

ATLANTA DEVELOPMENT AUTHORITY

Multifamily Housing Tax Exempt Bond Application Program 2008

This package includes:

Program Description
Application
Exhibits A-D

www.atlantada.com

MULTIFAMILY TAX EXEMPT BOND APPLICATION

2008

PROGRAM DESCRIPTION

Part I: Background, Eligibility, and Requirements

Background

The Atlanta Development Authority (ADA) is a public authority created by the City of Atlanta to promote the revitalization and growth of the City. ADA serves as the catalyst for residential and commercial economic vitality in the City of Atlanta.

This is accomplished in part, through the issuance of tax-exempt, taxable, 501(c)3 and essential function bonds for new construction or rehabilitation of multifamily housing by the Urban Residential Finance Authority (URFA), ADA's housing finance arm. URFA is empowered to issue tax exempt bonds to make below market interest rate mortgage loans to developers for rental housing, provided certain Internal Revenue Service requirements are met to ensure that a portion of the rental units benefit low and moderate income renters.

ADA staff presents inducement resolutions for URFA board approval on proposed developments based on the availability of bond allocation and the ability of the project to meet the program requirements set forth below. Additionally, the developer must satisfy the requirements of federal law affecting tax exempt housing bonds. URFA is unable to close any private activity bond issues until such time as the State of Georgia issues an allocation to URFA for the proposed project under the Georgia Allocation Plan.

Eligibility & Requirements

A. Use of Bond Authority

Any tax-exempt bond authority allocated pursuant to this program must be used to provide permanent financing for the development. The allocation is not intended for short-term financing, construction financing, “bridge” financing, or any other financing, which is not the permanent financing for the development.

B. Eligible Developments

1. New construction
2. Conversion of an existing property not being used for housing
3. Private Activity Bonds - Acquisition and rehabilitation, with rehabilitation costs equal to at least twenty percent (20%) of the total project cost.
4. Essential Function and 501(c)3 Bonds - Acquisition and rehabilitation, with rehabilitation costs equal to at least 10% of the total project cost.

C. Identity of Interests Prohibited

If a development involves acquisition of land or buildings, there can be no identity of interest between buyer and seller.

D. Tenants to be Served

Private Activity and 501(c)3 Bonds

1. A minimum of twenty percent (20%) of the units in the development must be occupied by individuals or families having incomes equal to or less than fifty percent (50%) of the area median income; OR
2. A minimum of forty percent (40%) of the units in the development must be occupied by individuals or families having incomes equal to or less than sixty percent (60%) of the area median income.
3. At a minimum, at least twenty-five percent (25%) of the units must be set aside for market rate tenants with no income restrictions.
4. Developers must satisfy any other applicable 501(c)3 requirements for housing as defined in the IRS Code.
5. 2007 Income Limits are indicated below:

| 20/50 | | 40/60 | |
|--------------------|-----------------|--------------------|-----------------|
| Family Size | Projects | Family Size | Projects |
| 1 | \$24,900 | 1 | \$29,880 |
| 2 | \$28,500 | 2 | \$34,200 |
| 3 | \$32,050 | 3 | \$38,460 |
| 4 | \$35,600 | 4 | \$42,720 |
| 5 | \$38,450 | 5 | \$46,140 |
| 6 | \$41,300 | 6 | \$49,560 |
| 7 | \$44,150 | 7 | \$52,980 |
| 8 | \$47,000 | 8 | \$56,400 |

6. For tax exempt bond properties without low income housing tax credits, rent ceilings are set by URFA not to exceed 35% of the Atlanta area median income, adjusted for bedroom size.

Essential Function Bonds

A minimum of twenty percent (20%) of the units in the development must be occupied by individuals or families having incomes equal to or less than eighty percent (80%) of the area median income.

Developers must allocate a minimum percent of 10% for the set aside units across each of the 1,2, and 3 bedroom unit mixes.

E. Bonds Issued by URFA

Bonds that are publicly sold must be credit enhanced or secured by a financial guarantee to ensure that such bonds carry an investment-grade rating of “A” or better by a nationally recognized rating service.

F. Limit on Cost per Unit

URFA currently has no maximum per unit cost for newly constructed projects. However, those projects seeking Low Income Housing Tax Credits (LIHTC) must adhere to the cost limits outlined in the State of Georgia’s 2007 Qualified Allocation Plan (QAP).

G. Amount of Bonds Available per Development

Bonds will be allocated on a first-come first served basis based on availability of allocation. There is no maximum amount of bonds that can be allocated to a single development.

