

BK0061PG0057

RE: To Repeal and Readopt the Calvert County Residential Anti-Displacement and Relocation Assistance Plan

**TO REPEAL AND READOPT THE CALVERT COUNTY, MARYLAND RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN**

**WHEREAS**, the Board of County Commissioners agrees to comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (“URA”), as amended, as implemented in 49 CFR Part 24; and the Housing and Community Development Act of 1974 (“HCD Act of 1974”), as amended, which includes the adoption of a Residential Anti-Displacement and Relocation Assistance Plan;

**WHEREAS**, the County Commissioners of Calvert County, Maryland (the “County Commissioners”) is a unit of general local government receiving or expecting to receive CDBG funds, which requires adoption of a Residential Anti-Displacement and Relocation Assistance Plan;

**WHEREAS**, the County Commissioners adopted a Residential Anti-Displacement and Relocation Assistance Plan on December 9, 2014 and desires to repeal and readopt that Residential Anti-Displacement and Relocation Assistance Plan as set forth in Exhibit A hereto, made a part hereof and incorporated herein by reference;

**WHEREAS**, after due notice, the County Commissioners conducted a public hearing on June 9, 2020, in order to hear public comments regarding the Residential Anti-Displacement and Relocation Assistance Plan; and

**WHEREAS**, after considering public input and staff comments and recommendations regarding this matter, it is determined that repeal of the 2014 plan and adoption of the Calvert County Residential Anti-Displacement and Relocation Assistance Plan attached hereto as Exhibit A is in the best interest of the citizens of Calvert County.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that the “Calvert County, Maryland Community Development Block Grant Residential Anti-Displacement and Relocation Assistance Plan” adopted December 9, 2014 is hereby **REPEALED** and that the “Calvert County, Maryland Community Development Block Grant Program Residential Anti-Displacement and Relocation Assistance Plan” attached hereto as Exhibit A is hereby accepted and adopted by this Board of County Commissioners of Calvert County, Maryland.

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Resolution is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Resolution shall be enforceable and valid.

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation without publication of a fair summary and shall remain effective for a period of five (5) years unless expressly superseded prior thereto.

BK 0061PG0058

Resolution No. 19-20

RE: To Repeal and Readopt the Calvert County Residential Anti-Displacement and Relocation Assistance Plan


Page 2 of 2


DONE, this 9<sup>th</sup> day of June, 2020 by the Board of County Commissioners of Calvert County, Maryland.

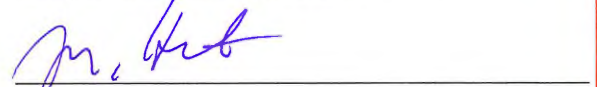
Aye: 5  
Nay: 0  
Absent/Abstain: 0

ATTEST:

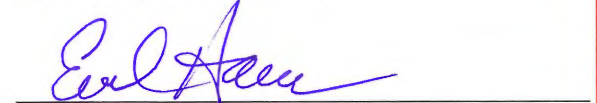
BOARD OF COUNTY COMMISSIONERS  
OF CALVERT COUNTY, MARYLAND


  
Maureen Frederick, Acting Clerk

  
Kelly D. McConkey, President

  
Mike Hart, Vice President

Approved for legal sufficiency by:

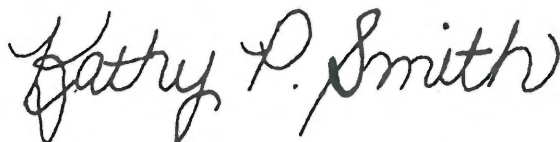
  
Earl F. Hance

  
John B. Norris, III, County Attorney

  
Thomas E. Hutchins

  
Steven R. Weems

Received for Record... June 9<sup>th</sup> ... 2020  
at... 3:40 ... o'clock... P ... M. Same day  
recorded in Liber KPS No. 61  
Folio... 57 ... COUNTY COMMISSIONERS  
ORDINANCES AND RESOLUTION.



**EXHIBIT A:**  
**CALVERT COUNTY, MARYLAND**  
**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**  
**RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN**

The Board of County Commissioners of Calvert County, Maryland will take every preventable action to minimize the involuntary displacement of persons or businesses when using federal funds received from the Maryland Community Development Block Grant funds as a source of funding in our projects. In the event that displacement occurs, the Board of County Commissioners of Calvert County, Maryland hereby agrees to comply with all requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (“URA”), as amended, as described in 49 CFR Part 24; and with the Housing and Community Development Act of 1974 (“HCD Act of 1974”), as amended, as described in 24 CFR Part 42.

