

**2022 - 2023
BRAZORIA COUNTY
COMMUNITY DEVELOPMENT
HOME PROGRAM**

**REHABILITATION/RECONSTRUCTION
APPLICATION**

**APPLICATIONS ARE DUE OR POSTMARKED
NO LATER THAN
SEPTEMBER 30, 2022**

PLEASE READ THIS SHEET BEFORE COMPLETING APPLICATION

Brazoria County can provide financial assistance for the rehabilitation or reconstruction of your home on your property. **To qualify for this assistance, (1) you must have lived on the property and be the owner of record for a period of five years, (2) all property taxes must be current, and (3) the total family income must not exceed the maximum income limits set for the program.** After receipt of application, the application will be screened for completeness and all information related to homeownership, taxes, and income must be verified to determine eligibility. The maximum income limits are as follows:

<u>Family Size</u>	<u>Maximum Income Limit</u>
1	\$ 59,950
2	\$ 68,500
3	\$ 77,050
4	\$ 85,600
5	\$ 92,450
6	\$ 99,300
7	\$106,150
8 or more	\$113,000

The financial assistance will be provided in the form of a forgivable loan that will be forgiven after five to twenty (5 - 20) years depending on amount of assistance needed on the home. **A lien will be filed for the total cost of the rehabilitation or reconstruction of your home. It will be filed for record against your property in order to enforce the loan requirements. During the term of the lien, you may not receive equity from the home. Refinancing will not be allowed unless payments or interest rates are lowered, if applicable. The refinancing must not change the County’s lien position.**

All applicants will be required to file a **complete application** before they can be considered. **If your application is not complete, your application will move to the bottom of the list.** All completed applications must be returned to Virginia Puente, Brazoria County Community Development Department which is located at 1524 E. Mulberry, Suite 162, Angleton, Texas, 77515. If you have any questions, please feel free to contact Virginia at the Brazoria County Community Development Department at (979) 864-1953 during normal work hours between 8:00 a.m. to 5:00 p.m. Monday through Friday.

THIS FORM MUST BE COMPLETED IN FULL AND SIGNED BY APPLICANT AND SPOUSE

Please turn in a completed application. If the application is not complete, it will slow the approval process down for you. You must use the correct legal name for each member of your household as it appears on the Social Security card. Eligibility will not be based on ethnicity, familial status, race, religion, sex, or disability status.



I. HOUSEHOLD COMPOSITION

It is important that we have your house address as well as your mailing address. If they are different, supply both addresses. **List all family members that currently live in the home.** Give all the needed information asked. Complete for all persons who are living in your home, listing head of household first.

Applicant's Name _____

Mailing address _____

Physical Street address _____
(Address or P.O. Box) (City) (State) (Zip code)

Home Phone # _____ Other Phone # _____

Adults (members 18 and older)

Complete Legal Name	Sex (M/F)	Date of Birth	Race*	Social Security No.	Relation to Head.
					HEAD

Children (under the age of 18)

Complete name	Sex (M/F)	Date of Birth	Race*	Social Security No.	Relation to Head

**Use the following codes for identifying your race or ethnicity:*

White (W) (not of Hispanic origin)

Hispanic (H)

Asian or Pacific Islander (AP)

Black (B) (not of Hispanic origin)

American Indian or Alaskan Native (AI)

Other (O) - All persons of origins not identified above.

Is anyone in your household who is **18 or older** a full-time student? Yes No

If yes, list name(s) _____

Marital status of applicant: Married Separated Unmarried (single, divorced, or widowed)

Are you and your spouse US Citizens? Yes No **(provide copies of birth certificates or naturalization)**

Is anyone in your household disabled or handicapped? Yes No

If yes, list name(s) _____

II. TOTAL HOUSEHOLD INCOME

List below all money earned or received by everyone living in your household. This includes money from **alimony, baby-sitting, cash benefits, child support, pension, rental income, retirement, self-employment, Social Security, SSI, unemployment, Veterans benefits, wages, worker's compensation, and include any income from bank accounts, stocks, dividends, etc.** Please give the person's name who receives the income. If one family member has more than 1 (one) income, please use 2 lines. If you have a bank account, please supply bank's name and address.