H. Limits on Costs of Issuance

The bond issue must meet all federal tax requirements for private activity bonds including the Internal Revenue Service Code of 1986. The Code provides that the costs of issuance financed by the proceeds of tax exempt private activity bonds may not exceed two percent (2%) of the amount of the tax exempt bonds.

I. Market Study

A market study performed by an independent third party must be included. The market study must contain current information (less than six months old) at the time of submission.

J. Physical Needs Assessment

A Physical Needs Assessment prepared by an independent third party construction firm must be included which details the scope of work to be performed and cost analysis on a per unit basis.

K. Availability of Sewer Capacity

The applicant must submit a letter from the City of Atlanta addressing the availability of sewer capacity for the project.

L. Neighborhood Planning Unit (NPU) Notification

The developer must have presented the project to the full NPU in whose jurisdiction the development is located. A letter of support or non support must be included with this application.

Part II. Receipt of Applications

The applicant must submit two copies of the Application in three ring binders with content, formatting, and pagination identical to that of the attached Application. Only complete Applications will be accepted and they will be accepted only at the Atlanta Development Authority, 86 Pryor Street, SW, Suite 300, Atlanta, Georgia 30303-3131. The signature page of this application must bear original signatures. Applications should be delivered to the attention of the Director of Housing Finance.

Part III. Application Categories and Deadlines

An Application may be submitted in any one of the following categories:

- A.** Applications for private activity bond allocation may be submitted beginning January 1, 2007 to be considered based on availability of bond allocation.
- B.** Applications for 501(c)3 bonds or Essential Function Bonds may be submitted at any time.

Part IV. Review of Applications for Completeness

A. Applications must be complete.

An application must be complete, as determined by ADA in its sole discretion, based on the requirements in this Program Description and the attached Application. An application will be considered received only when it is complete.

B. Responsibility for complete and current information.

It is the sole responsibility of the applicant to submit a complete application with current information. The Issuer reserves the right to request additional information or documentation as needed to complete the application assessment.

Part V. Review Process

- A.** Only complete applications will be considered for available bond authority in that category. Applications in each category will be evaluated and projects will be induced until the total amount of bond authority available is exhausted.

Part VI. Criteria

Preference will be given to Applications demonstrating that they meet the following conditions:

A. Meeting Housing Needs

1. Developments located in downtown Atlanta (Street Boundaries: Memorial Drive; Fair Street; Northside Drive; North Avenue; and Boulevard).
2. Developments located in Neighborhood Planning Units (NPU's) that do not currently have a concentration of URFA projects (See Exhibit A for NPU Listing).
3. Developments located in a Qualified Census Tract or a Difficult to Develop Area as designated by IRS in accordance with Section 42(d)(5). (See Exhibit B)
4. Developments located in a one of six Priority Areas as defined by the New Century Economic Development Plan (EDP). (See Exhibit D for approved Priority Areas)
5. Developments located in an approved Tax Allocation District (TAD). (See Exhibit D for approved TADs)
6. Developments located adjacent to a Mass Transit Rail Station.
7. Developments located along the Peachtree Corridor

B. Readiness to Proceed

1. Firm commitment letters received from tax credit syndicator (if applicable), credit enhancer and/or bond purchaser.
2. Term Sheet detailing the specific terms of the transaction.
3. Documentation that formal site development plans are ready for submission to the City of Atlanta.
4. Evidence of strong financial feasibility of the project.
5. Firm Construction Budget.

C. Ability to Leverage Other Financing

1. Other dollars constitute 15% or more of total financing.

D. Financing Team

1. Financial strength of the developer.
2. Experience of the developer with tax exempt financings.
3. Experience of other development team members.
4. Successful track record of property manager with tax exempt/tax credit properties.
5. Issuer's experience with members of the financing team to include credit enhancers, bond purchasers and tax credit syndicators.

E. Serving Special Populations

1. At least twenty-five percent (25%) of the units are designed, built, and marketed for occupancy by seniors (minimum age 55 years) and/or designed in compliance with Americans with Disabilities Act (ADA) standards to be adaptable for persons with disabilities or built so that conversion for occupancy by persons with disabilities can be readily accomplished.
2. Election made to set aside a minimum of ten percent (10%) of the units for households with incomes no higher than fifty percent (50%) of median income to address the City's need for workforce housing.
3. Election to market twenty-five to sixty percent (25%-60%) of the units to tenants with no income restrictions, creating a true mixed – income development.
4. Developments which provide affordable three (3), four (4) or five (5) bedroom units conducive for large families.

F. Community Revitalization

1. Developments that are conversions to residential use of buildings not currently being used for housing.
2. For private activity allocation, acquisition/rehab developments with per unit hard costs construction that exceeds \$20,000 per unit.
3. Developments that eliminate slum and blight within a community.
4. Developments that compliment ongoing tangible revitalization efforts within a community.