**RELOCATION**

The Board of County Commissioners of Calvert County, Maryland will provide relocation assistance as required under the URA to all persons or businesses displaced as a direct result of assisted activities. They shall be provided relocation benefits which, at a minimum, include:

- Relocation assistance planning and advisory services;
- Moving expenses;
- Referral to comparable replacement unit; and
- Replacement housing payments for 42 months.

Low- and moderate-income households displaced by the acquisition or demolition of housing or by the conversion or rehabilitation of low- and moderate-income dwellings to another use are entitled to additional benefits under the requirements of 24 CFR 42.350. These additional benefits include:

- Security deposits and credit checks;
- Referral to comparable replacement unit; and
- Replacement housing payments for 60 months.

Additionally, legal, low- and moderate-income tenants are also eligible for:

- Referral to at least one suitable, decent, safe and sanitary replacement dwelling unit. the Board of County Commissioners of Calvert County, Maryland advise tenants of their rights under the Federal Fair Housing Act, 42 U.S.C. §§ 3601—3619, and of replacement housing opportunities in such a manner that, wherever feasible, they will have a choice between relocation within their neighborhood and other neighborhoods; and
- Each person must be offered rental assistance equal to 60 times the amount necessary to reduce the monthly rent and estimated average monthly cost of utilities for a replacement dwelling (comparable replacement dwelling or decent, safe, and sanitary replacement dwelling to which the person relocates, whichever costs less) to the “Total Tenant Payment.” All or a portion of this assistance may be offered through a certificate or voucher for rental assistance (if available) provided under Section 8 of the United States Housing Act of 1937, 42 U.S.C. § 1437f.

In addition, in consideration of the financial assistance received from the Maryland CDBG Program, particularly when such assistance is used for acquisition, rehabilitation, demolition, or conversion which results in temporary relocation, The Board of County Commissioners of Calvert County, Maryland agrees to assist either the temporarily displaced residential or business tenant or owner occupant during the time they are displaced. Those receiving temporary relocations shall receive at a minimum:

- Interim living costs;
- Relocation assistance planning and advisory services;
- Reasonable moving expenses; and
- Rental Assistance (if moving to more expensive unit).

### **ONE FOR ONE REPLACEMENT HOUSING**

In the event that low- and moderate-income dwelling units are demolished or converted to a use other than as low/moderate-income housing, The Board of County Commissioners of Calvert County, Maryland will replace all units that were occupied or were vacant but deemed occupiable as required under Section 104(d) of the HCD Act of 1974, as amended.

All replaced housing will be provided within three (3) years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, The Board of County Commissioners of Calvert County, Maryland will make public and submit to the Maryland CDBG Office the following information in writing:

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

### **GENERAL POLICIES**

1. The Board of County Commissioners of Calvert County, Maryland will take every preventable action to minimize the involuntary displacements of persons or businesses during the implementation of our CDBG funded projects. Examples of actions that may be taken include:
  - Stage rehabilitation of assisted housing to allow tenants to remain during and after rehabilitation, working with empty buildings or groups of empty units first, so they can be rehabilitated first, and tenants moved in before rehabilitation of occupied units or buildings is begun.

- Establish temporary relocation facilities in order to house families whose displacement will be of short duration, so they can move back to their neighborhoods after rehabilitation or new construction.
  - Provide counseling to assist homeowners and renters to understand the range of assistance that may be available to help them in staying in the area being revitalized.
2. The Board of County Commissioners of Calvert County, Maryland may enter into a written agreement with a subrecipient, or the owner of the assisted property, under which either may pay all or part of the cost of the required relocation assistance.
  3. The Board of County Commissioners of Calvert County, Maryland understand the cost of relocation assistance and other benefits shall be paid from CDBG funds or such other funds as may be available from any source including the jurisdiction's general fund.
  4. The Board of County Commissioners of Calvert County, Maryland will refer owners and/or tenants to the State CDBG Program if there is a disagreement with the determination that these requirements do not apply to an acquisition or a displacement.
  5. The Board of County Commissioners of Calvert County, Maryland will prepare a specific Relocation Plan in the event that funding is requested for a project where it is known that displacement will occur.