



OLA KA 'ILIMA ARTSPACE LOFTS

1025 WAIMANU STREET, HONOLULU, HI 96814
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AL-MANAGEMENT@EAHHOUSING.ORG

Expanding the range of opportunities for all by developing, managing and promoting quality affordable housing and diverse communities since 1968.

Resident Selection Plan

Ola Ka 'Ilima Artspace Lofts provides 84 one, two and three- bedroom units of low-income workforce housing for artists and their families in Honolulu's Kaka'ako neighborhood. Units are designed with high ceilings, large windows, durable surfaces, large doors, and wide hallways to accommodate a variety of creative activities. Twelve units are set aside for eligible applicants meeting the criteria of Housing First. The remaining units are for families or individuals. Units will be available to income-qualifying households at 60% and below of the area median income (AMI) levels. Like all Artspace projects, this building will be multi-ethnic, multi-generational, and multi-disciplinary.

The property will provide rental apartment homes without regard to race, color, sex, creed, religion, national origin, physical or mental disability status, familial status, age, ancestry, marital status, source of income, sexual orientation or HIV status. Ola Ka 'Ilima Artspace Lofts will include accessible units and will make reasonable accommodations to individuals whose disability so requires. Reasonable Accommodation Request forms are available upon request from management. Ola Ka 'Ilima Artspace Lofts is an Equal Opportunity Housing Facility, admitting people in accordance with Local, State and Federal Fair Housing laws, the Low Income Housing Tax Credit Program (LIHTC), the HUD HOME program, the City and County of Honolulu's Affordable Housing Fund, and the State of Hawaii Rental Housing Revolving Fund (RHRF) program. Non- English translation and/or assistance is available upon request.

Accessible units are available and reasonable accommodations will be made.

INCOME LIMITS

To qualify for an apartment, the household's gross income may not exceed the maximum income limit per household size and may not be lower than the income minimum* per household size. The income maximums and minimums are attached and are subject to change.

**The apartment may be rented if proof is obtained indicating satisfactory and timely rental payment history for the past twelve (12) months in the amount equal to or greater than the Ola Ka 'Ilima Artspace Lofts rent charged for that apartment size.*



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APPLICATION PROCEDURES

Applications will only be available when the waitlist is open. Applications will not be available when the waitlist is closed.

Each applicant must complete an online application and be willing to submit to a credit history, rental history, and criminal background inquiry, as well as income and asset verification. Final selection of eligible applicants will be done by the Artist Interview Committee (AIC) through an interview process with the applicant.

Applications are available online when the waiting list is open. Only online applications will be accepted Visit: eahhousing.org/apartments/artspace-lofts/ to complete your application.

APPLICATION FEES APPLY

An **application fee of \$35 per adult household member** will apply. The application fee will not be collected until an applicant is being considered for placement. The application fee is to help cover our cost of conducting the credit and criminal background inquiries.

An application fee(s) (per adult to occupy the apartment) is required at the time an application is processed to determine eligibility. These funds must be in the form of a cashier's check or money order. The application fee is non-refundable.

All application entries are to be made online. Visit: eahhousing.org/apartments/artspace-lofts/ to complete your application.

PREFERENCE

Preferences will be used on a continuous basis in the selection of applicants. However, the policy of the Property is that a preference does not guarantee admission. Every applicant must still meet the Property's Resident Selection Plan standards for acceptance as a resident. Preference for this property will be given to those applicants and or their household member(s) who participate in and are committed to the arts, identifying as artist, artisan, or cultural bearer.

For units accessible to or adaptable for persons with mobility, visual or hearing impairments, households containing at least one person with such impairment will have first priority.

Residents shall be selected in accordance with the preferences described in Section 42 of the IRS low-income housing general use, "A project does not fail to meet the general public use requirement solely because of occupancy restrictions or preferences that favor residents...who are involved in artistic or literary activities." (H.R. 3221 / pg. 616 / line 21, passed into law August 2008). The preference so described will at all times be consistent with the requirements of Section 42 and future interpretations or guidance from the IRS and will not in any way jeopardize the project's eligibility under Section 42 of the Internal Revenue Code.



