LEXINGTON

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

CITIZEN PARTICIPATION PLAN

HUD requires development of a Citizen Participation Plan that outlines policies and procedures of how the Lexington-Fayette Urban County Government (LFUCG), as a recipient of federal funding, intends to solicit public participation. The primary goal is to provide residents, especially low and moderate income, an opportunity to participate in an advisory role in the planning, implementation, and assessment of the programs and projects. The following information outlines and defines the public participation process.

EQUAL HOUSING OPPORTUNITY

Council Approval Date: September 29, 2016

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Introduction

Lexington-Fayette Urban County Government is a fully merged city-county government with the powers of both a city of the second class and a county created from the merger of the City of Lexington and the County of Fayette in 1974 and operates pursuant to Chapter 67A of the Kentucky Revised Statutes. The Urban County Government operates under a Mayor-Council form of government where executive and administrative functions are vested with the Mayor and legislative authority rests with the Urban County Council. The Mayor is the chief executive officer and is elected to serve a four-year term. The Urban County Council has fifteen members, including twelve district members who serve two-year terms and three at-large members who serve four-year terms. The Mayor is assisted in the administration of the government by a Chief Administrative Officer and seven departmental commissioners.

Reporting directly to the Chief Administrative Officer, Grants and Special Programs has responsibility for the planning, administration, coordination and regulatory oversight for all state, federal, and foundation grants applied for and awarded to the Lexington-Fayette Urban County Government (LFUCG). Additionally, Grants and Special Programs has responsibility as lead agency for the development of the consolidated plan and for contracting and management of the Community Development Block Grant Program (CDBG), HOME Investment Partnerships Program (HOME), and Emergency Solutions Grant Program (ESG), which are funded under the U.S. Department of Housing and Urban Development (HUD).

The overarching goal of HUD's Community Planning and Development (CPD) programs covered by the Consolidated Plan is "to develop viable urban communities by providing decent housing and a suitable living environment and expanding economic opportunities," principally for low- and moderate-income persons. In this effort, HUD looks to its state and local government grantees to "extend and strengthen partnerships among all levels of government and the private sector, including for-profit and non-profit organizations." (See 24 CFR 91.1)

LFUCG must—as a condition of receiving CDBG, HOME, and ESG formula funding—engage stakeholders and the public regarding the community's needs in these areas. LFUCG reports the results of public participation and consultation efforts in the 5-year Consolidated Plan, Annual Action Plans, and Assessment of Fair Housing.

Purpose of the Citizen Participation Plan

The Citizen Participation Plan is a pathway for all residents to exercise their voices and to influence decisions that affect their communities, neighborhoods, and way of life. The Consolidated Plan requirements for public participation and consultation are set forth in Subpart B of 24 CFR Part 91, "Consolidated Submissions for Community Planning and Development Programs." HUD requires that grantees develop and follow a detailed plan that provides for and encourages public participation in the development of the

consolidated plan, including the Assessment of Fair Housing (AFH), any substantial amendments to the consolidated plan, and the annual performance report. This integral process emphasizes participation from the following populations (but is not limited to):

- Low- and moderate-income persons
- Residents of slums, blighted areas, and predominately low- and moderate-income areas
- Non-English speaking persons
- Persons with disabilities
- Public housing residents and other low-income residents of targeted revitalization areas

The plan must provide residents with the following:

- reasonable and timely access to local meetings;
- an opportunity to review proposed activities and program performance;
- provide for timely written answers to written complaints and grievances; and
- must meet the needs of the special populations listed above.

This Citizen Participation Plan has been developed to set forth the LFUCG's policies and procedures for public participation in the development of a consolidated plan for LFUCG's participation in the U.S. Department of Housing and Urban Development's (HUD) Community Planning and Development Programs.

Individuals with Limited English Proficiency (LEP)

Based on LEP data within the impacted areas collected by the LFUCG, both the instructions for commenting on, and access to, the Consolidated/Annual Action Plan will be translated into Spanish if requested. For more information on how individuals with Limited English Proficiency can request translation assistance, contact Grants and Special Programs at 859-258-3070 (TDD 425-2563). LFUCG will make every possible effort to translate and consider comments submitted in languages other than English within the timeframe. For more information, please see the Comments section on page 10.