G. Other Considerations

1. Developments which include special programs for residents to promote self sufficiency, education and training, youth development and wealth building.
2. Developer demonstrates utilization of energy efficient and environmentally responsible design and building materials.
3. LEED Certified

The Authority may in its absolute and sole discretion, consider any other factors in addition to the items set forth in Part VI above in evaluating and awarding bond authority to applicants.

Part VII. ADA Commitment for Issuance of Tax-exempt Bonds

A. Issuance of Commitments and Conditional Commitments

For successful Applications, URFA will approve an Inducement Resolution stating the terms of the commitment.

B. Expiration of Commitment

Once an URFA Inducement Resolution is approved, that inducement is valid only for the period stated in the Inducement Resolution. The bonds must be used to provide the permanent financing for the development, and must be issued and sold on or before the date specified in the Inducement Resolution, or the inducement expires and the bond allocation is lost. The applicant may submit a new application for consideration at a later date.

C. Conditions for Closing

1. URFA requires the use of its form of Management Agreement (or a form acceptable to URFA) on all bond transactions.
2. Final commitment letters must be provided by credit enhancer, bond purchaser and tax credit syndicator prior to URFA board action on the bond resolution.
3. All funds necessary to build the project, pay soft costs and costs of issuance must be available and “on the table” at bond closing, either in the form of bond proceeds, tax credit equity, cash or a bridge loan.

Part VIII. Fees, Partial Refunds of Fees, and Fees Retained by ADA

A. Fees and Charges

1. Application Fee – Ten basis points (.10%) of the total amount of bonds to be issued, payable to the Urban Residential Finance Authority (URFA) when the Application is submitted to ADA. The Application Fee is non-refundable.
2. URFA Commitment Fee - Equal to the greater of fifty basis points (.50%) or \$50,000. A Commitment Fee Deposit in the amount of \$35,000 is due prior to the Organizational Meeting and is non-refundable. The balance of the commitment fee is due at bond closing.
3. Issuer’s Asset Management Fee - Paid annually to URFA in arrears for the Qualified Project Period. This fee will be calculated annually on the **original** principal amount of bonds issued. The fee is the greater of:
 - a) Twenty five basis points (.25%) of the total bond issue amount; or
 - b) \$20,000.

Note: The first year's Asset Management Fee is to be escrowed with the Issuer or the bond trustee at bond closing.

Note: All Asset Management Fees must be personally guaranteed by all principal parties of the development team.

4. Bond Cost of Issuance – Includes, but is not limited to, URFA Project Manager fees, bond counsel fees, underwriter’s discount, trustee fees, trustee and underwriter counsel fees, rating agency fee, bond printing, bond validation and publication costs. These costs shall be paid by the borrowing entity.

5. State Bond Allocation Fee - Ten basis points (.10%) of the amount of tax-exempt bonds issued, plus \$250.00, due to the Georgia Department of Community Affairs (DCA) when the application for allocation is submitted to DCA.
6. Disclosure Dissemination Agent Fee – A one-time fee of \$5,000 payable to Digital Assurance Certification (DAC) at time of bond closing for the annual filing and dissemination of information to insure compliance with the requirements of SEC Rule 15c2-12.
7. URFA Tax Credit Compliance Fee - A one-time fee of \$150.00 for each multifamily unit in the development, to be paid to URFA at time of bond closing (only applicable to tax credit projects).
8. Projects must close within 150 days from the date of approval of the inducement resolution or the allocation is subject to recapture. The Authority may in its sole and absolute discretion allow additional time to close, subject to the expiration date on the Notice of Bond Allocation received from DCA. **If additional time is allowed, the balance of the commitment fee must be paid. Additionally, a non-refundable Extension Fee not to exceed TEN BASIS POINTS (.10%) of the cumulative total of the requested bond amount will be charged and collected for a period to be determined by the Issuer in its sole discretion.**

Part IX. Application for Low Income Housing Tax Credits

If the development also seeks to receive Low Income Housing Tax Credits, a separate application must be submitted at least 90 days prior to the projected closing date to the Georgia Department of Community Affairs (DCA), with a copy to ADA, to request the credits. **Receipt of authority to issue tax-exempt bonds does not guarantee receipt of tax credit allocation.** DCA retains the authority to determine eligibility to receive tax credits and the amount of tax credits to be allocated to the development, up to the maximum amount eligible with tax exempt financing. Any development seeking Low Income Housing Tax Credits (LIHTC) must apply for tax credits in the same calendar year in which the tax-exempt bonds are issued. Any applicant for Tax Credits will be subject to all fees and requirements stated in the State of Georgia's LIHTC Allocation Plan, including monitoring fees. **IN ACCORDANCE WITH THE URFA PROGRAM REQUIREMENTS OUTLINED ON PAGE TWO, THE MAXIMUM PERCENT OF TAX CREDIT ELIGIBLE UNITS IS 75%.**

