficient toilets, show WaterSense label, must be installed.	vers, and faucets, such as those with the	
	Additionally, where relevant, all properties will be improved to mitigated the impact of disasters (e.g., earthquakes, hurricane, flooding, fires).		
Location Description	This activity will be carried out in the target areas as referenced in the attached maps identifying Areas of Greatest Need. After analysis within the target area, specific properties will be evaluated. Factors may include elements such as block location, amount of rehabilitation needed, and other criteria affecting costs.		
	Source of Funding	Dollar Amount	
	.NSP3	\$\$1,971,052.00	
Budget	(Other funding source)	\$\$0.00	
	(Other funding source)	\$\$0.00	
Total Budget for Activity		\$1,971,052.00	
Performance Measures	Increase opportunities for affordable homeownership in target areas as measured by the creation of 14 units for households up to 120% of area median income.		
Projected Start Date	3/1/2011		
Projected End Date	3/1/2014		
	Name	Brevard County Board Of County Commissioners	
Responsible	Location	2725 Judge Fran Jamieson Way Viera, FL 32940	
Organization	Administrator Contact Info	lan Golden 321-633-2007 ian.golden@brevardcounty.us	
Tententian (ententententententententententententente		ian.goiden@bievaldcoditty.ds	

Activity Name	Activity Number 3 Administration
	Select all that apply:
Use	Eligible Use A: Financing Mechanisms Eligible Use B: Acquisition and Rehabilitation
	Eligible Use C: Land Banking

	Eligible Use D: Demolition	
	Eligible Use E: Redevelopmen	t
CDBG Activity or	24 CFR 570.206(1) – Planning and A	Administration
Activities	24 CFR 570.206(a)(1) - Planning and	d Administration
National Objective	N/A	
Activity Description	NSP funds will be used to pay reasonable program administration costs related to the planning and execution of the activities listed above. This includes costs related to staffing for overall program management, coordination, monitoring, reporting, and direct and indirect charges.	
Location Description	N/A	
	Source of Funding	Dollar Amount
Budget	NSP3	\$\$303,285.00
	(Other funding source)	\$\$0.00
	(Other funding source)	\$\$0.00
<b>Total Budget for Activity</b>		\$303,285.00
Performance Measures	N/A	
Projected Start Date	3/1/2011	
Projected End Date	3/1/2014	
	Name	Brevard County Board Of County Commissioners
Responsible	Location	2725 Judge Fran Jamieson Way Viera, FL 32940
Organization	Administrator Contact Info	lan Golden 321-633-2007
		ian.golden@brevardcounty.us

Projected Start Date	3/1/2011	
Projected End Date	3/1/2014	
	Name	Brevard County Board Of County
	Name	Commissioners
	Location	2725 Judge Fran Jamieson Way
Responsible Organization		Viera, FL 32940
Organization	Administrator Contact Info	lan Golden
		321-633-2007
		ian.golden@brevardcounty.us

# 8. Certifications

# **Certifications for State and Entitlement Communities**

- (1) Affirmatively furthering fair housing. The jurisdiction certifies that it will affirmatively further fair housing, which means that it will conduct an analysis to identify impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in this regard.
- (2) **Anti-displacement and relocation plan.** The applicant certifies that it has in effect and is following a residential-anti-displacement and relocation assistance plan.
- (3) **Anti-lobbying.** The jurisdiction must submit a certification with regard to compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by that part.
- (4) **Authority of jurisdiction.** The jurisdiction certifies that the consolidated plan or abbreviated plan, as applicable, is authorized under state and local law (as applicable) and that the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.
- (5) **Consistency with plan.** The jurisdiction certifies that the housing activities to be undertaken with NSP funds are consistent with its consolidated plan or abbreviated plan, as applicable.
- (6) **Acquisition and relocation.** The jurisdiction certifies that 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), and implementing regulations at 49 CFR part 24, except as those provisions are modified by the notice for the NSP program published by HUD.
- (7) **Section 3.** The jurisdiction certifies that 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.
- (8) **Citizen participation.** The jurisdiction certifies that it is in full compliance and following a detailed citizen participation plan that satisfies the requirements of Sections 24 CFR 91.105 or 91.115, as modified by NSP requirements.

