

Public reporting burden for this collection of information is estimated to average 1 hour. This includes the time for collecting, reviewing, and reporting the data. The information is being collected to obtain the supportive documentation which must be submitted to HUD for approval, and is necessary to ensure that viable projects are developed and maintained. The Department will use this information to determine if properties meet HUD requirements with respect to development, operation and/or asset management, as well as ensuring the continued marketability of the properties. Response to this request for information is required in order to receive the benefits to be derived. This agency may not collect this information, and you are not required to complete this form unless it displays a currently valid OMB control number. No confidentiality is assured.

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Instructions for **ZONING CERTIFICATION**

~~THIS SECTION TO BE COMPLETED BY PROPERTY OWNER:~~

A zoning letter or other acceptable evidence of zoning compliance is required as an exhibit to the mortgage insurance application. The attached Zoning Certification is a suggested document where a zoning letter cannot be obtained. This is intended as guidance only, since most local zoning and building code offices have their own forms and requirements. The certification is not a closing document. The HUD Underwriter should review the zoning evidence, consulting the HUD closing attorney only where the zoning evidence raises concerns about zoning compliance.

(Certification must be on agency letterhead and signed by a person with supervisory responsibility)

An inspection of the Property is not required.

The intent of this certification is to notify HUD that the current use of the Property is permitted under applicable zoning and land use laws and that the applicable zoning authority is not aware of any zoning or land use violations with respect to the Property. If any violations exist, the governing authority should specify the violation and the remedial action or required.

[Remainder of page left intentionally blank]

Information to be provided by Lender which must be included in the certification:

Name of Project/Facility ~~Anytown Assisted Living~~: _____

Project/Facility Type: Skilled Nursing Assisted Living Board and Care
 Other, Specify Other, Specify _____

~~Location: Street Number, City, State Zip Code~~

Location:

_____ Street Address _____ City _____ State _____ Zip Code

Year(s) Built: ~~19XX or 20XX~~ _____ Number of Acres: _____

Number of Beds: _____ OR Number of Units: _____

~~Number of Acres: _____ and Square Feet: _____~~

~~THIS SECTION TO BE COMPLETED BY LOCAL MUNICIPALITY:~~

To: Secretary of Housing and Urban Development

_____ [Lender]

1. Adequate Zoning at time of ~~occupancy~~ construction as:

- Multifamily Senior Housing Assisted Living
 Skilled Nursing Assisted Living Other, Specify _____
 Other, Specify _____

2. If Zoning at the time of ~~occupancy~~ construction was not adequate, please identify remedy in the space below:

~~The property complies with all applicable land use and zoning requirements~~

_____ No current zoning or land use violations on record or known

OR

Yes, the property complies

~~No, the property does not comply — Current zoning or land use violations on record or known (identify the non-compliance and violation, remedy and status in the space below):~~

3. The Property appears on the zoning maps of ~~Name of Property Jurisdiction~~
_____ (Jurisdiction where Property is located)

4. The Property is located in the following specified zone: ~~Specify type of zone here(s):~~

5. The current use of the ~~property~~Property is:

~~A permitted use~~ ~~a permitted~~A legal non-conforming use, or
 ~~is permitted~~Permitted by conditional use: Other, specify

Governing Authority: ~~Name~~

By: _____
By: _____
Name and Title: ~~Type Name and Title~~

Date: MM DD YY _____ Phone: (area code) number

~~This certification should be signed by an individual with supervisory responsibility, such as the Chief Planner, etc.~~

~~An inspection of the project is not required.~~

~~The intent of this certification is notify HUD that the project, as it stands today, is not under the scrutiny of the governing authority and does not have any violations recorded against it which jeopardize the project's existence. If any violations have or do exist, the governing authority should specify the violation and the remedial action taken or required.~~

~~Your assistance in this matter is greatly appreciated.~~

Date: _____ Phone: () _____ - _____