Name of Household Member Receiving Income	Income Source (Please specify Wages, Social Security,, Child Support, Self-Employment, Annuity, etc)	Amount	How often (weekly, bi-weekly, monthly)

• Are your checks direct deposited? Yes No

• Is there any other income not listed above? Yes No

If yes, list _____

• Do you or anyone in your household have a checking account? Yes No

If yes for checking accounts, list Bank(s) _____

• Do you or anyone in your household have a savings account? Yes No

If yes for savings accounts, list Bank(s) _____

• Is the head of household or spouse a US Veteran? Yes No

• Have you or your spouse filed for bankruptcy? Yes No If yes, when _____

III. ASSETS

Do any family members receive income from the list below? Please mark all assets that your family has and list the value. If you do not have any of the items, please write the word **NONE** on the line.

Trusts \$ _____ Rental Property/Real Estate \$ _____
 Stocks or Bonds \$ _____ Certificates of Deposit \$ _____
 Insurance Settlement \$ _____ Retirement/Pension Fund \$ _____

Do you own any other property (land or rent houses) other than the residence you currently live in?

Yes No

IV. HOUSING EXPENSES

List amounts you pay for each of the following. List **NONE** if you pay nothing.

Monthly Mortgage Payment \$ _____ (If applicable, include a copy of your latest mortgage statement)

Is this a Reverse Mortgage? Yes No

Does mortgage include an escrow account for property taxes and insurance? Yes No

Do you have Homeowner's Insurance? Yes No **If no, why not?** _____

Do you owe any taxes to the Brazoria County? Yes No

If yes, do you have a current payment arrangement with Brazoria County Tax Assessor? Yes No

Are your taxes being deferred? Yes No

Year home was built? _____

Was your home damaged from **2016 Flood Event, Hurricane Harvey, 2017 Flood Event**, or any subsequent flooding event? Yes No

Did you apply with FEMA? Yes No ****If yes, Please** provide FEMA letter noting amount of assistance

Was this used for repairs? Yes No ****If No, why not?** _____

Did you receive any other type of assistance for either disaster (SBA, Long-term recovery, United Way, etc.)?

Yes No How much was the assistance? \$ _____

Please be aware that flood maps will be changing. Where you live may now be considered a flood zone and flood insurance will be required. Please discuss this with your insurance agent to determine how/if this will affect you. If HUD Funds are used to repair/reconstruct your home, Homeowners, windstorm, and flood insurance, if applicable, is mandatory.

V. GENERAL INFORMATION

Does any member of your household have any special housing needs? If so, please describe below:

What are the major housing issues you are facing and in need of repair? _____

VI. ITEMS TO BE RETURNED WITH THIS APPLICATION - These items **MUST** accompany this application to be considered complete. If any information is missing, your application will be moved to the bottom of the list. If any item is not applicable, please write N/A next to the item number.

1. 2021 Income Tax Return and copies of all W-2's for 2021,
2. Current Income Documentation (last two paycheck stubs, SS award letters, pension payments, etc.) for all members and types of income,
3. Tax receipt showing all taxes paid. Do not submit appraised value documentation, (you may also print this from the County Tax office website.)
4. Warranty Deed showing property ownership in applicant's name (**do not submit the Deed of Trust or Release of Lien**),
5. Copy of Social Security card of all persons living in the home,
6. Proof of Citizenship for Head of household & Spouse (Birth Certificate or Certificate of Naturalization)
7. Copy of current Texas ID for all members over the age of 18,
8. Copy of most current electric or water bill showing service address,
9. Complete copies of last two months Bank Statements for all checking and savings accounts (please copy front and back of statement),
10. Copy of Mortgage statement, if applicable,
11. Copy of Homeowner's Insurance, if applicable.

Applicant's Certification

I hereby certify that the information and statements made on this application and all information furnished in support of this application are true and correct to the best of my belief and knowledge and that I understand that giving false or fraudulent information in connection with this application is prohibited by law. I also understand that the County will obtain the necessary verification and documents required to consider this application and will duly give my authorization for such verification. I agree that the property repaired under this program will be used as my principal residence, and that temporary subleases will not be allowed. I also agree that I will not hold any representatives, agents, officials, or employees of Brazoria County, liable for any acts, other than illegal acts, in connection with the administration and implementation of the County's HOME Program.

Applicant's Signature

Date

Spouse's Signature

Date

Penalty for False or Fraudulent Statement: U.S. C., Title 18, 1001, provides: "Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies or make any false writing or documentation knowing the same to contain any false, fictitious statement or entry shall be fined not more than \$10,000.00 or imprisoned not more than 5 years, or both."

Please initial each statement.

