

16-109. SUBSTANTIAL PART OF HOUSING FOR PERSONS OF ELIGIBLE INCOME.

A SUBSTANTIAL PART OF THE HOUSING IN A HOUSING PROJECT IS DEEMED TO BE FOR PERSONS OF ELIGIBLE INCOME IF:

(1) AFTER FINANCING IS PROVIDED BY THE MONTGOMERY COMMISSION, 50% OR MORE OF THE HOUSING UNITS ARE OCCUPIED FIRST BY PERSONS OF ELIGIBLE INCOME;

(2) 20% OR MORE OF THE HOUSING UNITS ARE FOR LOW-INCOME PERSONS WHO ARE ASSISTED OR WHO ARE ELIGIBLE TO BE ASSISTED WITH FEDERAL SUBSIDIES; OR

(3) THE OWNERS OF THE HOUSING CERTIFY TO THE MONTGOMERY COMMISSION THAT THEY WILL MAKE THEIR BEST EFFORTS TO MEET THE STANDARD UNDER ITEM (1) OR (2) OF THIS SUBSECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from the second and third sentences of former Art. 44A, § 2-102(f).

In items (1) and (2) of this section, the references to "housing units" are substituted for the former references to "dwelling accommodations" to conform to the terminology used throughout this article.

In item (3) of this section, the reference to "the standard under item (1) or (2) of this subsection" is substituted for the former reference to "this section" for clarity.

Also in item (3) of this section, the former phrase "for purposes of this section" is deleted as surplusage.

- Defined terms: "Housing project" § 16-101
- "Montgomery Commission" § 16-101
- "Person of eligible income" § 16-101

16-110. ASSISTED FAMILY HOUSING.

(A) DEFINITIONS.

IN THIS SECTION, THE TERMS "ASSISTED FAMILY HOUSING" AND "MODERATE PRICED DWELLING UNITS" HAVE THE MEANINGS STATED IN MONTGOMERY COUNTY LAW.

(B) SCOPE.

THIS SECTION DOES NOT APPLY TO PROPOSED SCATTERED SITES AND MODERATE PRICED DWELLING UNITS:

- (1) THAT ARE ACQUIRED FOR ASSISTED FAMILY HOUSING;
- (2) THAT ARE PROPOSED BY THE MONTGOMERY COMMISSION; AND
- (3) FOR WHICH A PUBLIC HEARING IS NOT REQUIRED UNDER MONTGOMERY COUNTY LAW.