

AGENDA
BOARD OF HOUSING AND COMMUNITY DEVELOPMENT
HOUSING and COMMUNITY DEVELOPMENT COMMITTEE
Monday, May 21, 2018
Glen Allen, VA
10:00 a.m.

- | | | |
|-------|---|-------------------|
| I. | OPENING | |
| | a. Call to Order | Chairman |
| | b. Roll Call | Kyle Flanders |
| II. | CONSENT AGENDA | Chairman |
| | ▪ Approval of April 2, 2018 minutes | |
| III. | ENTERPRISE ZONE REGULATIONS
LEGISLATIVE CHANGE
<i>Action Item</i> | DHCD staff |
| IV. | CONSOLIDATED PLAN/ACTION PLAN
<i>Action Item</i> | Pam Kestner |
| V. | UNFINISHED BUSINESS | Committee members |
| VI. | NEW BUSINESS | Committee members |
| VII. | COMMITTEE MATTERS | Committee members |
| VIII. | ADJOURNMENT | Chairman |

AGENDA

BOARD OF HOUSING and COMMUNITY DEVELOPMENT

Monday, May 21, 2018

Glen Allen, VA

To begin directly after the conclusion of the Housing and Community Development Committee

- I. OPENING
 - a. Call to Order Chairman
 - b. Roll Call Kyle Flanders
 - c. Public Comment Chairman

- II. CONSENT AGENDA Chairman
 - o *Approval of Minutes*: April 2, 2018

- III. Report of the HOUSING and COMMUNITY DEVELOPMENT COMMITTEE Chairman
 - Action Items*
 - o Enterprise Zone Regulation
 - o Consolidated Plan/Action Plan

- IV. 2015 CODE CHANGE CYCLE UPDATE Erik Johnston/Cindy Davis
 - Action Item Regarding Petition Procedure*

- V. RESOLUTIONS Chairman
 - Action Item*

- VI. REPORTS AND INFORMATION
 - a. VHDA Report Susan Dewey
 - b. Report of the Virginia Fire Services Board Sean Farrell
 - c. Report of the Director Erik Johnston

- VII. UNFINISHED BUSINESS Board members

- VIII. NEW BUSINESS Board members

- IX. BOARD MATTERS Board members

- X. FUTURE BOARD MEETING DATES Erik Johnston

- XI. ADJOURNMENT Chairman

BOARD OF HOUSING AND COMMUNITY DEVELOPMENT
HOUSING and COMMUNITY DEVELOPMENT COMMITTEE
10:00 A.M., April 2, 2018
Glen Allen, Virginia

Members Present

Mr. John Ainslie
Mr. John Patrick “J.P.” Carr
Ms. Susan Dewey
Ms. Helen Hardiman
Ms. Abigail Johnson
Mr. Shekar Narasimhan
Mr. Earl Reynolds
Mr. Steve Semones
Mr. Tommy Shields

Members Absent

Call to Order

Mr. Steve Semones, Co-Chairman of the Housing and Community Development Committee, called the meeting of the Committee to order.

Roll Call

The roll was called by Mr. Kyle Flanders of the Department of Housing and Community Development’s (DHCD) Policy Office. Mr. Flanders reported that a quorum was present.

Approval of Minutes

A motion was made to approve the minutes of the July 17, 2017, meeting of the Committee. The motion was properly seconded and passed unanimously.

Enterprise Zone Periodic Review

Mr. Flanders gave an overview of the periodic review process. He noted that to conclude the review the Board must act to amend, repeal, or retain the regulations. Mr. Jeff Sadler, Associate Director of Community Revitalization in the Community Development Office of DHCD stated there was a public comment period held in January and February. During the public comment period four comments were received. Mr. Sadler noted that the comments submitted were either not directly related to the regulations or the changes requested could not likely be achieved through regulatory changes.

Mr. Shekar Narasimhan questioned how DHCD solicited feedback. Staff noted that the review is required to be published on Town Hall and was also posted on the agency website. The

review was also mentioned at how-to-apply workshops held around the state and emailed directly to Enterprise Zone Program Administrators.

A motion was made to retain the Enterprise Zone regulations; the motion was properly seconded and passed unanimously.

