

Erik Johnson. Executive Director

## **CITY OF NEW HAVEN**

John DeStefano, Jr., Mayor

#### LIVABLE CITY INITIATIVE

165 Church Street, 3<sup>rd</sup> Floor New Haven, CT 06510 Phone: (203) 946-7090 Fax: (203) 946-4899



Kelly Murphy, AICP Economic Development Administrator

# Down Payment/Closing Cost Assistance Loan Program

#### What is it?

Financial assistance for first-time homebuyers for down payment and closing costs. The amount of assistance provided to any low-income family cannot exceed the greater of six percent (6%) of the purchase price of a single family (1-4) housing unit or \$10,000. The City will provide a **zero (0%) interest forgivable loan** that is forgiven at the rate of 20% per year, as of each anniversary of the loan's execution date. At the end of the five-year loan period the loan is fully forgiven. The applicant may sell or transfer the property at any time during the monitoring time period; provided the balance of the loan is repaid to the City of New Haven or the property is sold /transferred to an individual who is willing to assume the balance and the terms and conditions of the loan. The deferred loan can be used for: down payment, closing cost or the combination of both down payment and closing cost.

#### What property qualifies?

The 1-4 four family property being purchased must be in New Haven, and must comply with all applicable Federal, State and local laws, and serve as the buyer's primary residence. Investment properties are not eligible.

#### Who can qualify for a loan?

The buyer's household income must not exceed 80% of median family income for the New Haven/Meriden MSA, as adjusted for family size. The buyer must also be current on real and property taxes and must have already attained first mortgage financing commitment for the purchase of the home. In addition, the buyer must contribute a minimum of 2% of the purchase price of the property from his/her own or other non-City resources (Gifts/grants/loan programs).

#### What restrictions come with loan allocation?

The owner must occupy the home for the full term of the loan as his/her primary residence. First-time homebuyers must successfully complete a homebuyer-training seminar approved by the City.

Property has equity to secure the loan with no more than 100% debt to value ratio

# Where can I get more information about the Down Payment/Closing Cost Assistance loan program?

Deborah Golia, Program Manager at (203) 946-8389

Terms and conditions of loans are subject to change without notice.

Household income normally means the gross income of all adult members of the family. Annual income is determined by Year to Date annualization.

Effective March, 1, 2007





John DeStefano, Jr.

Mayor

# LIVABLE CITY INITIATIVE BUREAU HOUSING PRESERVATION AND DEVELOPMENT

165 Church Street 3<sup>rd</sup> Floor, New Haven 06510 Tel: 203.946.8274 Facsimile: 203.946.4899



Cathy Carbonaro-Schroeter.

DeputyDirector

#### TO: BORROWER

# REQUIRED DOCUMENTS TO BE RETURNED WITH DOWN-PAYMENT LOAN APPLICATION

	LCI Application – completely filled out with signatures
	Income Verification, provide one of the following for each Applicant: Financial information must be provided for all household members that receive income.  Two Years Tax Returns (and W2's, if applicable Two Years SSA 1099 from Social Security, if applicable Current Social Security monthly benefit and/or Pension, if applicable
	Consecutive pay stubs (4)
WAS TO SAID AND AND AND AND AND AND AND AND AND AN	Non Collusion Affidavit
umahida aa ay maa ah maa ah ay	Disclosure 1420 form*
	Demographic form (applicant)*
	Authorization for Release of Records*
	Complete First Mortgage Package from Lender
	Copy of the Home Inspection Report
	1 <sup>st</sup> Time Homebuyers Certification Certificate

ALL DOCUMENTATION MUST BE INCLUDED IN YOUR APPLICATION TO BE ACCEPTED FOR PROCESSING, IN THE EVENT DOCUMENTS ARE MISSING YOUR APPLICATION WILL BE RETURNED FOR COMPLETION.