Persons with Disabilities

Hard copies of the Consolidated/Action Plan, Citizen Participation Plan, and Assessment of Fair Housing will be available in large print format (18pt font size), upon request. The online materials will also be accessible for the visually impaired. For more information on how people with disabilities can be assisted, contact Grants and Special Programs at 859-258-3070 (TDD 425-2563).

Federal Programs

The LFUCG uses Community Development Block Grant funds, HOME Investment Partnerships Program funds, and Emergency Solutions Grants Program funds primarily for housing rehabilitation, new rental housing development, first-time homeownership, public improvements, and public services for at-risk youth, homeless persons, and other persons with special needs.

Objectives of the CDBG Program

The primary objective of the Community Development Block Grant Program is the development of viable urban communities, by providing decent housing and a suitable living environment and expanding economic opportunities, primarily for persons of low and moderate income. Not less than 70% percent of the CDBG funds received shall be used for activities that benefit persons of low and moderate income. In addition, each activity must meet one of the following national objectives for the program: benefit low- and moderate-income persons, prevent or eliminate slums or blight, or address community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community for which other funding is not available.

Objectives of the HOME Program

The HOME Investment Partnerships Program allocates funds to expand the supply of decent, safe, sanitary, and affordable housing for very low-income and low-income families. Funds may be used to fund a wide range of activities including building, buying, and/or rehabilitating affordable housing for rent or homeownership or providing direct rental assistance to low-income people.

Objectives of the ESG Program

The purpose of the Emergency Solutions Grants (ESG) program is to assist individuals and families quickly regain stability in permanent housing after experiencing a housing crisis or homelessness. This is accomplished through providing funding that: engages homeless individuals and families; improves the number and quality of emergency shelters; helps with the operation of the emergency shelters; provides services to shelter residents, re-houses homeless individuals and families; and prevents families and individuals from becoming homeless. ESG funds may be used for five program components: street outreach, emergency shelter, homelessness prevention, rapid re-housing assistance, and HMIS; as well as administrative activities.

Development of the Consolidated Plan

The LFUCG will state in one document (the consolidated plan) its plan to pursue housing, planning, and community development goals.

The functions of the *consolidated plan* are:

1) to serve as a planning document for Lexington-Fayette Urban County Government which builds on a participatory process with individuals and community organizations;
2) to serve as an application for federal funds under HUD's formula grant programs which include the Community Development Block Grant (CDBG) program, the Emergency Solutions Grants (ESG) program, and the HOME Investment Partnerships (HOME) program;
3) to serve as a strategy to be followed in carrying out HUD programs; and,

4) to serve as an action plan that provides a basis for assessing performance.

Staff members of Grants and Special Programs are responsible for developing the plan, submitting it to the U.S. Department of Housing and Urban Development for approval and administering the applicable HUD programs. The Urban County Council is the entity with the legal authority to approve the plan, to permit submission to HUD, and to execute agreements for the applicable projects. With respect to the Consolidated Plan, Grants and Special Programs' responsibilities include:

1) A review of the Lexington-Fayette Urban County's estimated housing and community development needs projected for the ensuing five-year period of the planning process.

2) A review of how well the housing market meets the needs of the area population with particular emphasis on how well the housing supply meets the needs of low-income residents, individuals with Limited English Proficiency (LEP), persons with disabilities, and persons with HIV/AIDS and their families.

3) Development of recommendations on the specific objectives and the identification of proposed accomplishments with respect to affordable housing, homelessness, other special needs, non-housing community development needs, barriers to affordable housing, lead-based paint hazards, anti-poverty strategy, institutional structures for carrying out the plan, and activities to enhance coordination between public and private resources and services.

4) Solicitation of public participation in the consolidated plan process which includes Public Hearings, opportunities to submit written comment, and requests for funding.