Consolidated Plan

Mr. Erik Johnston, Director of DHCD, started by noting that the FY2019 Federal budget was approved and every program in the consolidated plan received an increase in funding; most notably a potential 45% increase in the HOME Investment Partnerships Program. Final program budgets have yet to be released by the U.S. Department of Housing and Urban Development (HUD). Ms. Pam Kestner, Deputy Director of Housing of DHCD, provided an update to the status of the development of the five year consolidated plan. Currently, staff is receiving public comment through April 14 after having held a public hearing in March. After feedback is received, staff will compile the information for a draft report to be presented at the May Board meeting for approval. The final plan will be submitted to HUD. Ms. Kestner also presented a summary of changes to include the addition of the Housing Policy Advisory Council (HPAC) study to support the consolidated plan.

Industrial Revitalization Fund/Private Activity Bond

Mr. Flanders noted that in addition to regulations the Board also oversees program guidelines. Mr. Flanders stated that staff held their first stakeholder input session on Private Activity Bond guidelines. Staff will incorporate input received into the guidelines and will present back to the Board in July after a second stakeholder input session.

Mr. Sadler presented on the Industrial Revitalization Fund (IRF) guidelines. Staff has held two input sessions and proposed a change that would allow grants/loans to be made to a locality or development authority; currently such grants/loans must be underwritten by Virginia Community Capital.

Mr. Earl Reynolds questioned if the IRF guidelines could address the 30% commercial space requirement in a different manner. Ms. Susan Dewey also added that staff should discuss IRF and

the Virginia Housing Development Authority's (VHDA) mixed use/mixed income housing program and if they are working well together. Mr. Johnston added that staff would follow up to see if the 30% requirement was stipulated by code.

Unfinished Business

There was no unfinished business to be discussed.

New Business

There was no new business to be discussed.

Committee Matters

There were no Committee matters to be discussed.

Adjournment

Upon a motion duly made and seconded, the committee meeting was adjourned.

**BOARD OF HOUSING AND COMMUNITY DEVELOPMENT
MEETING
11:00 A.M., April 2, 2018
Glen Allen, Virginia**

Members Present

Mr. John Ainslie
Mr. John Patrick “J.P.” Carr
Ms. Susan Dewey
Mr. Sean Farrell
Ms. Helen Hardiman
Ms. Abigail Johnson
Mr. David Layman
Mr. Shekar Narasimhan
Mr. Earl Reynolds
Mr. Steve Semones
Mr. Tommy Shields

Members Absent

Mr. Jeff Sadler
Ms. Patricia Shields

Call to Order	Mr. John Ainslie, Chairman of the Board of Housing and Community Development, called the meeting of the Board to order.
Roll Call	The roll was called by Mr. Kyle Flanders of the Department of Housing and Community Development’s (DHCD) Policy Office. Mr. Flanders reported that a quorum was present.
Public Comment	No comments were made by the public; the public comment period was then closed.
Approval of Minutes	A motion was made and properly seconded to approve the minutes of the January 22, 2018, meeting of the Board; the motion passed.
Report of the Housing and Community Development Committee	Mr. Shekar Narasimhan stated that the Housing and Community Development Committee met prior to the Board meeting to discuss the periodic review of the Enterprise Zone regulations with a presentation from DHCD staff on the public comment period. Mr. Narasimhan reported there was a unanimous vote to recommend to retain the Enterprise Zone regulations. The motion was seconded and passed.
Resolutions	Mr. Ainslie presented a resolution in honor of James “Robby” Dawson for approval by the Board. A motion was made and properly seconded to approve the resolution; the motion was

unanimously approved.

Legislative Update

Mr. Johnston provided an update to the Board in regards to the recent legislative session. He stated that currently, there is not an approved state budget and the General Assembly will return for a special session on April 11, 2018. Mr. Johnston also provided an update to two bills, HB 431 and HB 609, which will likely require regulatory updates to the Enterprise Zone Regulations and the Statewide Fire Prevention Code and the Uniform Statewide Building Code, respectively.

VHDA Report

Ms. Susan Dewey indicated that the Virginia Housing Development Authority (VHDA) had been monitoring how federal tax reform may impact the Low Income Housing Tax Credit (LIHTC) program; one proposed version of tax reform would have done away with Private Activity Bonds and mortgage credit certificates. While that version of tax reform did not move forward, the value of tax credits has been reduced. The recently approved federal budget included an approximate 12.5% increase for the program but it may not totally offset the loss of value for the tax credits. Ms. Dewey also noted that VHDA is in the process of updating the Qualified Allocation Plan (QAP) as part of the LIHTC program which they will be holding a series of forums for comment through 2018 for changes to take effect in 2019.