_____ I understand that a lien will be filed in the Deed Records of Brazoria County. When considering applying for assistance, please realize **that you must maintain insurance (Homeowners, windstorm, and flood, if in a flood zone) and property taxes throughout the lien period.** The length of the lien can range anywhere from 5 to 20 years depending on the amount of assistance provided. You may want to research the costs and affordability for you and your family as the amount of insurance must cover the amount of assistance.

_____ I understand that with the improvements to the home (or possible reconstruction of the home) the appraisal value of my property might increase. This could potentially increase my property taxes.

_____ I understand that if property taxes or insurance are not maintained during the affordability period, foreclosure and seizure of the property may take place.

The last thing Community Development wants to do is take your home from you and your family. We strongly encourage you to think about the costs and affordability that these requirements may be on you and your family. Once the home is repaired or reconstructed, these requirements are in effect and will be enforced.

WHAT AND WHAT NOT TO EXPECT FROM THE HOME PROGRAM

Things that Homeowner's Do in the HOME Program

1. Homeowners should point out problems during the inspection so that these problems can be addressed.
2. Homeowners will be asked to sign an agreement with the Construction Contractor.
3. Homeowners will be asked to approve work performed by the Contractor.
4. Homeowners will attempt to work with Contractors to settle disagreements during the job.
5. Homeowners call/write their Contractor to ask them to correct problems covered by Contractor warranties during the first year after the job has been completed.
6. **Homeowners will be required to execute a Promissory Note and Deed of Trust for the work. A lien will be recorded against the property for a period of five to fifteen years for rehabilitation work and twenty years for the reconstruction of the home, if it is not feasible to rehabilitate. After this period, the deferred loan will be forgiven and the lien will be released.**

Things Homeowners should think about before participating in the HOME Program

1. HOME funds will be used to repair the home. **Garages, walkways, sidewalks are considered elective work**, and will not be included in the scope of work unless an integral part of the repair.
2. Not all the work that homeowners want done can always be done. If the cost of the work exceeds the funds available or the value of the home, no work can be done at all unless the homeowner pays the difference or the scope of work reduced.
3. Unless your home is reconstructed, repairs will correct **some** of your home's problems, but will probably not solve **all** problems.
4. Unless your home is reconstructed, **do not** expect your house to be completely new when work is completed. Not all floors, walls, ceilings, doors, windows, etc. will be completely plumb, level, and square when work is done. The Rehab Specialist will do a final walk thru with the contractor and a final punch list will be completed.
5. All construction firms **must** be approved through Brazoria County prior to any bid being accepted.
6. The homeowner **may be required to move** during the construction process as determined by the contractor. The homeowner will need to temporarily reside elsewhere. In these cases, the expense of the temporary relocation is the responsibility of the homeowner.
7. If it is of value, lock it up. Brazoria County will not be responsible for items left and/or stolen on construction site. Contractors shall provide all equipment necessary to complete work. Brazoria County will not be responsible if you allow contractors to borrow your belongings to complete the work.
8. Very few times in life are people completely satisfied the things they buy or have repaired. Having a house repaired or reconstructed is no different.
9. The HOME Program is **not** responsible for the Contractor and **cannot** guarantee that homeowners will be completely satisfied with the work done by the Contractor.
10. **Finally and most important, you must maintain insurance throughout the lien period** for the amount of assistance provided. You must also realize that with the improvements to the home (or possible reconstruction of the home) the appraisal value of the property might increase. This could possibly increase property taxes. This is possibly the most serious issue to consider when applying for this assistance.

I understand the above requirements and responsibilities requested of me.

Signature of Homeowner

Date

BRAZORIA COUNTY
OWNER OCCUPIED REHABILITATION
PROGRAM DESCRIPTION
(REVISED: August 21, 2013)

I. OVERVIEW

A. Program Purpose

1. The purpose of the Rehabilitation (“Rehab”) program is the rehabilitation of existing, owner occupied structures to a condition which, at a minimum, brings the structure into compliance with Brazoria County’s (“the County’s”) locally adopted “Housing Quality Standards (“HQS”), and all applicable local codes and ordinances.

B. Designated Authority

1. The program is operated in accordance with all applicable rules and regulations of U.S. Department of Housing and Urban Development (“HUD”) and Brazoria County.
2. The County’s CDBG and HOME Program Staff are responsible for the overall administration of the Rehab program.
3. The HOME Program is under the direct supervision of the Brazoria County Commissioners’ Court.