5) Solicitation of applications requesting funding from the Community Development Block Grant program, the HOME Investment Partnerships program, and the Emergency Solutions Grants program. The public is notified of the available applications and submission deadline. Applications are reviewed and ranked by the staff of the LFUCG Grants and Special Programs. Member of the Urban County Council will be provided with an opportunity to review all applications requesting funding. Applications recommended for funding are then reviewed and, if acceptable, approved by the Chief Administrative Officer and Mayor's staff. When the draft plan is published for comment, it includes the list of recommended projects. Requests for applications are solicited once annually prior to the submission of the Consolidated/Annual Action Plan to HUD.

Assessment of Fair Housing (AFH)

Affirmatively Furthering Fair Housing (AFFH) is a legal requirement that federal agencies and federal grantees further the purposes of the Fair Housing Act. This obligation to affirmatively further fair housing has been in the Fair Housing Act since 1968 (for further information see Title VIII of the Civil Rights Act of 1968, 42 U.S.C. 3608 and Executive Order 12892). The AFFH rule is designed to improve community planning in order to overcome fair housing issues. The AFH process begins with inclusive community participation and will result in the setting of fair housing goals to increase fair housing choice and provide equal access to opportunity for all community members. LFUCG will use the fair housing goals and priorities established in the AFH to inform the investments and other decisions made in their local planning processes.

Consolidated Plan Annual Performance Report (CAPER)

The primary purpose of the Consolidated Plan Annual Performance Report (CAPER) is to report on accomplishments of funded activities within the program year and to evaluate the grantee's progress in meeting one-year goals described in the Annual Action Plan and long-term goals described in the Consolidated Plan. The report also provides LFUCG an opportunity to evaluate the effectiveness of programs. The CAPER is submitted annually to HUD by September 30th, 90 days after the reporting period.

Notifying the Public

LFUCG will notify the public for the following activities:

1) Public Hearings
2) Availability of the Consolidated/Annual Action Plan for review and comment
3) Availability of the Citizen Participation Plan for review and comment
4) Availability of the CAPER for review and comment
5) Availability of the Finding of No Significant Impact (FONSI) and Request for Release of Funds for review and comment (issued when environmental analysis and interagency review during the EA process project(s) to have no significant impacts on the quality of the environment)
6) Availability of the Assessment of Fair Housing for review and comment
7) Availability of Amendments for review and comment

LFUCG will publish a notice in the *Lexington Herald-Leader* at least two weeks prior to the date of the public hearing. Additional notices *may* also be published in the *Key News Journal* (which focuses on the African American population in Central Kentucky) and *La*

Voz (a Hispanic newspaper in Kentucky) prior to the date of the public hearing. LFUCG maintains a Consolidated Plan list of interested residents, public agencies, and other interested parties to provide notice of the issuance of Consolidated/Annual Action Plans, subsequent public comment periods, and any public hearings related to the development of these plans. Letters/emails announcing the public hearing will be sent to those on the list which also includes LFUCG council staff, aides, and other interested staff members.

Additional advertising and outreach methods may be utilized to encourage the participation and representation of all low-income persons and groups such as the LFUCG Facebook page, the internal and external website, the bulletin board located in the lobby of the Government Center, Council Members distribution lists, and GTV3, the LFUCG local television station.

The public notice announcing the meeting will encourage the participation of low-income, minority, and disabled persons and will indicate that if persons with disabilities need assistance, the LFUCG will, upon adequate notice, make arrangements to enable effective participation of the person(s) with disabilities. Additionally, if translation services are needed, LFUCG will make every effort to provide translations of the requested documents.

Participation Opportunities – Public Hearings

Grants and Special Programs will hold at least two public hearings to gather comments on the Consolidated Plan and the Annual Action Plan, and at least one public hearing for the Assessment of Fair Housing (AFH).

Location

Public Hearings will be scheduled when possible in the Council Chamber (which is handicap accessible) at 200 East Main Street during the early evening in order to maximize opportunities for public participation. If a significant number of non-English speaking persons can be reasonably expected to participate, a translator(s) will be provided.