VFSB Report

Mr. Farrell stated that the Virginia Fire Services Board (VFSB) had met in Virginia Beach on February 23, 2018. He stated that Mike Reilly was the new Executive Director for the Department of Fire Programs and that Rob Farrell was the new State Forrester. Mr. Farrell added that as of the Board meeting there had been 21 fire fatalities in the Commonwealth this year. The next meeting is scheduled for April 25, 2018, in Richmond.

Report of the Director

Mr. Johnston introduced new staff that had joined DHCD since the last meeting. He also discussed a new federal program called the Opportunity Zone Program. The program will allow investors to receive federal tax benefits on unrealized capital gains by investing in qualified census tracts, otherwise known as Opportunity Zones. DHCD Staff has worked with the Virginia Economic Development Partnership (VEDP) to recommend

nominations for opportunity zones to the Governor's office which will then be submitted to the U.S. Department of Treasury. Mr. Johnston also provided a code change process update; he noted that the regulations that had been approved in October were still awaiting approval from the Governor's office to be published. Upon publication, the final adoption period would begin. Mr. Johnston shared several grant announcements made by the Governor since the last meeting of the Board.

Unfinished Business	There was no unfinished business to be discussed.
New Business	There was no new business to be discussed.
Board Matters	There were no Board matters to be discussed.
Future Meetings	Mr. Ainslie directed board members to review the dates of the upcoming meetings with the next meeting of the Board to be held on May 21, 2018.
Adjournment	Upon a motion duly made and seconded, the meeting was adjourned.



Ralph S. Northam
Governor

R. Brian Ball
Secretary of
Commerce and Trade

COMMONWEALTH of VIRGINIA

Erik C. Johnston
Director

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

May 11, 2018

Memorandum

To: Board of Housing and Community Development Members

From: Erik C. Johnston, Director

RE: Enterprise Zone Regulations

During the 2018 General Assembly session legislation was passed altering zone designation and amendment standards within the Enterprise Zone program (Chapter 315, 2018 Acts of Assembly). As a result of these changes, the Enterprise Zone regulations (13VAC5-112, Enterprise Zone Grant Program Regulation) must be amended. As the amendments are required by the Code of Virginia, the regulations may follow the abbreviated, "exempt," regulatory process. The "exempt" process requires that only final regulations be published and no comment period is necessary.

Chapter 315, Virginia Acts of Assembly 2018, made changes to zone designation and eligibility standards. The first change codified the existing size requirements for zone eligibility, these requirements are currently defined only in regulation. The legislation also specified that a zone amendment which includes elimination of an area or areas within a zone may not be amended so as to exceed the maximum zone size as newly codified. Should the Board approve the regulations as amended they would be scheduled to become effective in July of 2018.

Enclosure

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13VAC5-112-440. Zone Eligibility Requirements.

- A. To be eligible for consideration, an application for an enterprise zone must meet the requirements set out in this section.
- B. Enterprise zones may consist of no more than three noncontiguous areas. The size of the enterprise zone shall consist of the total of the acreage of all noncontiguous areas. The maximum combined land area cannot exceed maximum size guidelines set forth in subdivisions C 1, 2, 3 and 4 of this section.
- C. All proposed zones shall conform to the following size guidelines:
1. Cities -- minimum: 1/4 square mile (160 acres); maximum: 1 square mile (640 acres) or 7.0% of the jurisdiction's land area or an area that includes 7.0% of the population, whichever is largest. ~~Towns designated as enterprise zones pursuant to former §§ 59.1-274, 59.1-274.1 and 59.1-274.2 of the Code of Virginia shall conform to the size guidelines for cities.~~
 2. For towns designated as enterprise zones under former §§ 59.1-272 through 59.1-278, 59.1-279.1, or 59.1-280.2 through 59.1-284 of the Enterprise Zone Act (§ 59.1-270 et seq.), the size of an enterprise zone shall conform to the size requirements for cities in subdivision 1.
 - ~~23.~~ Unincorporated areas of counties -- minimum: 1/2 square mile (320 acres); maximum: 6 square miles (3,840 acres).
 - ~~34.~~ Consolidated cities -- zones in cities the boundaries of which were created through the consolidation of a city and county or the consolidation of two cities shall conform substantially to the minimum and maximum size guidelines for unincorporated areas of counties as set forth in subdivision ~~23~~ of this subsection.
 - ~~45.~~ In no instance shall a zone consist only of a site for a single business firm.

13VAC5-112-490. Amendment of Approved Applications.

PART IX. PROCEDURES FOR ZONE AMENDMENT

- A. A local governing body will be permitted to request amendments to approved applications for zone designation in accordance with the procedures and requirements set out in this section. Each jurisdiction participating in a joint zone may amend their portion of the application, including boundaries and incentives, independently of the other participating jurisdictions.
- B. The applicant jurisdiction must be current on the submission of annual reports as set forth in [13VAC5-112-550](#) in order to amend an approved application.

C. The applicant jurisdiction must hold at least one public hearing on the requested amendment prior to its submission to the department. This public hearing may not have been held more than six months prior to the amendment submission. In the case of a boundary amendment that involves the elimination of area or areas, the applicant jurisdiction must separately notify each property owner and business located within the affected area of the proposed amendment prior to holding the public hearing.

D. A request for an amendment must be submitted to the department on Form EZ-2. This form must be accompanied by a resolution of the local governing body and must certify that the applicant jurisdiction held the public hearing required in subsection C of this section prior to the adoption of the resolution. In the case of a joint application, Form EZ-2 must be completed by the jurisdiction requesting the amendment and must be accompanied by Form EZ-2-JA. This form certifies that the other participating jurisdictions are in agreement in filing the request for amendment.

E. An enterprise zone application may be amended annually, at least 12 months from the last amendment application by the jurisdiction. Amendments may be to the entire application or individual sections such as the boundary or incentives.

F. A zone boundary amendment may not consist of a site for a single business firm or be less than 10 acres.

G. A noncontiguous area(s) may be added to an enterprise zone through a boundary amendment. However, no enterprise zone shall have more than three noncontiguous areas.

H. The total zone acreage resulting from a boundary amendment must conform to the size guidelines set forth in [13VAC5-112-440](#).

I. Boundary amendments that involve the elimination of area or areas from a zone shall be reviewed by ~~on a case-by-case basis~~ the department with the potential impact on affected businesses and property owners being given primary consideration. Such boundary changes ~~cannot involve more than 15% of the total zone acreage~~ shall not exceed the maximum size provisions of 13-VAC5-112-440 C.

J. A county may amend its zone boundaries to include as part of the county's total acreage, acreage in any town located within the county provided it meets the provisions of subsections A through I of this section. This shall not constitute a joint zone and does not provide the town with the ability to make any zone amendments, add noncontiguous areas or give the town its own zone acreage allocation. In such situations, towns may provide local incentives in addition to the county incentives.

K. The department will approve an amendment to local incentives only when the proposed incentive is equal to or superior to that in the original application or any

previous amendment approved by the department. The department will approve an amendment of zone boundaries only if the proposed amendment is deemed to be consistent with the purposes of the program as determined by the department.

L. A local governing body that is denied an application amendment shall be provided with the reasons for denial.



Ralph S. Northam
Governor

R. Brian Ball
Secretary of
Commerce and Trade

COMMONWEALTH of VIRGINIA

Erik C. Johnston
Director

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

May 11, 2018

Memorandum

To: Board of Housing and Community Development Members

From: Erik C. Johnston, Director

RE: Consolidated Plan/Annual Action Plan

The Board of Housing and Community Development is responsible for the review/approval of the 2018 Five-Year Consolidated Plan and the 2018 – 2019 Annual Action Plan. These are HUD requirements that set priorities and goals for the use of HUD program funds that include the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), HOME Investment Partnership, Housing Opportunities for Persons with AIDS (HOPWA), and the National Housing Trust Fund (NHTF).

The [2018 Five-Year Consolidated Plan and first Annual Action Plan](#) are available for review online. For more information about the consolidated planning process, please see [DHCD Online](#). A presentation (PowerPoint presentation attached for reference - dated April 2018) on the draft plan was made at the Board's April 2, 2018 meeting. Final review/approval of the Consolidated Plan and the Annual Action Plan is included as an action item on the May 21, 2018 Board Meeting agenda. HUD recently announced Virginia's allocation of funds for 2018-19. The attached PowerPoint slides (dated May 2018) provide an overview of the allocations as well as the proposed uses of HOME funds, which will be included in the Consolidated Plan and Annual Action Plan submission to HUD. The CDBG program increase is proposed to be utilized for the competitive grants and all other federal funding sources do not have multiple sub program categories.

