

Non Payment of Residential Relocation Due to Unlawful Occupancy

Name and Address of Project:

Circle Funding: HOME, CDBG, HOPWA, SHP, NSP, CDBG-R, Pub. Housing, Sec 202/811

Issue Being Determined: Whether a specific household member is ineligible for relocation assistance under the URA because of unlawful occupancy.

Name and Address of Person Being Denied Relocation Benefits:

Criteria Being Applied: Definition of Unlawful at 49 CFR 24.2(A) (29); State or local ordinance

Evaluate the answers to the following questions and review supporting documentation.

1. Does the person's name appear on the lease or rent rents? Is there any other evidence, like mail, driver's license, school record, or a utility company receipt, that shows the person resides at the displacement unit?
2. Is there evidence the person lives somewhere else and was just visiting at the displacement home.
3. Is there evidence that the person moved into the project to obtain relocation benefits.
4. Are there any local government ordinances that define the occupancy as unlawful i.e., residence in garages, commercial buildings, hotels not licensed for permanent residents?
5. Is there any evidence that the occupant did not have owner's permission to reside at the property, was asked to leave, or was in violation of a lease.
6. Is there any evidence the owner knew of the occupant's presence and did not object?
7. Are there any other documents showing unlawful residence at the displacement unit?

Determination/Rationale for Determination

Authorized Official's Signature

AUTHORIZED OFFICIAL'S NAME AND TITLE

Date of Determination

List of Supporting Documents attached to support conclusion: Lease, receipts for rent, State and local ordinance; other evidence of residency or lack of residency (driver's license, school, employment, correspondence, tenant logs showing lack of residency, etc)