

## COMMUNITY DEVELOPMENT & HOUSING

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# Sussex County

DELAWARE  
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### Affordable Housing Support Policy

#### I. Mission Statement

It is Sussex County's mission to promote non-discrimination and affirmatively further fair and equal housing opportunities for all, and further, to inform housing developers and the general public that the County supports the development of affordable housing opportunities in Sussex County.

#### II. Affordable Housing Subdivisions

Sussex County promotes racially/ethnically diverse, mixed income, affordable housing in all areas under its jurisdiction. Accordingly, Developers are encouraged to provide affordable housing opportunities to Sussex County residents in all new developments, affirmatively market those affordable housing units to diverse populations, and meet with the surrounding residents early in the development approval process.

#### III. Affordable Housing Defined

- a. **Homeownership:** Sussex County considers an affordable housing project to be a housing project in which any portion thereof is designed or intended to serve households earning less than 125 percent of the Area Median Income for Sussex County as calculated by the U.S. Department of Housing and Urban Development annually, and which is comprised of at least one of the following elements:
  - i. Seeking participation in Sussex County's Moderately Priced Housing Unit (MPHU) Program
  - ii. Applying for funding by the Delaware State Housing Authority's (DSHA) Housing Development Fund (HDF)
  - iii. Applying for HOME Investment Partnerships (HOME) funding through DSHA
  - iv. Applying for a Section 523 or 524 Rural Housing Site Loan through the U.S. Department of Agriculture (USDA) Rural Development
  - v. Sussex County Habitat for Humanity
  - vi. Milford Housing Development Corporation
  - vii. Community Land Trust
  - viii. Other elements which, in the County's discretion, meet the goals and objectives set forth in the Affordable Housing Support Policy Mission Statement.



- b. **Rental:** Sussex County considers an affordable rental housing project to be a rental housing project in which any portion thereof is designed or intended to serve households earning less than 80 percent of the Area Median Income for Sussex County as calculated by the U.S. Department of Housing and Urban Development annually, and which is comprised of at least one of the following elements:
  - i. Seeking participation in the Sussex County Rental Program (SCRCP)
  - ii. Applying for funding by the Delaware State Housing Authority's (DSHA) Housing Development Fund (HDF)
  - iii. Applying for HOME Investment Partnerships (HOME) funding through DSHA
  - iv. Applying for funding by DSHA's Low Income Housing Tax Credits (LIHTC) program
  - v. Applying for Multi-Family Mortgage Revenue Bond Program (MFMRB) financing through DSHA
  - vi. Applying for a Rural Rental Housing Loan through USDA Rural Development
  - vii. Applying for a Guaranteed Rental Housing Loan through USDA Rural Development
  - viii. Community Land Trust
  - ix. Other elements which, in the County's discretion, meet the goals and objectives set forth in the Affordable Housing Support Policy Mission Statement.

#### **IV. Affordable Housing Project Support**

##### **a. Letter of Support**

Sussex County will provide conditional letters of support to developers of affordable housing projects seeking financing opportunities, provided that the project qualifies under the definitions above. Further, support letters for affordable rental housing projects will only be authorized if the project is proposed in an Area of Opportunity, as defined by DSHA in Exhibit A. For further information regarding impacted areas versus areas of opportunity, please contact Karen Horton with DSHA at (302) 739-4263. **Note:** Letters of support do not exempt the developer from the County's planning and zoning process, nor guarantee approval through that process.

##### **b. Deferral of Fees**

Sussex County desires to encourage the construction of affordable housing for low- and moderate-income households. The County finds that the up-front payment of sewer impact fees for affordable residential housing development creates a barrier to such development and desires to ease the barrier by deferring the time for payment of the fees.

Projects must qualify under Sussex County Code (§110-94) and Delaware State Code (Title 9, Chapter 81, Sections 8105, 8106, and 8110). Qualifying projects will not be assessed connection charges for County sewer. However, once the property is

transferred or sold to a non-qualifying buyer, those deferred charges will be immediately due and payable within 30 days.

It is incumbent upon the affordable housing developer to submit evidence of their qualifying status to the County's Assessment Department to ensure that they benefit from this affordable housing incentive.