- (9) **Following a plan.** The jurisdiction certifies it is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD. [Only States and entitlement jurisdictions use this certification.]
- (10) **Use of funds.** The jurisdiction certifies that it will comply with the Dodd-Frank Wall Street Reform and Consumer Protection Act and Title XII of Division A of the American Recovery and Reinvestment Act of 2009 by spending 50 percent of its grant funds within 2 years, and spending 100 percent within 3 years, of receipt of the grant.

### (11) The jurisdiction certifies:

- a. that all of the NSP funds made available to it will be used with respect to individuals and families whose incomes do not exceed 120 percent of area median income; and
- b. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed 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 NSP funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with NSP 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 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 NSP funds if the jurisdiction certifies that it lacks NSP or CDBG funds to cover the assessment.
- (12) Excessive force. The jurisdiction certifies that it has adopted and is enforcing:
  - A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent 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 nonviolent civil rights demonstrations within its jurisdiction.
- (13) **Compliance with anti-discrimination laws.** The jurisdiction certifies that the NSP grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), and implementing regulations.
- (14) **Compliance with lead-based paint procedures.** The jurisdiction certifies that its activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K, and R of this title.
- (15) Compliance with laws. The jurisdiction certifies that it will comply with applicable laws.
- (16) **Vicinity hiring.** The jurisdiction certifies that it will, to the maximum extent feasible, provide for hiring of employees that reside in the vicinity of NSP3 funded projects or contract with small businesses that are owned and operated by persons residing in the vicinity of NSP3 projects.

(17) **Development of affordable rental housing.** The jurisdiction certifies that it will be abide by the procedures described in its NSP3 Abbreviated Plan to create preferences for the development of affordable rental housing for properties assisted with NSP3 funds.

Signature/Authorized Official

Board of County Commissioners

Brevard County, Florida

Chair

Title

As approved by the BOCC on 2/22/11

Date 516NED 2/25/11

Attachment 1 Budget

**Brevard County** 

# Neighborhood Stabilization Program 3 Budget

NSP3 Allocation:	€>	3,032,850						
			, 50	50% and Below	51 - 120% AMI	MI		
		Amount		Amount	Amount			Total \$
Planning and Administration	∽	303,285	S	-	\$		6 <del>/)</del>	303,285
Acquisition of Foreclosed Properties	€⁄9	1,400,000	↔	389,082	\$ 1,011	1,011,068	€\$	1,400,150
Rehabilitation of Foreclosed Properties	↔	1,329,565	↔	369,431	\$ 959	959,984	\$	1,329,415
Total	\$	3,032,850 \$	69	758,513	\$ 1,971	1,971,052	↔	3,032,850

# Attachment Area of Greatest Need Maps

Neighborhood ID: 4785064

# **NSP3 Planning Data**

Grantee ID: 1200900C Grantee State: FL

Grantee Name: BREVARD COUNTY

Grantee Address: 2725 Judge Fran Jamieson Way Viera FL 32940

Grantee Email: Paula.davis@brevardcounty.us

Neighborhood Name: Cocoa 4 Date:2011-03-07 00:00:00

### NSP3 Score

The neighborhoods identified by the NSP3 grantee as being the areas of greatest need must have an individual or average combined index score for the grantee's identified target geography that is not less than the lesser of 17 or the twentieth percentile most needy score in an individual state. For example, if a state's twentieth percentile most needy census tract is 18, the requirement will be a minimum need of 17. If, however, a state's twentieth percentile most needy census tract is 15, the requirement will be a minimum need of 15. If more than one neighborhood is identified in the Action Plan, HUD will average the Neighborhood Scores, weighting the scores by the estimated number of housing units in each identified neighborhood.