C. Type of Financial Assistance

1. The financial assistance will be in the form of a no-interest deferred payment loan (“DPL”) which will be forgiven on a pro-rated basis over the applicable affordability period. **A lien will be placed on the home for the affordability period as outlined below.**
 - a) The minimum available DPL is one thousand (\$1,000) dollars.
 - b) The maximum DPL for rehabilitation is Eighty thousand (\$80,000) dollars.
 - (1) In the event that Eighty thousand (\$80,000) dollars is not sufficient to complete the needed repairs, the HOME Program Staff may authorize that additional funds be made available to the applicant(s) subject to the availability of funds, or require that the applicant to pay the additional costs or delete some of the general improvements (of non-MHS) items down to the available funding level. Applicants shall have sixty (60) days to secure additional financing if needed.
 - c) The affordability period shall be:
 - (1) Five (5) years when the DPL is less than fifteen thousand (\$15,000) dollars;
 - (2) Ten (10) years when the DPL is between \$15,000 and \$40,000 dollars;
 - (3) Fifteen years (15) when the DPL exceeds \$40,000, and
 - (4) If the home is not feasible to rehabilitate, reconstruction will take place and Twenty years (20) will be the affordability period.
 - d) If the home is sold or the owner fails to maintain the property as their principal place of residence prior to the expiration of the affordability period, the owner will be required to repay the pro-rated balance of the DPL on the date the cease to occupy the property.

II. OWNER'S ELIGIBILITY FOR THE PROGRAM

- A. Only owner/applicants ("owner") may apply for the program
 - 1. An owner is defined as:
 - a) An owner of record, duly recorded at the County Clerk and having fee simple title; or
 - b) A leaseholder with a 99 year leasehold interest.
- B. Owner MUST own 100% of property at time of application.
- C. **No reverse mortgages will be accepted.**
- D. The owner must be a U. S. Citizen and resident of Brazoria County.
- E. The Rehab program is only available to owners whose family income, as defined by HUD, is at or below eighty (80%) percent of the County's median income.
 - 1. All income is subject to third party verification.
 - 2. Substantial income will be reviewed to determine if it is above the acceptable limit to approve the applicant for assistance.
- F. **The owner's income must be sufficient to cover the owner's mortgage (if applicable), insurance, and property tax expense for the affordability period.**
- G. The Rehab program will only provide financing for the amount which the owner cannot otherwise finance through private sector lenders.
- H. Prior recipients of funds under the Rehab Program are eligible to apply for assistance if five (5) years have passed since the original release of lien.
- I. The owner must be current on all property taxes.
- J. Homeowner(s) may be subject to a criminal background screening.
- K. To qualify for rehabilitation assistance, the applicant must be an individual or family who has owned and occupied a single family dwelling for the previous five years from date of application. For these purposes, single family dwelling shall not include a townhouse, condominium unit, mobile home, motor home, or travel trailer. Designation of what constitutes a single family dwelling shall be at the sole discretion of Brazoria County and/or the Rehabilitation Specialists. ***The owner MUST currently reside in the home that is to be rehabilitated at time of final approval for assistance.***
- L. The home must be located in a participating city or unincorporated area of the County. All areas/cities participate except Liverpool, Quintana, Hillcrest Village, and Pearland. If you live within the city limits of any of these cities, you are not eligible for this program.

III. ELIGIBLE IMPROVEMENTS AND EXPENSES

- A. Rehabilitation funds shall be used first for those repairs and/or replacements that are necessary to bring the dwelling and property in compliance with the County's HQS, all

applicable local codes and regulations, and Federal requirements governing asbestos and lead based paint abatement.

B. Rehabilitation funds may also be used for general improvements that are "reasonable and customary". The following items are **specifically excluded**:

1. Washing machines and dryers;
2. Dishwashers or garbage disposals;
3. Fences;
4. Landscaping;
5. Driveways (unless required by City Code);
6. Garages and Garage door openers;
7. Security systems;
8. Swimming pools;
9. Detached storage buildings;
10. Television satellite dishes;
11. Jacuzzis and hot tubs; and/or
12. Any other item that, in the judgment of the County's HOME and CDBG staff is unwarranted.

C. All improvements must be permanent in nature and include the main structure. Landscaping, sprinkler systems, guttering, driveways, or garages are not included unless required by the City the home resides in. If you are approved for assistance, please be aware that damage to the above may result and Brazoria County will not be responsible for replacement.