Consolidated Plan - First Public Hearing

For the public hearing on the Consolidated Plan and the Annual Action Plan, LFUCG will make available to the public, residents, public agencies and other interested parties:

1. The amount of HUD assistance expected to be received by program;
2. The range of activities that can be undertaken including the estimated amount that will benefit persons of low and moderate income;
3. Plans to minimize displacement of persons and assist any persons displaced;

4. Opportunity to identify and discuss barriers to affordable housing and impediments to fair housing choice;
5. An anticipated time schedule for receiving public comments and submission of the Consolidated Plan or Annual Action Plan to the Department of Housing and Urban Development; and
6. The LFUCG's Citizen Participation Plan.

The first public hearing will be held between September 1 and December 31, (and before the consolidated plan is published) of each year for the purpose of obtaining residents' views.

Consolidated Plan - Second Public Hearing

For the public hearing on the Draft Consolidated Plan and the Draft Annual Action Plan, a second public hearing will be held between January 1 and March 31 for the purpose of obtaining residents' views.

The purpose of the second public hearing is to review the Drafted Consolidated Plan and/or the Drafted Annual Action Plan and to gather comments. Additionally, a list will be provided of the applicants who were selected for funding.

Assessment of Fair Housing - Public Hearing

The public hearing on the Assessment of Fair Housing (AFH) will be scheduled prior to publication. LFUCG will make available to the general public and interested parties:

1. Any HUD-provided data and other supplemental information LFUCG plans to incorporate into the AFH;
2. The proposed strategies and actions for affirmatively furthering fair housing;
3. A summary of the AFH describing the content and purpose and listing of locations where copies of the entire proposed document may be examined; and
4. A reasonable number of free copies of the AFH provided to residents and groups that request a copy.

Participation Opportunities – Consultation

As an entitlement community, LFUCG must consult with public and private agencies that provide assisted housing, health services, and fair housing services for children, veterans, youth, elderly, persons with disabilities, persons living with HIV/AIDS, and their families. When preparing its homeless strategy, LFUCG must also consult with the Continuum of Care (CoC) and other agencies that provide homeless assistance and homelessness prevention services. Last, LFUCG must consult with adjacent local governments.

LFUCG maintains a Consolidated Plan Notification list of interested residents, public agencies, and other interested parties to provide notice of the issuance of Consolidated/Annual Action Plans, subsequent public comment periods, and any public hearings related to the development of these plans. To be included in the distribution list to receive updates and notices regarding the Consolidated Plan, or to be removed from the list, interested parties are instructed to contact Grants and Special Programs.

The LFUCG will make additional efforts to consult with the public. The following are examples:

Internet Surveys - To increase the opportunities for residents to comment on the Consolidated Planning process and for grantees to collect feedback on specific questions, components, or other points of interest related to the development and implementation of the Consolidated Plan, LFUCG will create and share Internet Surveys using resources such as Survey Monkey, Google Forms, etc. Additionally, surveys *may* be mailed to the Notification List.

Email announcements – In addition to notifying persons on the Notification List via hard copy mailings, emails will also be utilized to consult with the public.

Website Publication – The website includes a variety of information such as the Consolidated Plan, list of previous projects, and how to get more information. All public notices will be posted on the LFUCG website.

Social Media - Social media offers many advantages, including low implementation costs and rapidly expanding public use. The demographic of social media users, particularly younger persons, may be underserved by traditional media sources as they move away from television and print news. The LFUCG will utilize Facebook and other social media avenues as much as possible for informing the public and requesting feedback.

Participation Opportunities – Comment/Complaint Process

HUD requires that grantees develop and follow a detailed plan that provides for and encourages public participation in the development of the consolidated plan, including the Assessment of Fair Housing (AFH), any substantial amendments to the consolidated plan, and the annual performance report. One opportunity for involvement is the Comment/Complaint Process.

Opportunities for commenting on the consolidated plan process will be published in the *Lexington Herald-Leader* allowing for 15-30 day comment period, depending on the activity. Additional notices may also be published in the *Key News Journal* and *La Voz*. LFUCG will also send letters to those on the Consolidated Plan Notification List announcing the opportunity for providing comments.