For more information call:

**Rita B. Gibson
(404) 880-4100**

ATLANTA DEVELOPMENT AUTHORITY

Multifamily Housing Tax Exempt Bond Authority

2008 Application

Submit Two (2) Copies in 3 ring binders and CD to:

Atlanta Development Authority
Attn: Ernestine Garey
86 Pryor Street, SW, Suite 300
Atlanta, Georgia 30303

www.atlantada.com

**APPLICATION FOR
MULTIFAMILY HOUSING TAX EXEMPT BOND AUTHORITY
2008
PART II**

NAME OF PROPOSED PROJECT: _____

TAB A - APPLICANT INFORMATION

A. Name of Developer: _____

B. Address of Developer: _____

C. Designated Contact Person: _____ Phone: _____

Email Address: _____ Relationship: _____

Street Address: _____

D. Ownership Entity Name: _____

Legal Form:

- | | | |
|---|--|---|
| <input type="checkbox"/> Individual | <input type="checkbox"/> General Partnership | <input type="checkbox"/> 501(c)(3) |
| <input type="checkbox"/> For-Profit Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Not for Profit Corporation |

PARTNERSHIP TYPE General Limited Joint Venture

Principal Business of Partnership _____

Partnership Address: _____

Telephone Number: _____

Date of Incorporation: _____ State of Incorporation: _____

Partnership Ownership:

Please include an organization chart that outlines the proposed general partnership structure.

General Partners Owns _____%

Name of Partner: _____ Owns _____%

Name of Partner: _____ Owns _____%

Name of Partner: _____ Owns _____%

Name of Partner: _____ Owns _____%

Total _____%

Limited Partners Owns _____%

Name of Partners _____

E. Development Team

Note: Bond Counsel and Bond Trustee will be appointed by the Authority.

Underwriter:

Firm: _____ Phone: _____

Contact Person: _____

Architect:

Firm: _____ Phone: _____

Contact Person: _____

Property Manager:

Firm: _____ Phone: _____

Contact Person: _____

Contractor:

Firm: _____ Phone: _____

Contact Person: _____

Developer's Attorney:

Firm: _____ Phone: _____

Contact Person: _____

TAB B - PROJECT INFORMATION

A. Name of Project: _____

B. Property Address: _____

C. Census Tract: _____ Qualified Census Tract _____yes _____no

D. NPU: _____ Downtown Atlanta _____yes _____no

EDP Priority Area _____yes _____no

Tax Allocation District _____yes _____no

Mass Transit Rail Station (adjacent to) _____yes _____no

Peachtree Corridor _____yes _____no

E. 1. Choose all that apply:

Acquisition Conversion Mixed Use

New Construction Rehabilitation

2. If acquisition and/or rehabilitation were selected, is the project occupied?

No _____ Yes _____ Hard Construction Cost Divided by # Units= \$ _____

3. If yes, describe relocation plans.

F. Unit Composition: Number Percent

Residential Units: _____

Set-aside Units: _____

Tax Credit Eligible Units: _____ _____

Market Units: _____ _____

Commercial/Retail (square footage): _____

G. Manager/Employee Units: Are there one or more manager or employee units in the Project?

No _____ Yes _____ If yes, how many? _____ Unit Type(s): _____

| | | |
|---|--------------------------|--------------------------|
| Sport Court (i.e. Volleyball, Basketball, etc.) | <input type="checkbox"/> | <input type="checkbox"/> |
| | <u>Yes</u> | <u>No</u> |
| Picnic Area | <input type="checkbox"/> | <input type="checkbox"/> |
| Car Care Center | <input type="checkbox"/> | <input type="checkbox"/> |
| Gated Community with “carded” entry | <input type="checkbox"/> | <input type="checkbox"/> |
| Tot Lots | <input type="checkbox"/> | <input type="checkbox"/> |
| Gym or Fitness Room | <input type="checkbox"/> | <input type="checkbox"/> |
| Gazebo(s) | <input type="checkbox"/> | <input type="checkbox"/> |
| Business/Computer Center with Internet Access | <input type="checkbox"/> | <input type="checkbox"/> |
| After School Program for Children | <input type="checkbox"/> | <input type="checkbox"/> |
| Activities Director | <input type="checkbox"/> | <input type="checkbox"/> |
| Pre-Purchase/Homeownership Counseling | <input type="checkbox"/> | <input type="checkbox"/> |
| Job Training for Residents | <input type="checkbox"/> | <input type="checkbox"/> |
| Immediate Access to Mass Transit | <input type="checkbox"/> | <input type="checkbox"/> |
| Units Pre-Wired for Security | <input type="checkbox"/> | <input type="checkbox"/> |
| Energy Conservation Measures in Construction | <input type="checkbox"/> | <input type="checkbox"/> |
| Energy Efficient Appliances | <input type="checkbox"/> | <input type="checkbox"/> |
| LEED Certified | <input type="checkbox"/> | <input type="checkbox"/> |