Enclosures

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HUD Annual Allocations

Program	2017 - 2018	2018 - 2019	Change
CDBG	\$16,543,303	\$18,289,253	+\$1,745,950 (10.6%)
HOME	\$7,132,050	\$10,094,628	+\$2,962,578 (42%)
ESG	\$2,767,278	\$2,771,457	+\$4,179 (.15%)
HOPWA	\$849,580	\$962,389	+\$112,809 (13.3%)
National Housing Trust Fund	\$3,821,341	\$4,672,562	+\$851,221 (22.3%)
Total	\$31,113,552	\$36,790,289	+\$5,676,737 (18.2%)



HOME –Proposed Uses

HOME Appropriation 2018-19 Proposed Uses	2017 - 18	2018 - 19
DHCD's HOME appropriation	\$7,132,050	\$10,094,628
Program Income	\$650,000	\$635,602
Total	\$7,782,050	\$10,730,230
Proposed Uses		
Affordable and Special Needs Housing Program (ASNH)	\$3,268,845	\$6,384,768
Homeownership (Down Payment Assistance)	\$800,000	\$1,136,000
Indoor Plumbing and Rehab (IPR) Homeowner Rehab	*\$900,000	\$200,000
Rural Homeowner Rehab	**\$1,100,000	\$1,000,000
CHDO Operating	\$0	\$0
Vibrant Community Initiative	\$1,000,000	***\$1,000,000
State Administration (ten percent of appropriation and ten percent of program income)	\$713,205	\$1,009,462
Total	\$7,782,050	\$10,730,230

*Reduced to \$200,000 with funds reprogrammed to ASNH

**Rural Rehabilitation –early in implementation phase [current two year contract period (\$2,000,000)]

***VCI -Additional allocation to current funding cycle



Changes/Updates

- Vibrant Community Initiative – Additional \$1M for current round with next new allocation not needed until 2019/2020
- Rural Rehabilitation – New program (\$2,000,000 contract period October 1, 2017 – September 30, 2019); Next two-year contract period proposed \$2,100,000 (\$1,100,000 - 2017/18 and \$1,000,000 - 2018/19)
- ASNH to remain two application rounds per/year
- Provide ASNH incentives for projects linked to other broader initiatives (e.g., economic development, education, healthcare)



Changes/Updates

- All CDBG/HOME new construction multi-family must be broadband-ready
- CHDO Operating is assessed annually - None required for 2018 – 2019
- Moving from Foster Care to Adulthood Pilot
 - Interagency collaboration
 - Focused on housing stability and improved outcomes for youth aging out of foster care
 - HOME Tenant Based Rental Assistance (off set by VHDA funds)
 - \$600,000
 - Target area Greater Charlottesville and Richmond areas



Consolidated Plan

Board of Housing and Community Development Meeting

April 2, 2018



What is the Consolidated Plan?

- **Housing and Urban Development (HUD) requirement**
 - **Consolidated Plan completed every 5 years with the following components**
 - **Action Plan and Consolidated Annual Plan Evaluation Report (CAPER) completed annually**
 - **Needs Assessment**
 - **Housing**
 - **Homelessness**
 - **Non-Homeless Special Needs Housing**
 - **Non-Housing Community Development**
 - **Strategic Plan**
 - **Market Analysis**
 - **Analysis of the Impediments to Fair Housing**
 - **To inform HUD and applicants of DHCD priorities**



Resources

- **Community Development Block Grant (CDBG)**
- **HOME Investment Partnership (HOME)**
- **Emergency Solution Grants (ESG)**
- **Housing Opportunities for Persons with AIDS (HOPWA)**
- **National Housing Trust Fund (NHTF)**