IV. POST REHABILITATION TERMS AND REQUIREMENTS

A. Funds provided to the property under the Rehab program shall be secured by a first or secondary lien by the County on the property.

1. The lien shall remain in place for the affordability period as defined herein.
2. **The owner may not refinance the property during the lien period without the direct written approval of the HOME and CDBG Program Staff.** Refinancing will only be approved if the interest rate or payment terms are reduced and Brazoria County's lien remains in the same position. You may not obtain any equity from the home during the lien period.
3. The after rehab value cannot exceed 95% of the median purchase price for the area as determined by HUD. In order to determine after rehab value, all liens on the property will be considered in the calculation.

B. The owner must occupy the structure upon completion of the rehabilitation for the required affordability period or repay the balance on the loan as defined herein. If at any

time the owner ceases to occupy the residence without the written approval of the HOME Specialist, foreclosure proceedings may result.

- C. The owner must furnish evidence that the residence is insured in an amount sufficient to cover the fair market value of the dwelling after rehabilitation (this does not include insurance on contents). The following are the insurance requirements:
 1. **Property taxes must be maintained** and kept current during the entire compliance period.
 2. If the property is located in a **flood hazard area**, flood insurance will be required to be in place at the time repairs are completed by the County and must be maintained during the entire compliance period.
 3. **Homeowners (Fire and casualty) insurance is required** to be in place at the time repairs are completed by the County and must be maintained during the compliance period.
 4. **Windstorm insurance is required** to be in place at the time repairs are completed and must be maintained during the compliance period.
 5. Each insurance policy must list the County as a lien holder/loss payee and provide the County with at least thirty (30) days notice of cancellation for any reason.
 6. Each year, within thirty (30) days of the anniversary date of the any insurance policy the owner will provide to the County a certificate of insurance for the property stating:
 - (1) The coverage period;
 - (2) The amount of coverage;
 - (3) The types of coverage included;
 - (4) **The County is included as a lien holder/loss payee.**
 7. Any lapse of insurance coverage shall be grounds for foreclosure and/or recapture of the pro-rated balance of the DPL.

V. Acknowledgement and Agreement.

A. I/We, the undersigned, certify I/we am/are the owner(s) of the property located at _____, _____, Brazoria County, Texas.
 (street address) (city)

B. I/We, the owner/applicant for assistance under the Brazoria County Owner Occupied Rehabilitation Program, **state that we have received and read the Program Description and fully understand the terms and conditions** of the Program for which we are applying.

Applicant/Owner

Date

Co-Applicant/Owner

Date

**BRAZORIA COUNTY COMMUNITY DEVELOPMENT
HOME PROGRAM**

1524 E. Mulberry, Suite 162, Angleton TX 77515
(979) 864-1427 Phone (979) 864-1089 Fax

AUTHORIZATION FOR RELEASE OF INFORMATION

I, _____, **Authorize** any duly accredited representative of the Brazoria County HOME Program to obtain any information relating to my activities from current and former employers, criminal justice agencies, financial or lending institutions, Social Security Administration, Office of Attorney General (Child Support), medical institutions, State Wage Employment Agents, Public Aid, consumer credit reporting agencies, and any other source providing income and/or assistance relative to my eligibility and suitability for the HOME Program assistance. This information may include but is not limited to my residential performance, criminal history record, arrest and conviction, medical and financial information.

I Further Authorize the Brazoria County HOME Program staff and any other authorized agency to request criminal history record information about me from criminal justice agencies, for the purpose of determining my eligibility for participation in the HOME Program, with assignment to, or retention in the Brazoria County HOME Program.

I Direct you to release such information upon request of the duly accredited representative of Brazoria County HOME program regardless of any agreement I may have made with you previously to the contrary.

I Understand that the information you release is for official use by the Brazoria County HOME Program and bound by any privacy laws. These users may re-disclose the information you release as authorized by law.

I Release any individual, including records custodians, from all liability for damages that may result to me on account of compliance or any attempts to comply with this authorization. This release is binding, now and in the future, on my heirs, assigns, associates, and personal representative of any nature. Copies of this authorization that show my signature are as valid as the original release signed by me for a period of 15 months from the date of my signature. I hereby release and hold harmless Brazoria County HOME Program and its representatives, employees and commissioners from any and all liability or damages whatsoever.

Signatures of:

Head of Household	Date	SS # of Head of Household	
Spouse/ Other Adult in home	Date	Other Family Member 18 or older	Date
Other Family Member 18 or older	Date	Other Family Member 18 or older	Date