

ATTACHMENT 5-G: LMI HOUSING RELOCATION ASSISTANCE

Section 104(d) Requirements Overview:

[Section 104\(d\) of the Housing and Community Development Act](#) provides minimum relocation assistance requirements for certain U.S. Housing and Urban Development (HUD) funded programs or projects involving the demolition of or conversion of low- or moderate-income housing, including Community Development Block Grant (CDBG), HOME Investments Partnership Act (HOME) and Urban Development Action Grant (UDAG). Section 104(d) specifically requires that funding recipients do the following:

- Certify that they have in effect, and are following, a Residential Anti-Displacement and Relocation Assistance Plan (RADRAP), which CDBG applicants are required to submit with a CDBG application;
- Provide relocation assistance to lower-income residential tenants displaced as a direct result of demolition of any dwelling unit or conversion of a lower-income dwelling unit in connection with an assisted activity (as referenced in the RADRAP); and
- Provide replacement, on a one-for-one basis, of all occupied and vacant occupiable lower-income dwelling units that are demolished or converted to a use other than lower income dwelling units in connection with an assisted activity (as specified in the RADRAP).

URA Income Limits pertaining to Section 104(d):

Use the HUD [URA Income Limits](#) [for projects with acquisition and/or relocation subject to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA)], when determining if an owner or tenant is low- or moderate-income (LMI) [i.e., a person with a family income equal to or less than the “Low (80%) Income Limit” for their family size in the county in which they live, qualifying as a resident with an LMI status].

IMPORTANT NOTE: The HUD [URA Income Limits](#) are ***different*** than the HUD [CDBG Income Limits](#).