

**CERTIFICATE OF CONTINUING PROGRAM COMPLIANCE**

WITNESSETH that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the undersigned owner (the "Owner") of the \_\_\_\_\_ project (the "Project"), having been allocated HOME funds, by the West Virginia Housing Development Fund (the Fund) pursuant to 24 CFR, Part 92, as amended, for the purpose of purchasing, constructing or improving the Project, does hereby certify under penalty or perjury that such Project for the previous 12-month period is in continuing compliance with 1) the HOME Regulatory Agreement executed by the owner, and 2) the requirement of 24 CFR Part 92, as amended, including but not limited to the following:

1. The Project met the requirements of 24 CFR Part 92 rent restrictions whereby at least of 20% HOME-assisted units are rented for the Low HOME Rent, as established by HUD and the remaining units are rented at the lesser of the High HOME rent or the Fair Market Rent as established by HUD for bedroom size and county in which the Project is located; or  
Units are rented for lower rents as specified in the Project Regulatory Agreement.
2. At initial occupancy each tenant residing in the Project had a total household income at or below 60% of the median for the county in which the Project is located and verifications of all income and assets are in the Owner's files.
3. An annual income certification has been obtained from each resident of the HOME-assisted units and documentation to support the certification is on file in the Owner's records as required by 24 CFR Part 92.
4. All units are available for use by the general public and used on a non-transient basis (except for transitional housing for the homeless as provided under 92 CFR Part 92).
5. All buildings in the Project were suitable for occupancy taking into consideration local health, safety and building codes.
6. If a Low HOME rent unit became vacant, the unit was rented to another tenant whose household income was at or below 50% of the county median.
7. If a tenant's income increased above the low income limit, the next available unit was rented to an applicant whose household income was below 50% of the county median.
8. If the income of tenants occupying low-income units increased above the limit allowed in 24 CFR Part 92, the rules regarding fixed or floating units and rent restrictions were applied appropriately.

9. All applicable property standards pursuant to 24 CFR 92.251 were met and efforts to maintain the Project to the applicable standards are ongoing.

\_\_\_\_\_  
Name of Sponsor (Owner)

By: \_\_\_\_\_  
Authorized Representative

Date: \_\_\_\_\_

\_\_\_\_\_  
Witness