Additional advertising and outreach methods may be utilized to encourage the participation and representation of all low-income persons and groups such as the LFUCG Facebook page, the internal and external website, the bulletin board located in the lobby of the Government Center, Council Members distribution lists, and GTV3, the LFUCG local television station.

The notices will inform the public of their right to comment and explain how written comments will be received. For all comments received during the open comment period and prior to submission of documents to HUD, a summary of the written and oral public comments on the amendments, and a summary of those not accepted and the reasons therefore, will be included in the addendum to the final Consolidated Plan, the final Annual Action Plan, the CAPER, or the final Assessment of Fair Housing.

Public Hearings

When attending public hearings, forms will be provided on which attendees may make written comments and complaints. Additionally, oral comments/complaints may be made at the Public Hearing. Within 15 working days, the Lexington-Fayette Urban County Government shall provide a substantive written response to all written complaints, comments or requests for information.

Council Review

The Urban County Council will review the Citizen Participation Plan, the Draft Consolidated Plan/Annual Action Plan, and the Assessment of Fair Housing at work session for two council meetings. The public may also provide comment at any of these council sessions.

Citizen Participation Plan

Public comments on the Citizen Participation Plan will be accepted for a period of 30 days. LFUCG must offer reasonable opportunities for comments on the original Citizen Participation Plan and on substantial amendments to the plan, and must make the plan public. The Citizen Participation Plan must be in a format accessible to persons with disabilities, upon request.

Publication of Draft Consolidated Plan/Annual Action Plan

A summary of the proposed plan will be published in the *Lexington Herald-Leader* and the LFUCG website no later than April 15 each year. The summary will describe the contents and purpose of the plan and will include a list of the locations where copies of the entire proposed plan may be examined. Locations will include Lexington Public Library and its branches as well as the office of LFUCG's Grants and Special Programs.

The published summary will include instructions on how to request a reasonable number of free copies and how to express written comments on the draft plan.

Comments on the draft plan will be accepted for a period of 30 days. In preparing the final consolidated plan, the LFUCG will consider any comments or views received in writing, or orally at the public hearings. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons therefore, shall be attached to the final consolidated plan before it is submitted to HUD. A draft Consolidated Plan/Annual Action Plan will be posted to the LFUCG website at the start of the comment period. Additionally, copies for public inspection will be made available at the public library (main facility and branches) and in the office of LFUCG's Grants and Special Programs.

Publication of Draft Assessment of Fair Housing (AFH)

Public comments on the Citizen Participation Plan will be accepted for a period of 30 days. The public is encouraged to participate in the development of the AFH and any revisions to the AFH. The public will be notified when the AFH is ready for review and comment. See the notification section for more information. Additionally, a summary will be made available online, in the office of Grants and Special Programs and at the public library. The summary will describe the content and purpose of the AFH and will include a list of the locations where copies of the entire proposed document may be examined.

Amendments to Consolidated Plan/Annual Action Plan or AFH

LFUCG shall provide the public with the opportunity to comment on substantial amendments to the Consolidated Plan, Annual Action Plan and the Assessment of Fair Housing. A summary of the proposed amendment shall be published in the *Lexington Herald-Leader* and the LFUCG website at least 30 days before implementation of the substantial amendment. Also, at least 30 days before the implementation of the substantial amendment, letters summarizing the proposed amendment shall be mailed the Consolidated Plan Notification List.

The amended sections will be available for viewing on LFUCG's website or copies may be obtained from LFUCG Grants and Special Programs during the public comment period. See page 13 for more information on the amendment process.

Consolidated Plan Annual Performance Report (CAPER)

The notice will announce that the annual performance reports have been prepared and that copies for public inspection are available at the public library (main facility and branches) and in the office of LFUCG's Grants and Special Programs. Additionally, the notice shall describe how the public can gain access to the annual performance report and shall explain that those wishing to express a comment on the annual performance report may do so by submitting the comment(s) in writing to Grants and Special Programs. Interested persons will have 15 days to comment.