Input and Consultation

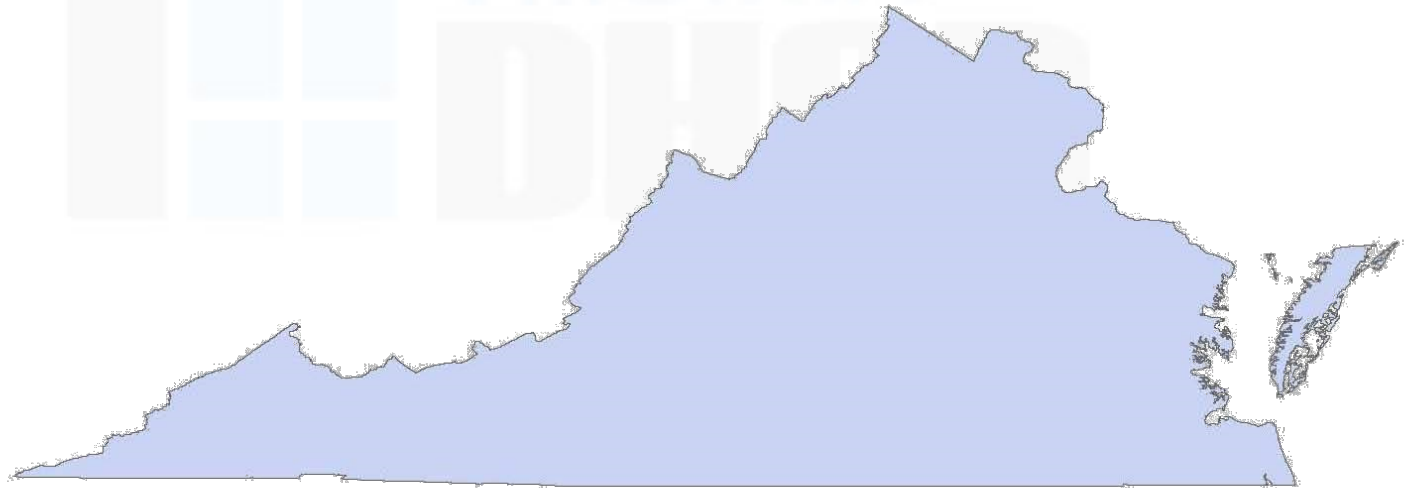
- **Consolidated Plan Input Sessions (December 2017)**
- **Community Development Input Sessions (October 2017)**
- **Homeless System Input Sessions (October 2017)**
 - CoC and other ESG grantees included
- **VHDA/DHCD Stakeholder Survey**
- **Consultation with other state agencies and state plans**
- **Included the Housing Policy Advisory Council study to support the Consolidated Plan priorities**





Input and Consultation

- **Written comments**
 - USPS
 - Online portal (NEW)
- **Public Notice and Hearing (March 30, 2018)**
- **DHCD board review/approval**
 - Any specific input should be emailed to Kyle Flanders at kyle.flanders@dhcd.Virginia.gov



VIRGINIA'S CONSOLIDATED PLAN



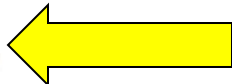
Virginia's Consolidated Plan is a five-year plan that examines the housing and community development needs of the Commonwealth. It enables Virginia to administer funds from federal housing and community development programs through the Virginia Department of Housing and Community Development (DHCD) that help improve the quality of life of low to moderate income Virginians.

The Consolidated Plan, which is updated annually and submitted to the federal Department of Housing and Urban Development (HUD), covers programs such as the Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), the Housing Opportunities for Persons with AIDS (HOPWA) program.

Information about the consolidated plans (including annual action plans, citizen participation, Consolidated Annual Performance and Evaluation Report [CAPER] and more) may be found below.

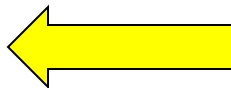
DHCD values input in developing its Consolidated Planning Process. DHCD's Citizen Participation Plan is available here.

- Citizen Participation Plan



DHCD also encourages you to attend one of four input sessions scheduled across the Commonwealth in early December 2018. However, if you are unable to attend an input session and would still like to provide input, click below.

 [Submit Feedback](#)



April 2018

SEARCH DHCD



DHCD QUICK MENU

[ABOUT DHCD](#)

[COMPLETE PROGRAM LIST](#)

[CODE DEVELOPMENT PROCESS \(CDPWA\)](#)

[GO VIRGINIA](#)

[VIRGINIA'S RESILIENCY PLAN](#)

[BUSINESS APPRECIATION MONTH](#)

[BOARDS AND COMMISSIONS](#)

[JOB OPPORTUNITIES](#)

[PRESS RELEASES](#)

[PROCUREMENT OPPORTUNITIES](#)

[VIRGINIA HOUSING TRUST FUND PLAN](#)

[LOOKING FOR RENTAL HOUSING?](#)

[PRIVATE ACTIVITY BONDS](#)

[GOVERNOR'S HOUSING CONFERENCE](#)

