

## **LEGISLATIVE DIGEST**

[Administrative, Planning, Subdivision Codes - Citywide Affordable Housing Fund, Mayor's Housing Programs Fees Fund]

**Ordinance amending the Administrative Code to add the Citywide Affordable Housing Fund as a Category Eight self-appropriating fund; amending the Planning and Subdivision Codes to make corresponding changes to affordable housing fee provisions related to the Citywide Affordable Housing Fund; revising the Mayor's Housing Programs Fees Fund to change it to a Category Eight self-appropriating fund; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.**

### Existing Law

The Citywide Affordable Housing Fund (the "Fund") is currently established in the Planning Code as a special fund established by the Controller. Fees from several different programs related to affordable housing, including programs in the Planning Code and the Subdivision Code are deposited into the Fund. In some cases, the funds are appropriated and in some cases they are not. The Mayor's Housing Programs Fees Fund exists as a Category 2 fund in the Administrative Code to receive monies from fees earned by the Mayor's Office of Housing and Community Development (MOHCD) in connection with the administration of affordable housing programs, including fees from single-family and multifamily housing mortgage revenue bonds. MOHCD can use money in the fund for administration, and with the approval of the Board of Supervisors, may transfer extra money into the Citywide Affordable Housing Fund for the development of affordable housing.

### Amendments to Current Law

The Proposed Legislation establishes the Citywide Affordable Housing Fund in the Administrative Code as a Category Eight self-appropriating fund. The Proposed Legislation provides that the MOHCD administers the Fund and the Director of MOHCD approves all expenditures from the Fund. The Proposed Legislation amends the Planning and Subdivision Codes to uniformly refer to the Citywide Affordable Housing Fund and clarify, in all cases, that the funds that flow into the Fund are appropriated. The Proposed Legislation also amends the provisions related to Mayor's Housing Programs Fees Fund to make it a Category 8 self-appropriating fund and provides that MOHCD may transfer excess funds to the Citywide Affordable Housing Fund without Board approval.