

**Garrettland, Inc.**  
**Selection Criteria**

Project Name: **ALL GARRETTLAND, INC. PROPERTIES**

Effective Date: **AUGUST 1, 2016**

**INTRODUCTION**

Garrettland, Inc., the managing agent, has established the following SELECTION CRITERIA to be used as an instrument in selecting and processing applicants.

Garrettland, Inc. will follow and abide by the Fair Housing and Equal Opportunity Laws and any other Fair Housing and Civil Rights Laws in effect in selecting residents. We will not discriminate against any person because of race, color, religion, creed, sex, national origin, familial status or person with disabilities. Each applicant will be evaluated according to the following criteria and every effort will be made to screen the applicants consistently in the same way.

The following guides will be used to determine eligibility:

1. The Federal Register
2. The Federal Fair Housing Law
3. The State Fair Housing Law
4. IRS LIHTC Section 42 (when applicable)
5. Rural Development (RD) and/or HUD Requirements

This procedure will be posted in the rental office and made available for applicants to review. It will be updated periodically in accordance with changes implemented in Federal and State guides. Any questions pertaining to these selection criteria should be directed to the Site Manager.

**A. INCOME LIMITS**

**Project Income Information:**

- See Attached. (You will attach this information when submitting Selection Criteria see your property manager)

**Maximum Incomes:**

- See attached Income Guidelines (You will attach this information when submitting Selection Criteria see your property manager)

**B. BEDROOM SIZE REQUIREMENTS:** A household should not be assigned to a dwelling unit smaller than necessary to accommodate assigned as follows:

<u>No. of Occupants</u>		
<u>No. of Bedrooms</u>	<u>Minimum</u>	<u>Maximum</u>
1	1	3
2	2	5
3	3	7
4	4	8

Conversely, the bedroom size assigned should not require more than two (2) persons to occupy the same bedroom. A child may share a bedroom with parent(s) if the parent so wishes depending on the child's age. This is, however, a decision to be made by the parent(s). Persons of different generations, persons of opposite sex (other than spouses) and unrelated adults should not be required to share a bedroom.

If, because of a physical or mental handicap of a household member, or a person associated with that household, a family may need a unit that is larger than the unit size suggested above - reasonable accommodations will be made. However, local zoning ordinance and/or laws must be observed.

C. CHILD CUSTODY. If an applicant shares joint custody of a minor child on a 50/50 basis, then that child will be considered as part of the family composition in determining the appropriate unit size and rent. If custody is an unequal basis, the parent with major responsibility for the child should be considered to have full custody.

D. PRESENT AND PAST CREDIT HISTORY. Any pre-application may be rejected for one (1) of the following, unless the issue is resolved in a reasonable amount of time and proper documentation provided:

1. Two (2) judgments not remedied.
2. Unpaid utilities.
3. Any suits not remedied or pending against previous landlord(s). Consideration will be given to the applicant if it is proved that the aforementioned credit history was beyond the control of the applicant. Examples would be: reduction in labor force, illness, extremely high medical bills, divorce, etc.

NOTE: Credit inquiries will be forwarded to the local credit bureau.

E. PRESENT AND PAST RENTAL HISTORY. A pre-application will be rejected for one (1) of the following:

1. One (1) - History that the applicant has SKIPPED a previous housing unit.
2. One (1) - EVICTION from a previous housing unit.
3. Three (3) - LATE PAYMENTS of rent within a six (6) month period from a current or past housing unit.
4. RENTAL HISTORY questionnaires returned to us wherein the previous management has signed that the applicant was destructive to the apartment or surrounding public areas. This includes destruction by children of the applicant and/or guest of the applicant and poor housekeeping, which is defined as follows:

## General Items

1. Unauthorized alteration of the building unit which would create an unsafe condition, such as an insurance risk or a fire hazard.
2. Unauthorized redecoration (painting or wallpaper) in the dwelling unit.
3. Unauthorized use of the dwelling unit such as running a business.
4. Poor housekeeping habits which constitute an unsanitary living condition (excessive accumulation of garbage or trash, dirty dishes and general filth.
5. Obvious signs of needed maintenance in the unit that the resident has neglected to notify the management.
6. Gas driven machine housed in the dwelling unit (motorcycles, lawn mowers, etc.).
7. Inadequate control and supervision of children.
8. Evidence of unauthorized person(s) living in the dwelling unit.