Please take note that the following documentation will be required prior to closing: Verification of property insurance (Homeowners Insurance policy)\*

 City must be named to the insurance policy as a Mortgagee. See below for specific language "City of New Haven, its successors and assigns, ATIMA, Livable City Initiative, 165 Church Street, New Haven, CT 06510"

RETURN ALL DOCUMENTATION: CITY OF NEW HAVEN, LCI, 165 CHURCH STREET, 3<sup>RD</sup> FLOOR, NEW HAVEN, CT 06512 Attn: Program Manager

# 000 (IT)

Erik Johnson. Executive Director

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Kelly Murphy, AICP Economic Development Administrator

#### DOWNPAYMENT LOAN APPLICATION

DATE					
The information collected under the City of New Ha this office without your comployment and to finance permitted by law.	ven's Livable Cironsent except to	ty Initiative your emple	e Programs	s. It will not be rification of inc	disclosed outside ome and
Have you and/or the co-ap	plicant ever rece	eived a loar	n/grant fro	m the City? [ ]	Yes [] No
If so, why and property loo	cation:				
When ]	How much			Was it paid off	)
Property of Interest:					Zip Code:
Total Number of Units			Numbe	r of Units for th	is application
Property owner name as it a	ppears on the Do	eed:	<u></u>		
Applicant's Name					
Last	First		Middl	ė	
Home Telephone ()				Date of Birth_	
Present Street Address	City	State	Zip Code	No. of Years	] Own [] Rent
Former Street Address (if at current address less than	City 2 yrs.)	State	e	Zip Code	] Own [ ] Rent No. of Years
Marital Status: [ ] Married	I [ ] Unmarried (s	ingle, divor	ced or wido	wed) [ ] Separat	ed

Former Address City State Zip Code No of Yrs.  (if at current address less than 2 yrs.)  Marital Status [ ] Married [ ] Unmarried (single, divorced or widowed) [ ] Separated  Name of Spouse: SS# Date of Birth/_/  Self Employed? [ ] Yes [ ] No If yes, name of business and location:  Name, Address and ZIP code of Employer:		
Name, Address and ZIP code of Employer  Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Name, Address and ZIP code of Previous Employer (if at position less than 2 yrs.)  Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Co-Applicant Information  Co-Applicant's Name:  Last First Middle  Home Telephone ( ) SS# Date of Birth / /  Present Street Address City State Zip Code No. of Yrs.  [] Own [] Reformer Address City State Zip Code No of Yrs.  [] Own [] Reformer Address less than 2 yrs.)  Marital Status [] Married [] Unmarried (single, divorced or widowed) [] Separated  Name of Spouse: SS# Date of Birth / /  Self Employed? [] Yes [] No If yes, name of business and location:	Name of Spouse	
Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Name, Address and ZIP code of Previous Employer (if at position less than 2 yrs.)  Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Co-Applicant Information  Co-Applicant's Name:  Last First Middle	Self Employed? [ ] Yes [ ] No If y	yes, name location of business:
Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Name, Address and ZIP code of Previous Employer (if at position less than 2 yrs.)  Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Co-Applicant Information  Co-Applicant's Name:  Last First Middle	Name, Address and ZIP code of Emp	plover
Name, Address and ZIP code of Previous Employer (if at position less than 2 yrs.)  Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Co-Applicant Information  Co-Applicant's Name:  Last First Middle  Home Telephone () SS# Date of Birth / /  Present Street Address City State Zip Code No. of Yrs.  Former Address City State Zip Code No of Yrs.  [] Own [] Reference Address   [] Own [] Own [] Reference Address   [] Own [] Own [] Reference Address   [] Own [] Own [] Own [] Reference Address   [] Own [] O		F-7-7
Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work  Co-Applicant Information  Co-Applicant's Name:  Last First Middle		Title Type of Business Yrs. On Job Yrs. In this line of
Co-Applicant Information  Co-Applicant's Name:  Last First Middle	Name, Address and ZIP code of Prev	vious Employer (if at position less than 2 yrs.)
Co-Applicant's Name:  Last First Middle	Business Phone No. Position/1	Γitle Type of Business Yrs. On Job Yrs. In this line of work
Last	Co-Applicant Information	
Home Telephone ( ) SS# Date of Birth _ / [ ] Own [ ] Reference Street Address	Co-Applicant's Name:	
Present Street Address City State Zip Code No. of Yrs.  Former Address City State Zip Code No of Yrs.  [] Own [] Reference Address City State Zip Code No of Yrs.  [] Own [] Reference Address less than 2 yrs.)  Marital Status [] Married [] Unmarried (single, divorced or widowed) [] Separated Name of Spouse:  SS# Date of Birth/_/  Self Employed? [] Yes [] No If yes, name of business and location:  Name, Address and ZIP code of Employers.	Last	FirstMiddle
Former Address		
Former Address   City   State   Zip Code   No of Yrs. (if at current address less than 2 yrs.)  Marital Status [ ] Married [ ] Unmarried (single, divorced or widowed) [ ] Separated  Name of Spouse: SS# Date of Birth / /  Self Employed? [ ] Yes [ ] No If yes, name of business and location:  Name, Address and ZIP code of Employer:	Present Street Address City	State Zip Code No. of Yrs.
Name of Spouse: SS# Date of Birth/_/  Self Employed? [ ] Yes [ ] No If yes, name of business and location:  Name, Address and ZIP code of		ity State Zip Code No of Yrs. [ ] Own [ ] Rent
Self Employed? [ ] Yes [ ] No If yes, name of business and location:  Name, Address and ZIP code of	Marital Status [ ] Married [ ] Unm	arried (single, divorced or widowed) [ ] Separated
Self Employed? [ ] Yes [ ] No If yes, name of business and location:  Name, Address and ZIP code of	Name of Spouse:	SS# Date of Birth / /
Employer	Self Employed? [ ] Yes [ ] No If	
	Employar	
Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of world	Business Phone No. Position/Ti	itle Type of Business Yrs. On Job Yrs. In this line of work
Name, Address and ZIP code of Previous Employer (if at current position less than 2 yrs.)	Name, Address and ZIP code of Previo	ous Employer (if at current position less than 2 yrs.)
Business Phone No. Position/Title Type of Business Yrs. On Job Yrs. In this line of work		tle Type of Business Yrs. On Job Yrs. In this line