Amendment Process

Amendment Criteria

The following will constitute a substantial amendment to the Consolidated Plan, the Annual Action Plan, or the Assessment of Fair Housing:

1. A change in its allocation priorities or a change in the method of distribution of funds;
2. The addition of an activity using funds from any program covered by the consolidated plan (including program income), not previously described in the action plan;
3. A change in the purpose, scope, location, or beneficiaries of an activity;
4. A change in the use of CDBG funds from one eligible activity to another. No changes in the activities or funding levels of HOME or ESG projects will constitute a substantial change.
5. A material change in circumstances affecting the information on which the AFH is based, to the extent that the analysis of the fair housing contributing factors, or the priorities and goals of the AFH no longer reflect actual circumstances.

A minor amendment is any change that does not meet the threshold of a Substantial Amendment. Minor amendments do not require HUD Approval or a public comment period.

The Lexington-Fayette Urban County Council shall have sole authority of approval of substantial amendments. Please note that in the event of an amendment that results in uncommitted funding, there will be no solicitation of applications. LFUCG staff will make recommendations to Council on proposed use of funds for substantial amendments.

Access to Records

Upon request, residents, public agencies, and other interested parties will be given reasonable and timely access to information and records relating to the LFUCG's Consolidated Plan, Annual Action Plan, Assessment of Fair Housing and the use of assistance under the HOME, ESG, and CDBG programs during the preceding five years.

Records are kept in the offices of Grants and Special Programs which is open between 8:00 a.m. and 5:00 p.m., Monday through Friday, except holidays. The office is located at the Government Center, 200 East Main St., 6th Floor, Lexington, KY 40507.

To request access, contact Grants and Special Programs at 859-258-3070. Reasonable access is hereby defined as 24 hour advance notice for a request to access the herein described records during the regular office hours of the organization.

Technical Assistance

The staff of the Grants and Special Programs will provide technical assistance to groups that are representative of persons of low- and moderate-income that request such assistance under the ESG, CDBG, and HOME programs. Technical assistance will be given upon request and will consist of consultation explaining the rules and regulations of the program, the eligible activities, and budget information.

The LFUCG will not provide financial assistance to groups to develop proposals.

Extensions

In the event that the LFUCG finds it necessary to request from the U.S. Department of Housing and Urban Development an extension of the deadline for submission of its Consolidated Plan, Annual Action Plan, Assessment of Fair Housing, or CAPER, all dates proposed above for public hearings and plan publication shall be moved forward by the same number of days as provided in the extension.

Anti-Displacement and Relocation Assistance

The following information regarding displacement and relocation will be provided to residents who attend the public hearings on the consolidated plan. In the event that residents are displaced by any activities undertaken by the LFUCG in its CDBG, HOME, or ESG programs, dislocated residents will receive relocation assistance required by the Uniform Relocation Act and Section 104 of the Housing and Community Development Act of 1974, as detailed below.

Relocation Assistance to Displaced Homeowner Occupants

As an eligible displaced homeowner occupant, you will be offered the following advisory and financial assistance:

a) **Advisory Services:** This includes referrals to comparable replacement homes, the inspection of replacement housing to ensure that it meets established standards, help in preparing claim forms for relocation payments and other assistance to minimize the impact of the move.
b) **Payment for Moving Expenses:** You may choose either a:
    1. Payment for Your Actual Reasonable Moving and Related Expenses, or
    2. A Fixed Moving Payment, or

3. A combination of both, based on circumstances.

c) **Replacement Housing Payment:** To enable you to buy or, if you prefer, rent a comparable replacement home, you may choose either:
   1. Purchase Assistance, or
   2. Rental Assistance.

Relocation Assistance to Tenants Displaced from Their Homes

As an eligible tenant displaced from your home, you will be offered the following advisory and financial assistance:

a) **Advisory Services:** This includes referrals to comparable and suitable replacement homes, the inspection of replacement housing to ensure that it meets established standards, help in preparing claim forms for relocation payments and other assistance to minimize the impact of the move.

b) **Payment for Moving Expenses:** You may choose either a:
   1. Payment for Your Actual Reasonable Moving and Related Expenses, or
   2. Fixed Moving Expense and Dislocation Allowance, or
   3. A combination of both, based on circumstances.

