

ORDINANCE NUMBER O- 19825 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 23 2009

AN ORDINANCE TO AMEND CHAPTER 9, ARTICLE 8, DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE, THE SAN DIEGO HOUSING TRUST FUND, IN ORDER TO INCREASE INCOME LIMITS FOR HOMEBUYER PROGRAMS BY AMENDING SECTIONS 98.0503 AND 98.0504.

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That Chapter 9, Article 8, Division 5 of the San Diego Municipal Code is amended by amending Sections 98.0503 and 98.0504 to read as follows:

§ 98.0501 Purpose and Intent

(a) through (f) [No Change]

§ 98.0502 Establishment of the San Diego Affordable Housing Fund

(a) through (c) [No Change]

§98.0503 Purpose and Use of Affordable Housing Fund and Monies

(a) The Affordable Housing Fund shall be used solely for programs and administrative support approved by the City Council in accordance with Section 98.0507 to meet the housing needs of *very low income, low income* and *median income* households. In addition, for homeownership purposes only, these funds may be utilized to meet the housing needs of *moderate income* households where *moderate income* has the same meaning as in San Diego Municipal Code Section 113.0103. These

programs shall include those providing assistance through production, acquisition, rehabilitation and preservation.

(b) [No Change]

§98.0504 Purpose and Use of San Diego Housing Trust Fund Account

(a) The San Diego Housing Trust Fund may be used in any manner, through loans, grants, or indirect assistance for the production and maintenance of assisted units and related facilities. The San Diego Housing Trust Fund monies shall be distributed to the target income groups according to the following guidelines:

(1) through (3) [No Change]

(4) No more than ten percent (10%) of the funds in the San Diego Housing Trust Fund account shall be expended to assist *median income* and *moderate income* first-time home buyers purchase a home at an *affordable housing cost* with special consideration given to those proposals (1) involving neighborhoods that are predominately *low income* with substantial incidence of absentee ownership, or (2) which further the goals of providing economically balanced communities. *Affordable housing cost*, as defined for moderate income home buyers, shall also be consistent with California Health and Safety Code section 50052.5 for those households at or exceeding 100 percent (100%) of area median income.

(b) The San Diego Housing Commission shall ensure that a program to increase the capacity of nonprofit organizations to develop and operate housing for *very low, low, median and moderate income* households be included in the Affordable Housing Fund Annual Plan to be submitted to the City Council in accordance with Section 98.0507. Through such a program, the Housing Trust Fund may fund training programs for nonprofit organizations, and provide funds for administrative support. Furthermore, the San Diego Housing Commission shall ensure that technical assistance related to the preparation of project proposals is made available to nonprofit organizations requesting such assistance.

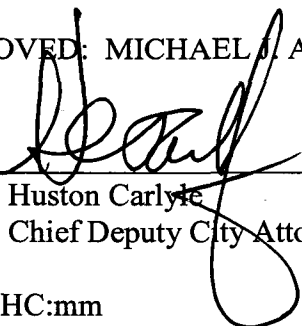
(c) [No Change]

Section 2. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Huston Carlyle
Chief Deputy City Attorney

AWS: HC:mm
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Or.Dept:SDHC
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