Other (Specify)

K. Project Buildings

1. Give number of buildings with dwelling units: _____
 2. Total number of buildings in Project: _____
 3. Describe all non-residential buildings: _____
- _____
- _____

L. Project Design. Check the one design that best describes this Project:

- Garden Apartments High Rise Mid-Rise with elevator
- Townhouses Lofts Other: _____

M. Project Size. Identify acreage or lot size of entire Project: _____

TAB C - PROJECT FINANCING AND PROPOSED STRUCTURE

A. Proposed Financing Summary – Attach detailed Proforma with all assumptions and Debt Service Coverage ratios.

| | Check if Applicable | Amount | % of Project Cost |
|---|--------------------------|----------|----------------------|
| Tax-exempt Bonds (Private Activity) | <input type="checkbox"/> | \$ _____ | _____ % |
| Tax-exempt Bonds (501(c)3/Governmental Bonds) | <input type="checkbox"/> | \$ _____ | _____ % |
| Taxable Bonds | <input type="checkbox"/> | \$ _____ | _____ % |
| Tax Allocation District Funds* (TAD) | <input type="checkbox"/> | \$ _____ | _____ % |
| Renewal Community Funds* | <input type="checkbox"/> | \$ _____ | _____ % |
| HOME Funds* | <input type="checkbox"/> | \$ _____ | _____ % |
| CDBG Funds* | <input type="checkbox"/> | \$ _____ | _____ % |
| Historic Tax Credits | <input type="checkbox"/> | \$ _____ | _____ % |
| LIHTC Equity (4% credits) | <input type="checkbox"/> | \$ _____ | _____ % |
| Other (Explain below) | <input type="checkbox"/> | \$ _____ | _____ % |
| TOTAL | | \$ _____ | 100% |

Other: _____

* Explain below whether the funds have been committed, or are being sought in a future funding cycle.

Explanation of HOME, CDBG, TAD and/or Renewal Community funding.

If HOME, CDBG, TAD and/or Renewal Community funding is shown as already committed, attach a letter or executed contract from the appropriate governmental entity detailing the commitment, including the dollar amount, source of funding, conditions of funding (including income and/or rent restrictions), whether the funding is a loan or a grant, and if a loan, the interest rate, loan term, amortization, and payback schedule. Attach the letter(s) under Tab C.

B. If HOME, CDBG, TAD and/or Renewal Community or other funding is shown and is not firmly committed, attach an explanation of how the development will be completed without those funds. This includes funds needed to complete public improvements such as sewer lines, streets and sidewalks. Attach the explanation under Tab C.

Does the Applicant firmly commit to complete the bond financing if those funds are not received? Yes _____ No _____

C. Tax Credits. If the Project receives Bond financing, will Low Income Housing Tax Credits (LIHTC) be used? No ___ Yes ___

1. If yes, LIHTC Requested amount: \$_____ % of Units_____

2. If yes, name of Syndicator: _____

Contact Person

Address

Telephone Number

A Commitment Letter is to be included under Tab C. The letter must include the terms and the equity pay-in schedule. A final commitment letter must be provided prior to approval of the Bond Resolution.

D. Rental Assistance.

1. Is project-based rental assistance anticipated for this Project?

No ___ Yes ___ If yes, check all that apply:

Moderate Rehab Section 8 Other _____

Number of units receiving assistance: _____

Number of years remaining on rental assistance contract: _____

2. Are Housing Choice Vouchers anticipated for this Project?

No ___ Yes ___ If yes, specify number of units to be requested _____.

E. Credit Enhancement

Letter of Credit Provider: _____

Term: _____ Rating: _____

Third Party Guarantor: _____

Term: _____ Rating: _____

Private Placement/Name of Placement Agent: _____

Term: _____ Rating: _____

FHA-Insured Loan

Name of Lender: _____ Term: _____ Rating: _____

FannieMae

Name of DUS Lender: _____ Term: _____ Rating: _____

Surety Bond

Name: _____ Term: _____ Rating: _____

Other

Name: _____ Term: _____ Rating: _____

- F. A copy of the signed Commitment Letter from the above checked credit enhancer(s) and/or placement agent, including a contact person's name, address and telephone number and credit underwriting standards, must be attached under Tab C. A Final Commitment letter must be provided prior to approval of the Bond Resolution.

A Term Sheet prepared by the Underwriter must be attached under Tab C to include, at a minimum, the following: whether a combination of tax-exempt and taxable bond financing is expected, whether a fixed or floating interest rate is expected, mortgage term, amortization schedule, interest terms, description of the credit enhancement or placement structure, and additional financing or equity sources. **CHANGES TO THE PROPOSED FINANCING STRUCTURE AFTER PROJECT INDUCEMENT MAY RESULT IN INCREASED BOND COUNSEL FEES OR LOSS OF PRIORITY DUE TO UNREADINESS FOR BOND ALLOCATION.**

- G. Economic Feasibility of the Project. A description of the Project feasibility structure must be attached as under Tab C and include, at a minimum, the following.

1. Detailed sources and uses
2. Project rental rates
3. 30 year detailed Pro Forma showing a vacancy rate for all market scenarios, a reserve for replacement of effective gross income and operating deficit reserve should be shown in the Pro-Forma.
4. Pro Forma must show income to expense ratio
5. In the event subordinate financing is being used it must be approved by URFA and all such loans must be included in the income to expense ratio.
6. Detailed Total Development Cost
7. Amount of Financing requested
8. Maximum interest rate at which the Project will work
9. Show of cash equity from non-bond proceeds is required
10. Detailed construction/rehabilitation budget
11. All analysis, and detailed budget's must be submitted in an excel file format

TAB D - ABILITY TO PROCEED

Each Application shall be reviewed for feasibility and ability of the Applicant to proceed with construction of the Project.

A. Site Control

Site Control must be demonstrated by the Applicant. At a minimum, a Contract for Purchase and Sale or Lease must be held by the Applicant for the proposed site. Site is controlled by:

_____ Contract for Purchase & Sale

_____ Recorded Certificate of Title

_____ Recorded Deed

_____ Long-Term Lease: If site control is demonstrated by long-term lease, a copy of the executed lease must be provided. The lease may be contingent only upon the receipt of Bond Financing.

IMPORTANT: If site control is not held by the Applicant, a fully executed, enforceable contract for purchase and sale or assignment of contract must be provided which obligates the seller or assignor to transfer the site to the Applicant contingent ONLY upon the award of Bond Financing. If site control is evidenced by contract for purchase and sale, the Authority may give preference to those contracts that evidence ability to extend.

B. Zoning and Land Development Regulations

1. a. Is the site appropriately zoned for the proposed Project? No _____ Yes _____

b. Indicate zoning designation(s): _____
Variance Required? No _____ Yes _____ If yes, please explain reason and status.

c. Zoning permits _____ units per acre, or _____ for the site (PUD)

d. Total Number of Units in Project: _____

2. Applicant must provide a letter from the appropriate local government official that the Project is consistent with zoning and land development regulations regarding density and intended use.

3. If new construction, applicant must provide a letter from the appropriate local government official regarding availability of utilities.

C. Site Plan

1. Has the preliminary or conceptual site plan been approved by the City of Atlanta?
Yes _____ No _____

If yes, a copy of the approved site plan is attached.

2. If formal site development process is underway, provide Application # _____.

Date submitted (or to be submitted) to the City _____.

3. Rehabilitation: Pre-construction analysis/detailed unit by unit scope of work prepared by a third party must be provided.
4. Project rendering and narrative must be included with clear exterior detail and finishes outlined for both clubhouse and residential buildings.
5. Detail and show percentage of all materials for exterior finishes.
6. Must provide a site plan for the proposed development at a scale of no greater than 1"=100'. Additionally a 3-D elevation will be required.

D. Environmental Safety:

1. Applicant must provide a Phase I environmental report (Phase II, if recommended, to be provided after inducement).

2. Has the property ever been used for storage of hazardous or toxic materials?

No _____ Yes _____

3. Are there any potential environmental hazards? No _____ Yes _____

If yes, describe: _____

E. Concurrency

Attach a letter or other certification from the local government or provider verifying availability of infrastructure (electricity, water, sewer capacity, roads, etc.) and capacity for the proposed Project. Letters must be Project-specific and dated within three (3) months of the date of the Application.

