

THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

A RESOLUTION

**OF NO OBJECTION FOR THE ACME ROAD APARTMENTS PROJECT
APPLICATION TO THE STATE OF TEXAS 4% TAX CREDIT
PROGRAM.**

* * * * *

WHEREAS, Acme Road Apartments, Ltd., a Texas limited partnership (the “Applicant”), has proposed a 324 unit affordable multi-family rental housing development named Acme Road Apartments (the “Development”), to be located on 18 acres west of South Acme Road near Prosperity Drive, in the City of San Antonio, Texas (the “City”); and

WHEREAS, the Applicant has submitted an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2016 Private Activity Bonds and 4% Housing Tax Credits for the Development (the “Application”); and

WHEREAS, notice was provided to the City in accordance with Texas Government Code, Section 2306.67071; and

WHEREAS, the City has had sufficient opportunity to obtain a response from the Applicant regarding any questions or concerns about the proposed Development; and

WHEREAS, it is necessary that the City hold a hearing for comments to be made on the proposed Development in accordance with Texas Government Code, Section 2306.67071(b); and

WHEREAS, upon said hearing and after due consideration of the information provided by the Applicant and public comment, the City Council shall provide a Resolution of No Objection as required by the TDHCA 2016 Housing Tax Credit Application for the Development; **NOW THEREFORE:**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City certifies in accordance with the requirements of Texas Government Code §2306.67071 and Texas Administrative Code §10.204(4), it is hereby found that:

- (i) Notice has been provided to the City in accordance with Texas Government Code, §2306.67071(a); and
- (ii) The City has had sufficient opportunity to obtain a response from the Applicant regarding any questions or concerns about the proposed Development; and
- (iii) The City has held a hearing at which public comment may be made on the proposed Development in accordance with Texas Government Code, §2306.67071(b); and

- (iv) After due consideration of the information provided by the Applicant and public comment, the City does not object to the proposed Application.

SECTION 2. The City hereby confirms that it does not object to the Application to the Texas Department of Housing and Community Affairs (TDHCA) for the proposed Acme Road Apartments Project, to be located on 18 acres west of South Acme Road near Prosperity Drive, San Antonio, Texas.

SECTION 3. That for and on behalf of the City Council, the City Clerk is hereby authorized, empowered, and directed to certify this Resolution to the TDHCA.

SECTION 4. This Resolution is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this ____ day of _____, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney