

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS BOARD MEETING OF JUNE 24, 2002

Michael Jones, Chair C. Kent Conine, Vice-Chair

Beth Anderson, Member Vidal Gonzalez, Member Shadrick Bogany, Member Norberto Salinas, Member

BOARD MEETING

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS Capitol Extension, Auditorium, 1400 North Congress, Austin, Texas 78701 June 24, 2002 9:00 a.m.

AGENDA

CALL TO ORDER, ROLL CALL CERTIFICATION OF QUORUM

Michael Jones Chair of Board

PUBLIC COMMENT

The Board will solicit Public Comment at the beginning of the meeting and will also provide for Public Comment on each agenda item after the presentation made by department staff and motions made by the Board.

The Board of the Texas Department of Housing and Community Affairs will meet to consider and possibly act on the following:

Item 1 Presentation, Discussion and Possible Action on Appeals to Board from Michael Jones Low Income Housing Tax Credit Applicants on Application Matters as follows:

#02025, The Village at Prairie Creek

#02026, Parkside Terrace Senior Apartments

#02069, Sanger Trail Apartments

#02086, Refugio Street Apartments

#02136, Cherry Mountain Villas

Any Other Appeals Timely Filed in accordance with the Qualified Allocation Plan and Rules

Item 2 Presentation and Discussion of Board Review of Recommendations of Department Staff and Approval Of the List of Approved Applications From all Submitted Applications for the Low Income Housing Tax Credit Program

Michael Jones

The following list has all applications submitted for the Low Income Housing Tax Credit Allocation Awards (including withdrawn and terminated files) From Which The Board Will Make Their Selection

Project Number	Project Name	Region Combined	LIHTC Primary Set Aside	Credit Amount Requested
2011	Aransas Pass Retirement Center	8B	R	414,031
2012	Highland Oaks Apartments	7	R	555,515
2015	Eagle's Point Apartments	7	G	1,200,000
2017	The Center Place Apartments	2	G	534,458
2019	Yale Village Apartments	6	AR	552,202
2020	Kings Row Apartments	6	AR	466,987
2021	Continental Terrace Apartments	3	AR	425,930
2022	Castle Garden Apartments	1	AR	333,572
2023	Ensenada De La Palma	8B	G	959,106
2024	Winchester Lake (dba Bastrop Villas)	7	G	631,040

2025	The Village @ Prairie Creek	3	G	1,139,789
2026	Parkside Terrace Senior Apts.	6	G	496,778
2027	Creekside Townhomes	7	R	388,022
2028	Cricket Hollow Townhomes	6	G	1,032,801
2029	North Grand Villas	1	G	1,049,367
2030	Ray's Pointe	4	G	1,045,881
2031	La Estrella Apartments	8B	NP	852,835
2032	Padre De Vida Apartments	8B	G	1,040,635
2033	Pueblo de Paz Apartments	8B	G	869,606
2034	Terrell Senior Terraces, Phase II	3	NP	764,357
2035	Eisenhauer Apartments	8A	G	1,051,700
2036	Gateway East Apartments	10	AR	394,320
2037	Villa Hermosa Apartments	8B	R	568,236
2039	Oak Timbers-Rockwall	3	G	606,471
2040	The Residences on Stillhouse Road	4	R	360,233
2041	Villas at Costa Verde	8A	G	1,066,667
	Saddle Creek Apartments at Kyle, FKA,			
2042	Steeplechase Apartments	7	G	449,745
2043	King's Crossing	8B	G	779,906
2044	Brownwood Retirement Village	2	R	412,509
2045	Paris Retirement Village	4	R	376,203
2046	Colony Park Apartments, I & II	2	R	52,470
2047	Walnut Hills Apartments	2	R	22,152
2048	North Bluff Apartments	7	G	560,675
2049	Cannon Park Apartments	7	G	774,919
2050	The Reserve at Central City	6	G	669,337
2051	Pueblo Montana	10	G	234,001
2052	Burgundy Palms	10	G	639,769
2053	Castner Palms	10	G	639,769
2054	Senior Residences at St. Anthony's	1	NP	715,743
2055	Family Residences at Greentree	1	NP	584,478
2056	Amarillo Gardens Apartments	1	AR	461,090
2057	Elm Ridge Apartments	7	AR	443,055
2058	Sundown Village Apartments	6	G	1,052,425
2059	Mountainside Townhomes, Ltd.	10	NP	158,286
2060	Desert Garden Townhomes, Ltd.	10	G	436,891
2061	Painted Desert Townhomes, Ltd.	10	R	161,276
2062	Camino Del Norte Townhomes, Ltd.	10	G	328,898
2063	Rancho Del Valle Townhomes, Ltd.	10	NP	285,785
2064	Mission Del Valle Townhomes, Ltd.	10	NP	164,226
2065	Sunset View Townhomes, Ltd.	10	G	158,286
2067	Meadowbrook Townhomes, Ltd.	10	G	239,536
2068	Geronimo Trails Townhomes, Ltd.	10	NP	220,376
2069	Sanger Trails Apartments	3	G	862,436
2070	Woodview Apartments	2	G	822,833
2071	Panola Apartments	4	R	66,201
2072	Jacksonville Square Apartments	4	R	88,415
2073	Pleasant Valley Courtyards	7	G	1,145,404

2074	Arbor Woods	3	G	1,080,924
2075	Heatherwilde Estates	8A	G	1,140,628
2076	Laredo Vista II	8B	G	865,960
2078	Sphinx at Murdeaux	3	G	1,144,545
2079	Arbor Terrace II Apartments	9	G	1,060,162
2080	Fallbrook Ranch Apartments	6	G	936,951
2081	Bay Forest Ranch	6	G	969,872
2083	Villas of Lancaster	3	G	680,510
2086	Refugio Street Apartments	8A	G	825,945
2087	El Capitan Apartments	8A	G	677,500
2089	Gateway Pavilion	6	G	1,159,683
2091	Riverwalk Townhomes	3	R	542,766
2092	SA Union Pines Apartments	8A	G	706,232
2093	SA Union Park Apartments	8A	AR	321,873
2094	SA Ridgecrest Apartments	0.333	AR	494,845
2095	The Arbors at Aransas Pass	8B	R	389,137
2096	Douglass Place Senior Housing	3	NP	530,060
2097	Park Manor Apartments	3	AR	312,861
2098	Ashford Park	7	NP	1,138,022
2099	Sunrise Village Apartments	6	NP	644,263
2100	Grove Place Apartments	7	NP	775,000
2100	Johnny Morris Apartments	7	G	1,200,000
2103	Valley View Apartments	, 8B	G	973,101
2103	Santa Rita Senior Village	9	G	790,000
2104	Wasson Villas	7	G	652,650
2100	Holly Park Apartments	7 8B	G	866,332
2107	The Pegasus	3	G	1,197,481
2110	Northside Apartments	4	G	799,916
2110	Cardinal Village	5	G	799,910
2112	Birch Wood Park Apartments	1	R	506,494
2113	Pampa Willows	1	R	351,350
2114	Pampa Gardens Apartments	1	R	505,602
2116	Killeen Stone Ranch Apartment Homes	7	NP	485,975
2117	Bardin House Senior Apartments	3	G	931,048
2117	Calhoun Place Ltd.	6	G	944,815
2119	Lovett Manor	6	G	1,098,812
2119	Humble Memorial Gardens	6	NP	367,807
2120	Northpoint Retirement Village	6	G	441,623
	College Street Apartments	6	G	742,286
2122 2123	Villas at Park Grove	6	G	627,566
2125	Mayfair Apartments	6	G	1,200,000
2123	Chandlers Cove Apartments	7	G	1,200,000
2127	Villas on Sixth Street Apartments	7	G	1,083,095
2128	Cedar Point Retirement Apartments Meadows of Oakhaven	7	G	826,774 396,577
2131		8A 8A	R G	396,577
2133	Ryan Crossing Villas	8A 4		880,282
2135	Lakeridge Apartments Cherry Mountain Villas		G	1,047,148
2136	Cherry Mountain Villas	7	G	997,076

2137	Caspita Apartments	7	G	1,200,000
2141	Big Country Senior Village	2	G	809,000
2142	Mayfair Ridge Apartments	3	G	715,000
2143	Parkland Pointe II	3	G	734,949
2145	Mission View Apartments	8A	G	1,035,163
2146	Bexar Creek	8A	G	621,995
2147	Heatherbrook Apartments	6	G	1,048,837
2148	Windmill Point Apartments	2	R	545,899
2149	Madison Point Apartments	3	G	1,053,119
2150	Fairview Manor Apartments	1	R	113,567
2151	Windsor Gardens Apartments	6	NP	968,058
2152	Cordell Apartments	2	R	70,969
2153	Encanta Villa Apartments	8B	R	55,677
2154	Rio Vista Apartments	8B	R	61,812
2155	Blue Water Garden Apartments	1	AR	412,835
2156	Town North Apartments	4	AR	278,976
2157	La Mirage Apartments	1	R	104,374
2158	Briarwood Apartments	3	R	151,278
2159	La Mirage Villas	1	R	161,864
2160	Green Manor Apartments	6	R	87,971
2161	Bayou Bend Apartments	6	R	123,808
2162	Willowchase Apartments	6	R	126,135
2163	Cedar Cove Apartments	6	R	123,035
2164	Talbot Townhomes, Ltd.	10	G	281,883
2165	Mt. Franklin Apartments, Ltd.	10	AR	400,349
2166	Jardin Sereno Senior Community, Ltd.	10	G	305,850
2167	Simmons Road Apartments	5	NP	1,042,999
2168	Hatton Oaks Apartments	5	G	540,452
2169	Pine Needle Cove, Ltd.	5	R	577,387
2170	Timber Villas, Ltd.	5	NP	571,938
2171	Colony Grove Apts., Ltd.	3	R	605,069
2172	Stone Hearst	5	G	1,051,195
2173	Cedar View Apartments	3	R	487,312
2174	Gateway Village Seniors	5	G	760,790
2175	Creekside Estates, Phase II	5	R	539,182
2176	Lantana Ridge Apartments South, Ltd.	8B	R	56,676
2177	Lantana Ridge Apartments, Ltd.	8B	R	72,760
2178	Saltgrass Landing Apartments, Ltd.	8B	R	84,971

REPORT ITEMS

Executive Directors Report

Edwina Carrington

EXECUTIVE SESSION

Litigation and Anticipated Litigation (Potential or Threatened under Sec. 551.071 and 551.103, Texas Government Code

Michael Jones

Litigation Exception)
Consultation with Attorney Pursuant to Sec. 551.071(2), Texas
Government Code
The Board may discuss any item listed on this agenda in Executive Session

OPEN SESSION Michael Jones

Action in Open Session on Items Discussed in Executive Session

ADJOURN Michael Jones Chair of Board

To access this agenda and details on each agenda item in the board book, please visit our website at www.tdhca.state.tx.us or contact the Board Secretary, Delores Groneck, TDHCA, 507 Sabine, Austin, Texas 78701, 512-475-3934 and request the information.

Individuals who require auxiliary aids, services or translators for this meeting should contact Gina Esteves, ADA Responsible Employee, at 512-475-3943 or Relay Texas at 1-800-735-2989 at least two days before the meeting so that appropriate arrangements can be made.

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

BOARD MEETING

JUNE 13, 2002

ROLL CALL

	Present	Absent
Jones, Michael, Chair		
Anderson, Beth, Member		
Bogany, Shadrick, Member		
Conine, C. Kent, Vice-Chair		
Gonzalez, Vidal, Member		
Salinas, Norberto, Member		
Number Present Number Absent		
	Presiding Officer	
Number Present	, Presiding Officer	

REPORT ITEMS

Executive Directors Report

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EXECUTIVE SESSION

Michael Jones

Litigation and Anticipated Litigation (Potential or Threatened under Sec. 551.071 and 551.103, Texas Government Code Litigation Exception)

Consultation with Attorney Pursuant to Sec. 551.071(2), Texas Government Code

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Low Income Housing Tax Credit Program Board Action Request

June 17, 2002

Action Item

Request that the Board review and approve or deny Low Income Housing Tax Credit applicant appeals.

Required Action

The Board must review and approve or deny appeals submitted by Low Income Housing Tax Credit applicants.

Background

Several applicants in the 2002 application cycle of the Low Income Housing Tax Credit Program had points deducted or their applications terminated by TDHCA staff due to program scoring, evaluation, underwriting or threshold criteria. During May and June some of these applicants filed appeals with the Executive Director of TDHCA to reverse the decision of staff on their loss of points or terminations. The Executive Director reviewed the appeals and made decisions to approve or deny based upon information in applicant files and clarifications or justifications submitted by staff and applicants. Now some applicants are not satisfied with the decisions of the Executive Director and are making appeals to the Board. The outcome of these appeals to the Board may determine whether these applications would be funded by the Department based on their final scores or set-aside categories.



June 13, 2002

Attn: Edwina Carrington
Executive Director
Texas Department of Housing and Community Affairs
507 Sabine, Suite 600
Austin, Texas 78701

Re:

Response to Appeal Filed May 23, 2002 The Village @ Prairie Creek, TDHCA Project No. 02025

Dear Ms. Carrington,

Per Section 49.4(k) of the 2002 Qualified Allocation Plan, Woodbranch Village, Ltd., the applicant for the Village @ Prairie Creek, TDHCA# 02025, hereby formally appeals to the Board of the Texas Department of Housing and Community Affairs the Department's response to our appeal dated May 23, 2002.

It is our assumption that the Board will review the information in our initial appeal, as we feel our arguments do not need to be restated. However, we wish to take this opportunity to present our opinions as they relate to the Departments response dated June 5, 2002.

The Department is correct in its determination that we are not contesting the Department's scoring. Instead, we are "challenging the validity of scoring because of the potential for defining "submarkets" in a manner that favors scoring instead of accurately reflecting the area from which the development's tenants will most probably he drawn." We realize that the Department must trust the ethics of the market analyst to accurately reflect this information. However, the Department has no procedure for determining which applicant is providing accurate information when more than one application is submitted within close proximity of another applicant, and both market analysts are using different market information. The scoring system, as it is currently designed, is penalizing the applicant who represents a true market, and rewards points to applicants that are providing dishonest and guided data which is directed solely at obtain mixedincome points. By awarding these points, the Department is openly stating that any "submarket" can be accepted as long as it comes from a market analyst, and that the Department is not interested in ensuring that a market truly exists for the development. This places applicants on an unequal playing field, especially in an application round that focuses solely on scoring to determine which applicants go to underwriting.

Page Two

Would the Department not benefit from reviewing all the information at their disposal to determine the feasibility of the development? If Department reviewed the market study of every applicant who submitted an application, and organized them by region, city, suburb, etc., many of the discrepancies which are being referred to would be brought to light. Unfortunately, if your application does not go to underwriting, your market study is not reviewed, and the Department is missing an opportunity to enhance the success of the allocation process. The end result is that in some cases, dishonesty is being rewarded through no fault of the Department because the system is not allowed to use some subjectivity in the allocation process. The purpose of the 2002 QAP was to create a robotic approach to allocating credits that diminishes the ability of the Department's personnel to make informed decisions.

Our appeal has made us aware that the Department has no definition of what constitutes a "submarket", yet, as stated in their response, "...the Department must accept properly supported findings of the market analyst..." It is disturbing to us that the Department must blindly accept "properly supported findings" in the market study, and use this information as a determination for points awarded in the application process. In our opinion, the system still has serious flaws that are costly to developers who participate in the Tax Credit Program in good faith.

Thank you for the opportunity to present our opinions.

V- (

Sincerely,

James E. Washburn

2002 APPEALS REVIEW AND PROCESSING FORM Development Number: 07025 Development Name: Vluge Prairie Leuk

PLEASE NOTE THAT ALL APPEALS MUST BE IN WRITING!! (Email is acc Essential Dates to Track:	Enter Date Here
Date Appeal Received: fax vud 5/23 ong 5/24	5/23/02
14 Day Deadline for Response from Executive Director: (enter upon receipt of appeal!)	6/6/02
Date the ED Response was Sent Out to Appellant	(0/5/02
Date any Board Appeal Information was Requested from LIHTC	
Please identify the Nature of the Appeal by checking the appropriate box. Not filed for anything other than one of these reasons. An Applicant may not appean Application filed by another Applicant! A. A determination regarding the Applications relating to:	
A1. Pre-Application or Application Threshold Criteria	
A2. Underwriting Criteria; or	•
otag B. The scoring of the application under the Pre-Application or-Application (Selection Criteria; or
C. The amount of housing tax credits recommended to be allocated to the	Application.
C1.Has the applicant requested a copy of the underwriting repo	ort? □ No □ Yes
C2. If applicable, has the underwriting report been sent? $oldsymbol{\square}$ No	☐ Yes (Date:)
II. Timing of Appeal	

Check here to confirm that the appeal has been filed within 7 days of release of the results for which the appeal is based.

-HANDLING-RULES AND INSTRUCTIONS

As the deadlines associated with the appeals policy are legislated deadlines, time is of the essence!!

- 1. Initial appeals will come in to either LIHTC or Executive. They should all be passed on to LIHTC for initial processing and **boldly** marked as an **APPEAL**. If an appeal comes in to the Board, please check with tax credits to be sure an initial appeal has been handled through the Executive Director first. If an appeal comes in by email please make sure it gets promptly forwarded to a LIHTC Manager.
- 2. LIHTC Staff will enter the Appeals in the LIHTC Database and notify one of the two managers that an appeal has been received and give it to a manager for prompt handling. LIHTC Staff will make one copy of the appeal for scanning and posting to the web, and one copy for the project file.
- 3. LIHTC will compile all related documents to the appeal and will generate a draft response on behalf of the Executive Director. All appeals will be maintained in an Appeals folder kept with either one of the Managers while awaiting resolution and after a final response has been sent, the Appeal and response will be filed in the project folder.
- 3. That draft response will be routed within 7-10 days of the receipt of the appeal to the Executive Director. I would suggest short meetings to go over these with LIHTC. These will be routed as an Executive Action Item marked specifically as an Appeal.
- 4. Once the Executive Director has approved or revised the response, the response document will be returned to LIHTC and sent out from our office (this allows us to better track all appeals action taking place). Attach a copy of the response to the Appeals Form.
- 5. If the Applicant is not satisfied with the ED response, they may appeal in writing to the Board. These will come in through Dolores Groneck. When she receives an appeal, she will ask the LIHTC Program for this form, all attachments, the file, and any other supporting documentation. That will be provided to her immediately-and-denoted-in-an-Appeals Tracking Log.

Board Appeals must be received before the 7th day preceding the date of the board meeting at which allocation decisions will be made; or received before the third day preceding the board meeting at which allocation decisions will be made if the ED has not responded before the 7 day mark mentioned in the sentence above.

Board review of an appeal can only be based on the original application and documents submitted with the original application. No new information may be reviewed.

facsimile transmittal

facsimile transmittal		ECJ Management, Inc. 19276 F.M 1485 New Caney. Texas 77357 Phone (281) 689-2030 Fax (281) 689-0103 e-mail – jewashburn@go.com May 2 3 2002		
To: Brooke Boston	Fax:	512-475-0764	·······································	
From: Jim Washburn	Date:	5/23/02		\checkmark
Re: Appeals for TDHCA# 02025 at TDHCA#02026	nd Pages:	12		
oc:				
□ Urgent □ For Review □	Please Comment	☐ Please Reply	☐ Please Recycle	

Ms. Boston,

Originals are being sent via Fed Ex for delivery Friday, May 24.

Sincerely,

Jim Washburn

Ph (281)689-2030 ext.31

Fax (281)689-0103

e-mail jewashburn@go.com



MAY 2 4 2002 LIHTC

May 22, 2002

Attn: Edwina Carrington
Executive Director
Texas Department of Housing and Community Affairs
507 Sabine, Suite 600
Austin, Texas 78701

Re: 2002 LIHTC Application for The Village @ Prairie Creek

TDHCA Number 02025

Appeal of 2002 Application Scoring Notice

Dear Ms. Carrington,

Per Section 49.4(k) of the 2002 Qualified Allocation Plan, Woodbranch Village, Ltd., the applicant for the Village @ Prairie Creek, TDHCA# 02025, hereby formally appeals the Department's 2002 Application Scoring Notice dated May 13, 2002. The Final Points Awarded by the LIHTC Program were reduced by 8 points for the following reason:

"Exhibit 4I(8,0) – Based on the information presented in the rent schedule and the market study, the development fails both the 10% and 5% tests for all unit types."

The grounds for the Applicant's appeal are as follows:

- A. The Qualified Allocation Plan does not define the terms "submarket" or "comparable market rate units". Additionally, the Department has no standard or procedure to determine whether the "submarket" or "comparable market rate units" accurately portray existing market conditions. As a result, market analysts are not held accountable to the same standards when determining the boundaries of "submarkets" or whether available "comparable market rate units" exist within the established "submarket." With regard to TDHCA #02025, the inconsistencies which exist among the various market analyst's interpretation of these terms is providing an unfair advantage to other applicants within our Region.
- B. The term "maximum allowable rents under the Program" severely restricts the areas for which mixed income developments can be created in the

Dallas MSA. Proposed applications that have 60% set-asides are penalized because the 60% Dallas AMI rents are so high that market rents cannot be supported within certain submarkets. However, applicants with 50% set-asides are able to meet the 10% and 5% tests within the same submarket because maximum 50% rents are attainable within the said submarket. The result is that applicants who have deep targeted with set-asides at 50% or less are meeting the 10% and 5% test. However, in an effort to offset lost revenue for deep targeting, many applicants in our Region are charging market rents that are 5-10% higher than the maximum 60% rents. This situation is occurring in numerous Applications within our Region. These applicants are receiving points for the Exhibit but are charging rents that are not achievable as proven by our market study. With regard to TDHCA# 02025, this practice is providing an unfair advantage to applicants who can pass the 10% and 5% tests based on 50% AMI rents because it is left up to the Underwriting Department to determine whether the market rents in the application are attainable.

C. The resulting score is being challenged on the basis that the lost points are preventing the application from receiving its due process of Underwriting by the Department. Due to inconsistencies and questionable ethics in other applications, TDHCA #02025 is being discriminated against on the basis of its score. This provides an unfair advantage to applications that received mixed income points even if the underwriting analysis concludes that the deal will not underwrite.

This inequity is caused by the QAP interpretation that only the highest scoring applications will be sent to underwriting.

Analysis:

There continues to be significant controversy and confusion regarding the intent and interpretation of mixed income developments. The QAP lacks instruction with regard to proper administration of this Selection Criteria item. More importantly, it becomes more questionable and controversial when market analysts are not providing the department with an accurate picture of the existing market. Unfortunately, the Tax Credit application process has become a scoring contest with a "win at all cost attitude." The result is that some applicants are not playing by the same rules as others, and the consequences of such actions have placed our application at a severe disadvantage.

An open record review of the Market Studies submitted for Region 3 applications has revealed major discrepancies with regard to "submarket" delineation and "comparable" units. The concern is that Market Analysts are using different methods for determining the submarkets and comparables. Consequently, the different methods being utilized are

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making it possible for these applications to qualify for mixed income points while other applicants are not. Specifically, there are three applications in the South Dallas area which are of concern. For the purposes of this appeal, only one market study analysis will be discussed. The concerns noted within this review are consistent in all three applications and their respective market studies.

The first concern focuses on the definition of submarkets. The analyst for this competing applicant used a three-mile radius to describe the "Competitive Market Area." This radius was used to analyze the Supply/Demand for the affordable units in the submarket, as well as to determine the developments capture rate for affordable units. (As an aside, there are currently 1,025 existing and proposed LIHTC units within this radius.) However, the rent comparables for the development used in the Market Study did not come from the same three-mile radius. In fact, no LIHTC property listed in the submarket was used for a rent comparable. The comparables used in the market study were not described as being a part of any submarket. All of the comparables were chosen solely for market rate comparison alone, and some of those comparables were as much as 7 miles away. Based on these comparables, that are not located within a specified submarket, the applicant was able to satisfy the 10% and 5% test.

By comparison, the market analyst for TDHCA#02025, the appealing applicant, defined a submarket and used rent comparables within that submarket. Based on the existing market within that submarket, the analyst concluded that the market rents would not pass the 10% and 5% test. However, if allowed to go outside of the defined submarket, as is apparent in the previously mentioned market study, the analyst could provide the support needed to meet these TDHCA guidelines. This clearly supports our argument that the lack of consistency in defining submarkets between market analysts is benefiting some applicants. In terms of scoring, this has a direct impact on the ability of an application to be submitted to underwriting.

A second concern was noted within the section of the market study that explains the market rental analysis. The competing applicant chose to set aside units at 30%, 40% and 50% of the Dallas AMI. When determining market rents for this development, the QAP states that "comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the program." Based on this definition, two conditions must be met: 1) the analyst must identify comparable market rate units and make adjustments accordingly for size, age and locations and 2) the applicant is required to use the maximum program rents for 50% incomes. When discussing comparable units, the analyst makes numerous references that the "new comparables" offer superior project amenities to the subject. Additionally, the analyst states that "Leasing concessions are being offered in the subject area..." Please keep these comments in mind when presented with the following facts. The market analyst does a good job at reconciling market rents and stating average rents per square for the comparables. The analysis satisfies the 10% and 5% test based on using the maximum

Page Four

50% rents as required. What is disturbing is that the applicant's market rents are, on average, 12.5% higher than the supported 50% maximum rents stated in the market study. In fact, the applicant has met the 10% and 5% test for the maximum 60% rents for the Dallas MSA. This should be of tremendous concern to the Department, especially in light of the fact that this development is suggesting market rents above comparable units that have better amenities. As part of this appeal, the applicant for TDHCA #02025 is concerned with how the market analyst for the competing applicant supported the 60% maximum rents. Please allow the following quote from the market study: "The maximum net 60% rents average \$893/unit (inclusive of 1,2,3, and 4 bedroom units for Dallas MSA). The submarket does not have any 1990+ units with which to compare average rents so we have used the City of Dallas average rent indicator for comparison. The Dallas County average rent for 1990+ construction is \$1.08/SF or \$1,012/unit... Comparison of the average maximum net 60% rents...and the City of Dallas indicator...indicates an 11.8% higher market rent than the maximum allowed under the program." This analysis clearly describes an attempt to use the entire Dallas MSA to support the market rents for a submarket within the MSA that has no comparables. If this practice is allowed under the program, then it is not being utilized by all market analysts who prepare studies for the Department.

In the case of this appeal, the market analyst for TDHCA# 02025 identified a submarket within the Dallas MSA. The area median income within this submarket is well below that for the entire Dallas MSA. Unfortunately, the "maximum allowable rents under the program" for the Dallas MSA apply to all submarkets within that MSA. Based on that fact, please read the following statement taken directly from the market study: "This apparent disparity between a lower-income submarket and the more affluent MSA does not generally allow a 10% differential between market rents (driven by the lower household income at the submarket) and the maximum LIHTC rents (driven by the more affluent MSA). In order for a LIHTC developer to undertake a mixed rent project (market and restricted), it would have to be in an affluent region of the city that could afford market rents 10% above the 60% AMI level." It is obvious from these two quotes that the market analysts are not using the same criteria for justifying the 10% and 5% test. Had the market analysts for TDHCA# 02025 used the entire Dallas MSA to justify its market rents, then the points for mixed income would not have been deducted. Again, our appeal is based on the fact that inconsistencies between the market analyst's interpretation of the OAP are allowing points to be awarded unfairly. This is providing an unfair advantage to those applicants that are receiving points for mixed income, thus better positioning their applications for underwriting.

Deep Targeting that is not supported with adequate GAP Financing sources coupled with the 2002 QAP scoring criteria are the main reasons why market analysts, and the applicants for the other Dallas applications previously mentioned, are providing cloudy pictures of the market. Scoring has become the end all, catch all theme for this year's

Page Five

application round. Applications that do not score high enough will not be underwritten. Deep Targeting has allowed developers to chase points at the expense of developing financially sound and desirable developments. In the case of the development that has been described throughout this appeal, 80% of the development is set aside at 30%, 40% and 50% of AMI. This is a common theme among many applications because such a tremendous amount of points were available. The reality of Deep Targeting to such an extent is this: The NOI for the development is significantly reduced. Without reducing project costs and developing a sub-standard development, the only way to offset the income loss is to increase market rents or find significant soft money. Since the amount of soft money available is not sufficient to make up for the loss in mortgage, market rents are being increased. Unfortunately, the increased market rents are being supported by inaccurate and inconsistent information. In the case previously discussed, the competing applicant is charging market rents above the 60% LIHTC maximums, even though the rents are not supportable, nor are they required based on the 50% set aside units for the development. Essentially, the applicant is trying to sell the Department on this scenario: Depending on unit size, a market rate tenant is willing to pay anywhere from \$492-\$632 more for the exact same unit and amenities, that are less superior than other market rate apartments in the area, while having the advantage of living with a population comprised of residents that make 30%-50% incomes. The business sense of that statement should shout loud and clear that 20% of these units will be vacant or difficult to rent, or the rents will be reduced to a point that they can be occupied. At this time, the Department has no compliance guidelines that check what market rents are actually being charged after the development is in operation.

The end result is that the Department's Underwriting Staff is the key to determining the long-term viability of these developments. The ability of the Underwriting staff to weed through the inconsistencies within the applications and the market studies falls directly under their jurisdiction. Frankly, it is a major responsibility that must be performed in an extremely short time frame. Still, it is their responsibility to protect the integrity of the Tax Credit Department and ensure that the information being provided to them is accurate and useful. In the case for this appeal, the applicant for TDHCA# 02025 argues that the ability of a deal to be sustainable and successful should be determined by the Underwriting Staff and not by application score. Yet, when points are not being awarded fairly, the ability of an application to be underwritten is jeopardized.

The Department cannot deny that significant inconsistencies exist within and between market studies and market analysts. Market analysts who are representing the market accurately to the Department are effectively penalizing the applicants for their honesty because other market analysts are "making the numbers work." The applicant for TDHCA# 02025 would like to make the following recommendations with regard to this appeal:

- 1. Award the points for mixed income developments to all applicants who sought them. Place the responsibility of verifying the viability of the market rents with the Underwriting Department. Their analysis of the feasibility and accuracy of the market information provided should be the determining factor as to whether the developments should be funded. This eliminates any unfair advantage that can be gained by applicants receiving mixed income points that are providing inconsistent information. (or)
- 2. Disallow the points for mixed income developments to all applicants who sought them. Place the responsibility of verifying the viability of the market rents with the Underwriting Department. Their analysis of the feasibility and accuracy of the market information provided should be the determining factor as to whether the developments should be funded. This eliminates any unfair advantage that can be gained by applicants receiving mixed income points that are providing inconsistent information. (or)
- 3. In MSA's where maximum 60% rents are unattainable within certain submarkets, allow the applicant to use maximum 50% rents when calculating the 10% and 5% test. Additionally, ensure that the applicant charges market rents that are at least 10% higher than the 60% rents being proposed in the development. It is our belief that when market rents are below the 60% maximums, then the affordable 60% rents are well below the maximums as well. As long as the market study can support market rents 10% higher than the 60% rents being charge in the development, then the "intent" with regard to mixed income developments outlined in the QAP can still be attained.

Recommendation #3 is the approach the applicant for TDHCA# 02025 chose to go, given the results of its market analyst. There was not an attempt to create a submarket that did not exist just to justify the 10% and 5% tests, as other applicants have been shown to do. Instead, the applicant chose to reduce 60% rents to a point where existing market rents in the submarket would be 10% higher than the 60% rents being used. Although not specifically allowed under the program, the result is a viable development that should underwrite with few questions.

Please give the appropriate time necessary to examine and respond to this appeal. The Department is faced with the monumental task of allocating Tax Credits as fairly and equitable as possible. It is obvious to this applicant that the loss of points associated with mixed income development is the result of inequitable market study practices, and that the loss of these points unfairly discriminates against this applicant. The applicant for TDHCA# 02025 is certain that the Department will make a fair and equitable decision.

Sincerely,

James E. Washburn



TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

Rick Perry GOVERNOR

Edwina P. Carrington EXECUTIVE DIRECTOR

BOARD MEMBERS Michael E. Jones, *Chair* Elizabeth Anderson Shadrick Bogany C. Kent Conine Vidal Gonzalez Norberto Salinas

June 5, 2002

Mr. James E. Washburn The Washburn Group 19276 FM 1485 New Caney, Texas 77357 Facsimile: 281.689.0103

Re: Response to Appeal Filed May 23, 2002

The Village at Prairie Creek, TDHCA Project No. 02025

Dear Mr. Washburn:

Consistent with §49.4(k) of the 2002 Qualified Allocation Plan and Rules (QAP), I am writing in response to the appeal you filed on May 23, 2002 on the above-referenced development.

Appeal Review

I have carefully reviewed the application you submitted, as well as your appeal, as it relates to §49.7(f)(4)(I) of the 2002 QAP. Your appeal does not contest the findings of the Department's scoring, but challenges the validity of scoring because of the potential for defining "submarket" in a manner that favors scoring instead of accurately reflecting the area from which the development's tenants will most probably be drawn. In formulating the scoring for the item, the Department implicitly places trust in the ethics of the market analysts under contract to the applicants. The issue challenged could have been resolved only at public hearings on the QAP. Upon application for the mixed income points, the applicant implicitly accepted the normal operating procedure within the Department; specifically, that market analysts define the appropriate submarkets subject to the Department's review. Furthermore, under the rules, the applicant cannot appeal the Department's decisions with respect to any application of another applicant, and the Department must accept the properly supported findings of the market analysts associated with competing applications. However, comments such as these are essential to generating feedback for the 2003 OAP.

Appeal Determination

Based on the above reasons, your appeal has been denied. The eight points deducted for Exhibit (4)(I) will not be reinstated.

Section 49.4(k) of the 2002 QAP indicates that if you are not satisfied with this response to your appeal, you may appeal directly in writing to the Board of the Texas Department of Housing and Community Affairs (the Board). Please note that an appeal filed with the Board must be received by the Board before at least seven days preceding the date of the board meeting at which the relevant allocation decision is expected to be made. To have an appeal considered by the Board at the June 24 Board meeting, the appeal

Mr. James Washburn June 5, 2002 Page 2 of 2

must be received by Delores Groneck, Board Secretary, no later than June 17, although it is strongly suggested that you submit it by June 13.

If you have questions or comments, please call (512) 475-3340.

Sincerely,

Edwina Carrington

Executive Director

SAN ANTONIO HOUSING DEVELOPMENT CORPORATION

818 South Flores Street P.O. Box 1300 San Antonio, Texas 78295-1300 210-220-3210

June 13, 2002

Texas Department of Housing and Community Affairs ATTN: Brooke Boston 507 Sabine Street Austin, TX 78701

RE: Appeal of Scoring Decision Refugio Street Apartments TDHCA Number 02086

Dear Ms. Boston:

Pursuant to Section 49.4 of the 2002 Qualified Allocation Plan ("OAP"), we wish to appeal the deduction of 3 points related to Exhibit 210 of our tax credit application. It is our opinion that the Refugio Street Public Facility Corporation ("Corporation") does, in fact, meet the definition of "Qualified Nonprofit Organization" contained in Section 49.2(67) of the QAP.

We have enclosed copies of the following documents for your review:

- 1. Application Scoring Notice dated May 13, 2002;
- 2. Our appeal letter dated May 22, 2002; and
- 3. Notice of Revision to Application Final Score dated June 7, 2002

We have also enclosed an opinion of Fulbright & Jaworski, our tax counsel, regarding the status of the Corporation. As noted therein, the Corporation (i) qualifies for an exemption from federal income taxation under Section 501(a) of the Internal Revenue Code ("Code"), (ii) includes as one of its exempt purposes the fostering of low income housing within the meaning of the Code, and (iii) is described in Section 501(c)(3) of the Code. We therefore believe the Corporation meets the QAP definition of Qualified Nonprofit Organization, and request your reconsideration of the points deducted in connection with Exhibit 210.

We point out that the definition of Qualified Nonprofit Organization does not require such organization to have a determination letter from the Internal Revenue Service at the time of application. This is an expensive procedure and should not be required until there is a notice that tax credits will be awarded (similar to the situation where the tax credit equity partnership is not formed until after the notice of award).

Should you have any questions regarding this matter, please contact me at 210.220.3278

Very truly yours,

Diana Kinlaw Vice President

Development and Asset Management

086-4 010/800.4 871-T

Board Appul

HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO

818 S. Flores Street
P. O. Box 1300
San Antonio, TX 78295-1300
210/220-3376
FAX: 210/225-8872



FACSIMILE TRANSMITTAL

TAL NUMBER OF PAGES (Including This Cover:) TE OF TRANSMITTAL: O-13-02 TDHCA 512/475-0769 OM: Bob Waggoner, SAHA Director of Housing Development Phone: 210/220-3376 SSAGE: Appeal Letter - # 02086	
M: Bob Wagge Director of Phone: 210	oner, SAHA Housing Development 0/220-3376
SAGE:	Appeal Letter - # 02086
<u> </u>	

FULBRIGHT & JAWORSKI L.L.P

A REGISTERED LIMITED LIABILITY PARTNERSHIP 300 CONVENT STREET, SUITE 2200 SAN ANTONIO. TEXAS 78205-3792 WWW, FULBRIGHT.COM

JAMES P. PLUMMER PARTNER JPLUMMER@FULBRIGHT.COM

DIRECT DIAL:

(210) 270-7192

TELEPHONE: FACSIMILE:

(210) 224-5575 (210) 270-7205

June 12, 2002

Ms. Diana Kinlaw Housing Authority of the City of San Antonio 818 South Flores Street San Antonio, Texas 78204

By Facsimile 225-8872

Re:

Refugio Street Public Facility Corporation

Dear Ms. Kinlaw:

We have incorporated, on your behalf, the Refugio Street Public Facility Corporation ("Refugio") pursuant to Section 303 of the Texas Local Government Code (the "Act"). You have indicated that such corporation is created for the express purpose of financing and operating on a nonprofit basis low income housing tax credit projects for occupancy by low income individuals. You have also indicated that the construction and operation of low income housing is the performance of an essential governmental function of the Housing Authority of the City of San Antonio, Texas ("SAHA"), and that Refugio was created on behalf of SAHA to perform such essential governmental function. Furthermore, pursuant to Section 303.043 of the Act, no part of the corporation's net earnings may benefit a person other than SAHA, a political subdivision of the State of Texas.

Based upon our review of the Articles of Incorporation, the Act and the statements that you have made to us, we believe that the income of Refugio should qualify for an exemption from federal income tax pursuant to section 115 of the Internal Revenue Code. This exemption should be effective without the necessity of filing any information with the Internal Revenue Service. This is the exemption that is routinely used by political subdivisions and entities created on their behalf.

Furthermore, based upon our discussions with you that the corporation is created for the sole purpose of providing housing to low income individuals on a nonprofit basis, we also believe that this corporation is described in section 501(c)(3) of the Internal Revenue Code of 1986 and can qualify for an exemption from federal income tax under section 501(a) of the Internal Revenue Code. However, to get a determination of exemption for this organization, it will be necessary to file an Application for Exemption, Form 1023, with the Internal Revenue Service.

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3.

Diana Kinlaw June 12, 2002 Page 2

It is our understanding that you do not wish to incur the expense of filing such application at this time, but will be prepared to file such application as soon as you receive preliminary notification that Refugio will be eligible for tax credits.

I hope that this helps to explain the tax aspects of Refugio. If you have any questions, please do not hesitate to contact me.