F. Commitment to Non-Discrimination

1. The Atlanta Development Authority seeks to have developers who are committed to the practice of non-discrimination in the selection of the development team members and the procurement of subcontractors and suppliers.
2. Describe below the developer's Minority Business Enterprise Opportunity Program.

3. Describe the utilization of minority business enterprises and women business enterprises. Fill out the attached chart, listing participants for this transaction.

G. Experience of the Development Team

The past performance record of the development team (which consists of Developer, Management Agent, General Contractor, Architect/Engineer, Attorney, and Accountant) will be carefully reviewed.

1. Experience of Developer. Name: _____
 - a. Fill out the attached chart.
 - b. Provide copies of financials for the last two years, one of which must be audited.
 - c. Has the Developer, or any of the principals of the Developer been associated with any development that has gone into default or given "troubled project" status?
Yes ____ No ____
If yes, attach a detailed explanation of the situation(s) and resolution(s).
 - d. Has the Developer or any principal of the Developer been associated with any development that has been found in non-compliance with program or IRS requirements?
Yes ____ No ____
If yes, attach a detailed explanation of the situation(s) and resolution(s).
 - e. Has the Developer or any principal of the Developer been involved in any legal proceedings in the last three (3) years to include bankruptcy, judgments, tax liens, etc.
If yes, attach a detailed explanation.
2. Experience of General Partner. Name: _____
 - a. Fill out the attached chart.
 - b. Has the General Partner, or any of the principals of the General Partner been associated with any development that has gone into default or given "troubled project" status?
Yes ____ No ____
If yes, attach a detailed explanation of the situation(s) and resolution(s).

- c. Has the General Partner or any principal of the General Partner been associated with any development that has been found in non-compliance with program requirements?

Yes _____ No _____

If yes, attach a detailed explanation of the situation(s) and resolution(s).

- d. Has the General Partner or any principal of the General Partner been involved in any legal proceedings in the last three (3) years to include bankruptcy, judgments, tax liens, etc. If yes, attach a detailed explanation.

3. Experience of the Management Agent. Name: _____

- a. Fill out the attached chart.

- b. Has the Management Agent, or any of the principals of the Management Agent been associated with any development that has gone into default or given “troubled project” status? Yes _____ No _____

If yes, attach a detailed explanation of the situation(s) and resolution(s).

- c. Has the Management Agent or any principal of the Management Agent been associated with any development that has been found in non-compliance with program requirements? Yes _____ No _____

If yes, attach a detailed explanation of the situation(s) and resolution(s).

- d. Has the Management Agent or any principal of the Management Agent been involved in any legal proceedings in the last three (3) years to include bankruptcy, judgments, tax liens, etc. If yes, attach a detailed explanation.

4. Experience of General Contractor. Name: _____

- a. Fill out the attached chart.

Attach executed construction contract under Tab E.

- b. Has the General Contractor or any principal of the General Contractor been involved in any legal proceedings in the last three (3) years to include bankruptcy, judgments, tax liens, etc. If yes, attach a detailed explanation.

5. Experience of Architect (new construction) or Engineer (rehab).

Name: _____

- a. Fill out the appropriate attached chart.

Attach executed contract under Tab E.

- b. Has the Architect or Engineer or any principal of the Architect or Engineer been involved in any legal proceedings in the last three (3) years to include bankruptcy, judgments, tax liens, etc. If yes, attach a detailed explanation.

H. Construction Period _____ months. A projected construction schedule must be included under Tab D. This construction time line must describe the time frames and critical dates for financing, completion of plans and specifications, permitting, and construction of buildings and amenities.

I. Proposed Project Schedule (subject to ADA's approval)

| ACTIVITY | DATE |
|---|-------------|
| PASS INDUCEMENT RESOLUTION | _____ |
| ORGANIZATIONAL TEAM MEETING | _____ |
| SUBMIT SITE PLANS & ARCHITECTURAL DRAWING TO CITY | _____ |
| SUBMIT TAX CREDIT APPLICATION TO DCS | _____ |
| OBTAIN FIRM CREDIT ENHANCEMENT COMMITMENT(S) | _____ |
| FINALIZE CONSTRUCTION BUDGET | _____ |
| SECURE BUILDING PERMITS | _____ |
| PASS BOND RESOLUTION | _____ |
| REAL ESTATE CLOSING | _____ |
| BOND CLOSING | _____ |
| START CONSTRUCTION OR REHABILITATION | _____ |
| COMPLETE CONSTRUCTION OR REHABILITATION | _____ |
| START LEASE-UP | _____ |
| COMPLETE LEASE-UP | _____ |