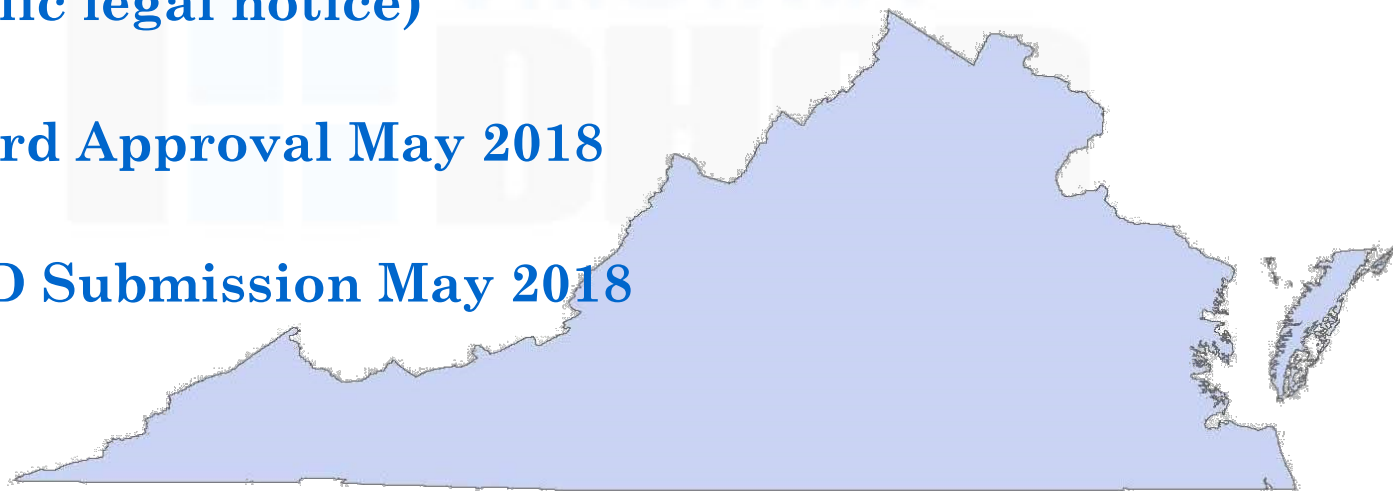
[CONSOLIDATED PLANNING PROCESS](#)

 [CALENDAR OF EVENTS](#)



Timeline

- **Initial draft (Five Year Con Plan and 2018 – 2019 Action Plan) Posted**
- **Public Comment Period - October 1, 2017 – April 14, 2018**
- **Public Hearing March 30, 2018 (announced in public legal notice)**
- **Board Approval May 2018**
- **HUD Submission May 2018**





Funding Levels

- 2018 – 2019 HUD (Federal) funding will be “level funding”
- DHCD actual HUD allocation amounts TBD – waiting on HUD announcement of allocation
- Draft proposed allocation are based on 2017 – 2018 funding amounts
- DHCD will update the proposed Con Plan and Annual Action with actual numbers when announced
- Adjustments to activities funding levels will be made proportionate to the difference



Summary of Changes

- Included the Housing Policy Advisory Council study to support the Consolidated Plan priorities
- Moving from Foster Care to Adulthood Pilot – HOME Tenant Based Rental Assistance (TBRA) Pilot
- Affordable and Special Needs Housing Program – Moving from two funding rounds/year to one round
- All multi-family housing development activities must include broadband infrastructure (HUD requirement)
- VCI Pilot no new funding in 2018 – 2019
Evaluating program and revising to incorporate a longer timeline



Contact Information

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Housing Division, Deputy Director

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Ralph S. Northam
Governor

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Secretary of
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COMMONWEALTH of VIRGINIA

Erik C. Johnston
Director

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

May 11, 2018

Memorandum

To: Board of Housing and Community Development Members

From: Erik C. Johnston, Director

RE: 2015 Code Change Cycle

Final regulations for the Uniform Statewide Building Code (USBC), Statewide Fire Prevention Code (SFPC), Virginia Amusement Device Regulations (VADR), and the Industrialized Building Safety Regulations (IBSR) have been published in the Virginia Register. All four regulations were published on April 30, 2018 (Volume: 34 Issue: 18). The USBC, VADR, and IBSR were published with 30-day final adoption (comment) periods to end on May 30, 2018. They have a planned effective date of September 4, 2018. The SFPC was published with a 60-day final adoption (comment) period to end on June 29, 2018. The SFPC has a planned effective date of October 16, 2018.

