

1 [Disposition and Development Agreement – Redevelopment Agency Owned Land for 4800
2 Third Street.]

3 **Resolution approving the Redevelopment Agency of the City and County of San**
4 **Francisco’s Disposition and Development Agreement (the “Agreement”) for a portion**
5 **of Assessor’s Block 5322, Lot 45 commonly known as 4800 Third St Street, to Green**
6 **Blended Communities, L.L.C., for the purpose of developing affordable for-sale**
7 **housing for lower income households.**

8
9 WHEREAS, The Agency and the City desire to increase the City’s supply of affordable
10 housing and encourage affordable housing development through financial and other forms of
11 assistance; and,

12
13 WHEREAS, The Board of Supervisors of the City adopted the Bayview Hunters Point
14 Redevelopment Project Area (the “Project Area”) in order to undertake a variety of projects
15 and activities to alleviate blighting conditions; and,

16
17 WHEREAS, It is the mission of San Francisco Housing Development Corporation, a
18 California nonprofit public benefit corporation (“SFHDC”), to provide safe, decent and
19 affordable rental and ownership housing in the Bay Area and Southern California. Green
20 Blended Communities LLC, a California limited liability company (“Developer”) is an affiliate of
21 SFHDC created to develop the Project; and,

22
23 WHEREAS, The Agency believes that the redevelopment of the Site, pursuant to the
24 Agreement, and the fulfillment generally of the Agreement and the intentions set forth herein,
25 are in the vital and best interests of the City and the health, safety, morals and welfare of its

1 residents, and in accord with the public purposes and provisions of the applicable State and
2 Federal laws, and,

3 WHEREAS, A majority of the Bayview Hunter's Point Project Area Committee
4 members have expressed their support for the development of this Project; and,

5 WHEREAS, The Developer has applied to the Agency for funding to develop the
6 Project as affordable for-sale housing; and,

7 WHEREAS, The Agency, on the basis of the foregoing, and the undertakings of
8 Developer pursuant to the Agreement, is willing to sell the Site to Developer for the purpose of
9 accomplishing its redevelopment in accordance with the provisions of the Redevelopment
10 Plan, the Declaration of Restrictions and the Agreement; and,

11 WHEREAS, The Developer has secured an allocation of State of California Building
12 Equity and Growth in Neighborhoods ("BEGIN") Grant and, together with the Agency funding
13 and the sale of the Property for a restricted price, of \$1.00, will make it financially feasible for
14 the Developer to develop 18 dwelling units for occupancy by Lower Income Households, as
15 those terms are defined in California Health and Safety Code Sections 50105 and 33334.2,
16 respectively; and,

17 WHEREAS, Although the Property could command a higher sales price, selling the
18 Property for a price in excess of the stated amount would render it financially infeasible to
19 develop the Project with sales prices affordable to Lower Income Households; and,
20

21
22 WHEREAS, Because the Property was purchased with tax increment money, Section
23 33433 of the California Health and safety Code requires the Board of Supervisors' approval of
24 its sale or lease, after a public hearing; and,
25

1 WHEREAS, Notice of the public hearing has been published as required by Health and
2 Safety Code Section 33433; and,

3 WHEREAS, The Agency prepared and submitted a report in accordance with the
4 requirements of Section 33433 of the Health and Safety Code, including a copy of the
5 proposed Disposition and Development Agreement, and a summary of the transaction
6 describing the cost of the Disposition and Development Agreement of the Agency, the value
7 of the property interest to be conveyed and developed, the price and other information was
8 made available for the public inspection; now, therefore, be it

9
10 RESOLVED, That the Board of Supervisors of the City and County of San Francisco does
11 hereby find and determine that the sale of the Property from the Agency to Green Blended
12 Communities L.L.C., a limited liability company: (1) will provide housing for Lower Income
13 Persons; (2) is consistent with the Agency's implementation plan adopted pursuant to
14 California Health and Safety Code Section 33490; (3) the estimated value of the land to be
15 conveyed, determined as a restricted use, with the conditions, covenants, and development
16 costs required by the sale, is \$1.00. The property is being sold to the developer to develop 18
17 units of affordable homeownership housing opportunities for low – and moderate-income
18 households. Subsequent to the development, the units will be sold to qualified homebuyers at
19 an average 80% of Area Median Income ("AMI"), as defined by the U.S. Department of
20 Housing and Urban Development. The homeownership units will be affordable to households
21 at the stated AMIs for an initial period of 45 years.

22
23 The reason the disposition price amount is less than the appraised value of the land,
24 determined at the highest and best use, is to make the units affordable, the Agency must sell
25

1 the land to the Developer at a below market rate price and provide construction financing.
2 Therefore, the Developer must sell the units to eligible first time homebuyers. The eligible
3 buyers agree to purchase the units at affordable prices and agree to comply with the Agency's
4 Limited Equity Program requirements.

5
6 Finally, for the sale prices to continue to be affordable the resale prices are permanently
7 restricted and do not reflect market appreciation. The sale prices of the ownership units at
8 4800 Third Street have been calculated using several factors, including: the number of
9 persons in the household (per targeted AMI levels); gross annual income of the household;
10 the allowable housing cost (or 33% of the gross household income); subtracting
11 homeownership related costs (i.e., homeownership association dues, property taxes, personal
12 property insurance, and the housing payment); the supportable mortgage given a down
13 payment of 5%; and, if applicable, other loans available to the first time homebuyers; and (4)
14 the consideration to be received by the Agency is not less than the fair reuse value at the use
15 and with the covenants and conditions and developments costs authorized by the Disposition
16 and Development Agreement; and, be it

17 FURTHER RESOLVED, That the Board of Supervisors hereby approves and
18 authorizes the Agency to execute the Disposition and Development Agreement with Green
19 Blended Communities, L.L.C., substantially in the form of the Disposition and Development
20 Agreement lodged with the Agency General Counsel, and to take such further actions and
21 execute such documents as are necessary to carry out the Disposition and Development
22 Agreement on behalf of the Agency.



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 080695

Date Passed:

Resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5322, Lot 45 commonly known as 4800 Third St Street, to Green Blended Communities, L.L.C., for the purpose of developing affordable for-sale housing for lower income households.

June 10, 2008 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Chu, Daly, Elsbernd, Maxwell, McGoldrick,
Mirkarimi, Peskin, Sandoval

Absent: 1 - Dufty

File No. 080695

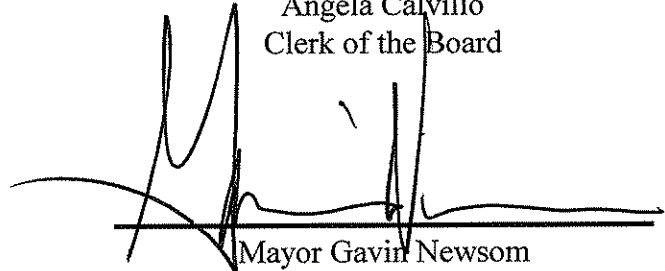
I hereby certify that the foregoing Resolution was ADOPTED on June 10, 2008 by the Board of Supervisors of the City and County of San Francisco.



Angela Calvillo
Clerk of the Board

6-18-08

Date Approved



Mayor Gavin Newsom