NOTE: DAMAGES are defined as those which are above normal wear and tear caused or created by inhabitants, their children or guests.

F. PRESENT AND PAST CHARACTER HISTORY. One (1) of the following will be cause for the applicant to be rejected:

1. One (1) conviction of a felony (that resulted from VIOLENT BEHAVIOR i.e. assault, battery, etc.
2. One (1) ARREST which is currently pending in court which involves one (1) of the following:
  - A. The use or distribution of any controlled substance.
  - B. The use of a weapon.
  - C. Prostitution.

G. CATEGORIES OF DISAPPROVAL. If any member of the family who is expected to reside in the apartment is determined to fall within any one (1) of the following categories, the family may be disapproved for admission. However, before such determination is made, consideration shall be given to favorable changes in the family's pattern of behavior, a lapse of years since occurrence of an offense and to other extenuating circumstances.

1. History of Criminal Activity -- Includes cases in which a member of the family who is expected to reside in the household was engaged in any criminal activity which involved crimes of physical violence to persons or property or the nature of which would be detrimental to the safety or welfare of other tenants or their peaceful occupancy of the premises.

2. Violent Behavior -- Includes evidence of acts or violence or any other conduct which would constitute a danger or disruption of the peaceful occupancy of neighbors.

3. Confirmed Drug or Alcohol Addiction or Abuse -- Includes evidence of confirmed drug addiction or alcohol abuse, such as a record of conviction for possession, trafficking, or use of heroin or other narcotics or controlled substances, a

record of conviction of activity relating to the misuse of alcohol, or written reports from a probation office, a social agency, or the family itself to the effect that the individual is addicted to or is misusing drugs or alcohol. In cases where the individual is undergoing follow-up treatment by a professional agency after discharge from an institution, he/she shall not be considered ineligible if such agency confirms in writing that he/she is rehabilitated.

4. Rape, Prostitution or Sexual Deviation -- Includes convictions for the offenses of rape, prostitution, indecent exposure, sodomy, carnal abuse, impairing the morals of a minor or similar crimes indicating sexual deviation. This includes any member subject to a conviction or sex offender registration in any state.

5. Grossly Unsanitary or Hazardous Housekeeping -- Includes generally creating any health and/or safety hazard through acts or neglect and causing or permitting any damage to or misuse of premises and equipment if the family is responsible for such hazard, damage or misuse; causing or permitting infestation, foul odors, or other problems injurious to other person's health, welfare or enjoyment of the premises; depositing garbage improperly; failing to use in a reasonable and proper manner all utilities, facilities, services, appliances and equipment within a dwelling unit or failing to maintain them in a good and clean condition; or any other conduct or neglect which could result in health or safety problems or in damage to the premises. In case where a qualified agency is working with the family to improve housekeeping and the agency reports that the family shows potential for improvement, decisions as to eligibility shall be reached after referral to and recommendation by such agency. This category does not include families whose housekeeping is found to be superficially unclean or who lack orderliness where such conditions do not create a health and safety problem, do not do damage or deterioration of the premises and do not adversely affect the peaceful occupancy of neighbors.

6. Records of disturbance of neighbors, destruction of property or other disruptive or dangerous behavior -- includes behavior or conduct which adversely affects the safety or welfare of other persons by physical violence, gross negligence or irresponsibility which damages the equipment or premises in which the family resides which is disturbing or dangerous to neighbors or disrupts family and community life.

7. Non-compliance with Rental Agreements -- Includes evidence of any failure to comply with the terms of rental agreements on prior residences, such as providing shelter to unauthorized persons, keeping of pets or other acts in violation of rules and regulations and painting or decorating without permission of owner.