Very truly yours

Jaines V. Plummer

JPP/skq

Development Name: Refugio Street Apts Development Number: 02086 ___ PLEASE NOTE THAT ALL APPEALS MUST BE IN WRITING!! (Email is acceptable) **Enter Date Here Essential Dates to Track:** Date Appeal Received: (fax rand 5/22; onj. 5/23) 14 Day Deadline for Response from Executive Director: (enter upon receipt of appeal!) Date the ED Response was Sent Out to Appellant Date any Board Appeal Information was Requested from LIHTC I, Nature of Appeal Please identify the Nature of the Appeal by checking the appropriate box. Note that appeals may NOT be filed for anything other than one of these reasons. An Applicant may not appeal a decision made regarding an Application filed by another Applicant! A. A determination regarding the Applications relating to: A1. Pre-Application or Application Threshold Criteria A2. Underwriting Criteria: or B. The scoring of the application under the Pre-Application or Application Selection Criteria; or C. The amount of housing tax credits recommended to be allocated to the Application. C1.Has the applicant requested a copy of the underwriting report? ☐ No ☐ Yes C2. If applicable, has the underwriting report been sent? ☐ No ☐ Yes (Date:____)

II. Timing of Appeal

Check here to confirm that the appeal has been filed within 7 days of release of the results for which the appeal is based.

Research copp

HANDLING RULES AND INSTRUCTIONS

As the deadlines associated with the appeals policy are legislated deadlines, time is of the essence!!

- 1. Initial appeals will come in to either LIHTC or Executive. They should all be passed on to LIHTC for initial processing and **boldly** marked as an **APPEAL**. If an appeal comes in to the Board, please check with tax credits to be sure an initial appeal has been handled through the Executive Director first. If an appeal comes in by email please make sure it gets promptly forwarded to a LIHTC Manager.
- 2. LIHTC Staff will enter the Appeals in the LIHTC Database and notify one of the two managers that an appeal has been received and give it to a manager for prompt handling. LIHTC Staff will make one copy of the appeal for scanning and posting to the web, and one copy for the project file.
- 3. LIHTC will compile all related documents to the appeal and will generate a draft response on behalf of the Executive Director. All appeals will be maintained in an Appeals folder kept with either one of the Managers while awaiting resolution and after a final response has been sent, the Appeal and response will be filed in the project folder.
- 3. That draft response will be routed within 7-10 days of the receipt of the appeal to the Executive Director. I would suggest short meetings to go over these with LIHTC. These will be routed as an Executive Action Item marked specifically as an Appeal.
- 4. Once the Executive Director has approved or revised the response, the response document will be returned to LIHTC and sent out from our office (this allows us to better track all appeals action taking place). Attach a copy of the response to the Appeals Form.
- 5. If the Applicant is not satisfied with the ED response, they may appeal in writing to the Board. These will come in through Dolores Groneck. When she receives an appeal, she will ask the LIHTC Program for this form, all attachments, the file, and any other supporting documentation. That will be provided to her immediately-and-denoted in an Appeals Tracking Log.

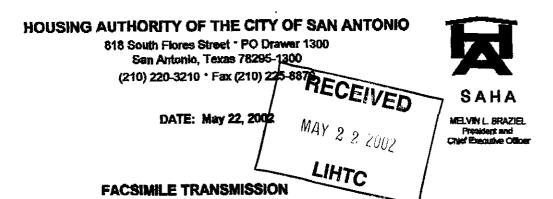
Board Appeals must be received before the 7th day preceding the date of the board meeting at which allocation decisions will be made; or received before the third day preceding the board meeting at which allocation decisions will be made if the ED has not responded before the 7 day mark mentioned in the sentence above.

Board review of an appeal can only be based on the original application and documents submitted with the original application. No new information may be reviewed.

KIN GARY HERRERA Vien-Chair

Lupita Guterrez Michael B. Meldelum Connie Sonnem Icerny Gonzaba Mauro Garza Charle Pena Mey Nathanet, Buller Ilsa Rodrejuez

Communicacy



TO:

Ruth Cedillo / Brooke Boston

FX Number: (512) 476-0438

NO. PAGES (including cover): 8

FROM:

Diana Kinlaw/Rick Thompson/(210) 220-3225

MESSAGE:

Enclosed is our appeal of the final scoring determination that was released onto the TDHCA website on May 16, 2002. This appeal requests reinstatement of the five (5) points that have been deducted. Please let us know if you have questions or need additional information. Thanks...

Rick

CONFIDENTIALITY NOTICE: The documents accompanying this telecopy transmission may contain confidential information which is legally privileged and intended only for the use of the recipient named above. If you receive this telecopy in error, please notify us immediately by telephone to arrange for return of the transmitted documents to us. You are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited. Any difficulties, please call 210-220-3225.



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SAN ANTONIO HOUSING DEVELOPMENT CORPORATION

818 South Flores Street • PO Box 1300 San Antonio, Texas 78295-1300 (210) 220-3210 • Fax (210) 227-9307

May 22, 2002

RECEIVED

MAY 2 3 2002

Ms. Ruth Cedillo
Executive Director
Texas Department of Housing and Community Affairs (TDHCA)
507 Sabine, Suite 300
Austin, TX 78701

LIHTC

RE: Appeal of Final Points Awarded for 2002 LIHTC Application for Refugio Street Apartments - TDHCA Number 02086

Dear Ms. Cedillo:

This letter will serve as our request to appeal the Department's 2002 Application Scoring Notice issued on May 13, 2002 with respect to the following scoring items:

Exhibit 210

- Explanation for Deduction: Refugio Street Public Facility Corporation is treated as a non-profit under Section 115, which does not meet the QAP definition for a "qualified non-profit organization."
- 2. Summary of reasons why the 3 points should be awarded:
 - a.) Refugio Street Public Facility Corporation is treated as exempt from federal income tax pursuant to Internal Revenue Code Section 115 without the necessity of obtaining a determination letter. Refugio Street Public Facility Corporation also qualifies as an organization described in Internal Revenue Code Section 501(c)(3) which is exempt from federal income taxation under Code Section 501(a). Refugio will now file for a determination letter to such effect. Refugio is not affiliated with or controlled by a for profit organization. It was created by the San Antonio Housing Authority as a non-profit corporation specifically for this project, and includes as one of its exempt purposes the fostering of low income housing within the meaning of Code Section 42(h)(5)(C).

Exhibit 213

- 1. Explanation for Deduction: While the Applicant indicated that they would be selecting an additional 25-year extension in the self scoring sheet, the certification signed by the Applicant is clearly marked with only an additional 20 year extension.
- 2. Summary of reasons why the 2 points deducted should be awarded:
 - a.) As you indicate, the certification signed by the Applicant was marked with only an additional 20-year extension. However, this was an administrative error that was missed during review. All other documentation supports the fact that we were certifying the 25-

year extension. In addition to selecting the 25-year extension on the self-scoring sheet, the cover sheet for exhibit 213 also indicated that the length of the compliance period would be extended 25 years.

b.) On April 15, 2002, we provided the Department with a corrected certification that reflects the 25-year extension.

If further clarification on either of these issues, please call me at (210) 220-3210 or my Vice President for Development and Asset Management, Diana Kinlaw, at (210) 220-3278.

Very truly yours,

Diana Kinlaw Vice President

Development and Asset Management

cc: David Kelly, Carleton Residential Properties James Lifshutz, The Lifshutz Company Ms. Brooke Boston, TDHCA

LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

Date Issued: 05/13/02

Refugio Street Limited Partnership Diana Kinlaw 818 S. Flores San Antonio, TX 78204

Phone #:

(210) 220-3278

Fax #:

(210) 225-8872

RE: 2002 LIHTC Application for Refugio Street Apartments

TDCHA Number 02086

Attention: Diana Kinlaw

The Texas Department of Housing and Community Affairs (the Department) has completed its review of the above-referenced application for threshold documents and selection criteria points. Below, is a summary of points requested, as calculated by the Applicant, followed by the points requested as calculated by the Department. The two numbers differ if the Applicant's calculation was incorrect. The points awarded by the LIHTC Program are shown, followed by the difference between the points requested (as calcuated by the Department) and the points awarded. If you participated in the Pre-Application process, the Pre-Application score requested (as calculated by the Department) and score awarded are also provided. The results of the review are followed by an explanation of any adjustments, including points denied.

Final Points Requested in Application:	135	Pre-Application Scoring:	
Final Points Requested Calculated by LIHTC Program:	135	Pre-App Points Requested:	135
Final Points Awarded by LIHTC Program:	130	Pre-App Points Awarded:	133
Difference between Requested and Awarded:	5	<u> </u>	

Explanation for Deductions

Exhibit 210 (3,0)- Refugio Street Public Facility Corp. is treated as a non-profit under Section 115, which does not meet the QAP definition for a "qualified non-profit organization."

EX:213 (14,12)- While the Applicant indicated that they would be selecting an additional 25 year extension in the self scoring sheet, the certification signed by the Applicant is clearly marked with only an additional 20 year extension.

Please note that scores may still be reduced for points associated with low income targeting if the Underwriting Department determines that the application, as recommended, has a deferred developer fee that is greater than 50% of the entire developer fee, or if the Department learns that a subsidy is no longer available to the applicant. If this occurs, you will be provided with a revised Application Scoring Notice.



LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

A posting of all application scores, as well as a list of those projects recommended for underwriting, will be available at www.tdhca.state.tx.us/lihtc on approximately May 16. The posting of the scores on the web will trigger the appeals policy, which is explained in detail in Section 49.4(k) of the 2002 Qualified Allocation Plan and Rules. If you have any concerns regarding potential miscalculations or errors made by the Department please contact me by facsimile (512.475.0764 or 512.476.0438) or email to

Sincerely,

Brooke Boston

Brooke Boston
Acting Co-Manager, LIHTC Program

Exhibit 213 Refugio Street Apartments **Points** Exhibit 213(C) - Length of Compliance Period - additional 25 years, Extended Use Period of 55 Years. 14

	WAS THE VEXHIBIT 212 QUENCYHOR COMPUNOEUR ERIOD AND AND AND AND AND AND AND AND AND AN
	The initial compliance period for a development is fifteen years. In accordance with Code, developments are required to adhere to an extended low income use period for an additional 15 years. To receive points the Development Owner elects, in the Application, to extend the compliance period beyond the extended low income use period. The period commences with the first year of the Credit Period. I/we have selected the following compliance and extended use period:
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Extend the compliance period for an additional 10 years, with an Extended Use Period of 40 years Extend the compliance period for an additional 15 years, with an Extended Use Period of 45 years
	Extend the compliance period for an additional 20 years, with an Extended Use Period of 50 years Extend the compliance period for an additional 25 years, with an Extended Use Period of 55 years By: 1/3/02 *Its: Secretary/Treasurer Date
•	STATE OF Texas COUNTY OF Bexar

EXHIBIT 2/19: LENGTHOR COMPLIANCE PERIOD

The initial compliance period for a development is fifteen years. In accordance with Code, developments are required to adhere to an extended low income use period for an additional 15 years. To receive points the Development Owner elects, in the Application, to extend the compliance period beyond the extended low income use period. The period commences with the first year of the Credit Period. I/we have selected the following compliance and extended use period:
Extend the compliance period for an additional 10 years, with an Extended Use Period of 40 years
Extend the compliance period for an additional 15 years, with an Extended Use Period of 45 years
Extend the compliance period for an additional 20 years, with an Extended Use Period of 50 years
Extend the compliance period for an additional 25 years, with an Extended Use Period of 55 years
By: My Its: Secretary/Treasurer
Signalire of Applicant Owner Date
STATE OF: Texas
COUNTY OF: Bexar

 g_{p}



TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

Rick Perry Governor

Edwina P. Carrington Executive Director

BOARD MEMBERS Michael E. Jones, *Chair* Elizabeth Anderson Shadrick Bogany C. Kent Conine Vidal Gonzalez Norberto Salinas

June 5, 2002

Ms. Diana Kinlaw
San Antonio Housing Development Corporation
818 South Flores Street
San Antonio, Texas 78295

—Facsimile: 210.227.9307

Re: Response to Appeal Filed May 22, 2002

- - Refugio Street Apartments, TDHCA Project No. 02086

Dear-Ms. Kinlaw: _ _

Consistent with §49.4(k) of the 2002 Qualified Allocation Plan and Rules (QAP), I am writing in response to the appeal you filed on May 22, 2002 on the above-referenced development.

Appeal Review

In reference to §49.7(f)(5)(B) of the 2002 QAP, you indicated in your appeal that the Refugio Street Public Facility-Corporation, exempt from income tax pursuant to Internal Revenue Code 115, also qualifies as an exempt organization under Internal Revenue Code, Section 501(c)(3). The 2002 QAP indicates that a Qualified Nonprofit Organization is, among other things, an organization that is described in the Internal Revenue Code, §501(c)(3) or (4). However, no evidence was provided to document that Refugio Street Public Facility Corporation has exemption status under either of those sections. Refugio Street Public Facility Corporation's income appears to be exempt from taxation pursuant to Section 115 of the Internal Revenue Code. However, there is no reference in Sections 501(c)(3), 501(c)(4) or 115 indicating that an entity exempt for taxes under Section 115 also qualifies under Section 501(c)(3).

As it relates to §49.7(f)(8) of the 2002 QAP, the additional documentation submitted on April 15 is not eligible for consideration as it was submitted after the application deadline. However, it was confirmed that the self-scoring sheet in the application reflects a request for the full 14 points, not merely the 12 points reflected on the actual Exhibit 213 certification.

Appeal Determination

Based on the above reasons, your appeal has been partially approved. The 3 points deducted for Exhibit 210 will not be reinstated. The two points for Exhibit 213 were reinstated.

Section 49.4(k) of the 2002 QAP indicates that if you are not satisfied with this response to your appeal, you may_appeal directly in writing to the Board of the Texas Department of Housing and Community Affairs (the Board). Please note that an appeal filed with the Board must be received by the Board before

Ms. Diana Kinlaw June 5, 2002 Page 2 of 2

at least seven days preceding the date of the board meeting at which the relevant allocation decision is expected to be made. To have an appeal considered by the Board at the June 24 Board meeting, the appeal must be received by Delores Groneck, Board Secretary, no later than June 17, although it is strongly suggested that you submit it by June 13.

If you have questions or comments, please call (512) 475-3340.

Sincerely,

Edwina Carrington Executive Director June 12, 2002

Ms. Delores Groneck
TDHCA Board Secretary
Texas Department of Housing and Community Affairs
507 Sabine, Suite 400
Austin, TX 78711-3491

Re: Sanger Trails, TDHCA Project Number 02069

Dear Ms.Groneck:

I am writing to formally appeal TDHCA's decision to deduct eight points' from our LITHC application. As shown, in the enclosed correspondence from TDHCA the department has concluded that our project failed the 10% and 5% market rate tests as set forth in Section 49.7(f)(4)(I) of the QAP. However, we believe that our proposed project meets both these tests.

In conducting the 10% test TDHCA used the subject's proposed on-site market rates rents as shown in the market study to conduct the 10% market rent variance test. We believe that the use of the subject's proposed market rents was in error. It would have been more appropriate to use the actual market rents of the comparable properties as shown in the market study. In the enclosed letter from the market study author, Jack Poe Company, Inc., when the comparable market rate average rents are used as the comparison basis the property meets the 10% market rent differential for all unit types. Their analysis that is summarized in the table below the shows that the subject's units clearly pass the 10% rent differential test.

Unit Type	Market Unit Avg. Rent	Market Avg. Rent / SF	Subjects Max. Rent Per SF	% Difference	Pass / Fail	
1 Bedroom	713	\$1.00	\$.87	13%	Pass	
2 Bedroom	945	\$.95	\$.83	13%	Pass	
3 Bedroom	1,116	\$.89	\$.80	10%	Pass	

With regard to the 5% rent differential test the units meet the requirement when the appropriate utility adjustments are used to ensure that actual tenant living expenses are compared. The following table summarizes this test.

Unit	Unit	Market	Tenant paid	Total	LIHTC	LIHTC as %
Туре	Size	Rent	Water 2	Rent	Max. Rent ³	Of Market
1 Bedroom	800	715	42	757	698	92.2%
2 Bedroom	1000	930	73	1003	830	82.85
3 Bedroom	1174	1,090	83	1173	1037	88.4%

¹ Size of the 3-bedroom unit has increased slightly during further design from 1,150 sf to 1,174 sf.

² Per our application rent schedule, market rate tenants will pay for their water usage and water heating while the landlord pays for these utilities for income restricted units.

³ Maximum net rents after deduction for tenant paid electric utilities.

Further, although we believe that when the appropriate market rate comparable units are used for the 10% and 5% tests that we clearly meet the departments requirements for these points we should be allowed to use the highest average allowable program rents rather than just he 60% maximum rents. It seems unfair to judge low-income skewed income projects by the same standard as a project that is only providing 60% income units. For example, of the 140 affordable housing LIHTC units we are proposing to provide only 10 or 7.1% are 60% income units while 51% are 50% income units and 41% are 40% income units. The following table compares our average unit maximum allowable rent to just the 60% maximum income levels. As shown, our proposed project is clearly providing many affordable housing LIHTC units at an average rent that is well below the maximum 60% allowable rent. We believe that the application scoring for this item should reflect the affordable housing units being provided and not apply a single standard to every project.

Unit Type Type	Average Max. Rent 4	60% Max. Rent	Average as % of Max.		
1 Bedroom	578	698	82.8 %		
2 Bedroom	697	830	74.9 %		
3 Bedroom	798	1037	76.9 %		

Based on these reasons and calculations the property meets both the 5% and 10 % rent differential tests specified in Section 49.7(f)(4)(I) and should receive the eight points requested in our application. Therefore, we are asking the Board to add these eight points to our project's score.

Sincerely, Richard P. Shaw

Richard P. Shaw OHC Sanger I, Ltd.

⁴ Compares maximum gross program rents without deduction for any utilities.

June 6, 2002

Mr. Richard D. Kearl
OCH Sanger I Ltd,
16200 Dallas Parkway, Suite 190
Dallas, Texas 75238

Re: Sanger Trails Apartments, TDHCA Project Number 02069

Mr. Kcarl:

I have read the TDHCA response to the appeal regarding the above reference project, and I have detailed how disagree with their conclusions.

Points from you application were denied because the TDHCA states that the maximum allowable rents applicable to the subject are not 10% less than the market rents. The TDHCA quotes the specific economic rents for the subject are not 10% below the maximum allowable rents for Dallas MSA. It is important to note that the subject's specific economic rents include downward location adjustments as compared to the comparables in its Primary Market Area, whereas the Maximum Allowable Rents for the Dallas MSA are unadjusted. It would be more appropriate to compare the typical average rent for the primary market (unadjusted for the subject's specific location) to the maximum allowable rents.

It is also worth noting that the maximum allowable rents for the Dallas MSA are exceptionally high as compared to its outlying areas. The subject is located in the Town of Sanger, which is an outlying suburban/rural community. While the subject is located within the Dallas MSA, the median family income is heavily weighted by the higher income levels found the more populated areas including the Cities of Dallas, Highland Park, Plano, Richardson, etc. While we demonstrate that the maximum allowable 60% rents are less than the market rents found in the subject's Primary Market area, we conclude that the subject would not be able to achieve these maximum rents. Our Market Study concludes that the units restricted to families qualifying at the 60% income threshold will be leased at rents below the maximum allowable rents for the Dallas MSA. These lower rents are evident based on other LIHTC restricted apartments located in the subject's primary area. Thus, comparing the primary market rents to the Dallas MSA maximum rents is an inequitable test as compared to proposed complexes located in more affluent parts of the Dallas MSA.

The TDHCA's requirement that the maximum allowable 60% rents be 10% below the market rents in the Primary Market is also inequitable for developments that are offering a mix of units at lower income thresholds as compared to a complex that proposes to offer all of its units to families qualifying at the 60% income threshold. The developer proposed that only 10 of the subject's units (6%) be offered to families qualifying at the 60% income threshold, while 134 units (76%) are to be offered to families that qualify at the 30%, 40% and 50% income thresholds. However, the subject is held to the same standard for obtaining points as a development that was comprised entirely of 60% income restricted units. It would be more appropriate if the TDHCA rules compared the average restricted rents at all income thresholds to the market rent found in the Primary Market. Nonetheless, this letter demonstrates that the 60% restricted rents are at least 10% below the market rents found in the Primary Market area.

10% Rent Differential Test

In the preceding Market Study, Comparables #2 and #7 are the only two unrestricted (market rate) complexes and are the best indicators of market rent in the Primary Market. The subject's tenants will be required to pay for electricity only. These comparables require tenants to pay for their electricity and water/sewer usage, and their rents must be adjusted up by the water/sewer utility allowance for direct comparison.

Mr. Richard D. Kearl June 6, 2002 Page 2

One Bedroom Market Rent								
Comparable #	# of Units	Unit Size/SF	Rent	Plus Water/Sower Adjustment	Adj. Reni	Rent/SF		
One	84	713	\$680	\$42	\$722	\$1.01		
One	48	771	\$720	\$42	\$762	\$0.99		
Two	56	683	\$640	\$42	\$682	\$1.00		
Two	64	693	\$650	\$42	\$692	\$1.00		
Weighted Avg. / Totals	252	712	\$671	\$42	\$713	\$1,00		

		Two Bedroom Market Rent					
Comparable #	# of Units	Unit Size/SF	Rent	Plus Water/Sewer Adjustment	Adj. Rent	Rent/SF	
One	36	952	\$889	\$ 72	\$961	\$1.01	
One	24	1,113	3 956	\$72	\$1,028	\$0,92	
One	12	1,198	\$996	\$ 72	\$1,068	\$0.89	
Two	64	952	\$820	\$72	\$892	5 0.94	
Two	28	989	\$850	\$72	\$922	\$0.93	
Weighted Avg. / Totals	164	1,000	\$873	\$ 72	\$945	\$0.95	

Three Bedroom Market Rent								
Comparable #	# of Units	Unit Size/SF	Rent	Plus Water/Sower Adjustment	Adj. Rent	Rent / SF		
One	12	1,248	\$1,08D	\$83	\$1,163	\$0.93		
One	12	1,256	\$1,120	\$R3	\$1,203	\$0.96		
Two	28	1,248	\$ 975	\$83	\$1,058	\$0.85		
Weighted Avg. / Totals	52	1,249	\$1,033	\$83	\$1,116	\$0.89		

The 60% maximum rents must be adjusted down to account for the tenant paid electric so that they can be directly compared to the subject and the comparables. The maximum allowable rents for families meeting the 60% income requirement are adjusted down for tenants paid electricity in the following table. The adjusted rent is then divided by the size of the subject's proposed one, two and three bedroom floor plans.

Mr. Richard D. Kearl June 6, 2002 Page 3

Bedrooms	LIHTC 60% Maximum Rent	Less: Tenant Paid Electricity	Adj. Rent	Subject Unit Size/\$F	Adj. Rent/SF
One	\$748	(\$50)	\$698	800	\$0.87
Two	\$898	(868)	\$830	1,000	\$0.83
Three	\$1,037	(\$94)	\$943	1,174 '''	\$0,80

The preceding tables have adjusted both the comparables in the Primary Market Area and the maximum allowable 60% rents to reflect tenant-paid electricity only. The following table demonstrates that the maximum allowable rents for the Dallas MSA are more than 10% below the market rent in the Primary Market Area.

Bedroom	Market Rent	LIHTC Maximum Rent at	% Difference
One Bedroom/Unit	\$713	\$698	2%
One Bedroom/SF	\$1.00	\$0,87	13%
Two Bedroon/Unit	\$945	\$830	12%
Two Bedroom/SF	\$0.95	\$0.83	13%
Three Bedroom/Unit	\$1,116	\$943	16%
Three Dedroom/SF	\$0.89	\$0.80	10%

The preceding table illustrates that the maximum allowable LIHTC rent is 10% to 13% less than the market rent in the subject's primary market on a per square foot basis, which is the best measure. The one bedroom rent is only 2% less on a per unit basis, but the two and three bedroom rents are 13% and 16% less on a per unit basis.

Thus, we conclude that the maximum allowable 60% rents are more than 10% below the market rents in the Primary Market. This analysis is the most appropriate measure of the spread between market rents and LIHTC maximum rents. Additionally, the majority of the subject's units will be restricted to tenants qualifying for the 30%, 40% and 50%, and if these were factored in, the overall average restricted rent would significantly lower than the required 10% test.

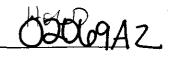
Respectfully Submitted:

Tim Brennan, MA Chief Appraiser

Please note that the developer has increased the size of the three bedroom floor plan from 1,150 to 1,174 square feet.



Texas Department of Housing and Community Affairs Low Income Housing Tax Credit Program 2002 APPEALS REVIEW AND PROCESSING FORM



Development Number: 02069 Development Name: 50	rger rouls
PLEASE NOTE THAT ALL APPEALS MUST BE IN WRITING!! (Email is ac	ceptable)
Essential Dates to Track:	Enter Date Here
Date Appeal Received: (fax rand 5/21; orig 5/23)	May 21, 2002
14 Day Deadline for Response from Executive Director: (enter upon receipt of appeal!)	June 4, 2002
Date the ED Response was Sent Out to Appellant	June 4,2002
Date any Board Appeal Information was Requested from LIHTC	
Please identify the Nature of the Appeal by checking the appropriate box. No filed for anything other than one of these reasons. An Applicant may not appear an Application filed by another Applicant! A. A determination regarding the Applications relating to: A1. Pre-Application or Application Threshold Criteria A2. Underwriting Criteria; or B. The scoring of the application under the Pre-Application or Application C. The amount of housing tax credits recommended to be allocated to the C1.Has the applicant requested a copy of the underwriting report can be called the commended. If applicable, has the underwriting report been sent?	Selection Criteria; or e Application.
II. Timing of Appeal	
Check here to confirm that the appeal has been filed within 7 days of release appeal is based.	ease of the results for which the

"HANDLING RULES AND INSTRUCTIONS

As the deadlines associated with the appeals policy are legislated deadlines, time is of the essence!!

- 1. Initial appeals will come in to either LIHTC or Executive. They should all be passed on to LIHTC for initial processing and **boldly** marked as an **APPEAL**. If an appeal comes in to the Board, please check with tax credits to be sure an initial appeal has been handled through the Executive Director first. If an appeal comes in by email please make sure it gets promptly forwarded to a LIHTC Manager.
- 2. LIHTC Staff will enter the Appeals in the LIHTC Database and notify one of the two managers that an appeal has been received and give it to a manager for prompt handling. LIHTC Staff will make one copy of the appeal for scanning and posting to the web, and one copy for the project file.
- 3. LIHTC will compile all related documents to the appeal and will generate a draft response on behalf of the Executive Director. All appeals will be maintained in an Appeals folder kept with either one of the Managers while awaiting resolution and after a final response has been sent, the Appeal and response will be filed in the project folder.
- - -4. Once the Executive Director has approved or revised the response, the response document will be returned to LIHTC and sent out from our office (this allows us to better track all appeals action taking place). Attach a copy of the response to the Appeals Form.
 - 5. If the Applicant is not satisfied with the ED-response, they may appeal in writing to the Board. These will come in through Dolores Groneck. When she receives an appeal, she will ask the LIHTC Program for this form, all attachments, the file, and any other supporting documentation. That will be provided to her immediately-and-denoted in an Appeals Tracking Log.

Board Appeals must be received before the 7th day preceding the date of the board meeting at which allocation decisions will be made; or received before the third day preceding the board meeting at which allocation decisions will be made if the ED has not responded before the 7 day mark mentioned in the sentence above.

Board review of an appeal can only be based on the original application and documents submitted with the original application. No new information may be reviewed.

OHC Sanger I, Ltd. 16200 Dallas Parkway Suite 190 Dallas, TX 75248

May 20, 2002

Ms. Brooke Boston
Acting Co-manager LIHTC Program
Texas Department of Housing and Community Affairs

RECEIVED
MAY 2 3 2002
LIHTC

Via Fax: 512-475-0764

RE: TDHCA Number 02069

I am writing in response to your letter of May 13, 2002 disallowing points in our application for LITHC tax credits for Sanger Trials.

Pursuant to your decision to deny 1 point for the letter from Senator Estes. We had previously been told in a phone call on the morning of March 1st we could fax this letter to your office upon receipt. Accordingly, we faxed this letter, copy enclosed, and received confirmation of it's receipt at 1:51pm, copy enclosed. Therefore, please award our application this point as the letter was sent per phone instruction on March 1st.

Exhibit 206 (I) of the QAP states that comparable average market rate units must be 10 % greater on a NRSF basis than the maximum allowable rents under the program. We believe that we clearly meet this criterion on several counts. First, the appraisal only contains two market rate comparable properties (comps two and seven). Tenants at these properties pay market rate rents plus all water, water heating, sewer and electric utilities. These additional utility costs should be taken into account when arriving at the true rent differential between income and rent restricted costs and market rate comparable properties. As shown, in table one using the Denton County Housing (DHA) utility figures these market rate tenants incur additional utility costs over and above their base rent of \$92, \$141, \$177 respectively for 1, 2 and 3 bedroom apartments. As shown in table one, the total weighted average cost for these comparable market rate units is \$1.07/SF, \$1.03/SF, and \$1.01/SF respectively for 1, 2 and 3 bedroom units. We believe that these are the real comparable costs that should be used in determining if a proposed development meets the 10% rule contained in the QAP.

The proposed development, Sanger Trails, contains a large number of units restricted to the 30%, 40% and 50% income levels. Therefore, we believe that we must determine the weighted average maximum allowable rent under the program for the proposed development in order to determine the project qualifications for these points. As shown, the average one bedroom maximum rent is \$576/unit or \$72/SF for one-bedroom units. Two bedroom units average \$697 per unit or \$.70/SF. Three bedroom units average \$798 per unit or \$.69/SF.

Table three, compares the market rate average costs per SF with the maximum allowable average rents from table two. As shown, the market rate rents on a truly comparable basis are dramatically higher than the average maximum rents allowed under the program. Clearly, the proposed development average maximum rents are well below the minimum 10% rental variance

threshold. Finally, even if only the 60% income level units are compared, giving no weight to the more numerous lower income level units, on truly comparable basis the property meets the 10% standard. Specifically, the maximum rent for a one bedroom is \$748 per unit or \$93.5/SF. Meanwhile the market rate unit is at \$1.07/SF when adjusted to include comparable utility costs borne by the tenants. The maximum rent for a two bedroom unit is \$898 per unit or \$.898/SF. Again the market rate unit @ \$1.03 is more than 10 % more expensive. Finally, The maximum for the three bedroom unit is \$1,037 per unit or \$.902/SF. Again the market rate units @ \$1.01 is more than 10% greater than the 60% maximum rent under the program.

With regard to the development's market rate rents being at least 5% higher than the maximum allowable rents a similar utility adjustment must be made as market rate tenets will be charged the proposed rents plus they will pay for their electric use, as most all market rate priorities do. Again if we use DHA's electric utility allowances of \$50, \$68 and \$94 respectively for 1, 2 and 3 bedroom units added to the market rate base rents then the development clearly passes the 5% rent differential test. Market rate one bedroom units at \$715+\$50 equate to \$.956/SF versus the average maximum of rent level of \$.72/SF. Likewise two bedroom units at \$930+\$68 equate to \$.998/SF versus the average of \$.70/SF. Finally at \$1,090+\$94 three bedroom units equate to \$1.03 versus the average of \$.69/SF.

We are requesting that you review your earlier decision in view of this information and award our application the nine points we believe we are entitled to.

Thanks in advance for your cooperation.

Sincerely,

Richard D. Kearl

For

OHC Sanger I, Ltd.

Enclosures

Richard Shaw, President Colonial Equities, GP



The Senate of The State of Texas

Senator Craig Estes

February 27, 2002

Mr. Richard Shaw Outreach Housing Corporation Sanger I, Ltd. 16200 Dallas Parkway, Suite 190 Dallas, TX 75248

Dear Mr. Shaw:

Thank you for providing me with the packet of information explaining Outreach Housing Corporation's plans for building a 176-unit affordable apartment development at Sanger, Texas.

It is my understanding that completion of the new Wal-Mart distribution facility has created a significant number of new jobs, thus generating the need for additional affordable housing. It seems that OHC's proposal to construct more affordable housing will fit hand-in-glove with the community's economic growth patterns.

Based on the information that has been provided, I wish to join Sanger Mayor Tommy Kincaid by adding my endorsement to OHC's application being considered by the Texas Department of Housing and Community Affairs.

Sincerely,

Senator Craig Estes

CE/lms

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OHC SANGER I. LTD.

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Table Two
Market Rents/ SF vs. Proposed Rents/ SF

Market Rents/ SF vs. Proposed Rents/ SF Total Market Unit Utility Income Maximum Max Net Number Monthly Max Net **Tenant Paid** Total Rent Paid Total Level Size Rent Allowance Rent Units Rents Rent/NRSF Utilities * Tenant Rent Rent/ NRSF as % of Avg. One Bedroom 30% 800 \$ 373 \$ 50 \$ \$ 323 \$ 0.40 50.00 \$ 373.00 323 \$ 1 One Bedroom \$ 40% 800 499 \$ 50 \$ 449 18 \$ 8.082 \$ 0.56 \$ 50.00 \$ 499.00 One Bedroom \$ 50% 800 623 \$ 50 \$ 573 23 \$ 13,179 \$ 0.72 \$ 50.00 \$ 623.00 One Bedroom 60% 800 \$ 748 \$ 50 \$ 3 698 \$ 2,094 \$ \$ \$ 0.87 50.00 748.00 One Bedroom Average/Total 800 \$ 576 \$ 45 \$ 526 526 \$ 0.66 \$ 576.18 \$ 0.72 Two Bedroom 30% 1000 \$ 448 68 \$ 380 0 \$ 0.38 \$ 68.00 \$ 448.00 Two Bedroom 40% 1000 \$ 599 \$ 68 \$ 531 22 \$ 11,682 \$ 0.53 \$ 68.00 \$ 599.00 Two Bedroom \$ 50% 1000 748 \$ 68 \$ 680 27 \$ 18,360 \$ 0.68 \$ 68.00 \$ 748.00 Two Bedroom 60% 1000 \$ 898 \$ 68 \$ 830 4 \$ 3,320 \$ 0.83 \$ 68.00 \$ 898.00 Two Bedroom Average/Total 1000 \$ 697 53 \$ 629 \$ 629 0.63 \$ 697.47 \$ 0.70 Three Bedroom 30% 1150 \$ 518 \$ 94 424 424 \$ 1 0.37 \$ 94.00 \$ 518.00 Three Bedroom 40% 1150 \$ 691 94 597 \$ \$ 17 \$ 10,149 \$ 0.52 \$ 94.00 \$ 691.00 Three Bedroom \$ 50% 1150 864 \$ 94 \$ 770 21 \$ 16,170 \$ 0.67 \$ 94.00 \$ 864.00 Three Bedroom 1150 60% \$ 1.037 \$ 94 \$ 943 3 \$ 2,829 \$ \$ \$ 1,037,00 0.82 94.00 Three Bedroom Average/Total 1150 \$ 798 704 42 \$ 704 \$ 0.61 798.10 \$ 0.69 **Table Three** One Bedroom Market Rate ** Market 800 \$ 698 \$ 0.87 92.00 \$ 789.94 148.41% 1.07 One Bedroom Average/Total 800 \$ 526 45 \$ 526 \$ 0.66 \$ 576.18 | \$ 0.72 Two Bedroom Market Rate ** Market 1000 \$ 919 \$ \$ 0.92 141.00 \$ 1,060.28 \$ 1.03 147.09% Two Bedroom Average/Total 1000 \$ 629 53 \$ 629 \$ 0.63 \$ 697.47 0.70 Three Bedroom Market Rate ** Market 1150 \$ 1,090 \$ \$ 0.95 177.00 \$ 1,267.00 \$ 1.01 146.05% \$ 704 42 \$ 704 0.61 \$ 798.10 Three Bedroom Average/Total 1150 \$ 0.69

^{*}Sanger Trails tenants will pay only electric over and above their base rent

^{**} Per appraisal market comps two and seven only. See table one.

Table One Market Rate Rent Differentials

					Net		enant	,	Total		Total		otal
Market Comp Two:	Units		Size		Face Rent	-	Paid ilities *		Paid Pant		Monthly		d Rent
One Bedroom	84		713	\$	680	\$	92	\$	Rent 772	Kei \$	nt/Utilities 64,848	\$	1.08
One Bedroom	48		771	\$	720	\$	92	\$	812	\$	38,976	\$	1.05
One Bedroom Avg./Total	132		734	\$	695	Ψ	32	Ψ	012	\$	787	\$	1.07
One Beardoin Avg., Folds	102		104	Ψ	000					Ψ	, 0,	Ψ	1.07
Two Bedroom	36	•	952	\$	889	\$	141	\$	1,030	\$	37,080	\$	1.08
Two Bedroom	24		1,113	\$	956	\$	141	\$	1,097	\$	26,328	\$	0.99
Two Bedroom	12		1,198	\$	996	\$	141	\$	1,137	\$	13,644	\$	0.95
Two Bedroom Avg./Total	72		1,047	\$	929					\$	1,070	\$	1.02
Three Bedroom	12		1,248	\$	1,080	\$	177	\$	1,257	\$	15,084	\$	1.01
Three Bedroom	12		1,256	\$	1,120	\$	177	\$	1,297	\$	15,564	\$	1.03
Three Bedroom Avg./Total	24		1,252	\$	1,100					\$	1,277	\$	1.02
Market Comp Seven											į		}
One Bedroom	56		713	\$	680	\$	92	\$	772	\$	43,232	\$	1.08
One Bedroom	64		771	\$	720	\$	92	\$	812	\$	51,968	\$	1.05
One Bedroom Avg./Total	120		744	\$	701	,		\$	701	\$	793	\$	1.07
Two Bedroom	64		952	\$	889	\$	141	\$	1,030	\$	65,920	\$	1.08
Two Bedroom	28		1,113	\$	956	\$	141	\$	1,097	\$	30,716	\$	0.99
Two Bedroom Avg./Total	92		1,001	\$	909			\$	909	\$	1,050	\$	1.05
Three Bedroom	28		1,248	\$	1,080	\$	177	\$	1,257	\$	35,196	\$	1.01
Three Bedroom Avg./Total	28		1,248	\$	1,080				·	\$	1,257	\$	1.01
			-									٠	-
One Bedroom Avg./Totals	252	\$	739	\$	698	\$	92		_	\$	790	\$	1.07
Two Bedroom Avg./Totals	164	\$	1,024	\$	919	\$	141			\$	1,050	\$	1.03
Three Bedroom Avg./Totals	52	\$	1,250	\$	1,090	\$	177			\$	1,267	\$	1.01

Tenants at these market comps pay for all electric water and sewer Amounts are form Denton County utility allowances

RENTESCHEDULE/Required for All Rental Development Projects

The rent and utility limits available at the time the application is submitted should be used to complete this form. Gross Rent cannot exceed the HUD maximum rent limits. The unit mix and net rentable square footages should be consistant with the:
"Populations Served" section of the application, site plan and architectural drawings. Unit types should be entered from smallest to largest based on "# of Bedrooms", then within the same "# of Bedrooms" from lowest to highest "Tenant Paid Rent/Unit".

"Type of Unit" designation should be one or more of the following based on the unit's rent restrictions: Tax Credit (TC50%) or (TC60%), HOME High (HH) or Low (LH), Housing Trust Fund (HTF), 501 (c) (3) Mortgage Revenue Bond (MRB), Community Developement Block Grant (CDBG), Other (OT) (describe any "Other" restrictions on an attached sheet). For

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Type of Unit	Income Level Served	# of Units	# of Bed rooms	# of Baths	Unit Size (Net Rentable Sq. Ft.)	Total Net Rentable Sq. Ft.	Gross Rent	Tenant Paid Utility Allow.	Tenant Paid Rent/ Unit		Total nthly Rent
				i					(C) - (D) =	-	
		· (A)			(B)	(A) x (B)	(C)	(D)	(E)	(/	4) x (E)
TC30%	30%	1	1	1	800		373	50	323	\$	323
TC40%	40%	18	1	. 1	800		499	50	449	\$	8,079
TC50%	50%	23	1	1	800		623	50	573	\$	13,176
TC60%	60%	3	1	1	800	2,400	675	50	625	\$	1,875
TC30%	30%	0	2	2	1,000	0	435	68	367	\$	-
TC40%	40%	22	2	2	1,000	22,000	599	68	531	\$	11,674
TC50%	50%	27	2	2	1,000	27,000	748	68	680	\$	18,350
TC60%	60%	4	2	2	1,000	4,000	840	68	772	\$	3,087
TC30%	30%	1	3	2	1,150	1,150	518	94	424	\$	424
TC40%	40%	17	. 3	2	1,150	19,550	691	94	597	\$	10,143
TC50%	50%	21	3	2	1,150	24,150	864	94	770	\$	16,162
TC60%	60%	3	3	2	1,150	3,450	950	94	856	\$	2,567
		·									-
Rent Restrict	ed Total	140			11.3	137,300	Service Service				85,859
Market Rate		11	1	1	800	8,800		7	715		7,865
Market Rate		23	2	2	1,000		A CONTRACTOR		930		21,390
Market Rate		2	3	2	1,150	2,300			1,090		2,180
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¹⁾ Only enter Employee Occupied Units if not included in rent restricted units shown above.

RENT COMPARABLES

Income Comparable Number:

Seven

Name:

Cooper Glen Apartments

Address:

3232 North Locust Street, Denton, Texas

Construction:

Two story garden style apartments with brick and wood

siding exterior and pitched composition roofs.

Unit Amenities:

Full sized kitchens with microwaves, ceiling fans, washer/dryer connections, fireplaces, patio/balconies,

extra storage

Complex Amenities:

Pool, clubhouse/office, laundry room, Jacuzzi, fitness

center, controlled access gates, assigned-covered parking

Occupancy:

100%

Year of Construction:

1997

Utilities:

Tenants pay electricity and water

Rent Schedule February 2002

Unit Type	Miix	Size (SF)	Rent / Month	Rent/SF/Month
1 Br / 1 Ba, W/Dc, FP*	56	683	\$640	\$0.94
1 Br / 1 Ba, W/Dc, FP*	64	693	\$650	\$0.94
2 Br / 2 Ba, W/Dc, FP*	64	928	\$820	\$0.88
2 Br / 2 Ba, W/Dc, FP*	28	989	\$850	\$0.86
3 Br / 2 Ba, W/Dc, FP*	28	1,164	\$975	\$0.84
Totals/Averages	240	842	\$754	\$0.90

Verified by:

On site management

Low Income Units/Programs:

None, all are market rent units

Rent Concessions:

None

RENT COMPARABLES

Income Comparable Number:

Two

Name:

The Coventry Apartments

Address:

500 S. IH-35E, Denton, Texas

Construction:

Two story, garden apartments with brick and siding

exterior, and pitched composition roofs.

Unit Amenities:

Full kitchens with ice makers and microwaves, ceiling

fans, outside storage, mini-blinds

Complex Amenities:

Pool, water volleyball, sand volleyball, clubhouse, fitness

center, carports (\$25) and garages (\$65)

Occupancy:

10% (still in construction and lease up)

Year of Construction:

1996

Utilities: Tenant pays electricity and water

Rent Schedule February 2002

Unit Type	Miix	Size (sf)	Rent / month	Rent / SF / Month
1 Bd / 1 Ba	84	713	\$680	\$0.95
1 Bd / 1 Ba	-48	771	\$720	\$0.93
2 Bd / 1 Ba	18	859	\$794	\$0.92
2 Bd / 2 Ba	36	952	\$889	\$0.93
2 Bd / 2 Ba	24	1.113	\$956	\$0.86
2 Bd / 2 Ba	12	1.198	\$996	\$0.83
3 Bd / 2 Ba	12	1,248	\$1.080	\$0.87
3 Bd / 2 Ba	12	1,256	\$1,120	\$0.89
Totals/Averages	246	885	\$810	\$0.92

Verified by:

On site leasing and ALN Systems, Inc.

Rent Concessions:

No concessions being offered at this time

Low Income Units/Programs:

None

Comments:

This complex is under construction and in the early

stages of its lease up.

Ning of

U.S. Department of H	U bas prieuc	rban Develo	pment		Date					
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Tenant-Furnished	Utilities and			1						
Locality		Unit Ty	pe							
Denton Housing Autho	rity				1 19					
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TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

Rick Perry GOVERNOR

Edwina P. Carrington Executive Director

BOARD MEMBERS Michael E. Jones, Chair Elizabeth Anderson Shadrick Bogany C. Kent Conine Vidal Gonzalez Norberto Salinas

June 4, 2002

Mr. Richard D. Kearl OHC Sanger I. Ltd. 16200 Dallas Parkway, Suite 190 Dallas, Texas 75248 Facsimile: 972.733.1864

Re: Response to Appeal Filed May 21, 2002

Sanger Trails Apartments, TDHCA Project No. 02069

Dear Mr. Kearl:

Consistent with §49.4(k) of the 2002 Qualified Allocation Plan and Rules (QAP), I am writing in response to the appeal you filed on February 21, 2002 on the above-referenced development.

Appeal Review

Regarding Exhibit 202, I have confirmed with our records that the letter from Senator Estes was received prior to the Application submission deadline on March 1 and that the letter does indicate an endorsement of the proposed development.

Regarding Section 49.7(f)(4)(I), relating to mixed income points, I have carefully reviewed the statements in your appeal. All rents used in the Department's mixed income calculation came from the rent schedule supplied in the Application or were based on the rent schedule if less than maximum LIHTC rents were proposed for the subject property. The one bedroom units in the application failed both the 5% test and the 10% test. The letter of appeal indicates that the weighted average maximum allowable LIHTC rents were used by the applicant. The Department's calculation did not use a weighted average. The calculation was based on the "maximum allowable rents under the program" for each unit type as stated in the QAP. The maximum allowable LIHTC rent for 60% one bedroom units in the subject area is \$748. To calculate the net rent per square foot the \$50 utility allowance is subtracted from the gross rent of \$748, then divided by the 800 square foot size of the proposed 1 bedroom units. This calculation results in a net rent per square foot of \$0.8725 as the Department's unit of comparison for one bedroom units. When compared to \$0.8937 net rent per square foot for market rate units, the difference is only 2.4% instead of 5%. For the 10% test, the market study summary indicates a submarket rent for comparables of \$0.89 per square foot. Dividing \$0.89 by \$0.8725 yields 102%, indicating that the submarket rent is only 2% above the maximum LIHTC rent per square foot.

Appeal Determination

Based on the above reasons, your appeal has been partially approved. One point is reinstated for the letter from Senator Estes. The 8 points deducted for Low Income Targeting will not be reinstated.

Mr. Richard Kearl June 4, 2002 Page 2 of 2

Section 49.4(k) of the 2002 QAP indicates that if you are not satisfied with this response to your appeal, you may appeal directly in writing to the Board of the Texas Department of Housing and Community Affairs (the Board). Please note that an appeal filed with the Board must be received by the Board before at least seven days preceding the date of the board meeting at which the relevant allocation decision is expected to be made. To have an appeal considered by the Board at the June 24 Board meeting, the appeal must be received by Delores Groneck, Board Secretary, no later than June 17, although it is strongly suggested that you submit it by June 13.

If you have questions or comments, please call (512) 475-3340.

Sincerely,

Edwina Carrington

Executive Director



June 13, 2002

Attn: Edwina Carrington
Executive Director
Texas Department of Housing and Community Affairs
507 Sabine, Suite 600
Austin, Texas 78701

Re: Response to Appeal Filed May 23, 2002
Parkside Terrace Seniors Apartments, TDHCA Project No. 02026

Dear Ms. Carrington,

Per Section 49.4(k) of the 2002 Qualified Allocation Plan, Parkside Terrace, Ltd., the applicant for the Parkside Terrace Seniors Apartments, TDHCA# 02026, hereby formally appeals to the Board of the Texas Department of Housing and Community Affairs the Department's response to our appeal dated May 23, 2002.

It is our assumption that the Board will review the information in our initial appeal, as we feel our arguments do not need to be restated. However, we wish to take this opportunity to present our opinions as they relate to the Departments response dated June 5, 2002.

The Department is correct in its determination that we are not contesting the Department's scoring. Instead, we are "challenging the validity of scoring because of the potential for defining "submarkets" in a manner that favors scoring instead of accurately reflecting the area from which the development's tenants will most probably be drawn." We realize that the Department must trust the ethics of the market analyst to accurately reflect this information. However, the Department has no procedure for determining which applicant is providing accurate information when more than one application is submitted within close proximity of another applicant, and both market analysts are using different market information. The scoring system, as it is currently designed, is penalizing the applicant who represents a true market, and rewards points to applicants that are providing dishonest and guided data which is directed solely at obtain mixedincome points. By awarding these points, the Department is openly stating that any "submarket" can be accepted as long as it comes from a market analyst, and that the Department is not interested in ensuring that a market truly exists for the development. This places applicants on an unequal playing field, especially in an application round that focuses solely on scoring to determine which applicants go to underwriting.

Page Two

Would the Department not benefit from reviewing all the information at their disposal to determine the feasibility of the development? If Department reviewed the market study of every applicant who submitted an application, and organized them by region, city, suburb, etc., many of the discrepancies which are being referred to would be brought to light. Unfortunately, if your application does not go to underwriting, your market study is not reviewed, and the Department is missing an opportunity to enhance the success of the allocation process. The end result is that in some cases, dishonesty is being rewarded through no fault of the Department because the system is not allowed to use some subjectivity in the allocation process. The purpose of the 2002 QAP was to create a robotic approach to allocating credits that diminishes the ability of the Department's personnel to make informed decisions.

Our appeal has made us aware that the Department has no definition of what constitutes a "submarket", yet, as stated in their response, "...the Department must accept properly supported findings of the market analyst..." It is disturbing to us that the Department must blindly accept "properly supported findings" in the market study, and use this information as a determination for points awarded in the application process. In our opinion, the system still has serious flaws that are costly to developers who participate in the Tax Credit Program in good faith.

Thank you for the opportunity to present our opinions.

Va Ell

ames E. Washburn

Sincerely,

Texas Department of Housing and Community Affairs Low Income Housing Tax Credit Program

SANSONO

2002 APPEALS REVIEW AND PROCESSING FORM

Development Number: 02026 Development Name: Parl	coide Terrace									
PLEASE NOTE THAT ALL APPEALS MUST BE IN WRITING!! (Email is acceptable)										
Essential Dates to Track:	Enter Date Here									
Date Appeal Received: fax rwa 5/23; on grad 5/24	5/23/02									
14 Day Deadline for Response from Executive Director: (enter upon receipt of appeal!)	6/6/02									
Date the ED Response was Sent Out to Appellant	4/5/0z									
Date any Board Appeal Information was Requested from LIHTC										
I. Nature of Appeal Please identify the Nature of the Appeal by checking the appropriate box. No filed for anything other than one of these reasons. An Applicant may not appean Application filed by another Applicant! A. A determination regarding the Applications relating to: A1. Pre-Application or Application Threshold Criteria A2. Underwriting Criteria; or B. The scoring of the application under the Pre-Application or Application C. The amount of housing tax credits recommended to be allocated to the	Selection Criteria; or Application.									
C1.Has the applicant requested a copy of the underwriting rep										
C2. If applicable, has the underwriting report been sent? $lue{\Box}$ No	Yes (Date:)									
IITiming_of_Appeal										
Check here to confirm that the appeal has been filed within 7 days of release appeal is based.	ase of the results for which the									

HANDLING RULES AND INSTRUCTIONS

As the deadlines associated with the appeals policy are legislated deadlines, time is of the essence!!

- 1. Initial appeals will come in to either LIHTC or Executive. They should all be passed on to LIHTC for initial processing and **boldly** marked as an **APPEAL**. If an appeal comes in to the Board, please check with tax credits to be sure an initial appeal has been handled through the Executive Director first. If an appeal comes in by email please make sure it gets promptly forwarded to a LIHTC Manager.
- 2. LIHTC Staff will enter the Appeals in the LIHTC Database and notify one of the two managers that an appeal has been received and give it to a manager for prompt handling. LIHTC Staff will make one copy of the appeal for scanning and posting to the web, and one copy for the project file.
- 3. LIHTC will compile all related documents to the appeal and will generate a draft response on behalf of the Executive Director. All appeals will be maintained in an Appeals folder kept with either one of the Managers while awaiting resolution and after a final response has been sent, the Appeal and response will be filed in the project folder.
- 3. That draft response will be routed within 7-10 days of the receipt of the appeal to the Executive Director. I would suggest short meetings to go over these with LIHTC. These will be routed as an Executive Action Item marked specifically as an Appeal.
- 4. Once the Executive Director has approved or revised the response, the response document will be returned to LIHTC and sent out from our office (this allows us to better track all appeals action taking place). Attach a copy of the response to the Appeals Form.
- 5. If the Applicant is not satisfied with the ED response, they may appeal in writing to the Board. These will come in through Dolores Groneck. When she receives an appeal, she will ask the LIHTC Program for this form, all attachments, the file, and any other supporting documentation. That will be provided to her immediately-and-denoted-in an Appeals Tracking Log.

Board Appeals must be received before the 7th day preceding the date of the board meeting at which allocation decisions will be made; or received before the third day preceding the board meeting at which allocation decisions will be made if the ED has not responded before the 7 day mark mentioned in the sentence above.

Board review of an appeal can only be based on the original application and documents submitted with the original application. No new information may be reviewed.

LCJ Management, Inc.
19276 F.M 1485
New Caney. Texas 77357
Phone (281) 689-2030
Fax (281) 689-0103
e-mail – jewashburn@go.com

MAY
2 3 2002

facsimile transmittal

Brooks Boston

LCJ Magement, Inc.

	- Di joke Buston								
From	ı: Jim W	/ashburn			Date: 5				
Re:		als for TDHC	CA# 02025 ai	nd Pag	es: 2	<u> </u>	••	···	
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						-			

Ms. Boston,

Originals are being sent via Fed Ex for delivery Friday, May 24.

Sincerely,

Jim Washburn

Ph (281)689-2030 ext.31

Fax (281)689-0103

e-mail jewashburn@go.com



May 22, 2002

Attn: Edwina Carrington
Executive Director
Texas Department of Housing and Community Affairs
507 Sabine, Suite 600
Austin, Texas 78701



Re:

2002 LIHTC Application for Parkside Terrace Seniors Apartments

TDHCA Number 02026

Appeal of 2002 Application Scoring Notice

Dear Ms. Carrington,

Per Section 49.4(k) of the 2002 Qualified Allocation Plan, Parkside Terrace, Ltd., the applicant for the Parkside Terrace Seniors Apartments, TDHCA# 02026, hereby formally appeals the Department's 2002 Application Scoring Notice dated May 13, 2002. The Final Points Awarded by the LIHTC Program were reduced by 8 points for the following reason:

"Exhibit 4I(8,0) – Based on the information presented in the rent schedule and the market study, the development fails both the 10% and 5% tests for all unit types."

The grounds for the Applicant's appeal are as follows:

A. The Qualified Allocation Plan does not define the terms "submarket" or "comparable market rate units". Additionally, the Department has no standard or procedure to determine whether the "submarket" or "comparable market rate units" accurately portray existing market conditions. As a result, market analysts are not held accountable to the same standards when determining the boundaries of "submarkets" or whether available "comparable market rate units" exist within the established "submarket." With regard to TDHCA #02026, the inconsistencies which exist among the various market analyst's interpretation of these terms is providing an unfair advantage to other applicants within our Region.

Page Two

B. The resulting score is being challenged on the basis that the lost points are preventing the application from receiving its due process of Underwriting by the Department. Due to inconsistencies and questionable ethics in other applications, TDHCA #02026 is being discriminated against on the basis of its score. This provides an unfair advantage to applications that received mixed income points even if the underwriting analysis concludes that the deal will not underwrite.

This inequity is caused by the QAP interpretation that only the highest scoring applications will be sent to underwriting.

Analysis:

There continues to be significant controversy and confusion regarding the intent and interpretation of mixed income developments. The QAP lacks instruction with regard to proper administration of this Selection Criteria item. More importantly, it becomes more questionable and controversial when market analysts are not providing the department with an accurate picture of the existing market. Unfortunately, the Tax Credit application process has become a scoring contest with a "win at all cost attitude." The result is that some applicants are not playing by the same rules as others, and the consequences of such actions have placed our application at a severe disadvantage.

An open record review of Market Studies submitted for applications throughout the State has revealed major discrepancies with regard to "submarket" delineation and "comparable" units. The concern is that Market Analysts are using different methods for determining the submarkets and comparables. Consequently, the different methods being utilized are making it possible for these applications to qualify for mixed income points while other applicants are not.

A thorough analysis of market study discrepancies is noted in the appeal filed by TDHCA# 02025, The Village @ Prairie Creek. The applicant for Parkside Terrace Seniors Apartments yields to the arguments documented within their appeal. The same market study discrepancies which cost TDHCA# 02025 mixed income points are affecting applicants in Region 6, the Houston MSA. For example, the market analyst for Parkside Seniors defined a submarket using geographic boundaries. The West boundary for the submarket is State Highway 288 (SH 288). SH 288 is also the West boundary line of the subject property. The analyst chose not to include comparables on the West side of SH 288 because it represented a different socio-economic population. Yet, market rents on this side of the Highway would have supported the 10% and 5% test, thus enabling the applicant to receive the mixed income points. Again, it is obvious that if the analyst had used a 3-mile radius instead of a geographic boundary, the applicant would have had no problem justifying market rents. The inconsistencies between market study analysts in

Page Three

determining submarkets and comparables is discriminating against some applicants and not others.

The end result is that the Department's Underwriting Staff is the key to determining the long-term viability of these developments. The ability of the Underwriting staff to weed through the inconsistencies within the applications and the market studies falls directly under their jurisdiction. Frankly, it is a major responsibility that must be performed in an extremely short time frame. Still, it is their responsibility to protect the integrity of the Tax Credit Department and ensure that the information being provided to them is accurate and useful. In the case for this appeal, the applicant for TDHCA# 02026 argues that the ability of a deal to be sustainable and successful should be determined by the Underwriting Staff and not by application score. Yet, when points are not being awarded fairly, the ability of an application to be underwritten is jeopardized.

The Department cannot deny that significant inconsistencies exist within and between market studies and market analysts. Market analysts who are representing the market accurately to the Department are effectively penalizing the applicants for their honesty because other market analysts are "making the numbers work." The applicant for TDHCA# 02026 would like to make the following recommendations with regard to this appeal:

- 1. Award the points for mixed income developments to all applicants who sought them. Place the responsibility of verifying the viability of the market rents with the Underwriting Department. Their analysis of the feasibility and accuracy of the market information provided should be the determining factor as to whether the developments should be funded. This eliminates any unfair advantage that can be gained by applicants receiving mixed income points that are providing inconsistent information. (or)
- 2. Disallow the points for mixed income developments to all applicants who sought them. Place the responsibility of verifying the viability of the market rents with the Underwriting Department. Their analysis of the feasibility and accuracy of the market information provided should be the determining factor as to whether the developments should be funded. This eliminates any unfair advantage that can be gained by applicants receiving mixed income points that are providing inconsistent information. (or)
- 3. In MSA's where maximum 60% rents are unattainable within certain submarkets, allow the applicant to use maximum 50% rents when calculating the 10% and 5% test. Additionally, ensure that the applicant charges market rents that are at least 10% higher than the 60% rents being proposed in the development. It is our belief that when market rents are below the 60% maximums, then the affordable 60% rents are well below the maximums as

well. As long as the market study can support market rents 10% higher than the 60% rents being charge in the development, then the "intent" with regard to mixed income developments outlined in the QAP can still be attained.

Recommendation #3 is the approach the applicant for TDHCA# 02026 chose to go, given the results of its market analyst. There was not an attempt to create a submarket that did not exist just to justify the 10% and 5% tests, as other applicants have been shown to do. Instead, the applicant chose to reduce 60% rents to a point where existing market rents in the submarket would be 10% higher than the 60% rents being used. Although not specifically allowed under the program, the result is a viable development that should underwrite with few questions.

Please give the appropriate time necessary to examine and respond to this appeal. The Department is faced with the monumental task of allocating Tax Credits as fairly and equitable as possible. It is obvious to this applicant that the loss of points associated with mixed income development is the result of inequitable market study practices, and that the loss of these points unfairly discriminates against this applicant. The applicant for TDHCA# 02026 is certain that the Department will make a fair and equitable decision.

Sincerely,

James E. Washburn



TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

Rick Perry GOVERNOR

Edwina P. Carrington EXECUTIVE DIRECTOR BOARD MEMBERS Michael E. Jones, *Chair* Elizabeth Anderson Shadrick Bogany C. Kent Conine Vidal Gonzalez Norberto Salinas

June 5, 2002

Mr. James E. Washburn
The Washburn Group
19276 FM 1485
New Caney, Texas 77357
-- Facsimile: 281.689.0103

Dear Mr. Washburn:

Consistent with \$49.4(k)-of-the 2002 Qualified Allocation-Plan-and-Rules (QAP), I am writing in response to the appeal you filed on May 23, 2002 on the above-referenced development.

Appeal Review

I have carefully reviewed the application you submitted, as well as your appeal, as it relates to §49.7(f)(4)(I) of the 2002 QAP. Your appeal does not contest the findings of the Department's scoring, but challenges the validity of scoring because of the potential for defining "submarket" in a manner that favors scoring instead of accurately reflecting the area from which the development's tenants will most probably be drawn. In formulating the scoring for the item, the Department implicitly places trust in the ethics of the market analysts under contract to the applicants. The issue challenged could have been resolved only at public hearings on the QAP. Upon application for the mixed income points, the applicant implicitly accepted the normal operating procedure within the Department; specifically, that market analysts define the appropriate submarkets subject to the Department's review. Furthermore, under the rules, the applicant cannot appeal the Department's decisions with respect to any application of another applicant, and the Department must accept the properly supported findings of the market analysts associated with competing applications. However, comments such as these are essential to generating feedback for the 2003 QAP.

Appeal Determination

Based on the above reasons, your appeal has been denied. The eight points deducted for Exhibit (4)(I) will not be reinstated.

Section 49.4(k) of the 2002 QAP indicates that if you are not satisfied with this response to your appeal, you may appeal directly in writing to the Board of the Texas Department of Housing and Community Affairs (the Board). Please note that an appeal filed with the Board must be received by the Board before at least seven days preceding the date of the board meeting at which the relevant allocation decision is expected to be made. To have an appeal considered by the Board at the June 24 Board meeting, the appeal

Mr. James Washburn June 5, 2002 Page 2 of 2

must be received by Delores Groneck, Board Secretary, no later than June 17, although it is strongly suggested that you submit it by June 13.

If you have questions or comments, please call (512) 475-3340.

Sincerely,

Edwina Carrington Executive Director

CHERRY MOUNTAIN PARTNERS, LTD.

3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: lpmanley@austin.rr.com

RECEIVED

JUN 13 2002

June 13, 2002 **EXECUTIVE**

Board of Directors Texas Department of Hosing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

Re: Cherry Mountain Villas

TDHCA LIHTC Application # 02136 Appeal of Final Points Awarded

Ladies and Gentlemen:

This letter is written on behalf of the Applicant, Cherry Mountain Partners, Ltd., pursuant to Section 49.4(k) of the 2002 QAP, as an appeal of the Executive Director's determination included in a letter dated June 5, 2002 declining to reinstate the 8 points deducted from the above referenced application as a result of failing the 10% test as applied to mixed-income one bedroom units for the Applicant's proposed development. A copy of the TDHCA determination letter is attached for your easy reference. Also attached are copies of our appeal and correspondence relating to this matter.

The issue in the present case involves the calculation of the market rate rents to be applied in the TDHCA 10% test for Lakeway, Texas. The 10% test referred to is stated in Section 49.7(f)(4)(I) of the QAP, and in the Application Submission Procedures Manual, as follows:

"The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program."

TDHCA asserts that Applicant failed the 10% test for one bedroom units since one bedroom rent comparables are not supported once rental concessions are deducted from the quoted street rents. Such an adjustment is not required by the QAP, is not consistent with industry practice, to the knowledge of Applicant and its advisors, has never been applied in the past, and should not be selectively applied to Applicant in this year's application round. The concept of using rents adjusted for concessions as a component of market rent was not included in the QAP and was never contemplated in the development of the "attribute adjustment matrix" referred to in the Department's letter. The attribute adjustment matrix refers to physical characteristics only and was admittedly rejected by the Department as too difficult to apply. If utilized at all, such an adjustment matrix should have been applied to all LIHTC applications, universally, and with advance notice to applicants, a situation that did not occur. Please refer to the attached letter

Board of Directors June 13, 2002 Page 2

from Applied Market Data Research Services, LLC, demonstrating the inappropriateness of using this measure in computing "market rent."

Nevertheless, even if the market rents are adjusted back to the rents net of rental concessions, Applicant still meets the 10% test. The Market Study (on pages 14 and 92) clearly presents the market rents on a per unit basis as follows:

Lakeway Market Rents

Net of Concessions

of Bedrooms

1 BR

Lakeway Market Rents

Market Rents Required

to Meet 10% Test

\$ 812

\$ 809

Clearly, the 10% test for the Cherry Mountain Villas Application has been met on a per unit basis in the Lakeway, Texas submarket.

It appears that the confusion results from the application of the "per net rentable square foot basis" language from the QAP (see above). This phrase is ambiguous, at best (as acknowledged by TDHCA staff), but the most logical and reasonable approach would be to make this calculation based on the number of square feet in the subject property units. After all, this is where the market rents will have to be collected. The market rents as presented and documented by the Market Study, even after adjusting for rental concessions as set forth above (i.e., \$812 for a one bedroom unit), equate to a rent per square foot of \$1.083, based on the one bedroom unit size of 750 sq.ft. Even TDHCA concedes that the rents only need to be \$1.078 to meet the 10% test (or \$809 per unit). The Applicant's per unit market rents are 19.73% higher than the maximum LIHTC rents for the 1 bedroom units. The matrix presented on pages 14 and 92 of the Market Study, though not required by the QAP and furnished solely for informational purposes, presented these rents under the "PPSF Market" column heading as \$1.063, basing the calculation on the "average" comparable unit size. There is no real "average comparable" unit size in the submarket, nor is there any other 750 square foot unit. Some are larger and some are smaller. Therefore, the number is fabricated merely for the purposes of the calculation. Indeed, the Market Study concludes on page 13 that "... The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program..." This is independent verification of the position Applicant is taking in making this appeal. In his May 22, 2002 letter to TDHCA, the market analyst stated that: "...you can clearly see that this project's affordable rents are well below the 10% threshold. As such, the developer should be awarded the points requested in the original application."

Finally, notwithstanding all of Applicant's arguments above, the amount in dispute in this case is immaterial in every sense of the word. The difference between what the Department calculates (\$1.078/sq.ft.) and the \$1.063/sq.ft. mistakenly presented, is only \$0.015/sq.ft., or \$11.25 rent per month. No prediction of events to occur as far in the future as two years or more can be that accurate, even assuming the rental concessions are still in force at that time!

Thank you for your consideration. Applicant reiterates its request for a reinstatement of the 8 point scoring deduction so that its Final Score is 136. Representatives of Applicant will be present at the June 24 Board meeting to respond to any questions you may have.

Sincerely

CHERRY MOUNTAIN PARTNERS, LTD.

By Duval Partners, Ltd., General Partner

By: Mortgago Asset Capital, LLC, its General Partner

Jarry Paul Manlay President

cc: Ms. Edwina Carrington, Executive Director

APARTMENT

MARKETDATA RESEARCH SERVICES, LLC

CONSULTANTS, ECONOMISTS, ANALYSTS

June 12, 2002

Ms. Brooke Boston
Texas Department of Housing and Community Affairs
507 Sabine, Suite 500
Austin, Texas 78711

RE: Cherry Mountain Villas

TDHCA Project No. 02136

Dear Ms. Boston:

I received a copy of the TDHCA's letter dated June 5, 2002 denying the Cherry Mountain Villas project appeal for points for mixed-income units. While I understand the state's review of the data we reported in the market feasibility study, I disagree with the state's conclusions.

I have managed apartment communities around the country for more than 13 years. The definition of "market rent" is clear within the apartment industry. It is the rent contracted for in the lease agreement for which a resident must write a monthly check. "Economic rent" is a different matter entirely.

Additionally, I sat through a number of round table sessions with the TDHCA, and have thoroughly reviewed the QAP for the requirements of a market study. My understanding after these meetings was that the "attribute adjustment matrix" referred to physical characteristics (i.e. swimming pools, ceiling fans, physical condition). Never was it discussed that the matrix was to be used to determine an economic rent for comparable projects.

The reality of the state's conclusion is a dispute over a difference of \$0.015/sq. ft. on one unit type (60% AMI - 750 sq. ft. one bedroom unit). This equates to \$11.25 per month in rent. I dare to say that the intent of the legislature was not base a decision of this magnitude over pocket change.

If I may be of any further assistance, please feel free to call upon me.

Sincerely

Darrell G. Jack

President



MarketData Research Services conducted an analysis of the <u>most comparable</u> market rate developments in the submarket. Generally, these properties were built within the last 10 years.

Please note that Net Rents based on rent concessions are essentially subjective, since the concessions offered are not uniform, are temporary and tend to disappear immediately upon commencement of any economic upturn. As a result, the amount and duration of any rent concessions for periods 2-1/2 years in the future (approximately when this year's LIHTC units will be coming to market) are essentially unpredictable with any accuracy, and street rents currently quoted (ex-concessions) may well be a better overall indicator of future rents, since they will not reflect any intervening CPI or other inflationary impact.

For a listing of the projects and individual data sheets, please refer to the "Rent Comparables" section of the market study. Rents compare to those of the subject property as follows:

RENTAL RATE COMPARISON NET OF RENTAL CONCESSIONS

						%		PPSF	PPSF	PPSF	%
	Sq. Ft.	Subject	Market	Var	riance	Variance		Subject	Market	Variance	Variance
						ŝ					
1-1	750	\$ 307	\$ 812	\$	(505)	-62.2%		\$ 0.409	\$ 1.063	\$ (0.654)	-61.5%
1-1	750	\$ 554	\$ 812	\$	(258)	-31.8%		\$ 0.739	\$ 1.063	\$ (0.324)	-30.5%
1-1	750	\$ 679	\$ 812	\$	(133)	-16.4%		\$ 0.905	\$ 1.063	\$ (0.158)	-14.8%
1-1	750	\$ 880	\$ 812	\$	68	8.4%		\$ 1.173	\$ 1.063	\$ 0.110	10.4%
2-2	985	\$ 369	\$ 979	\$	(610)	-62.3%		\$ 0.375	\$ 0.993	\$ (0.618)	-62.3%
2-2	985	\$ 518	\$ 979	\$	(461)	-47.1%		\$ 0.526	\$ 0.993	\$ (0.467)	-47.0%
2-2	985	\$ 667	\$ 979	\$	(312)	-31.9%		\$ 0.677	\$ 0.993	\$ (0.316)	-31.8%
2-2	985	\$ 815	\$ 979	\$	(164)	-16.7%		\$ 0.827	\$ 0.993	\$ (0.166)	-16.7%
2-2	985	\$ 1,056	\$ 979	\$	77	7.9%		\$ 1.072	\$ 0.993	\$ 0.079	8.0%
3-2	1,148	\$ 594		3 \$	(669	-53.0%		\$ 0.517	\$ 1.100	\$ (0.583)	-53.0%
3-2	1,148	\$ 760			(497	-39.4%		\$ 0.667	\$ 1.100	\$ (0.433	-39.3%
3-2	1,148	\$ 938			(325) -25.7%	,	\$ 0.817	\$ 1.100	\$ (0.283	-25.7%
3-2	1,148	\$ 1,220			(43	-3.4%	,	\$ 1.063	\$ 1.100	\$ (0.037	-3.4%

From the preceding comparison of rents by individual unit types, one can see that the rents on a PPSF are between 62% below to 8% above concession adjusted rents currently offered in the marketplace. Those units currently above the concession adjusted rents are market rate units; and are considered reasonable rents as the comparables are offering large concessions. These rental concessions should burn off by the time that subject is ready for occupancy. Thus, we opine that the subject would fill a need for affordable rental homes.

any rent concessions for periods 2-1/2 years in the future (approximately when this year's LIHTC units will be coming to market) are essentially unpredictable with any accuracy, and street rents currently quoted (ex-concessions) may well be a better overall indicator of future rents, since they will not reflect any intervening CPI or other inflationary impact.

For a listing of the projects and individual data sheets, please refer to the "Rent Comparables" section of the market study. Rents compare to those of the subject property as follows:

RENTAL RATE COMPARISON NET OF RENTAL CONCESSIONS

						%	PPSF	PPSF	PPSF	%
	Sq. Ft.	Subject	Market	Va	riance	Variance	Subject	Market	Variance	Variance
1-1	750	\$ 307	\$ 812	\$	(505)	-62.2%	\$ 0.409	\$ 1.063	\$ (0.654)	-61.5%
1-1	750	\$ 554	\$ 812	\$	(258)	-31.8%	\$ 0.739	\$ 1.063	\$ (0.324)	
1-1	750	\$ 679	\$ 812	\$	(133)	-16.4%	\$ 0.905	\$ 1.063	\$ (0.158)	
1-1	750	\$ 880	\$ 812	\$	68	8.4%	\$ 1.173	\$ 1.063	\$ 0.110	10.4%
2-2	985	\$ 369	\$ 979	\$	(610)	-62.3%	\$ 0.375	\$ 0.993	\$ (0.618)	
2-2	985	\$ 518	\$ 979	\$	(461)	-47.1%	\$ 0.526	\$ 0.993	\$ (0.467)	
2-2	985	\$ 667	\$ 979	\$	(312)	-31.9%	\$ 0.677	\$ 0.993	\$ (0.316)	
2-2	985	\$ 815	\$ 979	\$	(164)	-16.7%	\$ 0.827	\$ 0.993	\$ (0.166)	
2-2	985	\$ 1,056	\$ 979	\$	77	7.9%	\$ 1.072	\$ 0.993	\$ 0.079	
3-2	1,148	\$ 594	\$ 1,263	\$	(669)	-53.0%	\$ 0.517	\$ 1.100	\$ (0.583)	
3-2	1,148	\$ 766	\$ 1,263	\$	(497)	-39.4%	\$ 0.667	\$ 1.100	\$ (0.433)	
3-2	1,148	\$ 938	\$ 1,263	\$	(325)		\$ 0.817	\$ 1.100	\$ (0.283)	
3-2	1,148	\$ 1,220			(43)		\$ 1.063	\$ 1.100	\$ (0.037)	

From the preceding comparison of rents by individual unit types, one can see that the rents on a PPSF are between 62% below to 8% above concession adjusted rents currently offered in the marketplace. Those units currently above the concession adjusted rents are market rate units; and are considered reasonable rents as the comparables are offering large concessions. These rental concessions should burn off by the time that subject is ready for occupancy. Thus, we opine that the subject would fill a need for affordable rental homes.

7.1.5 Other Income

Other income is typically generated by an apartment complex which includes income from late charges, forfeited security deposits, vending machines, bad check charges,

appeal is based.

Development Number: 02130 Development Name: Chun	y Martain Villa
PLEASE NOTE THAT ALL APPEALS MUST BE IN WRITING!! (Email is acc	
Essential Dates to Track:	Enter Date Here
Date Appeal Received:	5/24/02
14 Day Deadline for Response from Executive Director: (enter upon receipt of appeal!)	6/7/07
Date the ED Response was Sent Out to Appellant	6/5/02
Date any Board Appeal Information was Requested from LIHTC	
Please identify the Nature of the Appeal by checking the appropriate box. No filed for anything other than one of these reasons. An Applicant may not appean Application filed by another Applicant! A. A determination regarding the Applications relating to:	
A1. Pre-Application or Application Threshold Criteria	
A2. Underwriting Criteria; or	
B. The scoring of the application under the Pre-Application or Application	Selection Criteria; or
C. The amount of housing tax credits recommended to be allocated to the	
C1.Has the applicant requested a copy of the underwriting rep	
C2. If applicable, has the underwriting report been sent? D No	Yes (Date:)
II. Timing of Appeal	

Check here to confirm that the appeal has been filed within 7 days of release of the results for which the

HANDLING RULES AND INSTRUCTIONS

As the deadlines associated with the appeals policy are legislated deadlines, time is of the essence!!

- 1. Initial appeals will come in to either LIHTC or Executive. They should all be passed on to LIHTC for initial processing and **boldly** marked as an **APPEAL**. If an appeal comes in to the Board, please check with tax credits to be sure an initial appeal has been handled through the Executive Director first. If an appeal comes in by email please make sure it gets promptly forwarded to a LIHTC Manager.
- 2. LIHTC Staff will enter the Appeals in the LIHTC Database and notify one of the two managers that an appeal has been received and give it to a manager for prompt handling. LIHTC Staff will make one copy of the appeal for scanning and posting to the web, and one copy for the project file.
- 3. LIHTC will compile all related documents to the appeal and will generate a draft response on behalf of the Executive Director. All appeals will be maintained in an Appeals folder kept with either one of the Managers while awaiting resolution and after a final response has been sent, the Appeal and response will be filed in the project folder.
- 3. That draft response will be routed within 7-10 days of the receipt of the appeal to the Executive Director. I would suggest short meetings to go over these with LIHTC. These will be routed as an Executive Action Item marked specifically as an Appeal.
- 4. Once the Executive Director has approved or revised the response, the response document will be returned to LIHTC and sent out from our office (this allows us to better track all appeals action taking place). Attach a copy of the response to the Appeals Form.
- 5. If the Applicant is not satisfied with the ED response, they may appeal in writing to the Board. These will come in through Dolores Groneck. When she receives an appeal, she will ask the LIHTC Program for this form, all attachments, the file, and any other supporting documentation. That will be provided to her immediately and denoted in an Appeals Tracking Log.

Board Appeals must be received before the 7th day preceding the date of the board meeting at which allocation decisions will be made; or received before the third day preceding the board meeting at which allocation decisions will be made if the ED has not responded before the 7 day mark mentioned in the sentence above.

Board review of an appeal can only be based on the original application and documents submitted with the original application. No new information may be reviewed.

Final Version

CHERRY MOUNTAIN PARTNERS, LTD.

3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: lpmanley@austin.rr.com

May 24, 2002

Ms. Brooke Boston Texas Department of Housing and Community Affairs 507 Sabine Austin, Texas 78701 RECEIVED

MAY 2 4 2002

LIHTC

Re:

Cherry Mountain Villas

TDHCA # 02136

Appeal of Final Scoring Deduction

Dear Brooke:

On Thursday, May 23, 2002, Cherry Mountain Partners, Ltd. (the "Applicant") filed an appeal (the "Appeal") with the LIHTC Program staff requesting the reinstatement of the 8 points deducted from the final score of the above referenced application for failure to meet the mixed-income 10% market rent test.

This letter has been timely filed with the LIHTC Program staff today as a part of, and Addendum to, that Appeal to point out that the market rate rents needed to satisfy the 10% test, compared with the rents presented in the Application, are as follows:

	Market Rents Requ	uired to Meet 10% Test	Market Ren	ts in Application
# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.	<u>Monthly</u>	Monthly/Sq.Ft.
1 BR	\$ 809	\$ 1.079	\$ 880	\$ 1.17
2 BR	\$ 972	\$ 0.987	\$ 1,056	\$ 1.07
3 BR	\$ 1,118	· \$ 0.974	\$ 1,220	\$ 1.09
<i>- - - - - - - - - -</i>	Ψ 12,12.0	. 4 4.7 / /	Ψ.,220	4 1.02

The market rents currently existing in the submarket as presented in the Market Study performed by Applied Market Data Research Services, LLC (even after adjustment for rental concessions, an adjustment which is not required by the QAP) are in all cases higher than the required rents necessary to meet the 10% test. Please refer to pages 12-14 of Chapter 1 of the Market Study. This data is all presented in the Rent Comparables section of the Market Study and has been further presented in a different format for staff to review in the letter from Applied Market Data Research Services, LLC. attached with the original Appeal filing.

Clearly, the 10% test for the Cherry Mountain Villas Application has been met in the Lakeway, Texas submarket. Even if the market rents are adjusted back to the rents net of rental concessions (an adjustment that is not required by the QAP and one which should not be applied unless applied to all LIHTC applications, universally, and with advance notice to applicants), the following market rents result:

	Market Rents Requ	ired to Meet 10% Test	Lakeway Market F	Rents Net of Concessions
# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.	<u>Monthly</u>	Monthly/Sq.Ft.
1 BR	\$ 809	\$ 1.079	\$ 812	\$ 1.083
2 BR	\$ 972	\$ 0.987	\$ 979	\$.994
3 BR	\$ 1,118	\$ 0.974	\$ 1,263	\$ 1.100

Applicant reiterates its request for a reinstatement of the 8 point scoring deduction so that its Final Score is 136.

Applicant would be pleased to discuss this Appeal with staff at TDHCA's convenience. All information necessary to arrive at the information contained herein is contained in the Market Study and the Rent Schedule, as filed with the Application.

Sincerely,

cc:

CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partner

By: Mortgage Asset Capital, LLC, its general partner

Larry Paul Manley, President

TDHCA ERAC Committee

Ben Sheppard, LIHTC Program Analyst

CHERRY MOUNTAIN PARTNERS, LTD.
3306 DUVAL STREET
AUSTIN, TEXAS 78705
512-370-2712 PAX
512-370-2712 PAX

May 23, 2002

RECEIVED MAY 23 2002 LIHTC

Ms. Brooke Boston Texas Department of Hosing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

Re: Cherry Mountain Villas
TDHCA # 02136
Appeal of Final Points Awarded

Dear Brooke:

This letter is written on behalf of Cherry Mountain Partners, Ltd. (the "Applicant") to file a formal appeal ("Appeal") with Texas Department of Housing and Community Affairs ("TDHCA") pursuant to Section 49.4(K) of the 2002 QAP concerning the Final Points Awarded by LIHTC Program staff for the above referenced Cherry Mountain Villas project in the 2002 LIHTC Application Round. A copy of your letter determining the final score is attached for your ready reference. Specifically, the Applicant respectfully requests that TDHCA reinstate the eight (8) points deducted for failure to satisfy the 10% test, referencing Exhibit (4)(1), thereby resulting in a revised Final Points Awarded by LIHTC Program of 136.

In support of this Appeal, the Applicant would show that the calculations performed by TDHCA staff incorrectly interpreted data contained in the Market Feasibility Study prepared for Applicant by Mr. Darrell Jack of Apartment Market Data Research Services, LLC ("AMD") that was filed as part of the LIHTC Application (the "Market Study").

TDHCA's final scoting notification letter stated, in pertinent part, that "...[b]ased on the information presented in the rent schedule and the market study, the development fails the 10% test." Therefore, a total of 8 points were deducted from Applicant's final score.

The 10% test referred to is stated in Section 49.7(f)(4)(I) of the QAP, and in the Application Submission Procedures Manual at Section 10. Selection Criteria Scoring By Applicant (Exhibit 7), as follows:

"The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program."

All the information necessary to accurately determine the correct market rate rent data was included in the Market Study in the "Rent Comparables" section of the Market Study. Attached hereto is a letter dated May 22, 2002 from Mr. Jack at AMD setting forth that data in a differently formatted worksheet to assist staff in ruling on this Appeal. His conclusion is that the project's affordable rents are well below the 10% threshold and, as such, the Applicant should be awarded the points requested in the original application. Indeed, the Market Study concludes on page 13 of the Chapter 1 that "...The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program..."

Applicant's calculation of market rents included in the Application (which was filed prior to the completion of the Market Study) yielded the following market rate rents for the Rent Schedule, as filed:

# of	Market Rents	Ma	Market Rent			
<u>Bedrooms</u>	Per Sq.Ft.	1	Per Unit			
1	\$ 1.17	\$	880			
2	\$ 1.07	\$	1,056			
3	\$ 1.09	\$	1,220			

The Applicant chose not to include the LIHTC rents at the maximum allowable, discounting them an average of 7% across the board to be conservative.

Maximum LIHTC rents for the Property are all based on 60% of median incomes, as follows:

	LIHTC Max Rents less Utilities	LIHTC Max Rent Per Sq.Ft.		
1 BR	\$ 735	\$ 0.980		
2 BR	883	0.896		
3 BR	1,118	0.885		

Following completion of the Market Study, which was filed March 28, 2002, the supported market rate rents contained therein were:

# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.
1 BR	\$ 876	\$ 1.168
2 BR	\$ 1.054	\$ 1.070
	, ,, ·	7
3 BR	\$ 1,333	\$ 1.161

Clearly, the Applicant's estimate of the average market rent was on target, as confirmed by the Market Study, and the necessary 10% differential between the maximum LIHTC rent (adjusted for utility allowances) and the average market rent was satisfied for the number of bedrooms, as well as on a net rentable square foot basis.

The Applicant's per unit market rents are 19.73% higher than the maximum LIHTC rents for the 1 bedroom units, 19.59% higher for the 2 bedroom units, and 20.08% higher for the 3 bedroom units. On a per net rentable square foot basis, the Applicant's market rents are higher than LIHTC max rents for the 1 bedroom units by 19.18%, 19.42% higher for the 2 bedroom units, and 31.19% higher for the 3 bedroom units.

In addition, it is clearly obvious that the proposed rents for the market rate units in the proposed Development are at least 5% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program. Please refer to the Market Study for a confirmation of this at page 13 of Chapter 1, as well as the Rent Schedule filed with the Application.

Applicant would welcome the opportunity to discuss this Appeal with staff at TDHCA's convenience, if that is deemed necessary. Please contact the undersigned at the number set forth above or by cell phone at 512-658-0417.

Thank you for your consideration. We would be pleased to provide any additional information that may be of assistance to assist staff in making its determination. We again respectfully request reinstatement of the 8 points deducted from the Applicant's final score.

Sincerely,

By

cc:

CHERRY MOUNTAIN PARTNERS, LTD.

Paul Manley,

By: Duval Partners, Ltd., General Partners Title Company

By: Mortgage Asset Capital, LLC, its general Partners Title Company

Ben Sheppard, LIHTC Program Analyst



LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE Texas Department of Housing and Community Affairs

Forto; 512 370-2712 5/14/02 8:20 Ans

Date Issued: 05/13/02

Cherry Mountain Partners, Ltd.

Carol C. Moore P.O. Box 154432

Lufkin, TX 75915

Phone #:

(936) 699-2960

Fax #:

RE:

2002 LIHTC Application for Cherry Mountain Villas

TDCHA Number 02136

Attention: Carol C. Moore

The Texas Department of Housing and Community Affairs (the Department) has completed its review of the above-referenced application for threshold documents and selection criteria points. Below, is a summary of points requested, as calculated by the Applicant, followed by the points requested as calculated by the Department. The two numbers differ if the Applicant's calculation was incorrect. The points awarded by the LIHTC Program are shown, followed by the difference between the points requested (as calcuated by the Department) and the points awarded. If you participated in the Pre-Application process, the Pre-Application score requested (as calculated by the Department) and score awarded are also provided. The results of the review are followed by an explanation of any adjustments, including points denied.

Final Points Requested in Application:

Final Points Requested Calculated by LIHTC Program:

Final Points Awarded by LIHTC Program:

Difference between Requested and Awarded:

136 136

128

Pre-App Points Requested:

Pre-Application Scoring:

136

Pre-App Points Awarded:

136

Explanation for Deductions

Exhibit (4)(I): (8,0) Based on the information presented in the rent schedule and the market study, the development fails the 10% test.

Please note that scores may still be reduced for points associated with low income targeting if the Underwriting Department determines that the application, as recommended, has a deferred developer fee that is greater than 50% of the emire developer fee, or if the Department learns that a subsidy is no longer available to the applicant. If this occurs, you will be provided with a revised Application Scoring Notice.



LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

A posting of all application scores, as well as a list of those projects recommended for underwriting, will be available at www.tdhca.state.tx.us/lihic on approximately May 16. The posting of the scores on the web will trigger the appeals policy, which is explained in detail in Section 49.4(k) of the 2002 Qualified Allocation Plan and Rules. If you have any concerns regarding potential miscalculations or errors made by the Department please contact me by facsimile (512.475.0764 or 512.476.0438) or email to

Sincerely,

Brooke Boston

Brooke Boston
Acting Co-Manager, LIHTC Program

APARTMENT

MARKETDATA RESEARCH SERVICES, LLC

CONSULTANTS, ECONOMISTS, ANALYSTS

May 22, 2002

Ms. Brooke Boston
Texas Department of Housing and Community Affairs
507 Sabine, Suite 500
Austin, Texas 78711

RE:

Cherry Mount Villas TDHCA # 02136

Dear Brooke:

The sponsor of the Cherry Mountain Villas project forwarded to me a copy of your letter dated May 13, 2002. In this letter, the sponsor's requested points were reduced because the development failed the 10% test.

After the market study deadline, we received several deficiency notices requesting the completion of a newly formatted worksheet provided by the state. As these letters were received on other projects, we quickly responded and returned the form. To our surprise, this was never requested for the Cherry Mountain Villas project. We provide this information to you now.

	Income	Income Subject		N	Iarket	V	ariance	%
	Type					-		
1-1	30%	\$	0.447	\$	1.168	S	(0.721)	-61.8%
1-1	50%	\$	0.801	·\$	1.168	\$	(0.367)	-31.4%
1-1	60%	\$	0.980	\$	1.168	\$	(0.188)	-16.1%
1-1	Mkt.	S	1.078	\$	1.168	\$	(0.090)	-7.7%
2-2	30%	\$	0.409	\$	1.070	\$	(0.661)	-61.8%
2-2	40%	\$	0.572	\$	1.070	\$	(0.498)	-46.6%
2-2	50%	\$	0.734	\$	1.070	\$	(0.336)	-31.4%
2-2	60%	\$	0.896	\$	1.070	\$	(0.174)	-16.2%
2-2	Mkt.	\$	0.986	\$	1.070	\$	(0.084)	-7.8%



	Income	e Subject		Market		Variance		%	
	Туре								
3-2	40%	\$	0.563	\$	1.161	\$	(0.598)	-51.5%	
3-2	50%	\$	0.724	\$	1.161	\$	(0.437)	-37.7%	
3-2	60%	\$	0.885	\$	1.161	\$	(0.276)	-23.8%	
3-2	Mkt.	\$	0.974	\$	1.161	\$	(0.187)	-16.1%	

From the table above and the attached detail, you can clearly see that this project's affordable rents are well below the 10% threshold. As such, the developer should be awarded the points requested in the original application.

Should you have any questions regarding this information, please feel free to contact me directly.

Sincerely,

Darrell G. Jack

President

1	2	3	4	5	6	7	8	9	10	11	12	13
lumber of the comparable roject as given in the market study	Type of unit (number of bedrooms)	Number of baths. Number must be same as one of the subject LHTC units - If there are more baths (including half-baths) than any subject unit, do not use the unit in this table.	NRA (use everage if there is more than one size of the same unit type in the comperable project)	Unadjusted Average Market Plent/SF (must agree with comp sheet of the project that was submitted	If the comp's unadjusted rant from the comp sheet in the market study includes one or more utility payments that the subject rent does not enter the additional utility payment amount(s) here. The amount(s) entered must be the same as the utility allowance(s) from the utility allowance sheet submitted in the application.	If the comp rent does not include a utility payment that the rent of the subject ural does, enter the payment per squere foot of the comp here using the same guidelines as given to column 6.	Adjustment for utility payment differences (add the amount in column 6 and subtract the amount in column 7)	Comp's Adjusted Rent - this is the comp unit's unadjusted rent as shown in the comp sheet in the market study plus the amount in column 6 minus the amount in column 7.	1/1 Rants from column 9	2/2 Rents from column 9	3/2 Rents from column 9	4/2 Rants fro
1	1	1	859	\$ 1.283		\$ -	1	\$ 1.263	\$ 1.263	\$.	\$ -	\$ -
1	2	2	1059	\$ 1.084	·	\$	\$ -	\$ 1,084	\$ ·	\$ 1.084	\$ -	\$ -
1	3	2	1289	\$ 1.102		\$ -	\$	\$ 1,102	\$ -	\$.	\$ 1.102	\$ -
2	1	1	820	\$ 1,117		\$ -	\$ -	\$ 1,117	\$ 1.117	\$.	\$.	\$ -
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3	1	1	817	\$ 1.292			\$ -	\$ 1,292	1.292	1	\$ -	\$
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5	1 1	1	737	\$ 1.281		3 .	\$ -	\$ 1.281	\$ 1.281	\$ -	5 -	\$
5	2	2	1209	\$ 1.127		\$.	\$	\$ 1.127	3 -	\$ 1,127	\$.	5
5	3	2	1388	\$ 1.314		\$ -	\$ -	1.314	 	\$ -	\$ 1.314	\$
6	1	1	861	\$ 1.096	<u> </u>	\$ -	\$ -	\$ 1.095	\$ 1.095	<u> </u>	\$	3
6	2	2	1112	\$ 1.051		\$ -	-	\$ 1.051	1 -	\$ 1.051		\$
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7	2	2	1255	\$ 0,871		-	\$ -	\$ 0,871		\$ 0.871	\$.	5
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			<u> </u>	 	Average rent per square foot of all 2/2 to					\$ 1.070		1
	ļ			ļ	Average rent per square foot of all 3/2 u				<u> </u>		\$ 1.161	· · · · ·
	1	_	1	1	Average rent per square foot of all 4/2 u	nits listed in the market s	indy comb eyesp	<u> </u>		1	1	

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W1 1	egbiR snatna1 ta LamA	Austin	Region:	W1
	6636 W. William Cannon	Texas	Number Units:	354
		78735-	Map Code:	612P
	Telephone Number:	(512) 891-5500	Year Built:	1996
	Fax Number:	(512) 891-5510	Last Survey Date:	01/18/2002
W1	Amli at Monterey Oaks	Au s tin	Region:	W1
	4701 Monterey Oaks Blvd	Texas	Number Units:	439
		78749-	Map Code:	
	Telephone Number:	(512) 899-9300	Year Built:	2000
·	Fax Number:	(512) 899-8303	Last Survey Date:	01/16/2002
NW1	Caprock Canyon	Austin	Region:	NW1
	4411 Spicewood Springs	Texas	Number Units:	338
		· 78759-	Map Code:	524D
	Telephone Number:	(512) 502-7000	Year Built:	1994
	Fax Number:	(512) 502-7009	Last Survey Date:	01/16/2002
NW2	Cherry Mountain Villas (Pro	posed) Lake Way	Region:	NW2
	Wild Cherry	Texas	Number Units:	180
•			Map Code:	
	Telephone Number:		Year Built:	2003
	Fax Number:		Last Survey Date:	
W1	Cliffs At Barton Greek	Austin	Region:	W1
	3050 Tamerron Blvd.	Texas	Number Units:	210
		78748-	Map Code:	613C
	Telephone Number:	(512) 306-2000	Year Built:	1994
	Fax Number:	(512) 308-2008	Last Survey Date:	01/21/2002
NW1	Gables at Park Mesa	Austin	Region:	NW1
	5811 Mesa Drive	Texas	Number Unita:	148
		78731-	Map Code:	524L
	Telephone Number:	(512) 451-9833	Year Built:	1991
	Fax Number:	(512) 451-6979	Last Survey Date:	01/23/2002
NW1	Indian Creek (A)	Auetin	Region:	NW1
	7630 Woodhollow Dr.	Техав	Number Units:	244
		78731-	Map Code:	525E
	Telephone Number:	(512) 345-8653	Year Built:	1995
	Fax Number:	(512) 345-1185	Lest Survey Date:	01/30/2002
NW1	Sonterra I	Austin	Region:	NW1
	10320 Boulder Lane	Техня	Number Units:	274
		78726-	Map Code:	
•	Telephone Number:	(512) 249 -8 422	Year Built:	2000
	Fax Number:	(512) 336-2354	Last Survey Date:	01/28/2002
NW1	Sonterra il	Austin	Region:	NW1
	10322 Boulder Lane	Texas	Number Units:	280
		78728-	Map Code:	
	Telephone Number:	(512) 249-1285	Year Built:	2000
	Fax Number:	(512) 338-2354	Last Survey Date:	01/28/2002

CHERRY MOUNTAIN PARTNERS, LTD. 3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: lpmanley@austin.rr.com

MAY 2 4 2002 VO 240 LIHTC

May 24, 2002

Ms. Brooke Boston Texas Department of Housing and Community Affairs 507 Sabine Austin, Texas 78701

Re:

Cherry Mountain Villas
TDHCA # 02136
Appeal of Final Scoring

Appeal of Final Scoring Deduction

Dear Brooke:

On Thursday, May 23, 2002, Cherry Mountain Partners, Ltd. (the "Applicant") filed an appeal (the "Appeal") with the LIHTC Program staff requesting the reinstatement of the 8 points deducted from the final score of the above referenced application for failure to meet the mixed-income 10% market rent test.

This letter has been timely filed with the LIHTC Program staff today as a part of, and Addendum to, that Appeal to point out that the market rate rents needed to satisfy the 10% test, compared with the rents presented in the Application, are as follows:

	Market Rents Requ	Market Rent	s in Application	
# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.	<u>Monthly</u>	Monthly/Sq.Ft.
1 BR	\$ 809	\$ 1.079	\$ 880	\$ 1.17
2 BR	\$ 972	\$ 0.987	\$ 1,056	\$ 1.07
3 BR	\$ 1,118	\$ 0.974	\$ 1220	\$ 1.09

The market rents currently existing in the submarket as presented in the Market Study performed by Applied Market Data Research Services, LLC (even after adjustment for rental concessions, an adjustment which is not required by the QAP) are in all cases higher than the required rents necessary to meet the 10% test. Please refer to pages 12-14 of Chapter 1 of the Market Study. This data is all presented in the Rent Comparables section of the Market Study and has been further presented in a different format for staff to review in the letter from Applied Market Data Research Services, LLC. attached with the original Appeal filing.

Clearly, the 10% test for the Cherry Mountain Villas Application has been met in the Lakeway, Texas submarket. Even if the market rents are adjusted back to the rents net of rental concessions (an adjustment that is not required by the QAP and one which should not be applied unless applied to all LIHTC applications, universally, and with advance notice to applicants), the following market rents result:

,	Market Rents Requ	iired to Meet 10% Test	Lakeway Market Rents Net of Concessions				
# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.	Monthly	Monthly/Sq.Ft.			
1 BR	\$ 809	\$ 1.079	\$ 812	\$ 1.083			
2 BR	\$ 972	\$ 0.987	\$ 979	\$.994			
3 BR	\$ 1,118	\$ 0.974	\$ 1,263	\$ 1.100			

Applicant reiterates its request for a reinstatement of the 8 point scoring deduction so that its Final Score is 136.

Applicant would be pleased to discuss this Appeal with staff at TDHCA's convenience. All information necessary to arrive at the information contained herein is contained in the Market Study and the Rent Schedule, as filed with the Application.

Sincerely,

CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partner

By: Mortgage Asset Capital, LLC, its general partner

By: _

Larry Paul Manley, President

cc:

TDHCA ERAC Committee

Ben Sheppard, LIHTC Program Analyst

CHERRY MOUNTAIN PARTNERS, LTD. 3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: lpmanley@austin.rr.com

May 23, 2002

RECEIVED

MAY 23 2002

LIHTC

MINI

Ms. Brooke Boston Texas Department of Hosing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

Re:

Cherry Mountain Villas TDHCA # 02136

Appeal of Final Points Awarded

Dear Brooke:

This letter is written on behalf of Cherry Mountain Partners, Ltd. (the "Applicant") to file a formal appeal ("Appeal") with Texas Department of Housing and Community Affairs ("TDHCA") pursuant to Section 49.4(K) of the 2002 QAP concerning the Final Points Awarded by LIHTC Program staff for the above referenced Cherry Mountain Villas project in the 2002 LIHTC Application Round. A copy of your letter determining the final score is attached for your ready reference. Specifically, the Applicant respectfully requests that TDHCA reinstate the eight (8) points deducted for failure to satisfy the 10% test, referencing Exhibit (4)(I), thereby resulting in a revised Final Points Awarded by LIHTC Program of 136.

In support of this Appeal, the Applicant would show that the calculations performed by TDHCA staff incorrectly interpreted data contained in the Market Feasibility Study prepared for Applicant by Mr. Darrell Jack of Apartment Market Data Research Services, LLC ("AMD") that was filed as part of the LIHTC Application (the "Market Study").

TDHCA's final scoring notification letter stated, in pertinent part, that "...[b]ased on the information presented in the rent schedule and the market study, the development fails the 10% test." Therefore, a total of 8 points were deducted from Applicant's final score.

The 10% test referred to is stated in Section 49.7(f)(4)(I) of the QAP, and in the Application Submission Procedures Manual at Section 10. Selection Criteria Scoring By Applicant (Exhibit 7), as follows:

"The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program."

All the information necessary to accurately determine the correct market rate rent data was included in the Market Study in the "Rent Comparables" section of the Market Study. Attached hereto is a letter dated May 22, 2002 from Mr. Jack at AMD setting forth that data in a differently formatted worksheet to assist staff in ruling on this Appeal. His conclusion is that the project's affordable rents are well below the 10% threshold and, as such, the Applicant should be awarded the points requested in the original application. Indeed, the Market Study concludes on page 13 of the Chapter 1 that "...The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program..."

Applicant's calculation of market rents included in the Application (which was filed prior to the completion of the Market Study) yielded the following market rate rents for the Rent Schedule, as filed:

# of	Market Rents	Market Rent Per Unit			
Bedrooms	Per Sq.Ft.				
1	\$ 1.17	\$	880		
. 2	\$ 1.07	\$	1,056		
3	\$ 1.09	\$	1,220		

The Applicant chose not to include the LIHTC rents at the maximum allowable, discounting them an average of 7% across the board to be conservative.

Maximum LIHTC rents for the Property are all based on 60% of median incomes, as follows:

	LIHTC Max Rents less Utilities	LIHTC Max Rents Per Sq.Ft.		
1 BR	\$ 735	\$ 0.980		
2 BR	883	0.896		
3 BR	1,118	0.885		

Following completion of the Market Study, which was filed March 28, 2002, the supported market rate rents contained therein were:

Monthly Rent	Monthly Rent/Sq.Ft.
\$ 876	\$ 1.168
\$ 1.054	\$ 1.070
• - •	-
\$ 1,333	\$ 1.161
	\$ 876 \$ 1,054

Ms. Brooke Boston May 23, 2002 Page 3

Clearly, the Applicant's estimate of the average market rent was on target, as confirmed by the Market Study, and the necessary 10% differential between the maximum LIHTC rent (adjusted for utility allowances) and the average market rent was satisfied for the number of bedrooms, as well as on a net rentable square foot basis.

The Applicant's per unit market rents are 19.73% higher than the maximum LIHTC rents for the 1 bedroom units, 19.59% higher for the 2 bedroom units, and 20.08% higher for the 3 bedroom units. On a per net rentable square foot basis, the Applicant's market rents are higher than LIHTC max rents for the 1 bedroom units by 19.18%, 19.42% higher for the 2 bedroom units, and 31.19% higher for the 3 bedroom units.

In addition, it is clearly obvious that the proposed rents for the market rate units in the proposed Development are at least 5% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program. Please refer to the Market Study for a confirmation of this at page 13 of Chapter 1, as well as the Rent Schedule filed with the Application.

Applicant would welcome the opportunity to discuss this Appeal with staff at TDHCA's convenience, if that is deemed necessary. Please contact the undersigned at the number set forth above or by cell phone at 512-658-0417.

Thank you for your consideration. We would be pleased to provide any additional information that may be of assistance to assist staff in making its determination. We again respectfully request reinstatement of the 8 points deducted from the Applicant's final score.

Sincerely,

cc:

CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partners Title Company

By: Mortgage Asset Capital, LLC, its general Partners Title Company

Larry Paul Mainey, President

Ben Sheppard, LIHTC Program Analyst





LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

FayTo; 512 370-2712 5/14/02 8:20 Am

Date Issued: 05/13/02

Cherry Mountain Partners, Ltd.

Carol C. Moore P.O. Box 154432 Luffein, TX 75915

Phone #:

(936) 699-2960

Fax #:

(936) 699-296

RE:

2002 LIHTC Application for Cherry Mountain Villas

TDCHA Number 02136

Attention: Carol C. Moore

The Texas Department of Housing and Community Affairs (the Department) has completed its review of the above-referenced application for threshold documents and selection criteria points. Below, is a summary of points requested, as calculated by the Applicant, followed by the points requested as calculated by the Department. The two numbers differ if the Applicant's calculation was incorrect. The points awarded by the LIHTC Program are shown, followed by the difference between the points requested (as calcuated by the Department) and the points awarded. If you participated in the Pre-Application process, the Pre-Application score requested (as calculated by the Department) and score awarded are also provided. The results of the review are followed by an explanation of any adjustments, including points denied.

Final Points Requested in Application:

Final Points Requested Calculated by LIHTC Program:

Final Points Awarded by LIHTC Program:

Difference between Requested and Awarded:

	136
	136
Γ	128
-	

Pre-Application Scoring:

Pre-App Points Requested:

136

Pre-App Points Awarded:

136

Explanation for Deductions

Exhibit (4)(I): (8,0) Based on the information presented in the rent schedule and the market study, the development fails the 10% test.

Please note that scores may still be reduced for points associated with low income targeting if the Underwriting Department determines that the application, as recommended, has a deferred developer fee that is greater than 50% of the entire developer fee, or if the Department learns that a subsidy is no longer available to the applicant. If this occurs, you will be provided with a revised Application Scoring Notice.



LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

A posting of all application scores, as well as a list of those projects recommended for underwriting, will be available at www.tdhca.state.tx.us/lihtc on approximately May 16. The posting of the scores on the web will trigger the appeals policy, which is explained in detail in Section 49.4(k) of the 2002 Qualified Allocation Plan and Rules. If you have any concerns regarding potential miscalculations or errors made by the Department please contact me by facsimile (512.475.0764 or 512.476.0438) or email to

Sincerely,

Brooke Boston

Brooke Boston
Acting Co-Manager, LIHTC Program

APARTMENT

MARKET DATA RESEARCH SERVICES, LLC

CONSULTANTS, ECONOMISTS, ANALYSTS

May 22, 2002

Ms. Brooke Boston Texas Department of Housing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

RE:

Cherry Mount Villas

TDHCA # 02136

Dear Brooke:

The sponsor of the Cherry Mountain Villas project forwarded to me a copy of your letter dated May 13, 2002. In this letter, the sponsor's requested points were reduced because the development failed the 10% test.

After the market study deadline, we received several deficiency notices requesting the completion of a newly formatted worksheet provided by the state. As these letters were received on other projects, we quickly responded and returned the form. To our surprise, this was never requested for the Cherry Mountain Villas project. We provide this information to you now.

	Income	S	ubject	N	Iarket	V	ariance	%
	Туре							
								•
1-1	30%	\$	0.447	\$	1.168	\$	(0.721)	-61.8%
1-1	50%	\$	0.801	\$	1.168	\$	(0.367)	-31.4%
1-1	60%	\$	0.980	\$	1.168	\$	(0.188)	-16.1%
1-1	Mkt.	\$	1.078	\$	1.168	\$	(0.090)	-7.7%
2-2	30%	S	0.409	\$	1.070	\$	(0.661)	-61.8%
2-2	40%	\$	0.572	\$	1.070	\$	(0.498)	-46.6%
2-2	50%	\$	0.734	\$	1.070	\$	(0.336)	-31.4%
2-2	60%	\$	0.896	\$	1.070	\$	(0.174)	-16.2%
2-2	Mkt.	\$	0.986	\$	1.070	\$	(0.084)	-7.8%



	Income	S	ubject	N	larket	V	ariance	%
	Туре							
3-2	40%	S	0.563	\$	1.161	\$	(0.598)	-51.5%
3-2	50%	\$	0.724	\$	1.161	\$	(0.437)	-37.7%
3-2	60%	\$	0.885	\$	1.161	\$	(0.276)	-23.8%
3-2	Mkt.	\$	0.974	\$	1.161	\$	(0.187)	-16.1%

From the table above and the attached detail, you can clearly see that this project's affordable rents are well below the 10% threshold. As such, the developer should be awarded the points requested in the original application.

Should you have any questions regarding this information, please feel free to contact me directly.

Sincerely,

Darrell G. Jack President

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THCA # 02130)											
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1	2	3	4	5	6	7	8	9	19	11	12	13
Number of the comparable minister as given in the market study	Type of unit (number of bactrooms)	Number of baths. Number must be same as one of the subject LIHTC units - If there are more baths (including haf-baths) than any subject unit, do not use the unit in this table.	MRA (use average if these is some than one size of the same unit type in the comperable project)	sheet of the project that was submitted	If the corep's unadjusted rent from the comp sheet in the market study includes one or more utility payments that the audiect rent does not, enter the additional utility payment amount(s) here. The amount(s) entered must be the same as the utility allowance(s) from the utility allowance cheet submitted in the application.	If the comp rent does not include a utility payment that the rent of the subject unit does, enter the payment per equare justing the came guidelines as given in column 6.	Adjustment for utility payment differences (add the amount in column 6 and subtract the amount in column 7)	Comp's Adjusted Rent - this is the comp unit's unadjusted rent as shown in the comp shoot in the market study plus the amount in column 5 misus the amount in column 7.	1/1 Rents from column 9	2/2 Rents from	3/2 Rents from column 9	4/2 Rants from column 9
1	1	1	859	\$ 1.283			8 -	\$ 1,263	\$ 1.263	\$.	\$ -	\$.
<u>i</u>	2	2	1059	\$ 1.084		\$ -	\$	\$ 1,084	\$	\$ 1.084	\$ -	\$
1	3	2	1269	\$ 1,102			\$	\$ 1,102	8	\$.	\$ 1.102	\$
2	1	1	820	\$ 1.117		\$ ·	\$ -	\$ 1,117	\$ 1.117	\$.	\$.	\$.
2	2	2	1208	\$ 1.053		\$ -	5 .	\$ 1.053	\$ -	\$ 1.063		\$
3	1	1	817	\$ 1.292		1	\$	\$ 1.292	\$ 1.292	8	1	\$
3	2	2	1195	\$ 1.200		1 -	5 -	\$ 1,200	\$ -	\$ 1200	\$ -	\$ -
5	1	1	737	\$ 1.281		\$.	\$ -	\$ 1,261	\$ 1.281	\$ -	5 -	\$ -
5	2	2	1209	\$ 1.127		\$ -	\$ -	\$ 1.127	\$ -	\$ 1.127	\$	\$.
5	3	2	1388	\$ 1.314		\$ -	1	\$ 1.314	1 -	8	\$ 1,314	\$ -
6	1	1	B81	\$ 1.095		\$	\$ -	\$ 1.095	\$ 1.095	5 -	\$	\$ -
6	2	2	1112	\$ 1,051		8 -	1	\$ 1.051	\$	\$ 1.051		\$.
7	1	1	707	\$ 1.010		\$ -	\$ -	\$ 1.010	· · · · · · · · · · · · · · · · · · ·		\$	\$.
7	2	2	1255	\$ 0.871			\$	\$ 0.871	\$.	\$ 0.871		1
8	1	1	758	\$ 1.149		1	\$ -	\$ 1,149		1	\$	
8	2	2	1189	\$ 1.058		•	\$	\$ 1.058		\$ 1.058	\$	\$.
8	3	2	1363	\$ 1.129			8	\$ 1,129		\$ 1.000	<u> </u>	\$.
9	1	1	B14	\$ 1,137		1	1	\$ 1.137	\$ 1.137	1	1.16	\$
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W1	AMLI at Lantana Ridge	Austin	Region:	Wi	
	6836 W. William Cannon	Texas	Number Units:	354	
		78735-	Map Code:	612P	
	Telephone Number:	(512) 691-5500	Year Built:	1996	
<u> </u>	Fax Number;	(512) 891-5510	Last Survey Date:	01/18/2002	
WH	Amli at Montarey Oaks	Austin	Region:	W1	
	4701 Monterey Oaks Blvd	Texas	Number Units:	439	
		78749-	Map Code:		
	Telephone Number:	(512) 899-9300	Year Bulli:	2000	1
	Feet Number:	(512) 899-8303	Last Survey Date:	01/16/2002	
NW1	Caprock Canyon	Austin	Region:	NW1	
	4411 Spicewood Springs	Texas	Number Units:	336	
		· 78759-	Map Code:	524D	
	Telephone Number:	(512) 502-7000	Year Built;	1994	
	Fax Number:	(512) 502-7009	Last Survey Date:	01/16/2002	
NW2	Cherry Mountain Villas (Pro	posed) Lake Way	Region:	NW2	
	Wild Cherry	Texas	Number Units:	180	
•			Map Code:		
	Telephone Number:		Year Built:	2003	
	Fax Number:		Last Survey Date:		
W1	Cliffs At Barton Creek	Austin	Region:	W1	
	3050 Tamerron Blvd.	Texas	Number Unite:	210	
		78748-	Map Code:	613C	
	Telephone Number:	(512) 306-2000	Year Built:	1994	
	Fax Number:	(512) 306-2008	Last Survey Date:	01/21/2002	
NW1	Gables at Park Mesa	Austin	Region:	NW1	_
	5811 Mesa Drive	Texas	Number Units:	148	
		78731-	Map Code:	524L	
	Telephone Number:	(512) 451-9933	Year Built:	1991	
	Fex Number:	(512) 451-6979	Last Survey Date:	01/23/2002	
NW1	Indian Creek (A)	Austin	Region:	NW1	
	7630 Woodhollow Dr.	Texas	Number Units:	244	
		78731-	Map Gode:	525E	
	Telephone Number:	(512) 345-8653	Year Built:	1995	
	Fax Number:	(512) 345-1185	Last Survey Date:	01/30/2002	
NW1	Sonterra I	Austin	Region:	NW1	
	10320 Boulder Lane	Техн	Number Units:	274	
		78726-	Map Cods:	•	
	Telephone Number:	(512) 249-8422	Year Built:	2000	
	Fax Number:	(512) 336-2354	Last Survey Date:	01/28/2002	
NW1	Sonterra II	Austin	Region;	NW1	
•	10322 Boulder Lane	Texas	Number Units:	280	
		78728-	Map Code:		
	Telephone Number:	(512) 249-1285	Year Built:	2000	
	Fax Number:	(512) 338-2354	Last Survey Date:	01/28/2002	

CHERRY MOUNTAIN PARTNERS, LTD.

3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: lpmanley@austin.rr.com

May 24, 2002

Ms. Brooke Boston
Texas Department of Housing and Community Affairs
507 Sabine
Austin, Texas 78701

Re:

Cherry Mountain Villas
TDHCA # 02136
Appeal of Final Scoring Deduction

Dear Brooke:

On Thursday, May 23, 2002, Cherry Mountain Partners, Ltd. (the "Applicant") filed an appeal (the "Appeal") with the LIHTC Program staff requesting the reinstatement of the 8 points deducted from the final score of the above referenced application for failure to meet the mixed-income 10% market rent test.

This letter has been timely filed with the LIHTC Program staff today as a part of, and Addendum to, that Appeal to point out that the market rate rents needed to satisfy the 10% test, compared with the rents presented in the Application, are as follows:

	Market Rents Requ	Market Rents in Application			
# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.	<u>Monthly</u>	Monthly/Sq.Ft.	
1 BR	\$ 80 9	\$ 1.079	\$ 880	\$ 1.17	
2 BR	\$ 972	\$ 0.987	\$ 1,056	\$ 1.07	
3 BR	\$ 1,118	\$ 0.974	\$ 1,220	\$ 1.09	

The market rents currently existing in the submarket as presented in the Market Study performed by Applied Market Data Research Services, LLC (even after adjustment for rental concessions, an adjustment which is not required by the QAP) are in all cases higher than the required rents necessary to meet the 10% test. Please refer to pages 12-14 of Chapter 1 of the Market Study. This data is all presented in the Rent Comparables section of the Market Study and has been further presented in a different format for staff to review in the letter from Applied Market Data Research Services, LLC. attached with the original Appeal filing.

Clearly, the 10% test for the Cherry Mountain Villas Application has been met in the Lakeway, Texas submarket. Even if the market rents are adjusted back to the rents net of rental concessions (an adjustment that is not required by the QAP and one which should not be applied unless applied to all LIHTC applications, universally, and with advance notice to applicants), the following market rents result:

	Market Rents Requ	ired to Meet 10% Test	Lakeway Market Rents Net of Concession				
# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.	<u>Monthly</u>	Monthly/Sq.Ft.			
1 BR	\$ 809	\$ 1.079	\$ 812	\$ 1.083			
2 BR	\$ 972	\$ 0.987	\$ 979	\$.994			
· 3 BR	\$ 1,118	\$ 0.974	\$ 1,263	\$ 1.100			

Applicant reiterates its request for a reinstatement of the 8 point scoring deduction so that its Final Score is 136.

Applicant would be pleased to discuss this Appeal with staff at TDHCA's convenience. All information necessary to arrive at the information contained herein is contained in the Market Study and the Rent Schedule, as filed with the Application.

Sincerely,

CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partner

By: Mortgage Asset Capital, LLC, its general partner

Larry Paul Manley President

Larry Paul Maniey, President

cc: TDHCA ERAC Committee

Ben Sheppard, LIHTC Program Analyst

CHERRY MOUNTAIN PARTNERS, LTD. 3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: <u>lpmanley@austin.rr.com</u>

May 23, 2002

RECEIVED
MAY 23 2002
LIHTC
MAINS M

Ms. Brooke Boston Texas Department of Hosing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

Re:

Cherry Mountain Villas TDHCA # 02136

Appeal of Final Points Awarded

Dear Brooke:

This letter is written on behalf of Cherry Mountain Partners, Ltd. (the "Applicant") to file a formal appeal ("Appeal") with Texas Department of Housing and Community Affairs ("TDHCA") pursuant to Section 49.4(K) of the 2002 QAP concerning the Final Points Awarded by LIHTC Program staff for the above referenced Cherry Mountain Villas project in the 2002 LIHTC Application Round. A copy of your letter determining the final score is attached for your ready reference. Specifically, the Applicant respectfully requests that TDHCA reinstate the eight (8) points deducted for failure to satisfy the 10% test, referencing Exhibit (4)(I), thereby resulting in a revised Final Points Awarded by LIHTC Program of 136.

In support of this Appeal, the Applicant would show that the calculations performed by TDHCA staff incorrectly interpreted data contained in the Market Feasibility Study prepared for Applicant by Mr. Darrell Jack of Apartment Market Data Research Services, LLC ("AMD") that was filed as part of the LIHTC Application (the "Market Study").

TDHCA's final scoring notification letter stated, in pertinent part, that "...[b]ased on the information presented in the rent schedule and the market study, the development fails the 10% test." Therefore, a total of 8 points were deducted from Applicant's final score.

The 10% test referred to is stated in Section 49.7(f)(4)(I) of the QAP, and in the Application Submission Procedures Manual at Section 10. Selection Criteria Scoring By Applicant (Exhibit 7), as follows:

"The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program."

All the information necessary to accurately determine the correct market rate rent data was included in the Market Study in the "Rent Comparables" section of the Market Study. Attached hereto is a letter dated May 22, 2002 from Mr. Jack at AMD setting forth that data in a differently formatted worksheet to assist staff in ruling on this Appeal. His conclusion is that the project's affordable rents are well below the 10% threshold and, as such, the Applicant should be awarded the points requested in the original application. Indeed, the Market Study concludes on page 13 of the Chapter 1 that "...The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program..."

Applicant's calculation of market rents included in the Application (which was filed prior to the completion of the Market Study) yielded the following market rate rents for the Rent Schedule, as filed:

# of	Market Rents	Market Rent Per Unit	
Bedrooms	Per Sq.Ft.		
1	\$ 1.17	\$	880
2	\$ 1.07	\$	1,056
3	\$ 1.09	\$	1,220

The Applicant chose not to include the LIHTC rents at the maximum allowable, discounting them an average of 7% across the board to be conservative.

Maximum LIHTC rents for the Property are all based on 60% of median incomes, as follows:

	LIHTC Max Rents less Utilities	LIHTC Max Rents Per Sq.Ft.	
1 BR	\$ 735	\$ 0.980	
2 BR	883	0.896	
3 BR	1,118	0.885	

Following completion of the Market Study, which was filed March 28, 2002, the supported market rate rents contained therein were:

# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.
1 BR	\$ 876	\$ 1.168
2 BR	\$ 1,054	\$ 1.070
3 BR	\$ 1,333	\$ 1.161

Ms. Brooke Boston May 23, 2002 Page 3

Clearly, the Applicant's estimate of the average market rent was on target, as confirmed by the Market Study, and the necessary 10% differential between the maximum LIHTC rent (adjusted for utility allowances) and the average market rent was satisfied for the number of bedrooms, as well as on a net rentable square foot basis.

The Applicant's per unit market rents are 19.73% higher than the maximum LIHTC rents for the 1 bedroom units, 19.59% higher for the 2 bedroom units, and 20.08% higher for the 3 bedroom units. On a per net rentable square foot basis, the Applicant's market rents are higher than LIHTC max rents for the 1 bedroom units by 19.18%, 19.42% higher for the 2 bedroom units, and 31.19% higher for the 3 bedroom units.

In addition, it is clearly obvious that the proposed rents for the market rate units in the proposed Development are at least 5% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program. Please refer to the Market Study for a confirmation of this at page 13 of Chapter 1, as well as the Rent Schedule filed with the Application.

Applicant would welcome the opportunity to discuss this Appeal with staff at TDHCA's convenience, if that is deemed necessary. Please contact the undersigned at the number set forth above or by cell phone at 512-658-0417.

Thank you for your consideration. We would be pleased to provide any additional information that may be of assistance to assist staff in making its determination. We again respectfully request reinstatement of the 8 points deducted from the Applicant's final score.

Sincerely,

By

cc:

CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partners Title Company

By: Mortgage Asset Capital, LLC, its general Partners Title Company

Ben Sheppard, LIHTC Program Analyst





LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

Forto: 512 370-2712 5/14/02 8:20 Am

Date Issued: 05/13/02

Cherry Mountain Partners, Ltd.

Carol C. Moore P.O. Box 154432 Lufkin, TX 75915

Phone #:

(936) 699-2960

Fax #:

RE:

2002 LIHTC Application for Cherry Mountain Villas

TDCHA Number 02136

Attention: Carol C. Moore

The Texas Department of Housing and Community Affairs (the Department) has completed its review of the above-referenced application for threshold documents and selection criteria points. Below, is a summary of points requested, as calculated by the Applicant, followed by the points requested as calculated by the Department. The two numbers differ if the Applicant's calculation was incorrect. The points awarded by the LIHTC Program are shown, followed by the difference between the points requested (as calcuated by the Department) and the points awarded. If you participated in the Pre-Application process, the Pre-Application score requested (as calculated by the Department) and score awarded are also provided. The results of the review are followed by an explanation of any adjustments, including points denied.

Final Points Requested in Application:

Final Points Requested Calculated by LIHTC Program:

Final Points Awarded by LIHTC Program:

Difference between Requested and Awarded:

ĺ	136
	136
1	128
j	8

Pre-Application Scoring:

Pre-App Points Requested:

136

Pre-App Points Awarded:

136

Explanation for Deductions

Exhibit (4)(I): (8,0) Based on the information presented in the rent schedule and the market study, the development fails the 10% test.

Please note that scores may still be reduced for points associated with low income targeting if the Underwriting Department determines that the application, as recommended, has a deferred developer fee that is greater than 50% of the entire developer fee, or if the Department learns that a subsidy is no longer available to the applicant. If this occurs, you will be provided with a revised Application Scoring Notice.



LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

A posting of all application scores, as well as a list of those projects recommended for underwriting, will be available at www.tdhca.state.tx.us/lihtc on approximately May 16. The posting of the scores on the web will trigger the appeals policy, which is explained in detail in Section 49.4(k) of the 2002 Qualified Allocation Plan and Rules. If you have any concerns regarding potential miscalculations or errors made by the Department please contact me by facsimile (512.475.0764 or 512.476.0438) or email to

Sincerely,

Brooke Boston

Brooke Boston
Acting Co-Manager, LIHTC Program

APARTMENT

MARKETDATA RESEARCH SERVICES, LLC

CONSULTANTS, ECONOMISTS, ANALYSTS

May 22, 2002

Ms. Brooke Boston
Texas Department of Housing and Community Affairs
507 Sabine, Suite 500
Austin, Texas 78711

RE:

Cherry Mount Villas TDHCA # 02136

Dear Brooke:

Deat Diooge.

The sponsor of the Cherry Mountain Villas project forwarded to me a copy of your letter dated May 13, 2002. In this letter, the sponsor's requested points were reduced because the development failed the 10% test.

After the market study deadline, we received several deficiency notices requesting the completion of a newly formatted worksheet provided by the state. As these letters were received on other projects, we quickly responded and returned the form. To our surprise, this was never requested for the Cherry Mountain Villas project. We provide this information to you now.

	Income	S	Subject		Market		ariance	%
	Туре		,					
1-1	30%	\$	0.447	\$	1.168	\$	(0.721)	-61.8%
1-1	50%	\$	0.801	.\$	1.168	5	(0.367)	-31.4%
1-1	60%	\$	0.980	\$	1.168	\$	(0.188)	-16.1%
1-1	Mkt.	\$	1.078	\$	1.168	\$	(0.090)	-7.7%
2-2	30%	\$	0.409	\$	1.070	\$	(0.661)	-61.8%
2-2	40%	\$	0.572	\$	1.070	\$	(0.498)	-46.6%
2-2	50%	\$	0.734	\$	1.070	\$	(0.336)	-31.4%
2-2	60%	\$	0.896	\$	1.070	S	(0.174)	-16.2%
2-2	Mkt.	\$	0.986	\$	1.070	\$	(0.084)	-7.8%



	Income	Income Su		Market		Variance		%
	Туре							
3-2	40%	\$	0.563	\$	1.161	\$	(0.598)	-51.5%
3-2	50%	\$	0.724	\$	1.161	\$	(0.437)	-37.7%
3-2	60%	\$	0.885	\$	1.161	\$	(0.276)	-23.8%
3-2	Mkt.	\$	0.974	\$	1.161	\$	(0.187)	-16.1%

From the table above and the attached detail, you can clearly see that this project's affordable rents are well below the 10% threshold. As such, the developer should be awarded the points requested in the original application.

Should you have any questions regarding this information, please feel free to contact me directly.

Sincerely,

Darrell G. Jack

President

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Cherry Mountain	s Vilas	· · · · · · · · · · · · · · · · · · ·		····		1			<u> </u>	1	T	Γ
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				·		If the comp rent does			1			
		Number of beths.		}	If the comp's unadjusted rant from the	not include a utility			1			
		Number must be same as one of the subject	NRA fuse	Unadjusted	comp sheet in the market study includes one or more utility payments	payment that the rent of the subject unit	Adjustment for	Comp's Adjusted Rent -			1	
		LIHTC units - If there	everage if there	Average Market	that the subject rent does not, enter the	close, enter the	utility payment differences (add	this is the comp unit's unadjusted rent as				
Number of the		are more baths	is enore than one	Rent/SF (must	additional utility payment amount(s)	payment per square .	the amount in	shown in the comp				
comparable		(including half-baths)	size of the same	agree with comp	here. The amount(s) entered must be	foot of the comp here	column 6 and	sheet in the market				
project as given in the market	Type of unit (number of	than any subject unit, do not use the unit in	unit type in the comperable		the same as the utility allowance(s) from the utility allowance sheet	using the same guidelines as given in	subtract the	study plus the amount				
study	(number of bedrooms)	this lable.			submitted in the application.	column 6.	amount in column 7)	in column 6 minus the amount in column 7.	1/I Rents from column 9	2/2 Rants from column 9	3/2 Rents from column 9	4/2 Rents from column 9
1	1	1	859	\$ 1.283	,,, <u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>	1 -		\$ 1,263	\$ 1.263			\$.
1	2	2	1059	\$ 1.084		1 -		\$ 1.084	1.203	 		3 .
1	3	2	1259	\$ 1,102		\$	8.	\$ 1,102	2	\$ 1.084	\$ 1,102	· · · · · · · · · · · · · · · · · · ·
2	1	1	620	\$ 1,117		3	8	\$ 1,117	\$ 1,117	\$ -	\$ 1.102	\$
2	2	2	1208	\$ 1.053		1 .	3	\$ 1,053	\$ -	\$ 1.053	<u> </u>	3
3	1	1	817	\$ 1.292	<u></u>	š .	\$.	1.000	1.292		\$.	2
3	2	2	1195	\$ 1.200		\$ -	\$	\$ 1,200		\$ 1200		\$ -
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5	2	2	1209	\$ 1.127		\$ ·	\$.	\$ 1.127	\$ -	\$ 1.127	\$ -	5 -
5	3	2 .	1386	\$ 1.314		\$ -	\$ -	\$ 1.314	8 -	\$ -	\$ 1.314	\$ -
6	1	1	861	\$ 1.096		\$ -	\$ -	\$ 1.095	\$ 1.095	\$ -	\$	\$ -
6	2	2	1112	\$ 1.051		\$ -	\$ -	\$ 1.051	\$ ·	\$ 1.051	\$	\$ -
7	1	1	707	\$ 1.010		\$ -	\$ -	\$ 1.010	\$ 1.010	\$ -	\$.	\$ -
7	2	2	1255	\$ 0.671		\$	\$ -	\$ 0,871	\$	\$ 0.871	\$.	\$.
8	1	1	758	\$ 1.149		\$	\$ -	\$ 1.149	\$ 1.149	\$ -	\$.	\$ -
8	2	2	1189	\$ 1.058		1 -	\$	\$ 1.058	\$ -	\$ 1.058	\$ -	\$ -
8	3	2	1383	\$ 1.129		.	\$.	\$ 1.129	\$.	\$ -	\$ 1.129	8 -
9	1	1 1	B14	\$ 1,137			1 .	\$ 1,137	\$ 1.137	\$	\$	S
9	2	2	1128	\$ 1.113		\$	\$	\$ 1.113	\$ -	\$ 1.113		\$ -
9	3	2	1408	\$ 1.000			\$ -	\$ 1.099	\$.	\$ -	\$ 1.099	\$.
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	_	·	 	<u> </u>	Average rent per square foot of all 1/1 u				\$ f.168			
		 			Average rent per square foot of all 2/2 u					\$ 1.070		
	_	<u> </u>	ļ		Average rent per square foot of all 3/2 u				<u> </u>		\$ 1.161	
		1	<u> </u>	l	Average rent per square foot of all 4/2 u	rits listed in the market s	tudy comp sheets	<u> </u>	<u> </u>	1	l	

		·			
W1 1	AMLI at Lantana Ridge	Austin	Region:	WI	
	6836 W. William Cannon	Texas	Number Units:	354	
		78735-	Map Code:	612P	
	Telephone Number:	(512) 891-5500	Year Built:	1996	
	Fax Number:	(512) 891-5510	Last Survey Date:	01/18/2002	
W1	Amli at Montarey Oaks	Austin	Region:	W1	
	4701 Monterey Oaks Blvd	Texas	Number Units;	439	
		78749-	Map Code:		
	Telephone Number:	(512) 899-9300	Year Buili:	2000	
	Fax Number:	(512) 899-8303	Last Survey Date:	01/16/2002	_
NW1	Caprock Canyon	Austin	Region:	NW1	
	4411 Spicewood Springs	Texas	Number Units:	336	
		78759-	Map Code:	524D	
•	Telephone Number:	(512) 502-7000	Year Built:	1994	
	Fax Number;	(512) 502-7009	Last Survey Date:	01/16/2002	
NW2	Cherry Mountain Villas (Pro	posed) Lake Way	Region:	NW2	
	Wild Cherry	Texas	Number Units:	180	
•			Map Code:		
	Telephone Number:		Year Built:	2003	
	Fax Number;		Last Survey Date:		
W1	Cliffs At Barton Greek	Austin	Region:	W1	
	3050 Tamamon Blvd.	Texas	Number Unite:	210	
		78748-	Map Gode:	613C	
	Telephone Number:	(512) 308-2000	Year Built:	1994	
	Fax Number:	(512) 308-2008	Last Survey Date:	01/21/2002	
VW1	Gabies at Park Mesa	Austin	Region:	NW1	
	5811 Mesa Drive	Texas	Number Units:	148	
	•	78731-	Map Code:	524L	
	Telephone Number:	(512) 451-9833	Year Built:	1991	
	Fax Number:	(512) 451-6979	Last Survey Date:	01/23/2002	
√W1	Indian Creek (A)	Austin	Region:	NW1	
	7630 Woodhollow Dr.	Texas	Number Units:	244	
		78731-	Map Code:	525E	
ē	Telephone Number:	(512) 345-8653	Year Built:	1995	
	Fax Number:	(512) 345-1185	Last Survey Date:	01/30/2002	
₩1	Sonterra I	Austin	Region:	NW1	
	10320 Boulder Lane	Texas	Number Units:	274	
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	Telephone Number:	(512) 2 49-8 422	Year Built:	2000	
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W1	Sonterra II	Austin	Region:	NW1	
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CHERRY MOUNTAIN PARTNERS, LTD.

3306 DUVAL STREET AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: lpmanley@austin.rr.com

May 23, 2002

Ms. Brooke Boston Texas Department of Hosing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

Re:

Cherry Mountain Villas TDHCA # 02136

Appeal of Final Points Awarded

RECEIVED
MAY 23 2002
LIHTC

Dear Brooke:

aroares This letter is written on behalf of Cherry Mountain Partners, Ltd. (the "Applicant") to file a formal appeal ("Appeal") with Texas Department of Housing and Community Affairs ("TDHCA") pursuant to Section 49.4(K) of the 2002 OAP concerning the Final Points Awarded by LIHTC Program staff for the above referenced Cherry Mountain Villas project in the 2002 LIHTC Application Round. A copy of your letter determining the final score is attached for your ready reference. Specifically, the Applicant respectfully requests that TDHCA reinstate the eight (8) points deducted for failure to satisfy the 10% test, referencing Exhibit (4)(I), thereby resulting in a revised Final Points Awarded by LIHTC Program of 136.

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2	\$ 1.07	\$	1,056		
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Maximum LIHTC rents for the Property are all based on 60% of median incomes, as follows:

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	•	
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Ms. Brooke Boston May 23, 2002 Page 3

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Thank you for your consideration. We would be pleased to provide any additional information that may be of assistance to assist staff in making its determination. We again respectfully request reinstatement of the 8 points deducted from the Applicant's final score.

Sincerely,

cc:

CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partners Title Company

By: Mortgage Asset Capital, LLC, its general Partners Title Company

Jarry Paul Manley, President

Ben Sheppard, LIHTC Program Analyst

FayTo: 512 370-2712_ 5/14/02 8:20 Am



LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

Date Issued: 05/13/02

Cherry Mountain Partners, Ltd. Carol C. Moore P.O. Box 154432 Lufkin, TX 75915

Phone #:

(936) 699-2960

fax #:

(936) 699-296

RE:

2002 LIHTC Application for Cherry Mountain Villas

TDCHA Number 02136

Attention: Carol C. Moore

The Texas Department of Housing and Community Affairs (the Department) has completed its review of the above-referenced application for threshold documents and selection criteria points. Below, is a summary of points requested, as calculated by the Applicant, followed by the points requested as calculated by the Department. The two numbers differ if the Applicant's calculation was incorrect. The points awarded by the LIHTC Program are shown, followed by the difference between the points requested (as calcuated by the Department) and the points awarded. If you participated in the Pre-Application process, the Pre-Application score requested (as calculated by the Department) and score awarded are also provided. The results of the review are followed by an explanation of any adjustments, including points denied.

Final Points Requested in Application:

Final Points Requested Calculated by LIHTC Program:

Final Points Awarded by LIHTC Program:

Difference between Requested and Awarded:

136	
136	

Pre-Application Scoring: Pre-App Points Requested:

Pre-App Points Awarded:

136 136

Explanation for Deductions

Exhibit (4)(I): (8,0) Based on the information presented in the rent schedule and the market study, the development fails the 10% test.

Please note that scores may still be reduced for points associated with low income targeting if the Underwriting Department determines that the application, as recommended, has a deferred developer fee that is greater than 50% of the entire developer fee, or if the Department learns that a subsidy is no longer available to the applicant. If this occurs, you will be provided with a revised Application Scoring Notice.



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Texas Department of Housing and Community Affairs

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Sincerely,

Brooke Boston

Brooke Boston
Acting Co-Manager, LIHTC Program

APARTMENT

MARKETDATA RESEARCH SERVICES, LLC CONSULTANTS, ECONOMISTS, ANALYSTS

May 22, 2002

Ms. Brooke Boston
Texas Department of Housing and Community Affairs
507 Sabine, Suite 500
Austin, Texas 78711

RE:

Cherry Mount Villas TDHCA # 02136

Dear Brooke:

The sponsor of the Cherry Mountain Villas project forwarded to me a copy of your letter dated May 13, 2002. In this letter, the sponsor's requested points were reduced because the development failed the 10% test.

After the market study deadline, we received several deficiency notices requesting the completion of a newly formatted worksheet provided by the state. As these letters were received on other projects, we quickly responded and returned the form. To our surprise, this was never requested for the Cherry Mountain Villas project. We provide this information to you now.

	Income	Subject		Market		V	ariance	%	
	Type								
1-1	30%	\$	0.447	\$	1.168	S	(0.721)	-61.8%	
1-1	50%	\$	0.801	\$	1.168	\$	(0.367)	-31.4%	
1-1	60%	\$	0.980	\$	1.168	\$	(0.188)	-16.1%	
1-1	Mkt.	\$	1.078	\$	1.168	\$	(0.090)	-7.7%	
2-2	30%	\$	0.409	\$	1.070	\$	(0.661)	-61.8%	
2-2	40%	\$	0.572	\$	1.070	\$	(0.498)	-46.6%	
2-2	50%	\$	0.734	\$	1.070	\$	(0.336)	-31.4%	
2-2	60%	\$	0.896	\$	1.070	\$	(0.174)	-16.2%	
2-2	Mkt.	\$	0.986	\$	1.070	\$	(0.084)	-7.8%	



	Income	Subject		N	Market		ariance	%
	Туре							
3-2	40%	\$	0.563	\$	1.161	\$	(0.598)	-51.5%
3-2	50%	\$	0.724	\$	1.161	\$	(0.437)	-37.7%
3-2	60%	\$	0.885	\$	1.161	\$	(0.276)	-23.8%
3-2	Mkt.	\$	0.974	\$	1.161	\$	(0.187)	-16.1%

From the table above and the attached detail, you can clearly see that this project's affordable rents are well below the 10% threshold. As such, the developer should be awarded the points requested in the original application.

Should you have any questions regarding this information, please feel free to contact me directly.

Sincerely,

Darrell G. Jack

President

	dn Villas	1							T		<u> </u>	
Lakeway, Texa	*					 	 	 			 	
TDHCA # 0213	<u> </u>			1			 	 	_			 _
				1			 				 	
1	2	3	4	5	6	7	8	9	10	11	12	13
						<u> </u>		 	10	- 11	12	13
Number of the comparable rolect as given in the market study	Type of unit (number of bedrooms)	Number of baths. Number must be same as one of the subject LIHTC units - If there are more baths (including half-baths) than my subject unit, do not use the unit in this table.	NRA (use average if there is more than one size of the same unit type in the comparable project)	that was submitted	If the comp's unadjusted rent from the comp sheet in the market study includes one or more utility payments that the subject rent does not, enter the subditional utility payment amount(s) here. The amount(s) entered must be the same as the utility allowance sheet submitted in the application.	If the comp rent does not include a utility payment that the rent of the subject unit does, enter the payment per square foot of the comp here using the same guidelines as given in column 6.	Adjustment for utility payment differences (add the amount in column 6 and subtract the amount in column 2 amount in column 3 a	shown in the comp sheet in the market study plus the amount in column 6 minus the	1/1 Rents from		3/2 Rents from	4/2 Rents from
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- 2	1	1	1269	\$ 1.102		•	\$	\$ 1.102	\$ -	\$ -	\$ 1,102	\$ -
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5		1	737	\$ 1.281			\$ -	\$ 1.281	\$ 1.281	\$ -	\$ -	\$.
	2 .	2		\$ 1.127			\$.	\$ 1.127	\$	\$ 1.127	\$ -	\$.
5	3	2		\$ 1.314		\$	\$ -	\$ 1.314	\$ -	\$ -	\$ 1,314	\$.
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T						\$ -	#DIV/0!	1.050	•			\$ - \$ -
									•	-	•	-
					Average rent per square foot of all 1/1 unit	s listed in the market stu	dy como sheets		\$ 1.168			
					Average rent per square foot of all 2/2 unit				• 1.40B	\$ 1.070		
					Average rent per square foot of all 3/2 unit							
					Average rent per square foot of all 4/2 unit						\$ 1.161	

Oub	-Market Prop	orty Liot		Thursday, February 28, 20
W1	AMLI at Lantana Ridge	Austin	Region:	W1
	6836 W. William Cannon	Texas	Number Units:	354
	•	78735-	Map Code:	612P
	Telephone Number:	(512) 891-5500	Year Built:	1996
	Fax Number:	(512) 891-5510	Last Survey Date:	01/16/2002
W1	Amli at Monterey Oaks	Austin	Region:	W1
	4701 Monterey Oaks Blvd	Texas	Number Units:	439
		78749-	Map Code:	•
	Telaphone Number:	(512) 899-9300	Year Built:	2000
	Fax Number:	(512) 899-8303	Last Survey Date:	01/16/2002
NW1	Caprock Canyon	Austin	Region:	NW1
	4411 Spicewood Springs	Texas	Number Units:	336
		78759-	Map Code:	524D
	Telephone Number:	(512) 502-7000	Year Built:	1994
	Fax Number:	(512) 502-7009	Last Survey Date:	01/16/2002
NW2	Cherry Mountain Villas (Pro	posed) Lake Way	Region:	NW2
	Wild Cherry	Texas	Number Units:	180
•	•		Map Code:	
	Telaphona Number:		Year Built:	2003
	Fax Number:		Last Survey Date:	
W1	Cliffs At Barton Creek	Austin	Region:	W1
	3050 Tamamon Blvd.	Texas	Number Units:	210
		78746-	Map Code:	613C
	Telephone Number:	(512) 306-2000	Year Built:	1994
	Fax Number:	(512) 306-2008	Last Survey Date:	01/21/2002
NW1	Gables at Park Mesa	Austin	Region:	NW1
	5811 Mesa Drive	Texas	Number Units:	148
		78731-	Map Code:	524L
	Telephone Number:	(512) 451-9933	Year Built:	1991
	Fax Number:	(512) 451-6979	Last Survey Date:	01/23/2002
NW1	Indian Creek (A)	Austin	Region:	NW1
•	7630 Woodhollow Dr.	Texas	Number Units:	244
		78731-	Map Code:	525E
	Telephone Number:	(512) 345-8653	Year Built:	1995
	Fax Number:	(512) 345-1185	Last Survey Date:	01/30/2002
NW1	Sonterra I	Austin	Region:	NW1
	10320 Boulder Lane	Texas	Number Units:	274
		78726-	Map Code:	
	Telephone Number:	(512) 249-9422	Year Bullt:	2000
	Fax Number:	(512) 336-2354	Last Survey Date:	01/28/2002
NW1	Sonterra II	Austin	Region:	NW1
	10322 Boulder Lane	Texas	Number Units:	280
		78726-	Map Code:	
	Telephone Number:	(512) 249-1285	Year Built:	2000
	Fax Number:	(512) 336-2354	Last Survey Date:	01/28/2002

10: Ben Sheppel 475-0764

MAY 2 3 2002

LIHTC

CHERRY MOUNTAIN PARTNERS, LTD.
3306 DUVAL STREET
AUSTIN. TEXAS 78705

AUSTIN, TEXAS 78705 512-370-2777 512-370-2712 FAX

email: Ipmanley@austin.rr.com

May 23, 2002

DRAFT 9 Pasen 2:20 PM 5/23/02—

Ms. Brooke Boston
Texas Department of Hosing and Community Affairs
507 Sabine, Suite 500
Austin, Texas 78711

Re:

Cherry Mountain Villas

TDHCA # 02136

Appeal of Final Points Awarded

Dear Brooke:

This letter is written on behalf of Cherry Mountain Partners, Ltd. (the "Applicant") to file a formal appeal ("Appeal") with Texas Department of Housing and Community Affairs ("TDHCA") pursuant to Section 49.4(K) of the 2002 QAP concerning the Final Points Awarded by LIHTC Program staff for the above referenced Cherry Mountain Villas project in the 2002 LIHTC Application Round. A copy of your letter determining the final score is attached for your ready reference. Specifically, the Applicant respectfully requests that TDHCA reinstate the eight (8) points deducted for failure to satisfy the 10% test, referencing Exhibit (4)(I), thereby resulting in a revised Final Points Awarded by LIHTC Program of 136.

In support of this Appeal, the Applicant would show that the calculations performed by TDHCA staff incorrectly interpreted data contained in the Market Feasibility Study prepared for Applicant by Mr. Darrell Jack of Apartment Market Data Research Services, LLC ("AMD") that was filed as part of the LIHTC Application (the "Market Study").

TDHCA's final scoring notification letter stated, in pertinent part, that "...[b]ased on the information presented in the rent schedule and the market study, the development fails the 10% test." Therefore, a total of 8 points were deducted from Applicant's final score.

The 10% test referred to is stated in Section 49.7(f)(4)(I) of the QAP, and in the Application Submission Procedures Manual at Section 10. Selection Criteria Scoring By Applicant (Exhibit 7), as follows:

"The average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program."

0000000000

Ms. Brooke Boston May 23, 2002 Page 2

All the information necessary to accurately determine the correct market rate rent data was included in the Market Study in the "Rent Comparables" section of the Market Study. Attached hereto is a letter dated May 22, 2002 from Mr. Jack at AMD setting forth that data in a differently formatted worksheet to assist staff in ruling on this Appeal. His conclusion is that the project's affordable rents are well below the 10% threshold and, as such, the Applicant should be awarded the points requested in the original application. Indeed, the Market Study concludes on page 13 of the Chapter 1 that "...The Average rents within the submarket based on the number of bedrooms for comparable market rate units are at least 10% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program..."

Applicant's calculation of market rents included in the Application (which was filed prior to the completion of the Market Study) yielded the following market rate rents for the Rent Schedule, as filed:

# of	Market Rents	Market Rent			
<u>Bedrooms</u>	Per Sa.Ft.		Per Unit		
1	\$ 1.17	\$	880		
2	\$ 1.07	\$	1,056		
3	\$ 1.09	\$	1,220		

The Applicant chose not to include the LIHTC rents at the maximum allowable, discounting them an average of 7% across the board to be conservative.

Maximum LIHTC rents for the Property are all based on 60% of median incomes, as follows:

LIHTC Max Rents <u>less Utilities</u>		LIHTC Max Rents Per Sq.Ft.		
1 BR	\$ 735	\$ 0.980		
2 BR	883	0.896		
3 BR	1,118	0.885		

Following completion of the Market Study, which was filed March 28, 2002, the supported market rate rents contained therein were:

# of Bedrooms	Monthly Rent	Monthly Rent/Sq.Ft.
1 BR	\$ 876	\$ 1.168
2 BR	\$ 1,054	\$ 1.070
3 BR	\$ 1,333	¢ 1 161
2 DK	φ 1,333	\$ 1.161

Ms. Brooke Boston May 23, 2002 Page 3

Clearly, the Applicant's estimate of the average market rent was on target, as confirmed by the Market Study, and the necessary 10% differential between the maximum LIHTC rent (adjusted for utility allowances) and the average market rent was satisfied for the number of bedrooms, as well as on a net rentable square foot basis.

The Applicant's per unit market rents are 19.73% higher than the maximum LIHTC rents for the 1 bedroom units, 19.59% higher for the 2 bedroom units, and 20.08% higher for the 3 bedroom units. On a per net rentable square foot basis, the Applicant's market rents are higher than LIHTC max rents for the 1 bedroom units by 19.18%, 19.42% higher for the 2 bedroom units, and 31.19% higher for the 3 bedroom units.

In addition, it is clearly obvious that the proposed rents for the market rate units in the proposed Development are at least 5% higher on a per net rentable square foot basis than the maximum allowable rents under the LIHTC Program. Please refer to the Market Study for a confirmation of this at page 13 of Chapter 1, as well as the Rent Schedule filed with the Application.

Applicant would welcome the opportunity to discuss this Appeal with staff at TDHCA's convenience, if that is deemed necessary. Please contact the undersigned at the number set forth above or by cell phone at 512-658-0417.

Thank you for your consideration. We would be pleased to provide any additional information that may be of assistance to assist staff in making its determination. We again respectfully request reinstatement of the 8 points deducted from the Applicant's final score.

Sincerely,

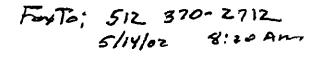
CHERRY MOUNTAIN PARTNERS, LTD.

By: Duval Partners, Ltd., General Partners Title Company

By: Mortgage Asset Capital, LLC, its general Partners Title Company

cc: Ben Sheppard, LIHTC Program Analyst

P. 1/2 2001





LOW INCOME HOUSING TAX CREDIT PROGRAM 2002 APPLICATION SCORING NOTICE

Texas Department of Housing and Community Affairs

Date Issued: 05/13/02

Cherry Mountain Partners, Ltd. Carol C. Moore P.O. Box 154432 Lufkin, TX 75915

Phone #:

(936) 699-2960

Fax #:

(936) 699-296

RE:

2002 LIHTC Application for Cherry Mountain Villas

TDCHA Number 02136

Attention: Carol C. Moore

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Final Points Requested in Application:

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Final Points Awarded by LIHTC Program:

Difference between Requested and Awarded:

L	136	1
	136]
	128]

Pre-Application Scoring:

Pre-App Points Requested: 1

136

Pre-App Points Awarded:

136

Explanation for Deductions

Exhibit (4)(1): (8,0) Based on the information presented in the rent schedule and the market study, the development fails the 10% test.

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Sincerely,

Brooke Boston

Brooke Boston
Acting Co-Manager, LIHTC Program

PAGE

APARTMENT

${f MARKETDATA}$ Research Services, LLC CONSULTANTS, ECONOMISTS, ANALYSTS

APT MARKETDATA

May 22, 2002

Ms. Brooke Boston Texas Department of Housing and Community Affairs 507 Sabine, Suite 500 Austin, Texas 78711

RE:

Cherry Mount Villas TDHCA # 02136

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	Type			<u> </u>				
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3-2	Mkt.	\$	0.974	5	1.161	S	(0.187)	-16.1%

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Should you have any questions regarding this information, please feel free to contact me directly.

Sincerely,

Darrell G. Jack

President

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mjeci sa giver in the market	Type of unit tournber of	than any saltiest unit, do not use the unit in	जाने शुक्रक के के		the same as the Willy allowance(s) from the utility allowance shoet	using the same guidelines as given in	explication amount in	istudy gives the amount In column 6 misses the	1/1 Rents from	2/2 Rents foru		4/2 Rends from
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				<u> </u>	Average rent per square fool of all 1/1 u				\$ 1.558			
					Average rant per square fact of all 2/2 u					1.070		
			1	.]	Average cent per square foot of all 3/2 v						\$ 1,161	
					Average mint part square fool of all 4/2 w	nile listed in the mortest of	hade come charte			1	1	

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454				
W1 '	AMLI at Lantana Ridge	Austin	Region:	W1
	6836 W, William Cannon	Texas	Number Unite:	354
	- • • • • • • • • • • • • • • • • • • •	78735-	Map Code:	612P.
	Telephone Number:	(512) 891-5500	Year Bulit:	1998
	Fax Number:	(612) 891-5510	Last Survey Date:	01/16/2002
W1	Amil at Monterey Oaks	Austin	Region:	Wį
	4701 Monterey Oaks Blvd	Texas	Number Linits:	439
		78749-	Map Gode:	
	Telephone Number:	(512) 899-8 300	Year Built:	2000
	Fex Number:	(512) 899-8303	Last Survey Date:	01/16/2002
NW1	Ceprock Canyon	Austin	Region: .	NW1
	4411 Spicewood Springs	Texas	Number Units:	336
		78759-	Map Code:	524D
•	Telephane Number:	(512) 502-7000	Year Built:	1994
	Pex Number:	(512) 502-7009	Last Survey Date:	01/16/2002
AMS	Cherry Mountain Villas (Pro	posed) Lake Way	Region:	NW2
	Wild Charry	Texas	Number Units:	180
•			Map Code;	
	Telephone Number:		Year Built:	2003
	Fex Number:		Last Survey Date:	
/ /1	Cliffa At Barton Creek	Austh	Region:	W1
	3050 Tamerron Blvd.	Textas	Number Units:	210
		78746-	Map Code:	613C
	Telephone Number:	(512) 30 6-2000	Year Built:	1994
	Fax Number:	(512) 306-2008	Last Survey Pate:	01/21/2002
W1	Gebies at Park Mese	Austin	Region:	NW1
	SB11 Mesa Drive	Texas	Number Units:	148 `
		78731-	Map Code:	524L
	Telephone Number:	(512) 451-9833	Year Built:	1991
	Fex Number:	(512) 451-6979	Last Survey Date:	01/23/2002
NW1	Indian Creek (A)	Austin	Region:	NW1
	7630 Woodhollow Dr.	Texas	Number Units:	244
		78731-	Map Code:	526E
	Telephone Number:	(512) 345-8653	Year Built:	1995
	Fax Number:	(512) 345-1185	Last Survey Date:	01/30/2002
W1	Sonierra i	Austin	Region:	NW1
•	10320 Boulder Lane	Texas	Number Units:	274
		78726-	Map Code:	
	Telephone Number:	(512) 249-8422	Year Built:	2000
	Fax Number:	(612) 336-2354	Last Survey Date:	01/28/2002
NW1	Sonterra II	Austh	Region:	NW1
	10322 Boulder Lane	Texas	Number Units:	280
		78728-	Map Code;	•
	Telephone Number:	(\$12) 249-1285	Year Built:	2000
	Fex Number:	(512) 836-2354	Last Survey Date:	01/28/2002



TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

Rick Perry Governor

Edwina P. Carrington Executive Director BOARD MEMBERS Michael E. Jones, *Chair* Elizabeth Anderson Shadrick Bogany C. Kent Conine Vidal Gonzalez Norberto Salinas

June 5, 2002

Mr. Larry Paul Manley Cherry Mountain Partners, Ltd. -3306 Duval-Street Austin, TX 78705 Facsimile: 512,370,2712

-Re: - Response to Appeal Filed May 24, 2002 Cherry Mountain Villas, TDHCA Project No. 02136

Dear MrManley:	 	
Dear Ivir. Iviainey:		

Consistent with §49.4(k) of the 2002 Qualified Allocation Plan and Rules (QAP), I am writing in response to the appeal you filed on May 24, 2002 on the above-referenced development.

Appeal Review

Regarding §49.7(f)(4)(I) of the 2002 QAP, relating to mixed income points, I have carefully reviewed the —statements in your appeal. All rents used for the subject development in the mixed income calculations came from the rent schedule supplied in the Application, or were based on the rent schedule if less than maximum LIHTC rents were proposed.

The above-referenced application only failed the 10% test for one bedroom units. The rent schedule contains market rents of \$1.17 per square foot for one bedroom units and \$1.07 for two bedroom units that are not supported by the comparables once rental concessions are included. In accordance with the QAP, the market analyst is required to provide an attribute adjustment matrix for the units most comparable to the subject. Because the market study identifies concessions in the comparables, it would be improper to use an adjusted comparable rent that did not include adjustments for the concessions. The analyst's statement that the concessions will "burn off" before the subject is placed in service is irrelevant. The analysis must describe the subject at the current point in time. The market study contains a matrix on page 14, and again on page 92, indicating a rent net of concessions for one bedroom units of \$1.063 per square foot, instead of the \$1.078 necessary to show submarket rents that exceed the subject's –maximum one bedroom LIHTC rent of \$0.98 by 10%.

Appeal Determination

Based on the above reasons, your appeal has been denied. The eight points requested for Exhibit (4)(I) were not reinstated.

Section 49.4(k) of the 2002 QAP indicates that if you are not satisfied with this response to your appeal, you may appeal directly in writing to the Board of the Texas Department of Housing and Community Affairs (the Board). Please note that an appeal filed with the Board must be received by the Board before at least seven days preceding the date of the board meeting at which the relevant allocation decision is expected to be made. To have an appeal considered by the Board at the June 24 Board meeting, the appeal

Mr. Larry Paul Manley June 5, 2002 Page 2 of 2

must be received by Delores Groneck, Board Secretary, no later than June 17, although it is strongly suggested that you submit it by June 13.

If you have questions or comments, please call (512) 475-3340.

Sincerely,

Edwina Carrington

Executive Director

MEMORANDUM

TO: TDHCA Board Members

CC: Ruth Cedillo, Deputy Executive Director

David Burrell, Director of Housing Programs

FROM: Brooke Boston, Acting LIHTC Co-Manager

THROUGH: Edwina Carrington, Executive Director

SUBJECT: Report on the 2002 Tax Credit Allocation Round Recommendations

DATE: June 17, 2002

This memo describes the documents enclosed in this mailing, which represent the Department's 2002 application round recommendations.

The recommendations are presented in this two volume Board Book. Volume One contains the Board Meeting Agenda, documentation for Appeals to the Board, Allocation Summary Reports and summaries for recommended developments in the first several regions. Volume Two contains the summaries for the remainder of the regions, as well as the recommended Forward Commitments. Each summary is comprised of a *Project Profile and Board Summary*, a *Compliance Status Summary*, and a *Multifamily Credit Underwriting Analysis*.

I. SET ASIDES AND REGIONAL ALLOCATION FORMULA

As required by §49.6(b) of the Qualified Allocation Plan and Rules (QAP), several set asides are required to be met for the 2002 cycle. In addition to those exclusive set asides identified below, the Elderly Set Aside was an overlaying set aside that any qualified Applicant could select in addition to their Primary Set Aside. The Elderly Set Aside is 15% of the Credit Ceiling, which is \$5,597,817.

Set Aside	% of Ceiling	Minimum Credits to Allocate
At-Risk Developments	15%	\$5,597,817
General	60%	\$22,391,269
Nonprofit	10%	\$3,731,878
Rural	15%	\$5,597,817

TxRD Sub Set Aside	25% of the Rural	\$1,399,454
	Set Aside	

As required by §2306.111 of the Texas Government Code, the Department is now utilizing a regional distribution formula to distribute credits from the State Housing Credit Ceiling. Based on this formula, each of the eleven service regions is targeted to receive a certain portion of the total ceiling. The following depicts each region's anticipated credits based on the formula.

Region	Allocation Formula*	Major Metro Areas
1	\$1,612,996	Lubbock, Amarillo
2	\$1,126,815	Abilene, Wichita Falls
3	\$5,231,139	Dallas, Fort Worth
4	\$2,175,571	Texarkana, Longview, Marshall
5	\$1,719,713	Beaumont, Port Arthur
6	\$7,377,092	Houston
7	\$3,476,334	Austin, Waco, College Station
8A	\$4,318,916	San Antonio
8B	\$6,999,280	Corpus Christi, McAllen, Laredo
9	\$1,127,713	Midland, Odessa, San Angelo
10	\$2,153,214	El Paso

II. DEMAND FOR THE CREDIT AND SET ASIDES

The demand for the credit remains high and exceeds the state's credit ceiling by a ratio of over 1 to 3 statewide. Based on the regional allocation, some regions had greater demand than others; while Regions 8B and 9 are oversubscribed by only 1.6 to 1, Region 7 is oversubscribed by 6.8 to 1. The applications submitted represented a total credit request of approximately \$89 million. The available 2002 state credit ceiling is \$37,318,782.

III. PROJECT EVALUATION

Central to this effort was the need to ensure fairness and consistency in evaluating all of the applications, and adhere to all required guidelines.

In accordance with state law, the Department held public hearings across the state to receive comments on the 2002 applications from citizens, neighborhood groups, and elected officials. The hearings and written comments provided valuable information regarding the need for and the impact of awarding credits to many developments.

This was the first year that the Pre-Application process was implemented. There were originally 139 Pre-Applications submitted. Of those, 114 submitted a full Application and 25 determined not to proceed. As of March 1, 29 new applications were submitted, yielding a total of 143 applications competing for credits.

Evaluation of the applications began with the Threshold Criteria review. This review is a prerequisite for further consideration under the Selection Criteria's competitive point system. LIHTC staff reviewed Threshold and Selection Criteria using a system of peer reviews to confirm the accuracy of the scores awarded and to maintain consistency in the interpretation of the criteria requirements. As the Threshold and Selection Criteria evaluations were completed, the applications selected were transmitted to the Credit Underwriting Division for a detailed feasibility analysis.

Staff from the Department inspected all proposed development sites to make a first-hand assessment of site conditions and to evaluate the physical state of projects applying for rehabilitation tax credits.

The Compliance and Monitoring Division reviewed all recommended applications for instances of material non-compliance. The allocating agencies of other states were contacted to request comments on the applicants' previous participation in their programs.

In making recommendations for which developments would be underwritten, staff relied solely on the regional allocation, set aside requirements and scores.

IV. STAFF RECOMMENDATION

Likewise, in making recommendations for which developments would be recommended, staff again relied primarily on the regional allocation, set aside requirements and scores. Staff ensured that developments not recommended by the Underwriting Division were not recommended to the Board and also ensured that the tax credit cap per Applicant of \$1.6 million was not exceeded.

In making its recommendations to the Board, staff was guided by section 42(m) of the Code which states: "The housing credit amount allocated to a project shall not exceed the amount the housing credit agency determines is necessary for the financial feasibility of the project and its viability as a low-income housing project."

To ensure that the 2002 credit allocations translate into affordable housing units within 24 months, the QAP provides that:

- 1. the Carryover documentation must be submitted to the Department no later than the second Friday in October of the year in which the Commitment Notice is issued;
- 2. the Project Owner's closing of the construction loan shall occur not later than the second Friday in June of the year after the execution of the Carryover Allocation Document with the possibility of a one-time 30 day extension; and
- 3. the Project Owner must commence and continue substantial construction activities not later than the second Friday in November of the year after the execution of the Carryover Allocation Document.

In summary, staff is seeking action on the following:

- 1. approval of the recommendation for the issuance of Commitment Notices to tax credit applicants under the 2002 allocation round, and
- 2. approval of the Forward Commitment of tax credits not to exceed 15% of the 2003 state per capita credits to 2002 applicants.

The LIHTC Program, Compliance Division and Credit Underwriting Division staff are available to address any questions or comments the Board may have.

2002 LIHTC Recommended Developments Sorted by Region and Final Score

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects	s Loca	ted in	Region 1												
02056	A	1	Amarillo Gardens Apartments	Amarillo	Potter		AR		\$265,578	\$461,090	100	100	Steve Dalrymple	140	AC
02029	A	1	North Grand Villas	Amarillo	Potter		G		\$1,050,826	\$1,049,367	115	144	Ralph J. Collins	137	AC
02155	A	1	Blue Water Garden Apartments	Hereford	Deaf Smith		AR		\$400,844	\$412,835	132	132	Daniel F. O'Dea	133	AC
02159	A	1	La Mirage Villas	Perryton	Ochiltree	✓	R		\$161,815	\$161,864	47	47	Patrick A. Barbolla	87	AC
02157	A	1	La Mirage Apartments	Borger	Hutchinson	✓	R		\$104,374	\$104,374	47	48	Patrick A. Barbolla	86	AC
02150	A	1	Fairview Manor Apartments	Childress	Childress	✓	R		\$113,155	\$113,567	48	48	William S. Swan	46	AC
6 F	rojec	ts in Re	egion Amount Available for	Region:	\$1,612	,996			\$2,096,592	\$2,303,097	489	519			
Projects	s Loca	ted in	Region 10												
02051	Α	10	Pueblo Montana	El Paso	El Paso		G		\$228,465	\$234,001	36	36	Bobby Bowling IV	146	AC
02052	A	10	Burgundy Palms	El Paso	El Paso		G		\$618,843	\$639,769	100	100	Bobby Bowling IV	141	AC
02053	A	10	Castner Palms	El Paso	El Paso		G		\$624,635	\$639,769	100	100	Bobby Bowling IV	141	AC
02067	Α	10	Meadowbrook Townhomes, Ltd.	El Paso	El Paso		G		\$235,505	\$239,536	25	25	Ike J. Monty	133	AC
02061	Α	10	Painted Desert Townhomes, Ltd.	Clint	El Paso		R		\$160,173	\$161,276	20	20	Ike J. Monty	121	AC
02036	A	10	Gateway East Apartments	El Paso	El Paso		AR		\$394,662	\$394,320	104	104	Daniel O'Dea	104	AC
6 F	rojec	ts in Re	egion Amount Available for	Region:	\$2,153	,214			\$2,262,283	\$2,308,671	385	385			
Projects	s Loca	ted in	Region 2												
02046	A	2	Colony Park Apartments, I & II	Eastland	Eastland	✓	R		\$53,565	\$52,470	68	68	Joe Chamy	157	AC
02047	A	2	Walnut Hills Apartments	Baird	Callahan	✓	R		\$21,842	\$22,152	24	24	Joe Chamy	153	AC
02044	A	2	Brownwood Retirement Village	Brownwood	Brown		R	✓	\$409,727	\$412,509	76	76	Joe Chamy	141	AC
02148	A	2	Windmill Point Apartments	Merkel	Taylor		R		\$562,502	\$545,899	68	76	Kurt P. Kehoe	123	AC
02152	A	2	Cordell Apartments	Brownwood	Brown	✓	R		\$70,780	\$70,969	30	30	Dennis Hoover	48	AC
5 P	rojec	ts in Re	egion Amount Available for	Region:	\$1,126	,815			\$1,118,416	\$1,103,999	266	274			

^{* &}quot;A" means Recommended for an Award.

Development numbers 02001 through 02010 are 2002 Forward Commitments.
(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Monday, June 17, 2002 10:05

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects	Loca	ted in	Region 3												
02149 A	4	3	Madison Point Apartments	Dallas	Dallas		G		\$1,091,818	\$1,053,119	140	176	Kurt P. Kehoe	157	AC
02083 A	4	3	Villas of Lancaster	Lancaster	Dallas		G	✓	\$679,272	\$680,510	142	144	Deborah A. Griffin	154	AC
02034 A	4	3	Terrell Senior Terraces, Phase II	Terrell	Kaufman		NP	✓	\$781,495	\$764,357	144	180	Barry Halla	143	AC
02097 A	4	3	Park Manor Apartments	Waxahachie	Ellis		AR		\$288,644	\$312,861	60	60	Diana McIver	138	AC
02091 A	4	3	Riverwalk Townhomes	Stephenville	Erath		R		\$544,106	\$542,766	76	76	R.J. Collins	122	AC
02158 A	4	3	Briarwood Apartments	Kaufman	Kaufman	✓	R		\$151,278	\$151,278	47	47	Patrick A. Barbolla	65	AC
02002 A	4	3	Cedar Hill Gardens	Cedar Hill			Ε		\$385,791	\$385,791	79	132		0	
02008 A	4	3	Prairie Commons	Dallas			G		\$378,365	\$378,365	54	72		0	
02006 A	4	3	Roseland Estates	Dallas			NP		\$638,488	\$638,488	108	138		0	
9 P	rojec	ts in R	egion Amount Available for	Region:	\$5,231	,139			\$4,939,257	\$4,907,535	850	1,025			
Projects	Loca	ted in	Region 4												
02045 A	4	4	Paris Retirement Village	Paris	Lamar		R	✓	\$373,692	\$376,203	68	76	Joe Chamy	146	AC
02030 A	4	4	Ray's Pointe	Texarkana	Bowie		G		\$1,047,330	\$1,045,881	115	144	Michael Hartman	126	AC
02071 A	4	4	Panola Apartments	Carthage	Panola	✓	R		\$61,052	\$66,201	32	32	Thomas Frye	93	AC
02156 A	4	4	Town North Apartments	Texarkana	Bowie		AR		\$275,871	\$278,976	100	100	Daniel F. O'Dea	73	AC
02072 A	4	4	Jacksonville Square Apartments	Jacksonville	Cherokee	✓	R		\$86,940	\$88,415	44	44	Thomas Frye	72	AC
5 P	rojec	ts in R	egion Amount Available for	Region:	\$2,175	,571			\$1,844,885	\$1,855,676	359	396			
Projects	<u>Loca</u>	ted <u>i</u> n	Region 5												
02174		5	Gateway Village Seniors	Beaumont	Jefferson		G	✓	\$719,168	\$760,790	110	116	David Hendricks	136	AC
02112 A	4	5	Cardinal Village	Nacogdoches	Nacogdoche	e 🗌	G		\$762,000	\$799,990	95	96	Jeffery Spicer	125	AC
02175 A	4	5	Creekside Estates, Phase II	Lufkin	Angelina		R		\$473,198	\$539,182	60	60	Carol C. Moore	112	AC
3 P	rojec	ts in R	egion Amount Available for	Region:	\$1,719	,713			\$1,954,366	\$2,099,962	265	272			

^{* &}quot;A" means Recommended for an Award.

Development numbers 02001 through 02010 are 2002 Forward Commitments.

(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Monday, June 17, 2002 10:06

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Project	s Loca	ted in	<u>Region 6</u>												
02147	Α	6	Heatherbrook Apartments	Houston	Harris		G		\$1,084,340	\$1,048,837	140	176	Joseph Kemp	167	AC
02119	Α	6	Lovett Manor	Houston	Harris		G	✓	\$1,085,628	\$1,098,812	158	198	H. Elizabeth Young	155	AC
02099	Α	6	Sunrise Village Apartments	Houston	Harris		NP		\$616,304	\$644,263	72	80	Thomas Scott	147	AC
02080	Α	6	Fallbrook Ranch Apartments	Houston	Harris		G		\$936,382	\$936,951	156	196	W. Barry Kahn	146	Α
02081	Α	6	Bay Forest Ranch	La Porte	Harris		G		\$969,008	\$969,872	156	196	Isaac Mathews	146	AC
02089	Α	6	Gateway Pavilion	Houston	Harris		G		\$1,185,675	\$1,159,683	200	248	Ryan Dearborn	144	AC
02120	Α	6	Humble Memorial Gardens	Humble	Harris		NP	✓	\$366,177	\$367,807	71	75	David Muguerza	142	AC
02161	Α	6	Bayou Bend Apartments	Waller	Waller	✓	R		\$96,390	\$123,808	56	56	James W. Fieser	70	Α
02163	Α	6	Cedar Cove Apartments	Sealy	Austin	✓	R		\$93,636	\$123,035	54	54	James W. Fieser	68	AC
02160	Α	6	Green Manor Apartments	Hempstead	Waller	✓	R		\$63,915	\$87,971	40	40	James W. Fieser	67	Α
02162	Α	6	Willowchase Apartments	Hempstead	Waller	✓	R		\$91,616	\$126,135	57	57	James W. Fieser	67	AC
02010	Α	6	Champion Forest Apartments	Houston			G		\$610,346	\$610,346	115	192		0	
12	Projec	ts in R	egion Amount Available for	Region:	\$7,377	7,092			\$7,199,417	\$7,297,520	1,275	1,568			
Project	s Loca	ted in	Region 7												
02042		7	Saddle Creek Apartments at Kyle, FKA, Steeplechase Apartments	Kyle	Hays		G		\$448,615	\$449,745	80	104	Laura Musemeche	151	AC
02098	Α	7	Ashford Park	Austin	Travis		NP	✓	\$1,130,257	\$1,138,022	200	200	Walter Moreau	141	AC
02027	Α	7	Creekside Townhomes	Burnet	Burnet		R		\$369,601	\$388,022	54	60	Dennis Hoover	129	AC
02004	Α	7	Williams Trace Apartments	Cameron			NP		\$355,436	\$355,436	68	68		0	
02001	Α	7	Crescent Village	Elgin			R		\$356,005	\$356,005	57	76		0	
02005	Α	7	Brenham Oaks Apartments	Brenham			R		\$441,453	\$441,453	76	76		0	
6 1	Projec	ts in R	egion Amount Available for	Region:	\$3,476	,334			\$3,101,367	\$3,128,683	535	584			
Project	s Loca	ted in	Region 8A												
02075	Α	8A	Heatherwilde Estates	San Antonio	Bexar		G		\$1,068,403	\$1,140,628	140	176	Leroy Leopold	162	AC
02092	Α	8A	SA Union Pines II Apartments	San Antonio	Bexar		G		\$640,106	\$706,232	152	152	Dianna L. Gum	134	AC
02146	Α	8A	Bexar Creek	San Antonio	Bexar		G		\$614,528	\$621,995	61	72	Thomas J. McMullen, Jr.	132	AC
02093	Α	8A	SA Union Park Apartments	San Antonio	Bexar		AR		\$300,006	\$321,873	100	100	Samuel Tijerina	114	AC
02094	Α	8A	SA Ridgecrest Apartments	San Antonio	Bexar		AR		\$458,769	\$494,845	152	152	Samuel Tijerina	91	AC
02009	Α	8A	Las Villas de Merida	San Antonio			G		\$917,770	\$917,770	120	160		0	
6 1	Projec	ts in R	egion Amount Available for	Region:	\$4,318	3,916			\$3,999,582	\$4,203,343	725	812			

^{* &}quot;A" means Recommended for an Award.

Development numbers 02001 through 02010 are 2002 Forward Commitments.

(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Monday, June 17, 2002 10:06

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects	Loca	ited in	Region 8B												
02043 A	Ą	8B	King's Crossing	Kingsville	Kleberg		G		\$777,472	\$779,906	120	120	Mark Musemeche	145	AC
02011 A	Ą	8B	Aransas Pass Retirement Center	Aransas Pass	San Patricio		R	✓	\$416,498	\$414,031	76	76	Charles Holcomb	142	AC
02103 A	A	8B	Valley View Apartments	Pharr ETJ	Hidalgo		G		\$899,933	\$973,101	121	128	Mike Lopez	137	AC
02076 A	A	8B	Laredo Vista II	Laredo	Webb		G		\$864,275	\$865,960	115	115	Raul Loya	127	AC
02037 A	A	8B	Villa Hermosa Apartments	Crystal City	Zavala		R		\$565,712	\$568,236	60	60	Alfredo Castaneda	121	AC
02107 A	A	8B	Holly Park Apartments	Corpus Christi	Nueces		G		\$888,921	\$866,332	172	172	Kelly Elizondo	115	AC
02033 A	Ą	8B	Pueblo de Paz Apartments	Mission	Hidalgo		G		\$862,724	\$869,606	160	200	John Pitts	112	AC
02153 A	Ą	8B	Encanta Villa Apartments	Rio Grande Cit	Starr	✓	R		\$55,529	\$55,677	24	24	Juan Cantu	105	AC
02154 A	Ą	8B	Rio Vista Apartments	Roma	Starr	✓	R		\$61,645	\$61,812	28	28	Dennis Hoover	105	AC
02007 A	Ą	8B	Portside Villas	Ingleside			G		\$563,846	\$563,846	108	144		0	
02003 A	A	8B	El Pueblo Dorado	Pharr			G		\$885,689	\$885,689	132	176		0	
11 Pi	rojec	ts in R	egion Amount Available for	Region:	\$6,999,	,280			\$6,842,244	\$6,904,196	1,116	1,243			
Projects	Loca	ited in	Region 9												
02079 A	Ą	9	Arbor Terrace II Apartments	Odessa	Ector		G		\$925,169	\$1,060,162	120	120	Bert Magill	143	AC
02104 A	A	9	Santa Rita Senior Village	Midland	Midland		G	✓	\$821,462	\$790,000	136	136	Sharon Laurence	135	AC
2 Pi	rojec	ts in R	egion Amount Available for	· Region:	\$1,127	,713			\$1,746,631	\$1,850,162	256	256			
		71	Statewide Amount A	vailable: \$37,318	,782				\$37,105,040	\$37,962,844	6,52	1 7,3	334		

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Development numbers 02001 through 02010 are 2002 Forward Commitments.

(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Monday, June 17, 2002 10:06

2002 LIHTC Recommendations

Sorted by Region, Award Status and Final Score

Does not reflect Withdrawn or Terminated Files

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects	Loca	ted in	Region 1												
02056 A		1	Amarillo Gardens Apartments	Amarillo	Potter		AR		\$265,578	\$461,090	100	100	Steve Dalrymple	140	AC
02029 A		1	North Grand Villas	Amarillo	Potter		G		\$1,050,826	\$1,049,367	115	144	Ralph J. Collins	137	AC
02155 A		1	Blue Water Garden Apartments	Hereford	Deaf Smith		AR		\$400,844	\$412,835	132	132	Daniel F. O'Dea	133	AC
02159 A		1	La Mirage Villas	Perryton	Ochiltree	✓	R		\$161,815	\$161,864	47	47	Patrick A. Barbolla	87	AC
02157 A		1	La Mirage Apartments	Borger	Hutchinson	✓	R		\$104,374	\$104,374	47	48	Patrick A. Barbolla	86	AC
02150 A		1	Fairview Manor Apartments	Childress	Childress	✓	R		\$113,155	\$113,567	48	48	William S. Swan	46	AC
6									\$2,096,592	\$2,303,097	489	519			
02054 N	I	1	Senior Residences at St. Anthony's	Amarillo	Potter		NP	✓	\$0	\$715,743	102	102	Steve Dalrymple	132	NR
02055 N	I	1	Family Residences at Greentree	Amarillo	Potter		NP		\$0	\$584,478	76	96	Kelly Hunt	103	
2									\$0	\$1,300,221	178	198			
8 Pr	ojec	ts in R	egion Amount Available for	· Region:	\$1,612	,996				\$3,603,318	667	717			

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Project # A*	· Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects Loc	cated in	Region 10												
02051 A	10	Pueblo Montana	El Paso	El Paso		G		\$228,465	\$234,001	36	36	Bobby Bowling IV	146	AC
02052 A	10	Burgundy Palms	El Paso	El Paso		G		\$618,843	\$639,769	100	100	Bobby Bowling IV	141	AC
02053 A	10	Castner Palms	El Paso	El Paso		G		\$624,635	\$639,769	100	100	Bobby Bowling IV	141	AC
02067 A	10	Meadowbrook Townhomes, Ltd.	El Paso	El Paso		G		\$235,505	\$239,536	25	25	Ike J. Monty	133	AC
02061 A	10	Painted Desert Townhomes, Ltd.	Clint	El Paso		R		\$160,173	\$161,276	20	20	Ike J. Monty	121	AC
02036 A	10	Gateway East Apartments	El Paso	El Paso		AR		\$394,662	\$394,320	104	104	Daniel O'Dea	104	AC
6								\$2,262,283	\$2,308,671	385	385			
02065 N	10	Sunset View Townhomes, Ltd.	El Paso	El Paso		G		\$0	\$158,286	16	16	Ike J. Monty	129)
02059 N	10	Mountainside Townhomes, Ltd.	El Paso	El Paso		NP		\$0	\$158,286	16	16	Ike J. Monty	129)
02060 N	10	Desert Garden Townhomes, Ltd.	El Paso	El Paso		G		\$0	\$436,891	48	48	Ike J. Monty	128	1
02068 N	10	Geronimo Trails Townhomes, Ltd.	El Paso	El Paso		NP		\$0	\$220,376	22	22	Ike J. Monty	128	1
02064 N	10	Mission Del Valle Townhomes, Ltd.	Socorro	El Paso		NP		\$0	\$164,226	16	16	Ike J. Monty	126	i
02062 N	10	Camino Del Norte Townhomes, Ltd.	El Paso	El Paso		G		\$0	\$328,898	36	36	Ike J. Monty	126	i
02063 N	10	Rancho Del Valle Townhomes, Ltd.	Socorro	El Paso		NP		\$0	\$285,785	32	32	Ike J. Monty	126	i
02164 N	10	Talbot Townhomes, Ltd.	Canutillo	El Paso		G		\$0	\$281,883	32	32	Ike J. Monty	113	1
02166 N	10	Jardin Sereno Senior Community, Ltd.	El Paso	El Paso		G	✓	\$0	\$305,850	56	56	Ike J. Monty	109)
9								\$0	\$2,340,481	274	274			
15 Proje	cts in F	Region Amount Available for	· Region:	\$2,15	3,214				\$4,649,152	659	659			
Projects Loc	cated in	Region 2												
02046 A	2	Colony Park Apartments, I & II	Eastland	Eastland	✓	R		\$53,565	\$52,470	68	68	Joe Chamy	157	AC
02047 A	2	Walnut Hills Apartments	Baird	Callahan	✓	R		\$21,842	\$22,152	24	24	Joe Chamy	153	AC
02044 A	2	Brownwood Retirement Village	Brownwood	Brown		R	✓	\$409,727	\$412,509	76	76	Joe Chamy	141	AC
02148 A	2	Windmill Point Apartments	Merkel	Taylor		R		\$562,502	\$545,899	68	76	Kurt P. Kehoe	123	AC
02152 A	2	Cordell Apartments	Brownwood	Brown	✓	R		\$70,780	\$70,969	30	30	Dennis Hoover	48	AC
5								\$1,118,416	\$1,103,999	266	274			
02070 N	2	Woodview Apartments	Wichita Falls	Wichita		G		\$774,967	\$822,833	98	104	John Boyd	135	AC
02141 N	2	Big Country Senior Village	Abilene	Taylor		G	\checkmark	\$0	\$809,000	140	140	Randy Stevenson	121	
2								\$774,967	\$1,631,833	238	244			
7 Proje		Region Amount Available for	Dagion:	\$1,12	6 Q1F				\$2,735,832	504	518			

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Project # A*	Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
<u>Projects Loc</u>	ated in	Region 3												
02149 A	3	Madison Point Apartments	Dallas	Dallas		G		\$1,091,818	\$1,053,119	140	176	Kurt P. Kehoe	157	' AC
02083 A	3	Villas of Lancaster	Lancaster	Dallas		G	✓	\$679,272	\$680,510	142	144	Deborah A. Griffin	154	- AC
02034 A	3	Terrell Senior Terraces, Phase II	Terrell	Kaufman		NP	✓	\$781,495	\$764,357	144	180	Barry Halla	143	AC AC
02097 A	3	Park Manor Apartments	Waxahachie	Ellis		AR		\$288,644	\$312,861	60	60	Diana McIver	138	AC AC
02091 A	3	Riverwalk Townhomes	Stephenville	Erath		R		\$544,106	\$542,766	76	76	R.J. Collins	122	AC
02158 A	3	Briarwood Apartments	Kaufman	Kaufman	✓	R		\$151,278	\$151,278	47	47	Patrick A. Barbolla	65	AC AC
02008 A	3	Prairie Commons	Dallas			G		\$378,365	\$378,365	54	72		0	Į
02002 A	3	Cedar Hill Gardens	Cedar Hill			Ε		\$385,791	\$385,791	79	132		0	Į
02006 A	3	Roseland Estates	Dallas			NP		\$638,488	\$638,488	108	138		0	į
9								\$4,939,257	\$4,907,535	850	1,025			
02078 FC03	3	Sphinx at Murdeaux	Dallas	Dallas		G		\$1,133,095	\$1,144,545	150	150	Jay O. Oji	153	AC AC
1								\$1,133,095	\$1,144,545	150	150			
02074 N	3	Arbor Woods	Dallas	Dallas		G		\$0	\$1,080,924	120	151	Cheryl Geiser	161	NR
02025 N	3	The Village @ Prairie Creek	Dallas	Dallas		G		\$0	\$1,139,789	156	196	James E. Washburn	141	
02142 N	3	Mayfair Ridge Apartments	Sanger	Denton		G		\$0	\$715,000	120	120	Richard Higgins	139)
02117 N	3	Bardin House Senior Apartments	Arlington	Tarrant		G		\$0	\$931,048	180	225	Guy Brignon	139)
02069 N	3	Sanger Trails Apartments	Sanger	Denton		G		\$0	\$862,436	140	176	Richard Shaw	135	J
02143 N	3	Parkland Pointe II	Arlington	Tarrant		G		\$0	\$734,949	118	148	Don Paxton	135	J
02096 N	3	Douglass Place Senior Housing	Plano	Collin		NP	✓	\$0	\$530,060	63	63	Diana McIver	127	
02173 N	3	Cedar View Apartments	Mineral Wells	Palo Pinto		R		\$0	\$487,312	64	64	Leslie Donaldson	119	NR
02108 N	3	The Pegasus	Dallas	Dallas		G	\checkmark	\$0	\$1,197,481	124	156	Glenn Lynch	113	ı
02039 N	3	Oak Timbers-Rockwall	Rockwall	Rockwall		G		\$0	\$606,471	108	120	Lynda Pittman	102	,
02171 N	3	Colony Grove Apts., Ltd.	Corsicana	Navarro		R		\$0	\$605,069	76	76	Elaina D. Glockzin	67	
11								\$ 0	\$8,890,539	1,269	1,495			
21 Proje	cts in F	Region Amount Available for	· Region:	\$5,231	,139				\$14,942,619	2,269	2,670			

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Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projec	ts Loca	ted in	Region 4												
02045	Α	4	Paris Retirement Village	Paris	Lamar		R	✓	\$373,692	\$376,203	68	76	Joe Chamy	146	AC
02030	Α	4	Ray's Pointe	Texarkana	Bowie		G		\$1,047,330	\$1,045,881	115	144	Michael Hartman	126	AC
02071	Α	4	Panola Apartments	Carthage	Panola	✓	R		\$61,052	\$66,201	32	32	Thomas Frye	93	AC
02156	Α	4	Town North Apartments	Texarkana	Bowie		AR		\$275,871	\$278,976	100	100	Daniel F. O'Dea	73	AC
02072	Α	4	Jacksonville Square Apartments	Jacksonville	Cherokee	✓	R		\$86,940	\$88,415	44	44	Thomas Frye	72	AC
5									\$1,844,885	\$1,855,676	359	396			
02110	FC03	4	Northside Apartments	Tyler	Smith		G		\$744,356	\$799,916	95	96	Jeffery Spicer	118	AC
1									\$744,356	\$799,916	95	96			
02135	N	4	Lakeridge Apartments	Texarkana	Bowie		G		\$0	\$1,047,148	112	112	Jerry Moore	112	
02040	N	4	The Residences on Stillhouse Road	Paris	Lamar		R	✓	\$356,659	\$360,233	72	76	Dan Allgeier	106	AC
2									\$356,659	\$1,407,381	184	188			
8	Projec	ts in R	Region Amount Available for	⁻ Region:	\$2,175	,571				\$4,062,973	638	680			
Projec	ts Loca	ted in	Region 5												
02174	Α	5	Gateway Village Seniors	Beaumont	Jefferson		G	✓	\$719,168	\$760,790	110	116	David Hendricks	136	AC
02112	Α	5	Cardinal Village	Nacogdoches	Nacogdoche	e \square	G		\$762,000	\$799,990	95	96	Jeffery Spicer	125	AC
02175	Α	5	Creekside Estates, Phase II	Lufkin	Angelina		R		\$473,198	\$539,182	60	60	Carol C. Moore	112	AC
3									\$1,954,366	\$2,099,962	265	272			
02172	N	5	Stone Hearst	Beaumont	Jefferson		G		\$1,059,411	\$1,051,195	115	144	Ralph J. Collins	130	AC
02169	N	5	Pine Needle Cove, Ltd.	Nacogdoches	Nacogdoche	е 🗌	R		\$0	\$577,387	72	72	Elaina D. Glockzin	62	
02170	N	5	Timber Villas, Ltd.	Nacogdoches	Nacogdoch	e 🗌	NP	✓	\$0	\$571,938	76	76	Denise Bryant	61	
3									\$1,059,411	\$2,200,520	263	292			
6	Projec	ts in R	Region Amount Available for	Region:	\$1,719	,713				\$4,300,482	528	564			

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Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
<u>Projects</u>	Loca	ted in 1	Region 6												
02147 A		6	Heatherbrook Apartments	Houston	Harris		G		\$1,084,340	\$1,048,837	140	176	Joseph Kemp	167	AC
02119 A		6	Lovett Manor	Houston	Harris		G	✓	\$1,085,628	\$1,098,812	158	198	H. Elizabeth Young	155	AC
02099 A		6	Sunrise Village Apartments	Houston	Harris		NP		\$616,304	\$644,263	72	80	Thomas Scott	147	AC
02080 A		6	Fallbrook Ranch Apartments	Houston	Harris		G		\$936,382	\$936,951	156	196	W. Barry Kahn	146	Α
02081 A		6	Bay Forest Ranch	La Porte	Harris		G		\$969,008	\$969,872	156	196	Isaac Mathews	146	AC
02089 A		6	Gateway Pavilion	Houston	Harris		G		\$1,185,675	\$1,159,683	200	248	Ryan Dearborn	144	AC
02120 A		6	Humble Memorial Gardens	Humble	Harris		NP	✓	\$366,177	\$367,807	71	75	David Muguerza	142	AC
02161 A		6	Bayou Bend Apartments	Waller	Waller	✓	R		\$96,390	\$123,808	56	56	James W. Fieser	70	Α
02163 A		6	Cedar Cove Apartments	Sealy	Austin	✓	R		\$93,636	\$123,035	54	54	James W. Fieser	68	AC
02160 A		6	Green Manor Apartments	Hempstead	Waller	✓	R		\$63,915	\$87,971	40	40	James W. Fieser	67	Α
02162 A		6	Willowchase Apartments	Hempstead	Waller	✓	R		\$91,616	\$126,135	57	57	James W. Fieser	67	AC
02010 A		6	Champion Forest Apartments	Houston			G		\$610,346	\$610,346	115	192		0	
12									\$7,199,417	\$7,297,520	1,275	1,568			
02118 N		6	Calhoun Place Ltd.	Houston	Harris		G		\$944,815	\$944,815	142	178	H. Elizabeth Young	154	AC
02123 N		6	Villas at Park Grove	Katy	Harris		G		\$0	\$627,566	120	150	Ignacio Grillo	142	
02125 N		6	Mayfair Apartments	Houston	Harris		G		\$0	\$1,200,000	152	152	William D. Henson	141	
02121 N		6	Northpoint Retirement Village	Houston	Harris		G	✓	\$0	\$441,623	72	76	Janet K. Miller	138	
02151 N		6	Windsor Gardens Apartments	South Houston	Harris		NP		\$0	\$968,058	153	192	Chelsea Muhammad	136	
02028 N		6	Cricket Hollow Townhomes	Willis	Montgomery		G		\$1,030,313	\$1,032,801	160	160	Brian Cogburn	136	AC
02026 N		6	Parkside Terrace Senior Apts.	Houston	Harris		G	✓	\$0	\$496,778	76	96	James E. Washburn	132	
02050 N		6	The Reserve at Central City	Galveston	Galveston		G		\$0	\$669,337	128	160	Randall F. Parr	129	
02058 N		6	Sundown Village Apartments	Houston	Harris		G		\$0	\$1,052,425	173	216	Joyce Rinehart/Chris Richardson	127	
02122 N		6	College Street Apartments	Richmond	Fort Bend		G		\$689,164	\$742,286	135	135	Deborah Rush	94	AC
10									\$2,664,292	\$8,175,689	1,311	1,515			
22 Pr	ojec	ts in Re	egion Amount Available fo	or Region:	\$7,377,0)92				\$15,473,209	2,586	3,083			

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Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
<u>Project</u>	ts Loca	ted in 1	Region 7												
02042	Α	7	Saddle Creek Apartments at Kyle, FKA, Steeplechase Apartments	Kyle	Hays		G		\$448,615	\$449,745	80	104	Laura Musemeche	151	AC
02098	Α	7	Ashford Park	Austin	Travis		NP	✓	\$1,130,257	\$1,138,022	200	200	Walter Moreau	141	AC
02027	Α	7	Creekside Townhomes	Burnet	Burnet		R		\$369,601	\$388,022	54	60	Dennis Hoover	129	AC
02005	Α	7	Brenham Oaks Apartments	Brenham			R		\$441,453	\$441,453	76	76		0)
02004	Α	7	Williams Trace Apartments	Cameron			NP		\$355,436	\$355,436	68	68		0)
02001	Α	7	Crescent Village	Elgin			R		\$356,005	\$356,005	57	76		0)
6									\$3,101,367	\$3,128,683	535	584			
02015	FC03	7	Eagle's Point Apartments	Austin	Travis		G	✓	\$1,200,000	\$1,200,000	192	240	Robert H. Voelker	144	AC
1									\$1,200,000	\$1,200,000	192	240			
02116	N	7	Killeen Stone Ranch Apartment Homes	Killeen	Bell		NP	✓	\$0	\$485,975	115	128	Michael G. Lankford	143	NR
02106	N	7	Wasson Villas	Austin	Travis		G		\$0	\$652,650	100	126	David T. Leonard	141	
02137	N	7	Caspita Apartments	Cedar Park	Williamson		G		\$0	\$1,200,000	207	244	Stuart Shaw	140)
02048	N	7	North Bluff Apartments	Austin	Travis		G		\$0	\$560,675	76	96	Rick J. Deyoe	134	
02101	N	7	Johnny Morris Apartments	Austin	Travis		G		\$0	\$1,200,000	169	225	Christopher Bergmann	132	!
02024	N	7	Winchester Lake (dba Bastrop Villas)	Bastrop	Bastrop		G		\$0	\$631,040	96	120	Todd L. Borck	131	
02100	N	7	Grove Place Apartments	Austin	Travis		NP		\$0	\$775,000	146	184	Kelly White	128	}
02136	N	7	Cherry Mountain Villas	Lakeway ETJ	Travis		G		\$0	\$997,076	144	180	Larry Paul Manley	128	}
02049	N	7	Cannon Park Apartments	Austin	Travis		G	✓	\$0	\$774,919	128	160	Rick J. Devoe	126	;
02126	N	7	Chandlers Cove Apartments	Round Rock	Williamson		G		\$0	\$1,200,000	190	238	David Saling	121	
02057	N	7	Elm Ridge Apartments	Austin	Travis		AR		\$0	\$443,055	130	130	Gene Morrison	116	NR
02127	N	7	Villas on Sixth Street Apartments	Austin	Travis		G		\$0	\$1,083,095	126	160	David Saling	112	2
02128	N	7	Cedar Point Retirement Apartments	Cedar Park	Willamson		G	✓	\$0	\$826,774	160	188	David Saling	109)
02012	N	7	Highland Oaks Apartments	Marble Falls	Burnet		R	✓	\$0	\$555,515	76	76	Jean MacDonald	102) =
14									\$ 0	\$11,385,774	1,863	2,255			
21	Projec	ts in Re	eaion Amount Available for	Region:	\$3,476,	334				\$15,714,457	2 590	3 079			

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<u>Projects L</u>	.oca	ted in F	Region 8A												
02075 A		8A	Heatherwilde Estates	San Antonio	Bexar		G		\$1,068,403	\$1,140,628	140	176	Leroy Leopold	162	. AC
02092 A		8A	SA Union Pines II Apartments	San Antonio	Bexar		G		\$640,106	\$706,232	152	152	Dianna L. Gum	134	AC
02146 A		8A	Bexar Creek	San Antonio	Bexar		G		\$614,528	\$621,995	61	72	Thomas J. McMullen, Jr.	132	2 AC
02093 A		8A	SA Union Park Apartments	San Antonio	Bexar		AR		\$300,006	\$321,873	100	100	Samuel Tijerina	114	AC
02094 A		8A	SA Ridgecrest Apartments	San Antonio	Bexar		AR		\$458,769	\$494,845	152	152	Samuel Tijerina	91	AC
02009 A		8A	Las Villas de Merida	San Antonio			G		\$917,770	\$917,770	120	160		0	ı
6									\$3,999,582	\$4,203,343	725	812			
02041 FC	:03	8A	Villas at Costa Verde	San Antonio	Bexar		G		\$1,066,667	\$1,066,667	190	200	Daniel B. Markson	129	Not A
1									\$1,066,667	\$1,066,667	190	200			
02145 N		8A	Mission View Apartments	San Antonio	Bexar		G		\$0	\$1,035,163	136	136	Tim Merriweather	129	1
02087 N		8A	El Capitan Apartments	San Antonio	Bexar		G		\$0	\$677,500	88	112	Rob Burchfield	129	ı
02086 N		8A	Refugio Street Apartments	San Antonio	Bexar		G		\$747,562	\$825,945	105	210	Diana Kinlaw	127	' AC
02035 N		8A	Eisenhauer Apartments	San Antonio	Bexar		G		\$0	\$1,051,700	192	192	Shannon Duvall	125	i
02131 N		8A	Meadows of Oakhaven	Pleasanton	Atascosa		R		\$0	\$396,577	72	76	Michael T. Gilbert	108	i
02133 N		8A	Ryan Crossing Villas	Selma	Guadalupe		G		\$870,821	\$880,282	144	180	Fred Odanga	101	AC
6									\$1,618,383	\$4,867,167	737	906			
13 Pro	ject	ts in Re	egion Amount Available fo	or Region:	\$4,318	,916				\$10,137,177	1,652	1,918			

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Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende d by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects	Loca	ted in	Region 8B												
02043 A	١	8B	King's Crossing	Kingsville	Kleberg		G		\$777,472	\$779,906	120	120	Mark Musemeche	145	AC
02011 A	١	8B	Aransas Pass Retirement Center	Aransas Pass	San Patricio		R	✓	\$416,498	\$414,031	76	76	Charles Holcomb	142	AC
02103 A	١	8B	Valley View Apartments	Pharr ETJ	Hidalgo		G		\$899,933	\$973,101	121	128	Mike Lopez	137	AC
02076 A	١.	8B	Laredo Vista II	Laredo	Webb		G		\$864,275	\$865,960	115	115	Raul Loya	127	AC
02037 A	١.	8B	Villa Hermosa Apartments	Crystal City	Zavala		R		\$565,712	\$568,236	60	60	Alfredo Castaneda	121	AC
02107 A	١.	8B	Holly Park Apartments	Corpus Christi	Nueces		G		\$888,921	\$866,332	172	172	Kelly Elizondo	115	AC
02033 A	١.	8B	Pueblo de Paz Apartments	Mission	Hidalgo		G		\$862,724	\$869,606	160	200	John Pitts	112	AC
02153 A	١.	8B	Encanta Villa Apartments	Rio Grande Cit	Starr	✓	R		\$55,529	\$55,677	24	24	Juan Cantu	105	AC
02154 A	١.	8B	Rio Vista Apartments	Roma	Starr	✓	R		\$61,645	\$61,812	28	28	Dennis Hoover	105	AC
02007 A	١.	8B	Portside Villas	Ingleside			G		\$563,846	\$563,846	108	144		0	
02003 A	١.	8B	El Pueblo Dorado	Pharr			G		\$885,689	\$885,689	132	176		0	
11									\$6,842,244	\$6,904,196	1,116	1,243			
02023 N	1	8B	Ensenada De La Palma	Brownsville	Cameron		G		\$0	\$959,106	122	136	Todd L. Borck	127	NR
02095 N	1	8B	The Arbors at Aransas Pass	Aransas Pass	San Patricio		R	✓	\$0	\$389,137	57	60	Diana McIver	122	NR
02032 N	1	8B	Padre De Vida Apartments	McAllen	Hidalgo		G		\$1,025,408	\$1,040,635	144	180	P. Rowan Smith, Jr.	116	AC
02031 N	1	8B	La Estrella Apartments	Pharr	Hidalgo		NP		\$845,973	\$852,835	160	200	Kim Hatfield	110	AC
4									\$1,871,381	\$3,241,713	483	576			
15 Pi	rojec	ts in R	tegion Amount Available for	· Region:	\$6,999,	280				\$10,145,909	1,599	1,819			
<u>Projects</u>	Loca	ted in	Region 9												
02079 A	١.	9	Arbor Terrace II Apartments	Odessa	Ector		G		\$925,169	\$1,060,162	120	120	Bert Magill	143	AC
02104 A	١.	9	Santa Rita Senior Village	Midland	Midland		G	\checkmark	\$821,462	\$790,000	136	136	Sharon Laurence	135	AC
2									\$1,746,631	\$1,850,162	256	256			
2 Pı	rojec	ts in R	tegion Amount Available for	· Region:	\$1,127	,713				\$1,850,162	256	256			
										\$87,615,290	13,948	3 15,9	963		

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2002 LIHTC Recommendations

Sorted by Set Aside, Award Status and Final Score

Does not reflect Withdrawn or Terminated Files

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
<u>Projects l</u>	_ocate	ed in S	et Aside AR												
02056 A		1	Amarillo Gardens Apartments	Amarillo	Potter		AR		\$265,578	\$461,090	100	100	Steve Dalrymple	140	AC
02097 A		3	Park Manor Apartments	Waxahachie	Ellis		AR		\$288,644	\$312,861	60	60	Diana McIver	138	AC
02155 A		1	Blue Water Garden Apartments	Hereford	Deaf Smith	n 🗌	AR		\$400,844	\$412,835	132	132	Daniel F. O'Dea	133	AC
02093 A		8A	SA Union Park Apartments	San Antonio	Bexar		AR		\$300,006	\$321,873	100	100	Samuel Tijerina	114	AC
02036 A		10	Gateway East Apartments	El Paso	El Paso		AR		\$394,662	\$394,320	104	104	Daniel O'Dea	104	AC
02094 A		8A	SA Ridgecrest Apartments	San Antonio	Bexar		AR		\$458,769	\$494,845	152	152	Samuel Tijerina	91	AC
02156 A		4	Town North Apartments	Texarkana	Bowie		AR		\$275,871	\$278,976	100	100	Daniel F. O'Dea	73	AC
7									\$2,384,374	\$2,676,800	748	748	3		
02057 N		7	Elm Ridge Apartments	Austin	Travis		AR		-	\$443,055	130	130	Gene Morrison	116	NR
1									\$0	\$443,055	130	130)		
 8 Pr	ojects	in Se	t Aside Amount Required to	Meet Set Aside	:	\$5,597,81	7			\$3,119,855	878	878	3		
<u>Projects l</u>	ocate	ed in S	et Aside E												
02002 A		3	Cedar Hill Gardens	Cedar Hill			Е		\$385,791	\$385,791	79	132		0	
1									\$385,791	\$385,791	79	132	2		
1 Pr	ojects	in Se	t Aside Amount Required to	Meet Set Aside	:	\$()			\$385,791	79	132	2		

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Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
<u>Project</u>	s Locate	ed in S	<u>et Aside G</u>												
02147	Α	6	Heatherbrook Apartments	Houston	Harris		G		\$1,084,340	\$1,048,837	140	176	Joseph Kemp	167	AC
02075	Α	8A	Heatherwilde Estates	San Antonio	Bexar		G		\$1,068,403	\$1,140,628	140	176	Leroy Leopold	162	AC
02149	Α	3	Madison Point Apartments	Dallas	Dallas		G		\$1,091,818	\$1,053,119	140	176	Kurt P. Kehoe	157	AC
02119	Α	6	Lovett Manor	Houston	Harris		G	✓	\$1,085,628	\$1,098,812	158	198	H. Elizabeth Young	155	AC
02083	Α	3	Villas of Lancaster	Lancaster	Dallas		G	✓	\$679,272	\$680,510	142	144	Deborah A. Griffin	154	AC
02042	Α	7	Saddle Creek Apartments at Kyle, FKA, Steeplechase Apartments	Kyle	Hays		G		\$448,615	\$449,745	80	104	Laura Musemeche	151	AC
02080	Α	6	Fallbrook Ranch Apartments	Houston	Harris		G		\$936,382	\$936,951	156	196	W. Barry Kahn	146	Α
02051	Α	10	Pueblo Montana	El Paso	El Paso		G		\$228,465	\$234,001	36	36	Bobby Bowling IV	146	AC
02081	Α	6	Bay Forest Ranch	La Porte	Harris		G		\$969,008	\$969,872	156	196	Isaac Mathews	146	AC
02043	Α	8B	King's Crossing	Kingsville	Kleberg		G		\$777,472	\$779,906	120	120	Mark Musemeche	145	AC
02089	Α	6	Gateway Pavilion	Houston	Harris		G		\$1,185,675	\$1,159,683	200	248	Ryan Dearborn	144	AC
02079	Α	9	Arbor Terrace II Apartments	Odessa	Ector		G		\$925,169	\$1,060,162	120	120	Bert Magill	143	AC
02053	Α	10	Castner Palms	El Paso	El Paso		G		\$624,635	\$639,769	100	100	Bobby Bowling IV	141	AC
02052	Α	10	Burgundy Palms	El Paso	El Paso		G		\$618,843	\$639,769	100	100	Bobby Bowling IV	141	AC
02029	Α	1	North Grand Villas	Amarillo	Potter		G		\$1,050,826	\$1,049,367	115	144	Ralph J. Collins	137	AC
02103	Α	8B	Valley View Apartments	Pharr ETJ	Hidalgo		G		\$899,933	\$973,101	121	128	Mike Lopez	137	AC
02174	Α	5	Gateway Village Seniors	Beaumont	Jefferson		G	✓	\$719,168	\$760,790	110	116	David Hendricks	136	AC
02104	Α	9	Santa Rita Senior Village	Midland	Midland		G	✓	\$821,462	\$790,000	136	136	Sharon Laurence	135	AC
02092	Α	A8	SA Union Pines II Apartments	San Antonio	Bexar		G		\$640,106	\$706,232	152	152	Dianna L. Gum	134	AC
02067	Α	10	Meadowbrook Townhomes, Ltd.	El Paso	El Paso		G		\$235,505	\$239,536	25	25	Ike J. Monty	133	AC
02146	Α	8A	Bexar Creek	San Antonio	Bexar		G		\$614,528	\$621,995	61	72	Thomas J. McMullen, Jr.	132	AC
02076	Α	8B	Laredo Vista II	Laredo	Webb		G		\$864,275	\$865,960	115	115	Raul Loya	127	AC
02030	Α	4	Ray's Pointe	Texarkana	Bowie		G		\$1,047,330	\$1,045,881	115	144	Michael Hartman	126	AC
02112	Α	5	Cardinal Village	Nacogdoches	Nacogdoche		G		\$762,000	\$799,990	95	96	Jeffery Spicer	125	AC
02107	Α	8B	Holly Park Apartments	Corpus Christi	Nueces		G		\$888,921	\$866,332	172	172	Kelly Elizondo	115	AC
02033	Α	8B	Pueblo de Paz Apartments	Mission	Hidalgo		G		\$862,724	\$869,606	160	200	John Pitts	112	AC
02008	Α	3	Prairie Commons	Dallas			G		\$378,365	\$378,365	54	72		0	
02007	Α	8B	Portside Villas	Ingleside			G		\$563,846	\$563,846	108	144		0	
02003	Α	8B	El Pueblo Dorado	Pharr			G		\$885,689	\$885,689	132	176		0	
02010	Α	6	Champion Forest Apartments	Houston			G		\$610,346	\$610,346	115	192		0	

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Page 2 of 8

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02009	Α	A8	Las Villas de Merida	San Antonio			G		\$917,770	\$917,770	120	160		0	
31									\$24,486,519	\$24,836,570	3,694	4,334	,		
02078	FC03	3	Sphinx at Murdeaux	Dallas	Dallas		G		\$1,133,095	\$1,144,545	150	150	Jay O. Oji	153	AC
02015	FC03	7	Eagle's Point Apartments	Austin	Travis		G	✓	\$1,200,000	\$1,200,000	192	240	Robert H. Voelker	144	AC
02041	FC03	8A	Villas at Costa Verde	San Antonio	Bexar		G		\$1,066,667	\$1,066,667	190	200	Daniel B. Markson	129	Not A
02110	FC03	4	Northside Apartments	Tyler	Smith		G		\$744,356	\$799,916	95	96	Jeffery Spicer	118	AC
4_									\$4,144,118	\$4,211,128	627	686	,		

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Project #	A*	Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02074	N	3	Arbor Woods	Dallas	Dallas		G		\$0	\$1,080,924	120	151	Cheryl Geiser	161	NR
02118	N	6	Calhoun Place Ltd.	Houston	Harris		G		\$944,815	\$944,815	142	178	H. Elizabeth Young	154	AC
02123	N	6	Villas at Park Grove	Katy	Harris		G		\$0	\$627,566	120	150	Ignacio Grillo	142	
02106	N	7	Wasson Villas	Austin	Travis		G		\$0	\$652,650	100	126	David T. Leonard	141	
02025	N	3	The Village @ Prairie Creek	Dallas	Dallas		G		\$0	\$1,139,789	156	196	James E. Washburn	141	
02125	N	6	Mayfair Apartments	Houston	Harris		G		\$0	\$1,200,000	152	152	William D. Henson	141	
02137	N	7	Caspita Apartments	Cedar Park	Williamson		G		\$0	\$1,200,000	207	244	Stuart Shaw	140	
02142	N	3	Mayfair Ridge Apartments	Sanger	Denton		G		\$0	\$715,000	120	120	Richard Higgins	139	
02117	N	3	Bardin House Senior Apartments	Arlington	Tarrant		G		\$0	\$931,048	180	225	Guy Brignon	139	
02121	N	6	Northpoint Retirement Village	Houston	Harris		G	✓	\$0	\$441,623	72	76	Janet K. Miller	138	
02028	N	6	Cricket Hollow Townhomes	Willis	Montgomery		G		\$1,030,313	\$1,032,801	160	160	Brian Cogburn	136	AC
02143	N	3	Parkland Pointe II	Arlington	Tarrant		G		\$0	\$734,949	118	148	Don Paxton	135	
02069	N	3	Sanger Trails Apartments	Sanger	Denton		G		\$0	\$862,436	140	176	Richard Shaw	135	
02070	N	2	Woodview Apartments	Wichita Falls	Wichita		G		\$774,967	\$822,833	98	104	John Boyd	135	AC
02048	N	7	North Bluff Apartments	Austin	Travis		G		\$0	\$560,675	76	96	Rick J. Deyoe	134	
02026	N	6	Parkside Terrace Senior Apts.	Houston	Harris		G	✓	\$0	\$496,778	76	96	James E. Washburn	132	
02101	N	7	Johnny Morris Apartments	Austin	Travis		G		\$0	\$1,200,000	169	225	Christopher Bergmann	132	
02024	N	7	Winchester Lake (dba Bastrop Villas)	Bastrop	Bastrop		G		\$0	\$631,040	96	120	Todd L. Borck	131	
02172	N	5	Stone Hearst	Beaumont	Jefferson		G		\$1,059,411	\$1,051,195	115	144	Ralph J. Collins	130	AC
02087	N	8A	El Capitan Apartments	San Antonio	Bexar		G		\$0	\$677,500	88	112	Rob Burchfield	129	
02050	N	6	The Reserve at Central City	Galveston	Galveston		G		\$0	\$669,337	128	160	Randall F. Parr	129	
02065	N	10	Sunset View Townhomes, Ltd.	El Paso	El Paso		G		\$0	\$158,286	16	16	Ike J. Monty	129	
02145	N	8A	Mission View Apartments	San Antonio	Bexar		G		\$0	\$1,035,163	136	136	Tim Merriweather	129	
02060	N	10	Desert Garden Townhomes, Ltd.	El Paso	El Paso		G		\$0	\$436,891	48	48	Ike J. Monty	128	
02136	N	7	Cherry Mountain Villas	Lakeway ETJ	Travis		G		\$0	\$997,076	144	180	Larry Paul Manley	128	
02058	N	6	Sundown Village Apartments	Houston	Harris		G		\$0	\$1,052,425	173	216	Joyce Rinehart/Chris Richardson	127	
02086	N	8A	Refugio Street Apartments	San Antonio	Bexar		G		\$747,562	\$825,945	105	210	Diana Kinlaw	127	AC
02023	N	8B	Ensenada De La Palma	Brownsville	Cameron		G		\$0	\$959,106	122	136	Todd L. Borck	127	NR

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02062	N	10	Camino Del Norte Townhomes, Ltd.	El Paso	El Paso		G		\$0	\$328,898	36	36	Ike J. Monty	126	
02049	N	7	Cannon Park Apartments	Austin	Travis		G	✓	\$0	\$774,919	128	160	Rick J. Devoe	126	
02035	N	8A	Eisenhauer Apartments	San Antonio	Bexar		G		\$0	\$1,051,700	192	192	Shannon Duvall	125	
02126	N	7	Chandlers Cove Apartments	Round Rock	Williamson		G		\$0	\$1,200,000	190	238	David Saling	121	
02141	N	2	Big Country Senior Village	Abilene	Taylor		G	✓	\$0	\$809,000	140	140	Randy Stevenson	121	
02032	N	8B	Padre De Vida Apartments	McAllen	Hidalgo		G		\$1,025,408	\$1,040,635	144	180	P. Rowan Smith, Jr.	116	AC
02108	N	3	The Pegasus	Dallas	Dallas		G	✓	\$0	\$1,197,481	124	156	Glenn Lynch	113	
02164	N	10	Talbot Townhomes, Ltd.	Canutillo	El Paso		G		\$0	\$281,883	32	32	Ike J. Monty	113	
02127	N	7	Villas on Sixth Street Apartments	Austin	Travis		G		\$0	\$1,083,095	126	160	David Saling	112	
02135	N	4	Lakeridge Apartments	Texarkana	Bowie		G		\$0	\$1,047,148	112	112	Jerry Moore	112	
02128	N	7	Cedar Point Retirement Apartments	Cedar Park	Willamson		G	✓	\$0	\$826,774	160	188	David Saling	109	
02166	N	10	Jardin Sereno Senior Community, Ltd.	El Paso	El Paso		G	✓	\$0	\$305,850	56	56	Ike J. Monty	109	
02039	N	3	Oak Timbers-Rockwall	Rockwall	Rockwall		G		\$0	\$606,471	108	120	Lynda Pittman	102	
02133	N	8A	Ryan Crossing Villas	Selma	Guadalupe		G		\$870,821	\$880,282	144	180	Fred Odanga	101	AC
02122	N	6	College Street Apartments	Richmond	Fort Bend		G		\$689,164	\$742,286	135	135	Deborah Rush	94	AC
43									\$7,142,461	\$35,314,273	5,204	6,186	3 		
78 P	rojects	s in Se	t Aside Amount Required to	Meet Set Aside	: \$2	2,391,269	9		\$	64,361,971	9,525	1,20	5		

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Project #	A*	Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
Projects	s Locat	ed in S	set Aside NP												
02099	Α	6	Sunrise Village Apartments	Houston	Harris		NP		\$616,304	\$644,263	72	80	Thomas Scott	147	AC
02034	Α	3	Terrell Senior Terraces, Phase II	Terrell	Kaufman		NP	✓	\$781,495	\$764,357	144	180	Barry Halla	143	AC
02120	Α	6	Humble Memorial Gardens	Humble	Harris		NP	✓	\$366,177	\$367,807	71	75	David Muguerza	142	AC
02098	Α	7	Ashford Park	Austin	Travis		NP	✓	\$1,130,257	\$1,138,022	200	200	Walter Moreau	141	AC
02006	Α	3	Roseland Estates	Dallas			NP		\$638,488	\$638,488	108	138		0	
02004	Α	7	Williams Trace Apartments	Cameron			NP		\$355,436	\$355,436	68	68		0	
6									\$3,888,157	\$3,908,373	663	741	l		
02116	N	7	Killeen Stone Ranch Apartment Homes	Killeen	Bell		NP	✓	\$0	\$485,975	115	128	Michael G. Lankford	143	NR
02151	N	6	Windsor Gardens Apartments	South Houston	Harris		NP		\$0	\$968,058	153	192	Chelsea Muhammad	136	
02054	N	1	Senior Residences at St. Anthony's	Amarillo	Potter		NP	✓	\$0	\$715,743	102	102	Steve Dalrymple	132	NR
02059	N	10	Mountainside Townhomes, Ltd.	El Paso	El Paso		NP		\$0	\$158,286	16	16	Ike J. Monty	129	
02068	N	10	Geronimo Trails Townhomes, Ltd.	El Paso	El Paso		NP		\$0	\$220,376	22	22	Ike J. Monty	128	
02100	N	7	Grove Place Apartments	Austin	Travis		NP		\$0	\$775,000	146	184	Kelly White	128	
02096	N	3	Douglass Place Senior Housing	Plano	Collin		NP	✓	\$0	\$530,060	63	63	Diana McIver	127	
02063	N	10	Rancho Del Valle Townhomes, Ltd.	Socorro	El Paso		NP		\$0	\$285,785	32	32	Ike J. Monty	126	
02064	N	10	Mission Del Valle Townhomes, Ltd.	Socorro	El Paso		NP		\$0	\$164,226	16	16	Ike J. Monty	126	
02031	N	8B	La Estrella Apartments	Pharr	Hidalgo		NP		\$845,973	\$852,835	160	200	Kim Hatfield	110	AC
02055	N	1	Family Residences at Greentree	Amarillo	Potter		NP		\$0	\$584,478	76	96	Kelly Hunt	103	
02170	N	5	Timber Villas, Ltd.	Nacogdoches	Nacogdoche		NP	✓	\$0	\$571,938	76	76	Denise Bryant	61	
12									\$845,973	\$6,312,760	977	1,127	7		
18 [Project:	s in Se	t Aside Amount Required to	Meet Set Aside:	\$:	3,731,878	3		- 5	10,221,133	1,640	1,868	3		

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(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Project	A*	_		Development	Dev.	TxRD	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request	Total LI	Total Units	Owner	Final	UW
#		Reg.		City	County	Dev.	Aside(1)	Aside	by Ovv	(\$)	Units	UTIILS	Contact	Score	Finding
			<u>et Aside R</u>												
02046 A	4	2	Colony Park Apartments, I & II	Eastland	Eastland	✓	R		\$53,565	\$52,470	68	68	Joe Chamy	157	AC
02047 A	١.	2	Walnut Hills Apartments	Baird	Callahan	~	R		\$21,842	\$22,152	24	24	Joe Chamy	153	AC
02045 A	١.	4	Paris Retirement Village	Paris	Lamar		R	✓	\$373,692	\$376,203	68	76	Joe Chamy	146	AC
02011 A	١.	8B	Aransas Pass Retirement Center	Aransas Pass	San Patricio		R	✓	\$416,498	\$414,031	76	76	Charles Holcomb	142	AC
02044 A	١.	2	Brownwood Retirement Village	Brownwood	Brown		R	✓	\$409,727	\$412,509	76	76	Joe Chamy	141	AC
02027 A	١.	7	Creekside Townhomes	Burnet	Burnet		R		\$369,601	\$388,022	54	60	Dennis Hoover	129	AC
02148 A	١.	2	Windmill Point Apartments	Merkel	Taylor		R		\$562,502	\$545,899	68	76	Kurt P. Kehoe	123	AC
02091 A	4	3	Riverwalk Townhomes	Stephenville	Erath		R		\$544,106	\$542,766	76	76	R.J. Collins	122	AC
02061 A	4	10	Painted Desert Townhomes, Ltd.	Clint	El Paso		R		\$160,173	\$161,276	20	20	Ike J. Monty	121	AC
02037 A	١.	8B	Villa Hermosa Apartments	Crystal City	Zavala		R		\$565,712	\$568,236	60	60	Alfredo Castaneda	121	AC
02175 A	١.	5	Creekside Estates, Phase II	Lufkin	Angelina		R		\$473,198	\$539,182	60	60	Carol C. Moore	112	AC
02154 A	١.	8B	Rio Vista Apartments	Roma	Starr	\checkmark	R		\$61,645	\$61,812	28	28	Dennis Hoover	105	AC
02153 A	١.	8B	Encanta Villa Apartments	Rio Grande Cit	Starr	✓	R		\$55,529	\$55,677	24	24	Juan Cantu	105	AC
02071 A	١.	4	Panola Apartments	Carthage	Panola	\checkmark	R		\$61,052	\$66,201	32	32	Thomas Frye	93	AC
02159 A	١.	1	La Mirage Villas	Perryton	Ochiltree	\checkmark	R		\$161,815	\$161,864	47	47	Patrick A. Barbolla	87	AC
02157 A	4	1	La Mirage Apartments	Borger	Hutchinson	\checkmark	R		\$104,374	\$104,374	47	48	Patrick A. Barbolla	86	AC
02072 A	١.	4	Jacksonville Square Apartments	Jacksonville	Cherokee	✓	R		\$86,940	\$88,415	44	44	Thomas Frye	72	AC
02161 A	١.	6	Bayou Bend Apartments	Waller	Waller	✓	R		\$96,390	\$123,808	56	56	James W. Fieser	70	Α
02163 A	١.	6	Cedar Cove Apartments	Sealy	Austin	✓	R		\$93,636	\$123,035	54	54	James W. Fieser	68	AC
02162 A	١	6	Willowchase Apartments	Hempstead	Waller	✓	R		\$91,616	\$126,135	57	57	James W. Fieser	67	AC
02160 A	١	6	Green Manor Apartments	Hempstead	Waller	✓	R		\$63,915	\$87,971	40	40	James W. Fieser	67	Α
02158 A	١.	3	Briarwood Apartments	Kaufman	Kaufman	✓	R		\$151,278	\$151,278	47	47	Patrick A. Barbolla	65	AC
02152 A	١	2	Cordell Apartments	Brownwood	Brown	✓	R		\$70,780	\$70,969	30	30	Dennis Hoover	48	AC
02150 A	١	1	Fairview Manor Apartments	Childress	Childress	✓	R		\$113,155	\$113,567	48	48	William S. Swan	46	AC
02001 A	١	7	Crescent Village	Elgin			R		\$356,005	\$356,005	57	76		0	
02005 A	٨	7	Brenham Oaks Apartments	Brenham			R		\$441,453	\$441,453	76	76		0	
26			· 						\$5,960,199	\$6, <u>155,</u> 310	1,337	1,379) =		

^{* &}quot;A" means Recommended for an Award, "FC03" means recommended for a 2003 Forward Commitment and "N" means Not Recommended

One development is shown as an Eldelry Set Aside Development because it was a 2002 Forward Commitment, at which time the Elderly Set Aside was a non-overlapping set aside.

(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Project #	A*	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02095 N	1	8B	The Arbors at Aransas Pass	Aransas Pass	San Patricio		R	✓	\$0	\$389,137	57	60	Diana McIver	122	NR
02173 N	1	3	Cedar View Apartments	Mineral Wells	Palo Pinto		R		\$0	\$487,312	64	64	Leslie Donaldson	119	NR
02131 N	1	8A	Meadows of Oakhaven	Pleasanton	Atascosa		R		\$0	\$396,577	72	76	Michael T. Gilbert	108	
02040 N	1	4	The Residences on Stillhouse Road	Paris	Lamar		R	✓	\$356,659	\$360,233	72	76	Dan Allgeier	106	AC
02012 N	1	7	Highland Oaks Apartments	Marble Falls	Burnet		R	✓	\$0	\$555,515	76	76	Jean MacDonald	102	
02171 N	1	3	Colony Grove Apts., Ltd.	Corsicana	Navarro		R		\$0	\$605,069	76	76	Elaina D. Glockzin	67	
02169 N	1	5	Pine Needle Cove, Ltd.	Nacogdoches	Nacogdoche		R		\$0	\$577,387	72	72	Elaina D. Glockzin	62	
7_									\$356,659	\$3,371,230	489	500)	_	
33 Pr	ojects	s in Se	t Aside Amount Required to	o Meet Set Aside	: \$!	5,597,817	7			\$9,526,540	1,826	1,879)		
138									\$	87,615,290	13,948	15	,963		

^{* &}quot;A" means Recommended for an Award, "FCO3" means recommended for a 2003 Forward Commitment and "N" means Not Recommended

One development is shown as an Eldelry Set Aside Development because it was a 2002 Forward Commitment, at which time the Elderly Set Aside was a non-overlapping set aside.

(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

2002 LIHTC Recommendations - Elderly Set Aside Sorted by Award Status and Final Score

Does not reflect Withdrawn or Terminated Files

Project	A*	Dog	Davalanment Name	Development City	Dev. County	TxRD	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
#		Reg	·			Dev.	. ,	7 toldo					00111401		
02119	А	6	Lovett Manor	Houston	Harris		G	V	\$1,085,628	\$1,098,812	158	198	H. Elizabeth Young	155	AC
02083	Α	3	Villas of Lancaster	Lancaster	Dallas		G	✓	\$679,272	\$680,510	142	144	Deborah A. Griffin	154	AC
02045	Α	4	Paris Retirement Village	Paris	Lamar		R	✓	\$373,692	\$376,203	68	76	Joe Chamy	146	AC
02034	Α	3	Terrell Senior Terraces, Phase II	Terrell	Kaufman		NP	✓	\$781,495	\$764,357	144	180	Barry Halla	143	AC
02120	Α	6	Humble Memorial Gardens	Humble	Harris		NP	✓	\$366,177	\$367,807	71	75	David Muguerza	142	AC
02011	Α	8B	Aransas Pass Retirement Center	Aransas Pass	San Patricio		R	✓	\$416,498	\$414,031	76	76	Charles Holcomb	142	AC
02098	Α	7	Ashford Park	Austin	Travis		NP	✓	\$1,130,257	\$1,138,022	200	200	Walter Moreau	141	AC
02044	Α	2	Brownwood Retirement Village	Brownwood	Brown		R	✓	\$409,727	\$412,509	76	76	Joe Chamy	141	AC
02174	Α	5	Gateway Village Seniors	Beaumont	Jefferson		G	✓	\$719,168	\$760,790	110	116	David Hendricks	136	AC
02104	Α	9	Santa Rita Senior Village	Midland	Midland		G	✓	\$821,462	\$790,000	136	136	Sharon Laurence	135	AC
10									\$6,783,376	\$6,803,041	1,181	1,277	•		
02015	FC03	7	Eagle's Point Apartments	Austin	Travis		G	✓	\$1,200,000	\$1,200,000	192	240	Robert H. Voelker	144	AC
_ 1									\$1,200,000	\$1,200,000	192	240)		

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Project #	A*	Reg.	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02116	N	7	Killeen Stone Ranch Apartment Homes	Killeen	Bell		NP	✓	\$0	\$485,975	115	128	Michael G. Lankford	143	NR
02121	N	6	Northpoint Retirement Village	Houston	Harris		G	✓	\$0	\$441,623	72	76	Janet K. Miller	138	
02026	N	6	Parkside Terrace Senior Apts.	Houston	Harris		G	✓	\$0	\$496,778	76	96	James E. Washburn	132	
02054	N	1	Senior Residences at St. Anthony's	Amarillo	Potter		NP	✓	\$0	\$715,743	102	102	Steve Dalrymple	132	NR
02096	N	3	Douglass Place Senior Housing	Plano	Collin		NP	✓	\$0	\$530,060	63	63	Diana McIver	127	
02049	N	7	Cannon Park Apartments	Austin	Travis		G	✓	\$0	\$774,919	128	160	Rick J. Devoe	126	
02095	N	8B	The Arbors at Aransas Pass	Aransas Pass	San Patricio		R	✓	\$0	\$389,137	57	60	Diana McIver	122	NR
02141	N	2	Big Country Senior Village	Abilene	Taylor		G	✓	\$0	\$809,000	140	140	Randy Stevenson	121	
02108	N	3	The Pegasus	Dallas	Dallas		G	✓	\$0	\$1,197,481	124	156	Glenn Lynch	113	
02128	N	7	Cedar Point Retirement Apartments	Cedar Park	Willamson		G	✓	\$0	\$826,774	160	188	David Saling	109	
02166	N	10	Jardin Sereno Senior Community, Ltd.	El Paso	El Paso		G	✓	\$0	\$305,850	56	56	Ike J. Monty	109	
02040	N	4	The Residences on Stillhouse Road	Paris	Lamar		R	✓	\$356,659	\$360,233	72	76	Dan Allgeier	106	AC
02012	N	7	Highland Oaks Apartments	Marble Falls	Burnet		R	✓	\$0	\$555,515	76	76	Jean MacDonald	102	
02170	N	5	Timber Villas, Ltd.	Nacogdoches	Nacogdoche		NP	✓	\$0	\$571,938	76	76	Denise Bryant	61	
14									\$356,659	\$8,461,026	1,317	1,453	3		
25			Amount Required for	Set Aside: \$5,59	97,817				\$	16,464,067	2,690	2	,970		

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2002 LIHTC Recommendations - TxRD Set Aside Sorted by Award Status and Final Score

Does not reflect Withdrawn or Terminated Files

Project #	A*	Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommende by UW	Credit d Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02046	Α	2	Colony Park Apartments, I & II	Eastland	Eastland	✓	R		\$53,565	\$52,470	68	68	Joe Chamy	157	AC
02047	Α	2	Walnut Hills Apartments	Baird	Callahan	✓	R		\$21,842	\$22,152	24	24	Joe Chamy	153	AC
02154	Α	8B	Rio Vista Apartments	Roma	Starr	✓	R		\$61,645	\$61,812	28	28	Dennis Hoover	105	AC
02153	Α	8B	Encanta Villa Apartments	Rio Grande Cit	Starr	✓	R		\$55,529	\$55,677	24	24	Juan Cantu	105	AC
02071	Α	4	Panola Apartments	Carthage	Panola	✓	R		\$61,052	\$66,201	32	32	Thomas Frye	93	AC
02159	Α	1	La Mirage Villas	Perryton	Ochiltree	✓	R		\$161,815	\$161,864	47	47	Patrick A. Barbolla	87	AC
02157	Α	1	La Mirage Apartments	Borger	Hutchinson	✓	R		\$104,374	\$104,374	47	48	Patrick A. Barbolla	86	AC
02072	Α	4	Jacksonville Square Apartments	Jacksonville	Cherokee	✓	R		\$86,940	\$88,415	44	44	Thomas Frye	72	AC
02161	Α	6	Bayou Bend Apartments	Waller	Waller	✓	R		\$96,390	\$123,808	56	56	James W. Fieser	70	Α
02163	Α	6	Cedar Cove Apartments	Sealy	Austin	✓	R		\$93,636	\$123,035	54	54	James W. Fieser	68	AC
02162	Α	6	Willowchase Apartments	Hempstead	Waller	✓	R		\$91,616	\$126,135	57	57	James W. Fieser	67	AC
02160	Α	6	Green Manor Apartments	Hempstead	Waller	✓	R		\$63,915	\$87,971	40	40	James W. Fieser	67	Α
02158	Α	3	Briarwood Apartments	Kaufman	Kaufman	✓	R		\$151,278	\$151,278	47	47	Patrick A. Barbolla	65	AC
02152	Α	2	Cordell Apartments	Brownwood	Brown	✓	R		\$70,780	\$70,969	30	30	Dennis Hoover	48	AC
02150	Α	1	Fairview Manor Apartments	Childress	Childress	✓	R		\$113,155	\$113,567	48	48	William S. Swan	46	AC
15_									\$1,287,532	\$1,409,728	646	647	,		
15										\$1,409,728	646		647		

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2002 LIHTC Recommendations Recommended Developments Listed in Project Number Order

Project #*	A**	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02011	Α	8B	Aransas Pass Retirement Center	Aransas Pass	San Patricio		R	✓	\$416,498	\$414,031	76	76	Charles Holcomb	142	AC
02015	FC03	7	Eagle's Point Apartments	Austin	Travis		G	✓	\$1,200,000	\$1,200,000	192	240	Robert H. Voelker	144	AC
02027	Α	7	Creekside Townhomes	Burnet	Burnet		R		\$369,601	\$388,022	54	60	Dennis Hoover	129	AC
02029	Α	1	North Grand Villas	Amarillo	Potter		G		\$1,050,826	\$1,049,367	115	144	Ralph J. Collins	137	AC
02030	Α	4	Ray's Pointe	Texarkana	Bowie		G		\$1,047,330	\$1,045,881	115	144	Michael Hartman	126	AC
02033	Α	8B	Pueblo de Paz Apartments	Mission	Hidalgo		G		\$862,724	\$869,606	160	200	John Pitts	112	AC
02034	Α	3	Terrell Senior Terraces, Phase II	Terrell	Kaufman		NP	✓	\$781,495	\$764,357	144	180	Barry Halla	143	AC
02036	Α	10	Gateway East Apartments	El Paso	El Paso		AR		\$394,662	\$394,320	104	104	Daniel O'Dea	104	AC
02037	Α	8B	Villa Hermosa Apartments	Crystal City	Zavala		R		\$565,712	\$568,236	60	60	Alfredo Castaneda	121	AC
02041	FC03	8A	Villas at Costa Verde	San Antonio	Bexar		G		\$1,066,667	\$1,066,667	190	200	Daniel B. Markson	129	Not A
02042	Α	7	Saddle Creek Apartments at Kyle, FKA, Steeplechase Apartments	Kyle	Hays		G		\$448,615	\$449,745	80	104	Laura Musemeche	151	AC
02043	Α	8B	King's Crossing	Kingsville	Kleberg		G		\$777,472	\$779,906	120	120	Mark Musemeche	145	AC
02044	Α	2	Brownwood Retirement Village	Brownwood	Brown		R	✓	\$409,727	\$412,509	76	76	Joe Chamy	141	AC
02045	Α	4	Paris Retirement Village	Paris	Lamar		R	✓	\$373,692	\$376,203	68	76	Joe Chamy	146	AC
02046	Α	2	Colony Park Apartments, I & II	Eastland	Eastland	✓	R		\$53,565	\$52,470	68	68	Joe Chamy	157	AC
02047	Α	2	Walnut Hills Apartments	Baird	Callahan	✓	R		\$21,842	\$22,152	24	24	Joe Chamy	153	AC
02051	Α	10	Pueblo Montana	El Paso	El Paso		G		\$228,465	\$234,001	36	36	Bobby Bowling IV	146	AC
02052	Α	10	Burgundy Palms	El Paso	El Paso		G		\$618,843	\$639,769	100	100	Bobby Bowling IV	141	AC
02053	Α	10	Castner Palms	El Paso	El Paso		G		\$624,635	\$639,769	100	100	Bobby Bowling IV	141	AC
02056	Α	1	Amarillo Gardens Apartments	Amarillo	Potter		AR		\$265,578	\$461,090	100	100	Steve Dalrymple	140	AC
02061	Α	10	Painted Desert Townhomes, Ltd.	Clint	El Paso		R		\$160,173	\$161,276	20	20	Ike J. Monty	121	AC
02067	Α	10	Meadowbrook Townhomes, Ltd.	El Paso	El Paso		G		\$235,505	\$239,536	25	25	Ike J. Monty	133	AC
02071	Α	4	Panola Apartments	Carthage	Panola	✓	R		\$61,052	\$66,201	32	32	Thomas Frye	93	AC
02072	Α	4	Jacksonville Square Apartments	Jacksonville	Cherokee	✓	R		\$86,940	\$88,415	44	44	Thomas Frye	72	AC
02075	Α	8A	Heatherwilde Estates	San Antonio	Bexar		G		\$1,068,403	\$1,140,628	140	176	Leroy Leopold	162	AC
02076	Α	8B	Laredo Vista II	Laredo	Webb		G		\$864,275	\$865,960	115	115	Raul Loya	127	AC
02078	FC03	3	Sphinx at Murdeaux	Dallas	Dallas		G		\$1,133,095	\$1,144,545	150	150	Jay O. Oji	153	AC
02079	Α	9	Arbor Terrace II Apartments	Odessa	Ector		G		\$925,169	\$1,060,162	120	120	Bert Magill	143	AC
02080	Α	6	Fallbrook Ranch Apartments	Houston	Harris		G		\$936,382	\$936,951	156	196	W. Barry Kahn	146	Α
02081	Α	6	Bay Forest Ranch	La Porte	Harris		G		\$969,008	\$969,872	156	196	Isaac Mathews	146	AC
02083	Α	3	Villas of Lancaster	Lancaster	Dallas		G	✓	\$679,272	\$680,510	142	144	Deborah A. Griffin	154	AC
02089	Α	6	Gateway Pavilion	Houston	Harris		G		\$1,185,675	\$1,159,683	200	248	Ryan Dearborn	144	AC
02091	Α	3	Riverwalk Townhomes	Stephenville	Erath		R		\$544,106	\$542,766	76	76	R.J. Collins	122	AC
02092	Α	8A	SA Union Pines II Apartments	San Antonio	Bexar		G		\$640,106	\$706,232	152	152	Dianna L. Gum	134	AC

^{**}A means Recommended for Award

⁽¹⁾ Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit

Project #*	A**	Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02093	Α	8A	SA Union Park Apartments	San Antonio	Bexar		AR		\$300,006	\$321,873	100	100	Samuel Tijerina	114	AC
02094	Α	A8	SA Ridgecrest Apartments	San Antonio	Bexar		AR		\$458,769	\$494,845	152	152	Samuel Tijerina	91	AC
02097	Α	3	Park Manor Apartments	Waxahachie	Ellis		AR		\$288,644	\$312,861	60	60	Diana McIver	138	AC
02098	Α	7	Ashford Park	Austin	Travis		NP	✓	\$1,130,257	\$1,138,022	200	200	Walter Moreau	141	AC
02099	Α	6	Sunrise Village Apartments	Houston	Harris		NP		\$616,304	\$644,263	72	80	Thomas Scott	147	AC
02103	Α	8B	Valley View Apartments	Pharr ETJ	Hidalgo		G		\$899,933	\$973,101	121	128	Mike Lopez	137	AC
02104	Α	9	Santa Rita Senior Village	Midland	Midland		G	✓	\$821,462	\$790,000	136	136	Sharon Laurence	135	AC
02107	Α	8B	Holly Park Apartments	Corpus Christi	Nueces		G		\$888,921	\$866,332	172	172	Kelly Elizondo	115	AC
02110	FC03	4	Northside Apartments	Tyler	Smith		G		\$744,356	\$799,916	95	96	Jeffery Spicer	118	AC
02112	Α	5	Cardinal Village	Nacogdoches	Nacogdoche		G		\$762,000	\$799,990	95	96	Jeffery Spicer	125	AC
02119	Α	6	Lovett Manor	Houston	Harris		G	✓	\$1,085,628	\$1,098,812	158	198	H. Elizabeth Young	155	AC
02120	Α	6	Humble Memorial Gardens	Humble	Harris		NP	✓	\$366,177	\$367,807	71	75	David Muguerza	142	AC
02146	Α	8A	Bexar Creek	San Antonio	Bexar		G		\$614,528	\$621,995	61	72	Thomas J. McMullen, Jr.	132	AC
02147	Α	6	Heatherbrook Apartments	Houston	Harris		G		\$1,084,340	\$1,048,837	140	176	Joseph Kemp	167	AC
02148	Α	2	Windmill Point Apartments	Merkel	Taylor		R		\$562,502	\$545,899	68	76	Kurt P. Kehoe	123	AC
02149	Α	3	Madison Point Apartments	Dallas	Dallas		G		\$1,091,818	\$1,053,119	140	176	Kurt P. Kehoe	157	AC
02150	Α	1	Fairview Manor Apartments	Childress	Childress	✓	R		\$113,155	\$113,567	48	48	William S. Swan	46	AC
02152	Α	2	Cordell Apartments	Brownwood	Brown	✓	R		\$70,780	\$70,969	30	30	Dennis Hoover	48	AC
02153	Α	8B	Encanta Villa Apartments	Rio Grande Cit	Starr	✓	R		\$55,529	\$55,677	24	24	Juan Cantu	105	AC
02154	Α	8B	Rio Vista Apartments	Roma	Starr	✓	R		\$61,645	\$61,812	28	28	Dennis Hoover	105	AC
02155	Α	1	Blue Water Garden Apartments	Hereford	Deaf Smith		AR		\$400,844	\$412,835	132	132	Daniel F. O'Dea	133	AC
02156	Α	4	Town North Apartments	Texarkana	Bowie		AR		\$275,871	\$278,976	100	100	Daniel F. O'Dea	73	AC
02157	Α	1	La Mirage Apartments	Borger	Hutchinson	✓	R		\$104,374	\$104,374	47	48	Patrick A. Barbolla	86	AC
02158	Α	3	Briarwood Apartments	Kaufman	Kaufman	✓	R		\$151,278	\$151,278	47	47	Patrick A. Barbolla	65	AC
02159	Α	1	La Mirage Villas	Perryton	Ochiltree	✓	R		\$161,815	\$161,864	47	47	Patrick A. Barbolla	87	AC
02160	Α	6	Green Manor Apartments	Hempstead	Waller	✓	R		\$63,915	\$87,971	40	40	James W. Fieser	67	Α
02161	Α	6	Bayou Bend Apartments	Waller	Waller	✓	R		\$96,390	\$123,808	56	56	James W. Fieser	70	Α
02162	Α	6	Willowchase Apartments	Hempstead	Waller	✓	R		\$91,616	\$126,135	57	57	James W. Fieser	67	AC
02163	Α	6	Cedar Cove Apartments	Sealy	Austin	✓	R		\$93,636	\$123,035	54	54	James W. Fieser	68	AC
02174	Α	5	Gateway Village Seniors	Beaumont	Jefferson		G	✓	\$719,168	\$760,790	110	116	David Hendricks	136	AC
02175	Α	5	Creekside Estates, Phase II	Lufkin	Angelina		R		\$473,198	\$539,182	60	60	Carol C. Moore	112	AC
65									\$	36,640,783	6,231	6	,786		

^{**}A means Recommended for Award
(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit
Monday, June 17, 2002 09:57

2002 LIHTC Recommendation of 2003 Forward Commitments Recommended Developments Listed in Project Number Order

Project #*	A**	Reg.	Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit d Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score	UW Finding
02015	FC03	7	Eagle's Point Apartments	Austin	Travis		G	✓	\$1,200,000	\$1,200,000	192	240	Robert H. Voelker	144	AC
02041	FC03	8A	Villas at Costa Verde	San Antonio	Bexar		G		\$1,066,667	\$1,066,667	190	200	Daniel B. Markson	129	Not A
02078	FC03	3	Sphinx at Murdeaux	Dallas	Dallas		G		\$1,133,095	\$1,144,545	150	150	Jay O. Oji	153	AC
02110	FC03	4	Northside Apartments	Tyler	Smith		G		\$744,356	\$799,916	95	96	Jeffery Spicer	118	AC
4								5	\$4,144,118	\$4,211,128	627	6	86		

^{**}A means Recommended for Award
(1) Set Asides: G=General, R=Rural, AR=At Risk, and NP=Nonprofit
Monday, June 17, 2002 10:29

2002 LIHTC Allocation Report - List of Withdrawn and Terminated Files

Project #* Statu	s Reg	. Development Name	Development City	Dev. County	TxRD Dev.	Primary Set Aside(1)	Elderly Set Aside	Amount Recommended by UW	Credit Request (\$)	Total LI Units	Total Units	Owner Contact	Final Score
02017 T	2	The Center Place Apartments	Burkburnett	Wichita		G		\$0	\$534,458	98	120	Lawrence A. Mazzotta	131
02019 T	6	Yale Village Apartments	Houston	Harris		AR		\$0	\$552,202	250	250	Charles L. Schwennesen	121
02020 T	6	Kings Row Apartments	Houston	Harris		AR		\$0	\$466,987	180	180	Charles L. Schwennesen	122
02021 T	3	Continental Terrace Apartments	Fort Worth	Tarrant		AR		\$0	\$425,930	200	200	Charles L. Schwennesen	112
02022 T	1	Castle Garden Apartments	Lubbock	Lubbock		AR		\$0	\$333,572	150	150	Charles L. Schwennesen	123
02073 T	7	Pleasant Valley Courtyards	Austin	Travis		G		\$0	\$1,145,404	130	163	Carlos Herrera	158
02113 T	1	Birch Wood Park Apartments	Levelland	Hockley		R		\$0	\$506,494	72	72	Shane Acevedo	130
02114 T	1	Pampa Willows	Pampa	Gray		R		\$0	\$351,350	52	52	Shane Acevedo	128
02115 T	1	Pampa Gardens Apartments	Pampa	Gray		R		\$0	\$505,602	72	72	Shane L. Acevedo	136
02165 W	10	Mt. Franklin Apartments, Ltd.	El Paso	El Paso		AR		\$0	\$400,349	100	100	Ike J. Monty	118
02167 T	5	Simmons Road Apartments	Orange	Orange		NP		\$0	\$1,042,999	120	120	Frank Anderson	71
02168 W	5	Hatton Oaks Apartments	Bridge City	Orange		G		\$0	\$540,452	92	92	Dianne Kilday	125
02176 T	8B	Lantana Ridge Apartments South, Ltd.	Beeville	Bee	✓	R		\$0	\$56,676	36	36	Johnny Melton	34
02177 T	8B	Lantana Ridge Apartments, Ltd.	Beeville	Bee	✓	R		\$0	\$72,760	56	56	Johnny Melton	0
02178 T	8B	Saltgrass Landing Apartments, Ltd.	Rockport	Aransas	✓	R		\$0	\$84,971	56	56	Johnny Melton	0

2002 LIHTC Recommendation Factors (In Project Number order within Service Regions)

					Term/			\$1.6 m					
					Feasibility	′		All	ocatio	n to \	√aric	ous Entit	ies
				Fina	Score				Prog	ram's	s Co	nsistenc	sy w/ Local Need/Public Comment
			Regional Allocation Re	quireme	nts				T	o ser	rve a	greater	# of lower income families for fewer credits
		Satisfa	action of Set Aside Requi	irements	3					To	ser	ve a gre	eater number of lower income families for a longer period of time
TDHCA		Set	Elderly	Pts.							20	002 Forv	vard Commitment
# Reg	. Development Name	Aside	SA Develop. City	Awd								Status	* Evaluation Comment
Projects Lo 02022 1	cated in Region 1 Castle Garden Apartm	AR	Lubbock	123			v [N	This development was terminated.
02029 1	North Grand Villas	G	☐ Amarillo	137								A	If only the five Rural and At Risk developments had been awarded in Region 1, there would have been a shortfall in the region equal to 23% of its entire regional allocation. This is the second highest shortfall among all regions statewide, so this development, as the next highest scoring development, is recommended.
02054 1	Senior Residences at	NP	✓ Amarillo	132		~						N	This development is not recommended by Underwriting and therefore, is not recommended to the Board.
02055 1	Family Residences at	NP	Amarillo	103								N	This development did not score high enough statewide in the Nonprofit Set Aside to warrant a recommendation.
02056 1	Amarillo Gardens Apar	t AR	☐ Amarillo	140								Α	This development is in the At-Risk Development Set Aside. Because the At-Risk Set Aside is undersubscribed it is necessary that all At Risk Developments recommended by Underwriting be recommended to the Board.
02113 1	Birch Wood Park Apart	R	Levelland	130			V					N	This development was terminated.
02114 1	Pampa Willows	R	Pampa	128			V					N	This development was terminated.
02115 1	Pampa Gardens Apart	R	Pampa	136			v					N	This development was terminated.
02150 1	Fairview Manor Apartm	n R	Childress	46								Α	This development is in the TxRD Set Aside. Because the TxRD Set Aside is undersubscribed it is necessary that all TxRD Developments recommended by Underwriting be recommended to the Board.
02155 1	Blue Water Garden Ap	AR	☐ Hereford	133								Α	This development is in the At-Risk Development Set Aside. Because the At-Risk Set Aside is undersubscribed it is necessary that all At Risk Developments recommended by Underwriting be recommended to the Board.

				Fina	L	Term asibili ore		3		ition	to V	/ario	us Ent		ocal Need/Public Comment
		Catiofa	Regional Allocation Reaction of Set Aside Requ	•						To	_				ower income families for fewer credits umber of lower income families for a longer period of time
TDHCA # Rea	. Development Name	Set Aside	Elderly SA Develop. City	Pts.	5						10			rward C	commitment Evaluation Comment
02157 1	La Mirage Apartments	R	Borger	86	✓								Α	Aside	development is in the TxRD Set Aside. Because the TxRD Set is undersubscribed it is necessary that all TxRD Developments inmended by Underwriting be recommended to the Board.
02159 1	La Mirage Villas	R	Perryton	87	✓								Α	Aside	development is in the TxRD Set Aside. Because the TxRD Set is undersubscribed it is necessary that all TxRD Developments nmended by Underwriting be recommended to the Board.
Projects Lo 02036 10	cated in Region 10 Gateway East Apartme	e AR	☐ El Paso	104	✓								Α	the A Risk	development is in the At-Risk Development Set Aside. Because t-Risk Set Aside is undersubscribed it is necessary that all At Developments recommended by Underwriting be recommended a Board.
02051 10	Pueblo Montana	G	☐ El Paso	146			✓ [Α		development was one of the highest scoring developments in on 10.
02052 10	Burgundy Palms	G	☐ El Paso	141			✓ [Α		development was one of the highest scoring developments in on 10.
02053 10	Castner Palms	G	☐ El Paso	141			~ [Α		development was one of the highest scoring developments in on 10.
02059 10	Mountainside Townho	NP	☐ El Paso	129			V [N		development did not score high enough statewide in the rofit Set Aside, or in its region, to warrant a recommendation.
02060 10	Desert Garden Townho	o G	☐ El Paso	128			✓ [N		General Set Aside development, this development did not score enough in its region to warrant a recommendation.
02061 10	Painted Desert Townh	R	Clint	121	✓		✓ [Α		development was one of the higher scoring developments in the Set Aside statewide and is needed to meet the Rural Set Aside.
02062 10	Camino Del Norte Tow	G	☐ El Paso	126			✓ [N		General Set Aside development, this development did not score enough in its region to warrant a recommendation.

					Term/WD	\$1.6 m	Ilion te	est excee	eded			
					Feasibility	Allo	ocation	n to Vario	ous Entit	ies		
				Fina	I Score		Prog	am's Co	nsistend	y w/ Lo	cal Need/Public Comment	
			Regional Allocation Re	quireme	ents		T	serve a	a greate	# of lov	wer income families for fewer credits	
		Satisfa	action of Set Aside Requ	irements	S			To se	rve a gre	ater nu	mber of lower income families for a I	onger period of time
		Set	Elderly	Pts.				20	002 Forv	vard Co	mmitment	
TDHCA # F	Reg. Development Name	Aside	SA Develop. City	Awd					Status	*	Evaluation Comment	
02063 10	Rancho Del Valle Tow	/ NP	Socorro	126					N		evelopment did not score high enoug ofit Set Aside, or in its region, to warr	
02064 1	0 Mission Del Valle Tow	n NP	☐ Socorro	126					N		evelopment did not score high enoug ofit Set Aside, or in its region, to warr	
02065 1	Sunset View Townhor	m G	☐ El Paso	129					N		General Set Aside development, this on nough in its region to warrant a recor	
02067 10	Meadowbrook Townh	o G	☐ El Paso	133					Α	This de	evelopment was one of the highest s n 10.	coring developments in
02068 1	O Geronimo Trails Towr	nh NP	☐ El Paso	128					N		evelopment did not score high enoug ofit Set Aside, or in its region, to warr	
02164 1	Talbot Townhomes, L	t G	Canutillo	113					N		Seneral Set Aside development, this on nough in its region to warrant a recor	
02165 10	0 Mt. Franklin Apartmer	nt AR	☐ El Paso	118					N	This de	evelopment was withdrawn.	
02166 10	O Jardin Sereno Senior	C G	✓ El Paso	109					N		Seneral Set Aside development, this on nough in its region to warrant a recor	
Projects	Located in Region 2											
02017 2	The Center Place Apa	ır G	Burkburnett	131			Ц Ц		N	This de	evelopment was terminated.	
02044 2	Brownwood Retireme	nt R	✓ Brownwood	141					Α		evelopment was one of the higher so Set Aside statewide and is needed to	
02046 2	Colony Park Apartme	nt R	☐ Eastland	157					A	Aside i recomr develo	evelopment is in the TxRD Set Aside is undersubscribed it is necessary the mended by Underwriting be recomminated by Underwriting be recomminated was also one of the higher so Set Aside statewide.	at all TxRD Developments ended to the Board. This

					-	Term	/WE)	\$1.6	mil	lion to	est e	ехсе	eded	
					Fea	sibili	ty			Allo	catio	n to	Vari	ious Enti	tities
				Fina	l Sc	ore					Prog	ram'	's Co	onsisten	ncy w/ Local Need/Public Comment
			Regional Allocation Re	quireme	ents						Т	o se	rve	a greate	er # of lower income families for fewer credits
		Satisfa	action of Set Aside Requ	irement	S							T	o se	erve a gr	reater number of lower income families for a longer period of time
		Set	Elderly	Pts.									2	2002 For	rward Commitment
TDHCA # Reg	. Development Name	Aside	SA Develop. City	Awd										Status	s* Evaluation Comment
02047 2	Walnut Hills Apartment	R	☐ Baird	153	V		V [A	This development is in the TxRD Set Aside. Because the TxRD Set Aside is undersubscribed it is necessary that all TxRD Developments recommended by Underwriting be recommended to the Board. This development was also one of the higher scoring developments in the Rural Set Aside statewide.
02070 2	Woodview Apartments	G	☐ Wichita Falls	135			✓ [N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02141 2	Big Country Senior Vill	G	✓ Abilene	121			✓ [N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02148 2	Windmill Point Apartme	R	Merkel	123	✓		✓ [Α	This development was one of the higher scoring developments in the Rural Set Aside statewide and is needed to meet the Rural Set Aside.
02152 2	Cordell Apartments	R	Brownwood	48	✓									A	This development is in the TxRD Set Aside. Because the TxRD Set Aside is undersubscribed it is necessary that all TxRD Developments recommended by Underwriting be recommended to the Board.
Projects Lo	cated in Region 3														
02002 3	Cedar Hill Gardens	Е	Cedar Hill	0									✓	Α	This development was awarded a 2002 Forward Commitment by the TDHCA Board on 7/31/01.
02006 3	Roseland Estates	NP	Dallas	0									✓	Α	This development was awarded a 2002 Forward Commitment by the TDHCA Board on 7/31/01.
02008 3	Prairie Commons	G	Dallas	0									✓	Α	This development was awarded a 2002 Forward Commitment by the TDHCA Board on 7/31/01.
02021 3	Continental Terrace Ap	AR	Fort Worth	112										N	This development was terminated.
02025 3	The Village @ Prairie	G	Dallas	141			✓ [N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02034 3	Terrell Senior Terraces	NP	✓ Terrell	143	✓		✔ [Α	This development was one of the highest scoring developments in the Nonprofit Set Aside statewide.

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					Term/	/WD	\$ l.6 mill	ion test e	excee	ded	
					Feasibilit	у	Alloc	cation to	Vario	us Enti	tities
				Fina	l Score		Ī	Program'	's Cor	nsisten	ncy w/ Local Need/Public Comment
			Regional Allocation Red	quireme	nts			To se	rve a	greate	er # of lower income families for fewer credits
		Satisfa	ction of Set Aside Requi	irements	6			Т	o ser	ve a gr	reater number of lower income families for a longer period of time
TDUCA		Set	Elderly	Pts.					20	02 For	rward Commitment
TDHCA # Reg	. Development Name	Aside	SA Develop. City	Awd						Status	s* Evaluation Comment
02039 3	Oak Timbers-Rockwall	G	Rockwall	102		v 🗆				N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02069 3	Sanger Trails Apartme	G	Sanger	135						N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02074 3	Arbor Woods	G	Dallas	161						N	This development is not recommended by Underwriting and therefore, is not recommended to the Board.
02078 3	Sphinx at Murdeaux	G	☐ Dallas	153						FC03	As a region with a shortfall valued at more than 6% of its total regional allocation, this region was selected for a 2003 Forward Commitment. This development was selected because it was the next highest scoring development in Region 3.
02083 3	Villas of Lancaster	G	✓ Lancaster	154						Α	This was one of the highest scoring developments in Region 3.
02091 3	Riverwalk Townhomes	R	Stephenville	122						Α	This development was one of the higher scoring developments in the Rural Set Aside statewide and is needed to meet the Rural Set Aside.
02096 3	Douglass Place Senior	NP	✓ Plano	127						N	This development did not score high enough statewide in the Nonprofit Set Aside, or in its region, to warrant a recommendation.
02097 3	Park Manor Apartment	AR	☐ Waxahachie	138						Α	This development is in the At-Risk Development Set Aside. Because the At-Risk Set Aside is undersubscribed it is necessary that all At Risk Developments recommended by Underwriting be recommended to the Board.
02108 3	The Pegasus	G	✓ Dallas	113						N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02117 3	Bardin House Senior A	G	Arlington	139						N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02142 3	Mayfair Ridge Apartme	G	Sanger	139						N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.

					Term/W	'D	\$1.6	million	test (exce	eded								
					Feasibility			Allocatio	n to	Vari	ious Entit	ities							
				Fina	I Score			Prog	gram	's Co	onsistend	cy w/ Loca	l Need/Pu	blic Com	ment				
			Regional Allocation Red	quireme	ents				Γο se	erve	a greate	r# of lowe	r income	families fo	or fewer	credits			
		Satisfa	ction of Set Aside Requi	irement	3				T	To se	erve a gre	eater numb	per of low	er income	e families	s for a lo	nger peri	od of time	
		Set	Elderly	Pts.						2	2002 Forv	ward Comi	mitment						
TDHCA # Reg	Development Name	Aside	SA Develop. City	Awd							Status	s*		Evaluati	ion Comi	ment			
02143 3	Parkland Pointe II	G	Arlington	135							N		neral Set <i>A</i> ugh in its i					ent did not : on.	score
02149 3	Madison Point Apartme	G	Dallas	157							Α	This was	one of the	e highest	scoring	developi	ments in	Region 3.	
02158 3	Briarwood Apartments	R	☐ Kaufman	65							Α	Aside is ι		cribed it	is neces	sary that	t all TxRD	the TxRD Developn he Board.	
02171 3	Colony Grove Apts., Lt	R	Corsicana	67							N		elopment e, or in its					le in the Ru	ural
02173 3	Cedar View Apartment	R	Mineral Wells	119							N		elopment i			led by U	Inderwritii	ng and the	refore,
Projects Lo	cated in Region 4																		
02030 4	Ray's Pointe	G	Texarkana	126							Α	This was	one of the	e highest	scoring	developi	ments in	Region 4.	
02040 4	The Residences on Stil	R	✓ Paris	106							N		elopment e					le in the Ru	ural
02045 4	Paris Retirement Villag	R	✓ Paris	146							Α							elopments i Rural Set <i>i</i>	
02071 4	Panola Apartments	R	☐ Carthage	93							Α	Aside is ι		cribed it	is neces	sary that	t all TxRD	the TxRD Developn he Board.	
02072 4	Jacksonville Square Ap	R	Jacksonville	72							Α	Aside is ι		cribed it	is neces	sary that	t all TxRD	the TxRD Developn he Board.	
02110 4	Northside Apartments	G	☐ Tyler	118							FC03	allocation This deve	n, this regi	on was s was selec	elected f	for a 200)3 Forwar	f its total re rd Commitr ext highest	ment.

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					Te	rm/V	۷D		\$1.6 m	illion te	est e	excee	ded									
					Feasil	bility			Alle	ocation	to '	Vario	us Entit	ies								
				Fina	I Score	9				Progr	am'	s Cor	nsistend	y w/ Lo	cal Ne	ed/Pub	olic Com	ment				
			Regional Allocation Re	quireme	ents					To	se	rve a	greate	# of lov	wer inc	ome fa	amilies f	or fewer	credits	}		
		Satisfa	action of Set Aside Requ	irement	S						T						r income	e families	s for a l	longer p	eriod of	time
TDHCA		Set	Elderly	Pts.								20	02 Forv	vard Co	mmitm	ent						
# Reg	. Development Name	Aside	SA Develop. City	Awd									Status	*			Evaluat	ion Comr	ment			
02135 4	Lakeridge Apartments	G	Texarkana	112									N					elopmen warrant a				not score
02156 4	Town North Apartment	t AR	Texarkana	73									Α	the At-	Risk S evelop	et Asid ments	le is und	dersubscr	ribed it	is nece	ssary tha	Because at all At mmended
Projects Lo 02112 5	cated in Region 5 Cardinal Village	G	Nacogdoches	125									Α	develo shortfa This is develo	pment III in the the hig pment,	in Reg e regio ghest s as the	ion 5 ha n equal hortfall e next hi	to 27% o among al ghest sco	awarde of its er ill regio oring d	ed, there ntire regi ons state levelopn	would he would he wide, so ment in the	ave been a cation.
02167 5	Simmons Road Apartn	n NP	Orange	71				V					N	This de	evelopr	nent w	as term	inated.				
02168 5	Hatton Oaks Apartmer	n G	☐ Bridge City	125									N	This de	evelopr	ment w	as with	drawn.				
02169 5	Pine Needle Cove, Ltd	. R	Nacogdoches	62									N					core high o warrant				ne Rural
02170 5	Timber Villas, Ltd.	NP	✓ Nacogdoches	61									N					core high s region,				
02172 5	Stone Hearst	G	Beaumont	130									N	develo shortfa This is develo would	pment ill in the the hig pment, have b credit	in Reg e regio ghest s , as the een re cap pe	ion 5 ha n equal hortfall e next hi commer	to 27% o among al ighest sco nded, it w	awarde of its er all regio oring d vould c	ed, there ntire regi ons state levelopn ause a v	would he would he wide. We hent in the wident in the widen	ave been a cation.

					Term/V	VD	\$1.6	million t	est exce	eded						
					Feasibility		A	llocatio	n to Vari	ous Entit	ties					
				Fina	I Score			Prog	ram's Co	onsistend	cy w/ Loca	al Need/Pub	olic Comment			
			Regional Allocation Re	equireme	nts			T	o serve	a greate	r# of lowe	er income fa	amilies for fewe	er credits		
		Satisfa	action of Set Aside Requ	uirements	5								r income famili	es for a lor	nger perio	od of time
TDHCA # Reg.	Development Name	Set Aside	Elderly SA Develop. City	Pts. Awd					2	002 Forv Status	ward Com *		Evaluation Co	mment		
02174 5	Gateway Village Senio	r G	✓ Beaumont	136						Α	This was	s one of the	highest scorin	g developn	nents in F	Region 5.
02175 5	Creekside Estates, Ph	R	Lufkin	112						Α						opments in the Rural Set Aside.
Projects Loc 02010 6	cated in Region 6 Champion Forest Apar	t G	☐ Houston	0						Α		elopment w Board on 7/		2002 Forw	ard Comi	mitment by the
02019 6	Yale Village Apartment	AR	☐ Houston	121	✓ □ □					N	This dev	elopment w	as terminated.			
02020 6	Kings Row Apartments	AR	☐ Houston	122	✓ □ □					N	This dev	elopment w	as terminated.			
02026 6	Parkside Terrace Seni	G	✓ Houston	132						N			side developme egion to warrar			nt did not score n.
02028 6	Cricket Hollow Townho	G	Willis	136						N			side developme egion to warrar			nt did not score n.
02050 6	The Reserve at Centra	I G	Galveston	129						N			side developme egion to warrar			nt did not score n.
02058 6	Sundown Village Apart	G	☐ Houston	127						N			side developme egion to warrar			nt did not score n.
02080 6	Fallbrook Ranch Apart	G	☐ Houston	146						Α	This was	s one of the	highest scorin	g developn	nents in F	Region 6.
02081 6	Bay Forest Ranch	G	☐ La Porte	146						Α	This was	s one of the	highest scorin	g developn	nents in F	Region 6.
02089 6	Gateway Pavilion	G	☐ Houston	144						Α	This was	s one of the	highest scorin	g developn	nents in F	Region 6.
02099 6	Sunrise Village Apartm	NP	☐ Houston	147						Α		velopment w it Set Aside		highest sco	oring deve	elopments in the
02118 6	Calhoun Place Ltd.	G	☐ Houston	154						N			side developme egion to warrar			nt did not score

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					Terr	n/WE)	\$^	1.6 mil	lion	test exce	eded		
					Feasibi	lity			Allo	catio	on to Vari	ous Enti	ties	
				Final	Score					Prog	gram's Co	onsisten	y w/ Lo	cal Need/Public Comment
			Regional Allocation Red	quireme	nts						To serve	a greate	r# of lov	wer income families for fewer credits
		Satisfa	ction of Set Aside Requi	rements							To se	rve a gre	eater nu	mber of lower income families for a longer period of time
TDHCA		Set	Elderly	Pts.							2	002 For	vard Co	mmitment
# Reg	. Development Name	Aside	SA Develop. City	Awd								Status	*	Evaluation Comment
02119 6	Lovett Manor	G	✓ Houston	155		✓						Α	This w	as one of the highest scoring developments in Region 6.
02120 6	Humble Memorial Gard	NP	✓ Humble	142		✓						Α		evelopment was one of the highest scoring developments in the offit Set Aside statewide.
02121 6	Northpoint Retirement	G	✓ Houston	138		✓						N		seneral Set Aside development, this development did not score nough in its region to warrant a recommendation.
02122 6	College Street Apartme	G	Richmond	94		✓						N		seneral Set Aside development, this development did not score nough in its region to warrant a recommendation.
02123 6	Villas at Park Grove	G	☐ Katy	142		✓						N		seneral Set Aside development, this development did not score nough in its region to warrant a recommendation.
02125 6	Mayfair Apartments	G	☐ Houston	141		✓						N		seneral Set Aside development, this development did not score nough in its region to warrant a recommendation.
02147 6	Heatherbrook Apartme	G	☐ Houston	167		✓						Α	This w	as the highest scoring development in Region 6.
02151 6	Windsor Gardens Apar	NP	South Houston	136		✓						N		seneral Set Aside development, this development did not score nough in its region to warrant a recommendation.
02160 6	Green Manor Apartme	R	Hempstead	67								Α	Aside i	evelopment is in the TxRD Set Aside. Because the TxRD Set is undersubscribed it is necessary that all TxRD Developments mended by Underwriting be recommended to the Board.
02161 6	Bayou Bend Apartment	R	☐ Waller	70								Α	Aside i	evelopment is in the TxRD Set Aside. Because the TxRD Set is undersubscribed it is necessary that all TxRD Developments mended by Underwriting be recommended to the Board.
02162 6	Willowchase Apartmen	R	☐ Hempstead	67								A	Aside i	evelopment is in the TxRD Set Aside. Because the TxRD Set is undersubscribed it is necessary that all TxRD Developments mended by Underwriting be recommended to the Board.
02163 6	Cedar Cove Apartment	R	☐ Sealy	68								Α	Aside i	evelopment is in the TxRD Set Aside. Because the TxRD Set is undersubscribed it is necessary that all TxRD Developments mended by Underwriting be recommended to the Board.

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					Ter	rm/WE)	\$1	.6 mill	ion tes	t exce	eded		
					Feasib	oility			Allo	cation	to Vario	ous Enti	ities	
				Fina	I Score				F	^o rogra	m's Co	nsisten	cy w/ Local Need/Public Comment	
			Regional Allocation Re	quireme	ents					То	serve a	a greate	er # of lower income families for fewer credits	
		Satisfa	action of Set Aside Requ	irements	S						To se	rve a gre	reater number of lower income families for a longer period of time	
		Set	Elderly	Pts.							20	002 For	ward Commitment	
TDHCA # Reg	. Development Name	Aside	SA Develop. City	Awd								Status	s* Evaluation Comment	
Projects Lo	cated in Region 7					· ·		•		'				
02001 7	Crescent Village	R	☐ Elgin	0								Α	This development was awarded a 2002 Forward Commitment by TDHCA Board on 7/31/01.	the
02004 7	Williams Trace Apartm	NP	Cameron	0								Α	This development was awarded a 2002 Forward Commitment by TDHCA Board on 7/31/01.	the
02005 7	Brenham Oaks Apartm	R	Brenham	0							✓	Α	This development was awarded a 2002 Forward Commitment by TDHCA Board on 7/31/01.	the
02012 7	Highland Oaks Apartm	R	✓ Marble Falls	102								N	This development did not score high enough statewide in the Rus Set Aside, or in its region, to warrant a recommendation for underwriting.	ral
02015 7	Eagle's Point Apartmer	n G	✓ Austin	144		· 🔽 [FC03	As a region with a shortfall valued at more than 6% of its total regallocation, this region was selected for a 2003 Forward Commitm This development was selected because it was the next highest scoring development in Region 7.	
02024 7	Winchester Lake (dba	G	☐ Bastrop	131								N	As a General Set Aside development, this development did not s high enough in its region to warrant a recommendation.	core
02027 7	Creekside Townhomes	s R	Burnet	129	v							Α	This development was one of the higher scoring developments in Rural Set Aside statewide and is needed to meet the Rural Set A	
02042 7	Saddle Creek Apartme	G	☐ Kyle	151								Α	This was one of the highest scoring developments in Region 7.	
02048 7	North Bluff Apartments	G	Austin	134								N	As a General Set Aside development, this development did not s high enough in its region to warrant a recommendation.	core
02049 7	Cannon Park Apartme	G	Austin	126		V [N	As a General Set Aside development, this development did not s high enough in its region to warrant a recommendation.	core
02057 7	Elm Ridge Apartments	AR	Austin	116			v					N	This development is not recommended by Underwriting and there is not recommended to the Board.	efore,

					Tern	n/WD		\$1.6	6 millio	on tes	st exc	ceed	ded	
					Feasibil	ity			Alloca	ation	to Va	ariou	ıs Entiti	ies
				Fina	al Score				P	rogra	ım's (Con	sistenc	y w/ Local Need/Public Comment
			Regional Allocation Re	equireme	ents					То	serve	e a (greater	# of lower income families for fewer credits
		Satisfa	action of Set Aside Requ	uirement	S						Tos	serv	e a gre	ater number of lower income families for a longer period of time
TDUO		Set	Elderly	Pts.								200)2 Forw	vard Commitment
TDHCA # F	Reg. Development Name	Aside	SA Develop. City	Awd									Status'	Evaluation Comment
02073 7	Pleasant Valley Courty	y G	Austin	158		v	~						N	This development was terminated.
02098 7	Ashford Park	NP	✓ Austin	141										This development was one of the highest scoring developments in the Nonprofit Set Aside statewide.
02100 7	Grove Place Apartmer	nt NP	☐ Austin	128										This development did not score high enough statewide in the Nonprofit Set Aside, or in its region, to warrant a recommendation.
02101 7	Johnny Morris Apartm	e G	☐ Austin	132										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02106 7	Wasson Villas	G	☐ Austin	141										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02116 7	Killeen Stone Ranch A	NP	✓ Killeen	143										This development is not recommended by Underwriting and therefore is not recommended to the Board.
02126 7	Chandlers Cove Apart	G	☐ Round Rock	121										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02127 7	Villas on Sixth Street A	A G	Austin	112										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02128 7	Cedar Point Retiremen	n G	✓ Cedar Park	109										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02136 7	Cherry Mountain Villas	s G	Lakeway ETJ	128										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02137 7	Caspita Apartments	G	Cedar Park	140										As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
Projects	Located in Region 8A													
02009 8		G	San Antonio	0									Α	This development was awarded a 2002 Forward Commitment by the TDHCA Board on $7/31/01$.

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						Term	/WD \$1.6 million	n test	exc	eeded	
						Feasibili	ty	tion to	Va	rious Entit	ries
					Fina	l Score	Pro	ogran	n's C	Consistenc	cy w/ Local Need/Public Comment
				Regional Allocation R	Requireme	ents		Tos	erve	a greatei	# of lower income families for fewer credits
			Satisfa	action of Set Aside Req	uirement	S			To s	erve a gre	eater number of lower income families for a longer period of time
			Set	Elderly	Pts.					2002 Forv	vard Commitment
TDHCA #	Reg	Development Name	Aside	SA Develop. City						Status	* Evaluation Comment
02035	8A	Eisenhauer Apartment	G	☐ San Antonio	125					N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02041	8A	Villas at Costa Verde	G	☐ San Antonio	129					FC03	As a region with a shortfall valued at more than 6% of its total regional allocation, this region was selected for a 2003 Forward Commitment. This was one of three developments with identical scores (#02087 and #02145 are the other two). However, in applying the evaluation factor of serving more low income families for fewer credits, this development is using only \$5,614 in credits per low income unit to serve 190 low income families, while the other two were serving fewer low income families for an average of \$7,600 credits per low income unit.
											This development was only added to the recommendation list late Friday and due to time constraints, the underwriting report and final recommendation amount, are not yet available.
02075	8A	Heatherwilde Estates	G	☐ San Antonio	162					A	This was the highest scoring development in Region 8A.
02086	8A	Refugio Street Apartm	G	San Antonio	127		✓ □ □ □ □ □			N	As a General Set Aside development, this development did not score high enough in its region to warrant a recommendation.
02087	8A	El Capitan Apartments	G	San Antonio	129					N	Region 8A was eligible for a Forward Commitment and this was one of three developments with identical scores eligible for that forward commitment (#02041 and #02145 are the other two). However, in applying the evaluation factor of serving more low income families for fewer credits, #02041 is using only \$5,614 in credits per low income unit to serve 190 low income families, while this development and #02145 are serving fewer low income families for an average of \$7,600 credits per low income unit.
02092	8A	SA Union Pines II Apar	G	San Antonio	134		v			A	This was one of the highest scoring developments in Region 8A.

					Ter	m/WI	D	\$1	.6 mi	llion t	est e	ехсее	eded		
					Feasib	ility			Allo	catio	n to	Vario	ous Entit	ties	-
				Fina	l Score					Prog	ram'	s Co	nsistend	y w/ Lo	ocal Need/Public Comment
			Regional Allocation Re	equireme	ents					Ī	o se	rve a	greate	r# of lov	ower income families for fewer credits
		Satisfa	action of Set Aside Requ	uirement	S						T	o ser	ve a gre	eater nu	umber of lower income families for a longer period of time
TDUCA		Set	Elderly	Pts.								20	002 Forv	vard Co	ommitment
TDHCA # Reg	. Development Name	Aside	SA Develop. City	Awd									Status	*	Evaluation Comment
02093 8A	SA Union Park Apartm	AR	San Antonio	114									A	the At- Risk D	levelopment is in the At-Risk Development Set Aside. Because -Risk Set Aside is undersubscribed it is necessary that all At Developments recommended by Underwriting be recommended Board.
02094 8A	SA Ridgecrest Apartm	AR	San Antonio	91									Α	the At- Risk D	levelopment is in the At-Risk Development Set Aside. Because -Risk Set Aside is undersubscribed it is necessary that all At Developments recommended by Underwriting be recommended Board.
02131 8A	Meadows of Oakhaver	ı R	Pleasanton	108		✓							N		levelopment did not score high enough statewide in the Rural side, or in its region, to warrant a recommendation for writing.
02133 8A	Ryan Crossing Villas	G	Selma	101		✓							N		General Set Aside development, this development did not score enough in its region to warrant a recommendation.
02145 8A	Mission View Apartme	G	☐ San Antonio	129		>							N	three documning applying fewer of unit to #02087	on 8A was eligible for a Forward Commitment and this was one of developments with identical scores eligible for that forward nitment (#02041 and #02087 are the other two). However, in ling the evaluation factor of serving more low income families for credits, #02041 is using only \$5,614 in credits per low income a serve 190 low income families, while this development and 37 are serving fewer low income families for an average of 0 credits per low income unit.
02146 8A	Bexar Creek	G	San Antonio	132		✓							Α	This wa	vas one of the higher scoring developments in Region 8A.
Projects Lo 02003 8B	cated in Region 8B El Pueblo Dorado	G	☐ Pharr	0								V	Α		levelopment was awarded a 2002 Forward Commitment by the A Board on 7/31/01.
02007 8B	Portside Villas	G	Ingleside	0								✓	Α		levelopment was awarded a 2002 Forward Commitment by the CA Board on 7/31/01.

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					Term/W	D	\$1.6	million	test e	xcee	eded		
					Feasibility			Allocati	ion to '	Vario	us Entit	ies	_
				Fina	I Score			Pro	gram's	s Co	nsistenc	y w/ Loc	cal Need/Public Comment
			Regional Allocation Re	quireme	ents								wer income families for fewer credits
		Satisfa	action of Set Aside Requ	irement	S				To				mber of lower income families for a longer period of time
TDHCA		Set	Elderly	Pts.						20	002 Forw	ard Co	mmitment
# Re	eg. Development Name	Aside	SA Develop. City	Awd							Status*	ŧ.	Evaluation Comment
02011 8B	Aransas Pass Retirem	R	✓ Aransas Pass	142							Α		evelopment was one of the higher scoring developments in the Set Aside statewide and is needed to meet the Rural Set Aside.
02023 8B	Ensenada De La Palm	G	Brownsville	127							N		evelopment is not recommended by Underwriting and therefore, ecommended to the Board.
02031 8B	La Estrella Apartments	NP	☐ Pharr	110							N		evelopment did not score high enough statewide in the offit Set Aside, or in its region, to warrant a recommendation.
02032 8B	Padre De Vida Apartm	G	☐ McAllen	116							N		eneral Set Aside development, this development did not score nough in its region to warrant a recommendation.
02033 8B	Pueblo de Paz Apartm	G	Mission	112							Α	This wa	as one of the higher scoring developments in Region 8B.
02037 8B	Villa Hermosa Apartme	R	Crystal City	121							Α		evelopment was one of the higher scoring developments in the Set Aside statewide and is needed to meet the Rural Set Aside.
02043 8B	King's Crossing	G	Kingsville	145							Α	This wa	as one of the highest scoring developments in Region 8B.
02076 8B	Laredo Vista II	G	Laredo	127							Α	This wa	as one of the highest scoring developments in Region 8B.
02095 8B	The Arbors at Aransas	R	✓ Aransas Pass	122							N		evelopment is not recommended by Underwriting and therefore, recommended to the Board.
02103 8B	Valley View Apartment	G	☐ Pharr ETJ	137							Α	This wa	as one of the highest scoring developments in Region 8B.
02107 8B	Holly Park Apartments	G	Corpus Christi	115							Α	This wa	as one of the higher scoring developments in Region 8B.
02153 8B	Encanta Villa Apartme	R	Rio Grande City	105							Α	Aside is	evelopment is in the TxRD Set Aside. Because the TxRD Set s undersubscribed it is necessary that all TxRD Developments mended by Underwriting be recommended to the Board.
02154 8B	Rio Vista Apartments	R	Roma	105							Α	Aside is	evelopment is in the TxRD Set Aside. Because the TxRD Set s undersubscribed it is necessary that all TxRD Developments mended by Underwriting be recommended to the Board.
02176 8B	Lantana Ridge Apartm	R	Beeville	34						✓	N	This de	evelopment was terminated.

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			Term/WD Feasibility								 millior				eded ous Entit	ies
				Region	nal Allocation Red		l Score ents				Pro	Ť				cy w/ Local Need/Public Comment r # of lower income families for fewer credits
			Satisfa	action of	Set Aside Requi	irement	3						To	se	rve a gre	eater number of lower income families for a longer period of time
TDHCA #	Reg	Development Name	Set Aside	Elderly SA	Develop. City	Pts. Awd								20	002 Forv Status	vard Commitment * Evaluation Comment
02177	8B	Lantana Ridge Apartm	R	☐ Be	eville	0	v							✓	N	This development was terminated.
02178	8B	Saltgrass Landing Apa	r R	☐ Ro	ockport	0								✓	N	This development was terminated.
Projec 02079		cated in Region 9 Arbor Terrace II Apart	G	Od	dessa	143		✓							A	This was the highest scoring development in Region 9.
02104	9	Santa Rita Senior Villa	G	✓ Mid	dland	135									A	If only the highest scoring development had been awarded in Region 9, there would have been a shortfall in the region equal to 18% of its entire regional allocation. This is the third highest shortfall among all regions statewide, so this development, as the only other development in Region 9, is recommended.