If petitions are filed by 25 or more persons regarding a change to a regulation made between the proposed and final phase, then upon closure of the final adoption period the regulation will be suspended. This suspension will be published in the Virginia Register which causes an additional 30-day comment period to open. Upon closure of that 30-day comment period the Board will take action on the suspended regulation(s). At that time, the Board may retain the regulations in their current form or make amendments based on petitions received. In order to maintain the proposed effective dates, staff recommends the next two meeting dates to be **July 30, 2018 and September 7, 2018**. More information on the proposed timeline will be available at the meeting.

In order to maintain our proposed schedule and effective dates, I would request that the Board take action to delegate to staff to proceed with suspending the regulations if proper petitions are received for any of the regulations. If this occurs, staff will notify the Board.

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**BOARD of HOUSING and COMMUNITY DEVELOPMENT
COMMONWEALTH OF VIRGINIA**

At a regular meeting of the Board of Housing and Community Development held in Glen Allen, Virginia on Monday, May 21, 2018, at the hour of 10:00 a.m., the following resolution was unanimously adopted:

WHEREAS, Richard C. Napier was appointed by Governor Terence R. McAuliffe and confirmed by the 2016 Virginia General Assembly to serve on the Board of Housing and Community Development; and

WHEREAS, He served the Board with distinction from 2016 until 2018, serving on the Codes and Standards Committee and the Statewide Fire Prevention Code Development Committee; and

WHEREAS, His commitment to the best interests of the Commonwealth coupled with his knowledge and experience made him an asset to this Board; and

WHEREAS, His effective advocacy of his perspective, along with his respectful consideration of the views of others rendered him an invaluable participant in the Board's deliberations; and

WHEREAS, His intelligence, integrity and dedication earned him the sincere respect and admiration of the members of this Board, its staff, and all others associated with its activities; and

WHEREAS, His good humor, his wit and, his graciousness added immeasurably to the pleasure and satisfaction derived from service on this Board; and

WHEREAS, This Board declares that the passing of Richard C. Napier deprives the Commonwealth of a distinguished and faithful public servant and this body of a valued member and good friend;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Housing and Community Development does hereby express its gratitude to **Richard C. Napier**, for his many contributions to this body and acknowledges with regret the loss of his company and good counsel.

BE IT FURTHER RESOLVED, That a copy of this resolution be spread upon the Minutes of this meeting and that a framed copy thereof be presented to the **family of Richard C. Napier** as a permanent testament of our affection, esteem, and high regard.

Chairman

**BOARD of HOUSING and COMMUNITY DEVELOPMENT
COMMONWEALTH OF VIRGINIA**

At a regular meeting of the Board of Housing and Community Development held in Glen Allen, Virginia on Monday, May 21, 2018, at the hour of 10:00 a.m., the following resolution was unanimously adopted:

WHEREAS, Emory Rodgers served as Deputy Director of the Department of Building and Fire Regulation with the Department of Housing and Community Development from 2004 until his retirement in 2015; and

WHEREAS, He served the Board, the Department, and the Commonwealth with distinction; and

WHEREAS, His commitment to the best interests of the Commonwealth coupled with his knowledge and experience made him an asset to this Board; and

WHEREAS, His effective advocacy of his perspective, along with his respectful consideration of the views of others rendered him an invaluable participant in the Board's deliberations; and

WHEREAS, His intelligence, integrity and dedication earned him the sincere respect and admiration of the members of this Board, its staff and all others associated with its activities; and

WHEREAS, His good humor, his wit and his graciousness added immeasurably to the pleasure and satisfaction derived from service to this Board; and

WHEREAS, His continued dedication and participation in the work of this Board after retirement continued to provide sage direction in deliberations; and

WHEREAS, This Board declares that the passing of Emory Rodgers deprives the Commonwealth of a distinguished and faithful public servant and this body of a valued member and good friend;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Housing and Community Development does hereby express its gratitude to **Emory Rodgers** for his many contributions to this body and acknowledges with regret the loss of his company and good counsel.

BE IT FURTHER RESOLVED, That a copy of this resolution be spread upon the Minutes of this meeting and that a framed copy thereof be presented to the **family of Emory Rodgers** as a permanent testament of our affection, esteem, and high regard.

Chairman