8. Former Tenants with a Debt Balance -- Former residents who owe the owner of any development a balance from prior occupancy will not be considered for admission until the account is paid in full and reasonable assurance is obtained that contributing causes for nonpayment of rent during the prior occupancy have been sufficiently changed to enable the family to pay, when due, rent and other expenses relation to the occupancy of the apartment. The spouse will not be required to pay the

balance before admission if his/her spouse was the former lessee, provided there is legal documentation evidencing a divorce or separation. In any event, the former lessee with unpaid balance will not be added to the lease until the amount is paid in full.

9. Tenancy or Credit Records -- A consistent, severe or recent history of deficiencies in overall credit or in rent payment which indicates that the family would be unable or would otherwise fail to pay when due rent for the apartment and other expenses relating to occupancy of the apartment; or the absence of any history of timely payment of rent and other obligations, unless the family can show good cause for such absence.

10. Misrepresentation -- Willful or serious misrepresentation in the application procedure for the apartment for any other governmental assisted dwelling unit.

11. Supervision of Children, Disabled and Elderly Persons -- If any child (17 years or under) or any disabled or elderly person who is unable to care for him or herself is to occupy the apartment, the applicant must demonstrate that proper supervision, by a responsible adult (18 years or older or the legal description of an adult, under Maryland law, a person reaches the age of majority and has the capacity to enter into a valid real estate contract/lease at age 18. However, minors married to persons who have reached the age of majority may enter into valid real estate contracts jointly with their spouses. Generally, competency has three (3) requirements: (a) age (majority); (b) State of mind; and (c) Authority to act), a person will be provided during the period of time while the child or the disabled or elderly person is at home and the head or heads of household are at work or otherwise absent from the apartment.

12. State and Federal Laws -- Failure to meet the eligibility requirements imposed by the authority or by applicable state and federal laws and any regulations or requirement promulgated thereunder.

13. Prospective tenant, head of household, co-head of household and all tenant household resident members (over the age of 18) may be required to complete and/or submit to question on one (1) or more of the following affidavits, forms or history background checks. Failure to complete, intentional deletion, falsification or misrepresentation of information or facts may lead to the disapproval of the application and/or future eviction.

Rental Application  
Employment/Termination Verification  
Bank Verification  
Verification of Welfare Benefits  
Verification of Social Security Benefits  
Verification of Unemployment Compensation  
Retirement/Pension Verification  
Verification of Child Support/Alimony

Verification of Child Care Expenses  
Asset Verification-Real Property  
Verification of Education Funds  
Affidavit of Support  
Affidavit of Support during College  
Certification of Disability  
Credit Bureau Application Form  
Landlord Reference  
Home Visitation to Determine Eligibility  
Tenant Certification  
Check Returned by Bank  
Rental Assistance  
Non Full Time Student Verification  
Unemployment Verification  
Full Time Student Verification  
Certification Questionnaire of Income/Assets  
Verification Disability Benefits  
Criminal Background Investigation

DISAPPROVED, the applicant shall be notified in writing by the site manager or managing agent. Such notice shall clearly state the reason(s) determining the disapproval of an application. Per 3560.160 9 (f) USDA rental assistance properties only, the following procedures must be followed by tenants, prospective tenants or borrowers involved in a grievance or a response to an adverse action.

- (1) The tenant or prospective tenant must communicate to the borrower in writing any grievance or response to a notice within 10 calendar days after occurrence of the adverse action or receipt of a notice of intent to take an adverse action.
- (2) Borrowers must offer to meet with tenants to discuss the grievance within 10 calendar days of receiving the grievance. The Agency encourages borrowers and tenants or prospective tenants to make an effort to reach a mutually satisfactory resolution to the grievance at the meeting.

### **NON-DISCRIMINATION STATEMENT AND POLICY**

**It is the policy and commitment of Garrettland, Inc. that it does not discriminate on the basis of race, age, color, sex, national origin, physical or mental disability, religion or familiar status.**