Neighborhood NSP3 Score: 19.78

State Minimum Threshold NSP3 Score: 17 Total Housing Units in Neighborhood: 875

### Area Benefit Eligibility

Percent Persons Less than 120% AMI: 83.63 Percent Persons Less than 80% AMI: 70.86

### Neighborhood Attributes (Estimates)

### Vacancy Estimate

USPS data on addresses not receiving mail in the last 90 days or "NoStat" can be a useful measure of whether or not a target area has a serious vacancy problem. For urban neighborhoods, HUD has found that neighborhoods with a very high number vacant addresses relative to the total addresses in an area to be a very good indicator of a current for potentially serious blight problem.

The USPS "NoStat" indicator can mean different things. In rural areas, it is an indicator of vacancy. However, it can also be an address that has been issued but not ever used, it can indicate units under development, and it can be a very distressed property (most of the still flood damaged properties in New Orleans are NoStat). When using this variable, users need to understand the target area identified.

In addition, the housing unit counts HUD gets from the US Census indicated above are usually close to the residential address counts from the USPS below. However, if the Census and USPS counts are substantially different for your identified target area, users are advised to use the information below with caution. For example if there are many NoStats in an area for units never built, the USPS residential address count may be larger than the Census number; if the area is a rural area largely served by PO boxes it may have fewer addresses than housing units.

USPS Residential Addresses in Neighborhood: 923
Residential Addresses Vacant 90 or more days (USPS, March 2010): 82

Residential Addresses NoStat (USPS, March 2010): 41

### Foreclosure Estimates

HUD has developed a model for predicting where foreclosures are likely. That model estimates serious delinquency rates using data on the leading causes of foreclosures - subprime loans (HMDA Census Tract data on high cost and highly leveraged loans), increasing unemployment (BLS data on unemployment rate change), and fall in home values (FHFA data on house price change). The predicted serious delinquency rate is then used to apportion the state total counts of foreclosure starts (from the Mortgage Bankers Association) and REOs (from RealtyTrac) to individual block groups.

Total Housing Units to receive a mortgage between 2004 and 2007: 264

Percent of Housing Units with a high cost mortgage between 2004 and 2007: 38.82

Percent of Housing Units 90 or more days delinquent or in foreclosure: 20.17

Number of Foreclosure Starts in past year: 33

Number of Housing Units Real Estate Owned July 2009 to June 2010: 10

HUD is encouraging grantees to have small enough target areas for NSP 3 such that their dollars will have a visible impact on the neighborhood. Nationwide there have been over 1.9 million foreclosure completions in the past two years. NSP 1, 2, and 3 combined are estimated to only be able to address 100,000 to 120,000 foreclosures. To stabilize a neighborhood requires focused investment.

Estimated number of properties needed to make an impact in identified target area (20% of REO in past year): 8

# Supporting Data

Metropolitan Area (or non-metropolitan area balance) percent fall in home value since peak value (Federal Housing Finance Agency Home Price Index through June 2010): -40.5

Place (if place over 20,000) or county unemployment rate June 2005: 3.6

Place (if place over 20,000) or county unemployment rate June 2010: 11

Bureau of Labor Statistics Local Area Unemployment Statistics

### Market Analysis:

HUD is providing the data above as a tool for both neighborhood targeting and to help inform the strategy development. Some things to consider:

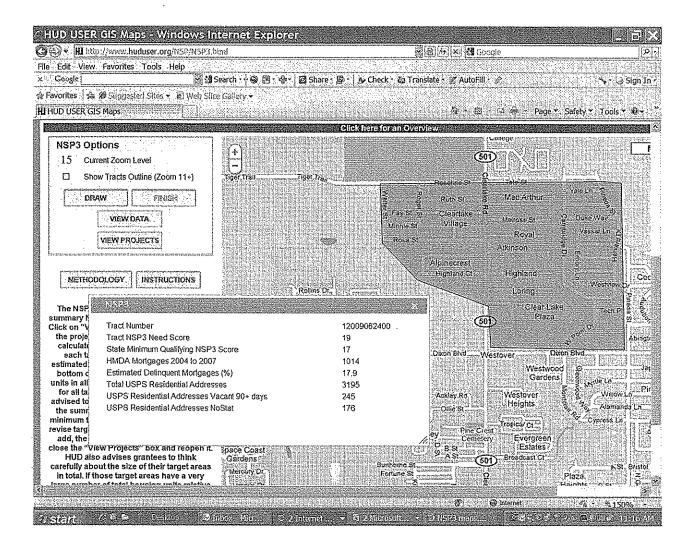
- 1. Persistent Unemployment. Is this an area with persistently high unemployment? Serious consideration should be given to a rental strategy rather than a homeownership strategy.
- 2. Home Value Change and Vacancy. Is this an area where foreclosures are largely due to a combination of falling home values, a recent spike in unemployment, and a relatively low vacancy rate? A down payment assistance program may be an effective strategy.
- 3. Persistently High Vacancy. Are there a high number of substandard vacant addresses in the target area of a community with persistently high unemployment? A demolition/land bank strategy with selected acquisition rehab for rental or lease-purchase might be considered.
- 4. Historically low vacancy that is now rising. A targeted strategy of acquisition for homeownership and rental to retain or regain neighborhood stability might be considered.
- 5. Historically high cost rental market. Does this market historically have very high rents with low vacancies? A strategy of acquiring properties and developing them as long-term affordable rental might be considered.

# Latitude and Longitude of corner points

-80.761185 28.381811 -80.748224 28.381962 -80.747108 28.381886 -80.746937 28.373277 -80.754747 28.373390 -80.754876 28.375505 -80.759039 28.376864 -80.761056 28.378752

# Blocks Comprising Target Neighborhood

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Neighborhood ID: 3521087

# **NSP3 Planning Data**

Grantee ID: 1200900C Grantee State: FL

Grantee Name: BREVARD COUNTY

Grantee Address: 2725 Judge Fran Jamieson Way Viera FL 32940

Grantee Email: Paula.davis@brevardcounty.us

Neighborhood Name: Port St John 4

Date:2011-03-07 00:00:00

### NSP3 Score

The neighborhoods identified by the NSP3 grantee as being the areas of greatest need must have an individual or average combined index score for the grantee's identified target geography that is not less than the lesser of 17 or the twentieth percentile most needy score in an individual state. For example, if a state's twentieth percentile most needy census tract is 18, the requirement will be a minimum need of 17. If, however, a state's twentieth percentile most needy census tract is 15, the requirement will be a minimum need of 15. If more than one neighborhood is identified in the Action Plan, HUD will average the Neighborhood Scores, weighting the scores by the estimated number of housing units in each identified neighborhood.

Neighborhood NSP3 Score: 19

State Minimum Threshold NSP3 Score: 17 Total Housing Units in Neighborhood: 913

# Area Benefit Eligibility

Percent Persons Less than 120% AMI: 67.7 Percent Persons Less than 80% AMI: 37.6

### Neighborhood Attributes (Estimates)

### Vacancy Estimate

USPS data on addresses not receiving mail in the last 90 days or "NoStat" can be a useful measure of whether or not a target area has a serious vacancy problem. For urban neighborhoods, HUD has found that neighborhoods with a very high number vacant addresses relative to the total addresses in an area to be a very good indicator of a current for potentially serious blight problem.

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In addition, the housing unit counts HUD gets from the US Census indicated above are usually close to the residential address counts from the USPS below. However, if the Census and USPS counts are substantially different for your identified target area, users are advised to use the information below with caution. For example if there are many NoStats in an area for units never built, the USPS residential address count may be larger than the Census number; if the area is a rural area largely served by PO boxes it may have fewer addresses than housing units.