4. **Replacement Housing Assistance:** To enable you to rent, or if you prefer, buy a comparable or suitable replacement home, you may choose either: Rental Assistance, or ∗ Purchase Assistance.

Relocation Assistance to Displaced Businesses, Nonprofit Organizations, and Farms

As an eligible displaced person, you will be offered the following advisory and financial assistance:

a) **Advisory Services**: This includes referrals to suitable replacement locations, help in preparing claim forms for relocation payments and other assistance to minimize the impact of the move.

b) **Payment for Moving and Reestablishment Expenses:** These fall into two general categories:
   1. **Payment for Actual, Reasonable Moving and Related Expenses**: If you choose this payment, you may also be eligible for a Payment for Reestablishment Expenses, up to $25,000.
   2. **Fixed Payment ("In Lieu Of" Payment):** As an alternative to receiving payment for your actual, reasonable and related moving and reestablishment expenses, certain persons are eligible to choose a Fixed Payment in the amount of $1,000 - $40,000.

Residential Anti-Displacement and Relocation Assistance Plan

(Under Section 104 (d) of the Housing and Community Development Act of 1974, as Amended)

The Lexington-Fayette Urban County Government (LFUCG) will make every effort not to displace individuals or families as a result of projects funded with federal funding.

LFUCG will replace all occupied and vacant occupiable low-moderate income dwelling units demolished or converted to a use other than as low-moderate income housing as a direct result of activities assisted with funds provided in 24 CFR 570.606(b) (1).

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, (LFUCG) will make public and submit to the HUD field office the following information in writing.

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low-moderate income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement units; and
6. The basis for concluding that each replacement dwelling unit will remain in a low-moderate income dwelling unit for at least 10 years from the date of initial occupancy.

The LFUCG will provide relocation assistance as described in 570.606(b) (2), to each low-moderate income household displaced by the demolition of housing or by the conversion of a low-moderate income dwelling to another use as a direct result of assisted activities.

Consistent with the goals and objectives of activities under the Act, the LFUCG will take the following steps to minimize the displacement of persons from their homes:

1. Giving lower priority for Community Development Block Grant funding to projects which will result in displacement.
2. Implementation of design alternative to avoid displacement.
3. Use of undeveloped land for construction sites whenever possible.
4. Minimizing acquisition of right-of-way for public improvements projects.
5. Proceeding with demolition of structures under Code Enforcement Activities only as a last resort due to a threat to health and safety.
6. Use of temporary relocation in substantial rehabilitation whenever possible.

Non-Discrimination

The Lexington-Fayette Urban County Government (LFUCG) affirmatively furthers Fair Housing and does not discriminate against any person because of race, color, ancestry, national origin, creed, religion, sex, disability, familial status, or marital status.

Contact Information

To request a copy of this document in a format other than presented, please contact:

Lexington-Fayette Urban County Government (LFUCG)
Division of Grants and Special Programs
200 East Main Street, 6th Floor
Lexington, KY 40507

Telephone: 859-258-3070
TDD: 859-425-2563
Email: sloveday@lexingtonky.gov

EQUAL HOUSING OPPORTUNITY

Revision History: Approved February 23, 1995; Amended April 17, 1997; Amended November 4, 1999; Amended March 22, 2007; Amended July 5, 2007; Anticipated Amendment date of September 29, 2016

RESOLUTION NO. 584-2016

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO AMEND THE CITIZEN PARTICIPATION PLAN FOR THE DEVELOPMENT OF THE CONSOLIDATED PLAN TO INCLUDE CHANGES IN LOCAL PROCESSES AND REFLECT NEW FEDERAL REGULATIONS.

BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized and directed to amend the Citizen Participation Plan for the development of the Consolidated Plan to include changes in local processes and reflect new federal regulations.

Section 2 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: September 29, 2016

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

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