Privacy Act Notice: This information is to be used by the age determining whether you qualify as a prospective mortgagor outside the agency except as required and permitted by law. but if you do not, your application for approval as a prospective rejected. The information requested in this form is authorized USC, Section 1701 et, seq. (if HUD/FHA); by 42 USC, Section 1471 et. Seq., or 7 USC, 1921 et. Seq., (if USDA/FMHA). It received a copy of the Privacy Act Notice.	You do not have to provide this information, ve mortgagor or borrower may be delayed or by Title 38, USC, Chapter 37 (if VA); by 12 on 1452b (if HUD/CPD); and Title 42 USC		
Signature of			
Applicant	Date		
Signature of Co-	The annual and a second control of the secon		
Applicant	Date		
The City of New Haven is an equal housing opportunity assists of race, color, religion, gender, sexual orientation or national of denied the benefits of, or be otherwise subjected to discriminate Federal financial assistance from the Department of Housing a	origin, be excluded from participation in, be		
GENERAL DISCLOSURE			
I affirm that I am neither an LCI employee, an elected official opower of control over the process herein administered, nor a m Signature of Signature of Co-	of New Haven City Government, one with ember of the household of any of the above.		
Applicant	Date		
The information of the latest the state of t			
The information provided in this application is true and comple belief. I/We consent to the disclosure of any and all informatio review and processing of this application and supporting docum financial assistance. I/We permit the City of New Haven to according to the configuration and as it application and as it application and as it application and a material fact shall be grounds for disqualification.	n necessary and reasonably relative to the nentation related to my/our application for ess first mortgage information and any other lies to this loan. I/We understand that any		
Applicant	Date		
Co-Applicant Date			

Date:	
I Borrower(s)	give permission for my Lending Inst
(bank name)	to provide The City of New Haven a cop
my/our credit report.	
Borrower	Date
Co-Borrower	Date



Erik Johnson Executive Director

State of Connecticut

#### CITY OF NEW HAVEN

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Kelly Murphy, AICP Economic Development Administrator

# AFFIDAVIT OF ELIGIBILITY FOR LCI LOAN PROGRAM (No Delinquent Obligations Owed to the City of New Haven)

County of New Haven )	SS.
	, being first duly sworn, deposes and
says that: (Name of Property Owner or Property	
RE: Application Repair Program f	or property situated in the City of New Haven at:
(	Property Address)
Property Rehabilitation	Exterior House Painting EERAP
Down Payment/ Closing Costs	Lead-Based Paint Abatement Elderly & Disabled
1. He/She is the owner of the -OR- He/She currently resides at	Property identified above and resides at the above address.
and intends to purchase and re	side at the address first indicated above .
2. This statement is provided as a Check ONE:	condition of qualification for LCI Loan Program indicated above.
5/8 of the New Haven Code of obligations owing to the City has any such obligations.	nor any member of his/her immediate family as defined in Section 12- of Ordinances, has any outstanding delinquent financial or other of New Haven, nor do they have a financial interest in any entity which
applicant, or members of his/l Code of Ordinances (List all o	ancial or other obligations owed to the City of New Haven by this ner immediate family as defined in Section 12-5/8 of the New Haven bligations on a separate sheet and indicate the nature of the
delinquent taxes, and the part	
4. That neither the applicant, no	any member, of his/her immediate family as defined in Section 12-5/8
of the New Haven Code of Ordina of New Haven as required by stat	nces, has failed to file a list of taxable personal property with the City
	r any member of his/her immediate family as defined in Section 12-5/8

of the New Haven Code of Ordinances, is an owner, partner or officer of any business entity. ( If any such party is an owner, partner of any business entity, list their names and requested information

below. Additional information may be required.)

## Page 2 of 3 1421 Affidavit

## THIS FORM MUST BE NOTARIZED

Name Position Held	Name of Business	% Interest Owned	Relationship to Applicant
		Owned	to Applicant
Primary Applicant (Print Name)	 Date		
	_		
Primary Applicant Signature	_		
Secondary Applicant (Print Name)	Date		and deliverable to the second
Secondary Applicant Signature			
(Title)			
Subscribed and sworn to before me this	day of	, 20	
Notary: My Commission Expires			



Mayor John DeStefano, Jr. www.infonewhaven.com

Page 3 of 3 1421 Affidavit

Tax Collector and Assessor to Certify above information on page 1 and 2 of this form.)

TAX COLLECTOR CERTIFICATION	ASSESSOR CERTIFICATION
AS TO THE APPLICANT:	AS TO THE APPLICANT:
NO BACK TAXES OWED	CURRENT LIST OF TAXABLE PROPERTY
BACK TAXES W/CURRENT AGREEMENT	CURRENT LIST OF TAXABLE PROPERTYNOT REQUIRED
BACK TAXES W/DEFAULT AGREEMENT	
AS TO ALL BUSINESS ENTITES:	AS TO ALL BUSINESS ENTITIES:
NO BUSINESS ENTITIES LISTED	NO BUSINESS ENTITIES LISTED
NO BACK TAXES OWED	CURRENT LIST OF TAXABLE PROPERTYFILED
BACK TAXES W/ PAYMENT AGREEMENT AGREEMENTCURRENT // IN DEFAULT	CURRENT LIST OF TAXABLE PROPERTYNOT REQUIRED
OK TO PROCESS AGREEMENT	OK TO PROCESS AGREEMENT
BY:	BY:
TAX COLLECTOR	ASSESSOR



#### CITY OF NEW HAVEN **BUREAU OF PURCHASES**



JOHN DeSTEFANO, JR. Mayor

Michael V. Fumiatti Purchasing Agent

1. Personally appeared

200 ORANGE STREET **ROOM 401 NEW HAVEN, CONNECTICUT 06510** Tel. (203) 946-8201 - Fax. (203) 946-8206

#### NON-COLLUSION AFFIDAVIT (INCLUDING DISCLOSURE OF OBLIGATIONS TO/INTEREST IN BUSINESS WITH THE CITY OF NEW HAVEN)

Personally appeared	who being duly sworn, deposes
and says that:	, and a second
1. I am/We are over the age of eighteen and I understand	the obligation of an oath.
2. I am/We are the of	
submitted an application, bid, proposal, request to the City of New	w Haven for a contract, agreement, grant
loan and am acting in my individual capacity or, if an entity, on be	half of said entity, as the case may be.
3. I am/We are fully apprised of the contents of said appli-	cation/bid/proposal/request and all
pertinent facts and circumstances relative to the same.	,, ppwy. oquooc una an
4. Such application, bid, proposal, request is genuine and	is not collusive or a sham.
5. Neither said individual (including any of his/her immedi	iate family as defined in Section 12-5/8 of
the local ordinance)/entity nor any of his/her/its officers, partners	s, owners, agents, representatives.
employees, affiliates or parties in interest, including this affiant, h	as in any way colluded, conspired, connived
or agreed, directly or indirectly with any other individual/entity to	submit a collusive or sham
application/bid/proposal/request in connection with the contract,	/agreement/grant/loan for which the
application/bid/proposal/request has been submitted or to refrain	n from
applying/bidding/proposing/requesting in connection with such co	ontract/agreement/grant/loan, or has in any
manner, directly or indirectly, sought by agreement or collusion or	r communication or conference with any
other individual/entity to fix the prices/quotes/estimates/costs/ov	verhead/figures/profits/amount of the
application/bid/proposal/request or of any other individual/entity	, or to fix the same of the
application/bid/proposal/request or prices/quotes/estimates/cost	ts/overhead/figures/profits/amount of any
other individual/entity, or to secure through any collusion, conspir	racy/connivance or unlawful agreement any
advantage against the City of New Haven or any individual/entity i	interested in the proposed
application/bid/proposal/request.	The proposed

- 6. The prices/quotes/estimates/costs/overhead/figures/profits/amount in the contract/agreement/grant/loan are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the individual/entity or any of its officers, partners, owners, agents, representatives, employees, affiliates or parties in interest, including this affiant; and
- 7. No alderman or other elected/appointed or city/state/federal employee or person/entity whose salary/compensation is payable in whole or in part from city, state or federal funds is directly or indirectly interested in/will benefit financially by/has any is in a position to participate in a decision making process or gain inside information about the application/bid/proposal/request or in the supplies, materials, equipment, work or labor to which it relates, or in any of the profits thereof (This paragraph is hereinafter referred to as "conflict of interest.").
- 8. The individual/entity referred to in paragraph 2 above has no outstanding financial or other obligations to the City of New Haven or to any state or federal government that funds the individual's/entity's

activity, nor is it a party to a lawsuit that may affect the use of any funds that will be derived from the contract/agreement/grant/loan.

- 9. The individual/entity has filed a list of taxable personal/real property with the City of New Haven and is not delinquent in the same.
- 10. The attached Schedule A, which is incorporated herein as though set forth, contains a list of the names, home/business addresses, telephone numbers and titles of the individual/entity's officers, partners, owners, agents, representatives, employees, affiliates or parties in interest including this affiant as well as any conflict-of-interest as described herein in paragraph numbered 7 above, and any applicable local, state or federal law, involving the same.
- 11. The attached Schedule A further contains a list of any members of my immediate family who are either employed by the City of New Haven or who are members of city boards, commissions, agencies or task forces.
- 12. Except as disclosed in the attached Schedule A, the affiant is not and no member of his/her immediate family is not a city employee or, having been a city employee in the past 12 months, seeking employment with any individual/entity engaged in business with the City of New Haven.
- 13. Except as disclosed in the attached Schedule A, the affiant has not and no member of his/her immediate family has applied for within the last twelve month for any city/state/federal program or benefit over which he/she has had control, influence or discretionary authority.
- 14. Except as disclosed in the attached Schedule A, the individual/organization has no intention of transacting business with any related and/or affiliated individuals/organizations.

		Affiant Name(s)	
STATE OF CONNECTICUT	)		
COUNTY OF NEW HAVEN	)	ss: New Haven	, 20
Personally appeared		of	
who identified himself/herself a this day of	s such ar , 20	nd who subscribed and swe	ore to the truth of the foregoing before m
		Commissioner of the S	uperior Court
		Notary Public	
		My commission expire	s on:
Page 1		·	

## SCHEDULE "A"

Please list your responses to Items 10-14 below. If your r Applicant signature(s) must appear on this schedule.	esponse is none, please print or type "N/A".
10.	
11.	
12.	
13.	
14.	
	Affiant Signature(s)
	- ,,



# OCCUPANCY CERTIFICATION FORM

I/We,	and	hereby certify
That I/We will occupy the	e premises known as	
New Haven, Connecticut	within thirty (30) days of the loa	n closing.
Date	Rv	
Date:		Applicant
Date:	By	Applicant

# AUTHORIZATION FOR THE REALSE OF RECORDS FORM

TO:		
DATE:		
You are hereby requ	ested and authorized to disclose, make available or furnish t	o:
	City of New Haven Livable City Initiative Attn: Debbie Golia 165 Church Street, New Haven, CT 06510 Phone (203) 946-8389 Fax (203) 946-4899	
Or its authorized reprand all information, r	resentative, a complet copy of my/our loan application file, a records or copies thereof relating to my loan application.	and any
You are further authorization and giv	orized to accept a photographic reproduction of this signed e it the full force and effect of the original.	
Name of Borrower:		alama,
Current Address:		
Social Secuirty #:		militari di padami
Property Address:		novatalnar
Signature:		



#### **DEMOGRAPHIC INFORMATION FORM**

OWNER OCCUPIED/APPLICANT UNIT INFORMATION ONLY					
PROPERTY NO. OF UN	Y ADDRESS				
Unit#	# of Bedrooms	# of Rooms	# in household	# of children<6	Monthly Rent

## RACIAL/ETHNIC CLASSIFICATION

- ☐ African American-not of Hispanic origin
- O American Indian
- D Asian or Pacific Islander
- Hispanic
- u White-not of Hispanic origin.

Name/Household Occupant	Sex	Age	Annual Income
Occupant			



Erik Johnson **Executive Director** 

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Kelly Murphy, AICP Economic Development Administrator

#### NO CHILDREN UNDER 6 AFFIDAVIT

Date:
To: Livable City Initiative City of New Haven
Applicant(s):
Property Address:
Check Applicable item below:
I hereby attest that children age six (6) or under currently reside at the above address
I hereby attest that no children age six (6) or under reside at the above address
EERAP Program LEAD Program Emergency Elderly & Disable Program
NOTIFICATION OF LEAD PAINT TESTING
I understand that there will be Lead Paint based testing performed at the above address as required by the program funding.
Signature of Owner/Applicant(s)



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#### Purchase Mortgage Lending Policy and Procedure

Recent real estate trends have shown a significant increase in home foreclosures. Too often foreclosures are a consequence of predatory lending, including abusive sub-prime lending.

The prevalence of abusive sub-prime lending practices poses a threat to recent homeownership gains, as well as future prospects for accumulating wealth through homeownership. Although sub-prime lending provides a needed source of financing to borrowers with blemished credit, certain practices have been identified as having a high potential for lender abuse. These include the charging of excessive fees and points, inadequate borrower choice about mortgage terms, such as prepayment penalties. In too many cases, vulnerable borrowers have had hard-won equity stripped from their homes.

Recently, both, Fannie Mae and Freddie Mac assumed a leadership role in the secondary market industry by implementing higher underwriting standards for the sub-prime mortgages they purchase. (Fannie Mae and Freddie Mac are shareholder-owned companies with a mission to expand affordable housing and bring capital to local communities in order to serve the U.S. housing market. Both companies have federal charters and operate in the secondary mortgage market to ensure that lenders have enough funds to lend to home buyers at low rates.)

# **Purchase Mortgage Lending Policy**

In an attempt to fight predatory lending and reduce the increasing number of home foreclosures, the City of New Haven has established the following standards for purchase (first-lien) mortgages, which are supported by subordinate liens funded by the City of New Haven homebuyer assistance programs and any other City funded programs or projects:

- Predatory lending practices and abusive sub-prime mortgages are prohibited
- Lenders must make the best efforts to place borrowers in the least risky, most sustainable and most affordable loan product that is appropriate for the customer's financial situation.
- Purchase mortgages must be conventional (fixed-rate) or responsible sub-prime loans
- Lenders must provide evidence that they are direct Fannie Mae lending partners or Freddie Mac approved lenders
- Originated mortgages must be eligible for purchase by Fannie Mae, Freddie Mac, Connecticut Housing Finance Authority (CHFA) or Federal Housing Administration (FHA)



- Mortgages with balloon payments, interest only or interest first provisions, and those that allow for no income-no asset, or stated income-stated asset features (financial information provided by mortgage applicants that is not verified by lenders) are prohibited
- Prepayment penalty terms must not exceed three years, and must show a specific benefit to the borrower (such as a rate or fee reduction for accepting the prepayment penalty terms)
- Adjustable rate mortgages (ARMs) are prohibited unless borrowers are qualified at the fullyindexed and fully amortizing rate
- Lenders must agree to maintain foreclosure prevention practices that meet or exceed the standards set by Fannie Mae or Freddie Mac
- Potential homebuyers must complete an 8-Hour Homebuyer Education class by a HUD approved housing counselor (see Exhibit A 8-Hour Homebuyer Education Provider Directory)
- Further, lender agrees to comply with the bank regulators' guidance for non-traditional mortgages (see, Statement on Sub-prime Mortgage Lending issued by the Office of the Comptroller of the Currency, Board of Governors of the Federal Reserve System, Federal Deposit Insurance Corporation, Department of the Treasury, and National Credit Union Administration, available at <a href="http://www.fdic.gov/regulations/laws/rules/5000-5160.html">http://www.fdic.gov/regulations/laws/rules/5000-5160.html</a>).
- Lenders, developers and homebuyers must acknowledge compliance with this policy

## **Sub-Prime Lending**

According to Freddie Mac, 'sub-prime' is an industry term used to describe credit and loan products that have less stringent lending and underwriting (loan approval) terms and conditions. As a compensating factor for the higher risk, however, sub-prime products charge consumers higher interest rates and fees. A sub-prime loan is one typically offered to people who have problems with their credit. The loan's interest rate is higher than the prevailing rate available to those with exemplary credit histories. The higher rate is imposed because of the additional risks involved in lending to someone with poor credit or without a financial track record.

## Responsible Sub-Prime Lending is Legal

# **Abusive Sub-Prime Lending is Predatory and Illegal**

**Predatory lending** is any practice in which lenders try to fool or intimidate consumers into agreeing to loans that are ultimately unaffordable and do not meet industry standards.

Predatory lending practices involve some or all of the following:

- Steering applicants to higher cost mortgage products that are designed for less creditworthy borrowers when the applicant can qualify for a lower-cost mortgage
- · Offering only loans with higher interest rates than the borrower can afford

- Adding unnecessary fees to the cost of the mortgage
- Including "balloon payments" a large one-time payment at the end of a payment schedule that disguises the true, higher-than-expected, cost of the loan
- Moving a borrower from one loan to another near the end of the payment schedule to extend interest payments and add to the overall cost of the loan
- Forcing borrowers to purchase more insurance than the law requires, and more than the borrower needs

## Purchase Mortgage Lending Procedure

LENDERS originating loans supported by a subordinate lien funded by the City of New Haven homebuyer assistance programs or any other funded program or project are required to:

- Certify that mortgages are either conventional (fixed-rate) or <u>responsible sub-prime</u> <u>loans</u>, and are in compliance with the City of New Haven's Purchase Mortgage Lending Policy
- Provide a copy of the homebuyer's 8-Hour Homebuyer Education Certificate prior to closing a home sale
- Deliver a signed and notarized Purchase Mortgage Certification form prior to closing the home sale
- Only certification by the lender will be accepted, no brokers or agents
- Certify receipt of, and compliance with, the City of New Haven's Purchase Mortgage Lending Policy

# DEVELOPERS selling homes supported by City of New Haven funding are required to:

- Inform potential homebuyers of first-lien mortgage standards by distributing the City of New Haven's Purchase Mortgage Lending Policy and Procedure
- Deliver Purchase Mortgage Certification forms to homebuyers, informing them that they must have the forms signed and notarized by their mortgage lender (lenders are responsible to forward executed forms to the Developer prior to closing a home sale) Developer will provide copy to City Project Manager for project file.
- Deliver a copy of the homebuyer's 8-Hour Homebuyer Education Certificate to the Developer prior to closing a home sale and the Developer will provide a copy to the City Project Manager for the project file.

# Homebuyer Resources for Learning More About Predatory Lending and Abusive Sub-Prime Loans:

Mortgage Bankers Association of America:

#### http://www.stopmortgagefraud.com/

1-800-348-3931 toll-free

#### Fannie Mae:

http://www.fanniemae.com/index.jhtml

Fannie Mae Resource Center at 1-800-732-6643

#### Freddie Mac:

http://www.freddiemac.com/index.html

Freddie Mac's New York Regional office at (212) 418-8900

#### **Connecticut Department of Banking:**

http://www.ct.gov/dob/site/default.asp?dobNav GID=

1-800-831-7225 toll-free

Potential homebuyers are strongly encouraged to be vigilant when considering home mortgage options, and are urged to access these resources to learn more about predatory lending.

By adhering to this policy, the City of New Haven is not responsible for ensuring that your purchase (first-lien) mortgage is not an abusive sub-prime loan.



# CITY OF NEW HAVEN LIVABLE CITY INITIATIVE BUREAU

165 Church Street 3<sup>rd</sup> Floor, New Haven 06510 Tel: 203.946.7050 Facsimile: 203.946.4899 www.cityofnewhaven.com



Andrew J. Rizzo, Jr. Executive Director and Building Official

#### **Purchase Mortgage Certification**

In an attempt to fight predatory lending and reduce the increasing number of home foreclosures, the City of New Haven has established a Purchase Mortgage Lending Policy, which sets standards for purchase (first-lien) mortgages that are supported by subordinate liens held by the City of New Haven under the City funded Neighborhood Stabilization Program, and any other City of New Haven funded programs or projects:

Lenders agree to adhere to the following business practices when originating purchase mortgages:

- 1. Prohibit predatory lending practices and abusive sub-prime mortgage lending.
- 2. Make best efforts to place New Haven borrowers in the least risky, most sustainable and most affordable loan product that is appropriate for the customer's financial situation.
- Originate mortgages that are conventional (fixed rate) or responsible sub-prime loans, which comply with the City of New Haven's Purchase Mortgage Lending Policy.
- 4. Originate mortgages that are eligible for purchase by Connecticut Housing Finance Authority, Federal Housing Administration, Fannie Mae or Freddie Mac. Further, lenders must provide evidence that they are direct Fannie Mae lending partners or Freddie Mac approved.
- 5. Prohibit mortgages with balloon payments, interest only or interest first provisions, and those that allow for no income-no asset, or stated income-stated asset features (financial information provided by mortgage applicants that is not verified by lenders).
- 6. Utilize prepayment penalties for a maximum term of three years, and only when there is a specific benefit to the borrower (e.g., rate or fee reduction for accepting the prepayment penalty terms, etc.).
- 7. Prohibit adjustable rate mortgages (ARMs) unless borrowers are qualified at the fully-indexed and fully amortizing rate.
- 8. Maintain foreclosure prevention practices that meet or exceed Fannie Mae or Freddie Mac standards.
- 9. Ensure that homebuyers complete an 8-Hour Homebuyer Education class, by a HUD approved counselor.
- 10. Further, lender agrees to comply with the bank regulators' guidance for non-traditional mortgages (see, Statement on Sub-prime Mortgage Lending issued by the Office of the Comptroller of the Currency, Board of Governors of the Federal Reserve System, Federal Deposit Insurance Corporation, Department of the Treasury, and National Credit Union Administration, available at <a href="http://www.fdic.gov/regulations/laws/rules/5000-5160.html">http://www.fdic.gov/regulations/laws/rules/5000-5160.html</a>).

Acknowledgements					
I/We acknowledge the based on our lender's	that we have received a copy of the City of New Haven's Purchase Mortgage Lending Policy and that er's certification our purchase mortgage will comply with the Policy.				
Date	Applicant's Name (printed)	Applicant's Signature			
Date	Applicant's Name (printed)	Applicant's Signature			
***************************************					

I acknowledge that I will adhere to the City of New Haven's Purchase Mortgage Lending Policy when originating mortgages that are supported by subordinate liens under the City of New Haven's Neighborhood Stabilization Program, and for other City of New Haven funded programs or projects. I further certify that I have explained the Policy and provided a copy of the Policy to the loan applicant.



I certify the above to be and to any other applica		enalties and provisions of the United States Code, Title	: 18, Section 1001,
Date	Lender's Name (printed)	Lender's Signature	manacatan
Name of Lending Institution		Address of Property to Be Purchased	
STATE OF CONNECTICUT COUNTY OF NEW HAVEN	} } ss.: New Have		
		ne personally appeared be his / her free act and deed.	, signer of the
In Witness	WHEREOF, I hereunto set my h	hand.	
		Commissioner of the Superior Court Notary Public	

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