USPS Residential Addresses in Neighborhood: 969
Residential Addresses Vacant 90 or more days (USPS, March 2010): 0
Residential Addresses NoStat (USPS, March 2010): 42

### Foreclosure Estimates

HUD has developed a model for predicting where foreclosures are likely. That model estimates serious delinquency rates using data on the leading causes of foreclosures - subprime loans (HMDA Census Tract data on high cost and highly leveraged loans), increasing unemployment (BLS data on unemployment rate change), and fall in home values (FHFA data on house price change). The predicted serious delinquency rate is then used to apportion the state total counts of foreclosure starts (from the Mortgage Bankers Association) and REOs (from RealtyTrac) to individual block groups.

Total Housing Units to receive a mortgage between 2004 and 2007: 593

Percent of Housing Units with a high cost mortgage between 2004 and 2007: 27.6

Percent of Housing Units 90 or more days delinquent or in foreclosure: 17.7

Number of Foreclosure Starts in past year: 65

Number of Housing Units Real Estate Owned July 2009 to June 2010: 20

HUD is encouraging grantees to have small enough target areas for NSP 3 such that their dollars will have a visible impact on the neighborhood. Nationwide there have been over 1.9 million foreclosure completions in the past two years. NSP 1, 2, and 3 combined are estimated to only be able to address 100,000 to 120,000 foreclosures. To stabilize a neighborhood requires focused investment.

Estimated number of properties needed to make an impact in identified target area (20% of REO in past year): 13

### Supporting Data

Metropolitan Area (or non-metropolitan area balance) percent fall in home value since peak value (Federal Housing Finance Agency Home Price Index through June 2010): -40.5

Place (if place over 20,000) or county unemployment rate June 2005: 3.6

Place (if place over 20,000) or county unemployment rate June 2010: 11

Bureau of Labor Statistics Local Area Unemployment Statistics

### Market Analysis:

HUD is providing the data above as a tool for both neighborhood targeting and to help inform the strategy development. Some things to consider:

- 1. Persistent Unemployment. Is this an area with persistently high unemployment? Serious consideration should be given to a rental strategy rather than a homeownership strategy.
- 2. Home Value Change and Vacancy. Is this an area where foreclosures are largely due to a combination of falling home values, a recent spike in unemployment, and a relatively low vacancy rate? A down payment assistance program may be an effective strategy.
- 3. Persistently High Vacancy. Are there a high number of substandard vacant addresses in the target area of a community with persistently high unemployment? A demolition/land bank strategy with selected acquisition rehab for rental or lease-purchase might be considered.
- 4. Historically low vacancy that is now rising. A targeted strategy of acquisition for homeownership and rental to retain or regain neighborhood stability might be considered.
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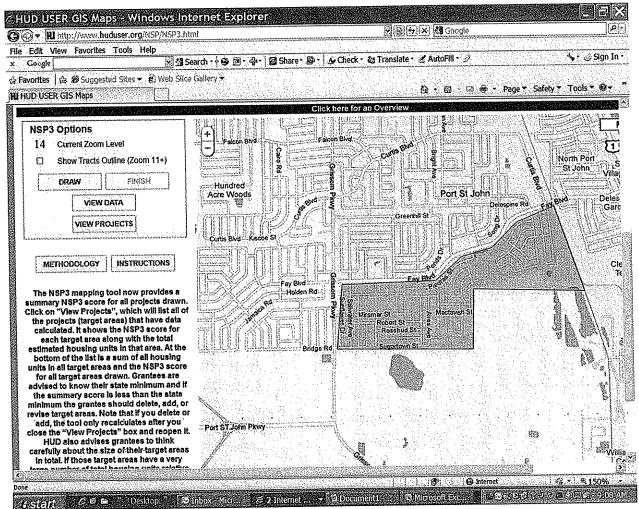
# Latitude and Longitude of corner points

 $-80.803242\ 28.468239\ -80.792255\ 28.468540\ -80.789165\ 28.470955\ -80.785561\ 28.471860\ -80.782642\ 28.474425\ -80.778179\ 28.476085\ -80.774746\ 28.467333\ -80.787792\ 28.467635\ -80.787964\ 28.461448\ -80.803928\ 28.461599$ 

## Blocks Comprising Target Neighborhood

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3/3



Port St. John 4