MINORITY/WOMEN BUSINESS ENTERPRISES

| Company Name | Addresses | Phone # | Contact Person | Type of Work | % of Total Development Budget |
|---------------------|------------------|----------------|-----------------------|---------------------|--------------------------------------|
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ATTACH ADDITIONAL SHEETS IF NECESSARY

EXPERIENCE OF DEVELOPER

Name: _____

| Project Name/Location | Year Completed | # of Units | New Const. or Rehab | Design Type | Sources of Financing |
|------------------------------|-----------------------|-------------------|----------------------------|--------------------|-----------------------------|
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ATTACH ADDITIONAL SHEETS IF NECESSARY

EXPERIENCE OF GENERAL PARTNER

Name: _____

| Project Name/Location | Year Completed | # of Units | New Const. or Rehab | Design Type | Sources of Financing |
|------------------------------|-----------------------|-------------------|----------------------------|--------------------|-----------------------------|
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ATTACH ADDITIONAL SHEETS IF NECESSARY

EXPERIENCE OF MANAGEMENT AGENT

Name: _____

| Project Name/Location | # of Units | Tax Exempt Bonds | Tax Credits | Other | Period Managed |
|------------------------------|-------------------|-------------------------|--------------------|--------------|-----------------------|
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ATTACH ADDITIONAL SHEETS IF NECESSARY

EXPERIENCE OF GENERAL CONTRACTOR

Name: _____

| Project Name | Location (City, State) | # of Units | New Const. or Rehab | Design Type | Year Completed |
|---------------------|---------------------------------------|-----------------------|------------------------------------|--------------------|---------------------------|
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ATTACH ADDITIONAL SHEETS IF NECESSARY

EXPERIENCE OF ARCHITECT OR ENGINEER

Name: _____

| Project Name | Location (City, State) | # of Units | New Const. or Rehab | Design Type | Year Completed |
|---------------------|---------------------------------------|-----------------------|------------------------------------|--------------------|---------------------------|
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ATTACH ADDITIONAL SHEETS IF NECESSARY

TAB E - PROJECT SUMMARY & ATTACHMENTS

- A. Provide a short narrative description of the Project, including exterior description, all amenities, unit features and scope of work to be performed. *MAJOR PROJECT AMENITIES MAY BE INCLUDED IN THE LAND USE RESTRICTION AGREEMENT, IF APPLICABLE.*

- B. *TO BE CONSIDERED COMPLETE*, the Application must include a map showing the Project's location. This may be found directly behind Tab E.

TAB F - CERTIFICATION (Original Signatures Required)

The undersigned Applicant certifies that the information in this Application is true, correct and authentic.

THE APPLICANT FURTHER ACKNOWLEDGES HAVING READ ALL APPLICABLE AUTHORITY RULES GOVERNING THE PROGRAM AND ACKNOWLEDGE HAVING READ THE INSTRUCTIONS FOR COMPLETING THIS APPLICATION.

THE APPLICANT UNDERSTANDS AND AGREES TO ABIDE BY THE PROVISIONS OF THE APPLICABLE GEORGIA STATUTES AND AUTHORITY PROGRAM POLICIES, RULES AND GUIDELINES.

THE UNDERSIGNED REPRESENTS AND WARRANTS THAT THE INFORMATION PROVIDED HEREIN IS TRUE AND ACCURATE. THE PERSON EXECUTING THIS DOCUMENT REPRESENTS THAT HE OR SHE HAS THE AUTHORITY TO BIND THE APPLICANT AND ALL INDIVIDUALS AND ENTITIES NAMED HEREIN TO THIS WARRANTY OF TRUTHFULNESS AND COMPLETENESS OF THE APPLICATION.

THE APPLICANT ACKNOWLEDGES THAT THE AUTHORITY'S INVITATION TO SUBMIT AN APPLICATION DOES NOT CONSTITUTE A COMMITMENT TO FINANCE THE PROPOSED PROJECT. ***BEFORE THE AUTHORITY CAN APPROVE THE PROPOSED PROJECT FOR FINANCING, IT MUST RECEIVE PRIVATE ACTIVITY BOND ALLOCATION AND OBTAIN ALL NECESSARY APPROVALS FROM BOND COUNSEL, THE CREDIT UNDERWRITER, AUTHORITY STAFF AND THE URFA BOARD OF DIRECTORS.***

| | | |
|-----------------------------------|-------|-------------------------|
| _____ | _____ | _____ |
| Applicant | Date | Signature of Witness |
| _____ | _____ | _____ |
| Name and Title (typed or printed) | | Name (typed or printed) |

NOTE: ORIGINAL APPLICATION MUST CONTAIN AN ORIGINAL SIGNATURE PENNED IN BLUE INK.