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An artist applicant must income qualify, pass a criminal background check, and will be interviewed by an Artist Interview Committee to be verified for an artist preference. The Artist Interview Committee is comprised of local artists, Artspace staff, and the local property management team. The Artist Interview Committee (AIC) interviews applicants to determine their participation in, and commitment to the arts; they do not judge the content of an applicant's artistic work. Applicants deemed ineligible for the preference will be moved to the bottom of the waitlist.

If at any time there is no applicant with an artist preference on the waitlist, then no apartment in the Project shall be held vacant awaiting such applicant, but shall be rented promptly to an approved applicant without a preference.

APARTMENT TRANSFER POLICY

An Apartment Transfer List is maintained for those residents who have been approved for transfer on the basis of a disability or change in household status. Transfers for accessibility or medical reasons will have priority over those for changes in household composition. Residents on the Apartment Transfer List will have priority over the applicants on the waitlist.

In order to transfer to another apartment in the property, the family must meet the initial eligibility requirements of the LIHTC Program or the transfer will not be allowed. During the initial term of the Lease, no apartment transfers will be allowed.

OCCUPANCY STANDARDS

Occupancy standards are the criteria established for matching a household with the most appropriate size and type of apartment. The following occupancy guidelines will be followed to avoid over utilization of the apartments as follows:

Bedroom Size	Household Maximum
1	3
2	5
3	7

To determine the proper bedroom size for which a household may qualify, the following household members are to be included:

1. All full-time members of the household, and
2. Live-in attendants
3. Foster children
4. Unborn children
5. Children in the process of adoption

NOTE: Live-in attendants are subject to the criminal and landlord provisions of this plan with the exception of criteria that determines ability to pay rent. Live-in attendants are not residents and do not have rights associated with a landlord-resident relationship. The fee to run a criminal background check is currently \$20 per live-in attendant



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CHANGES IN HOUSEHOLD COMPOSITION

During the initial term of the Lease, no changes in household composition will be allowed. Only those household members listed on the application at time of move in will be allowed to reside in the apartment during this time. Exceptions considered would include unborn children and legal adoptions.

VIOLENCE AGAINST WOMEN ACT OF 2013

The Violence Against Women Act (“VAWA”) protects victims against eviction or denial of housing based on domestic violence, dating violence, sexual assault and stalking. In 2013, Congress expanded VAWA’s housing protections by covering additional federal housing programs, including the Low-Income Housing Tax Credit program (“LIHTC”). VAWA offers the following protections:

1. An applicant’s or program participant’s status as a victim of domestic violence, dating violence, sexual assault and stalking is not a basis for denial of admission, if the applicant otherwise qualifies for admission.
2. This must support or assist victims of domestic violence, dating violence, sexual assault and stalking. It must protect victims, as well as members of their family, from being denied housing or from losing their HUD assisted housing.
3. An incident or incidents of actual or threatened domestic violence, dating violence, sexual assault and stalking will not be construed as serious or repeated violations of the lease or other “good cause” for terminating the assistance, tenancy, or occupancy rights of a victim of abuse.
4. Criminal activity directly related to domestic violence, dating violence, sexual assault and stalking, engaged in by a member of a resident’s household or any guest or other person under the resident’s control, shall not be cause for termination of assistance, tenancy, or occupancy rights of the victim of the criminal acts.
5. Assistance may be terminated or a lease “bifurcated” in order to remove an offending household member from the home. Whether or not the individual is a signatory to the lease and lawful resident, if he/she engages in a criminal act of physical violence against family members or others, he/she stands to be evicted, removed, or have his/her occupancy rights terminated. This action is taken while allowing the victim, who is a resident or a lawful occupant, to remain.
6. The provisions protecting victims of domestic violence, dating violence, sexual assault and stalking engaged in by a member of the household, may not be construed to limit Ola Ka ‘Ilima, when notified, from honoring various court orders issued to either protect the victim or address the distribution of property in case a family breaks up.
7. The authority to evict or terminate assistance is not limited with respect to a victim that commits unrelated criminal activity. Furthermore, if Ola Ka ‘Ilima can show an actual and imminent threat to other residents or those employed at or providing service to the property if an unlawful resident’s residency is not terminated, then evicting a victim is an option, the VAWA notwithstanding. Ultimately, Ola Ka ‘Ilima will not subject victims to more demanding standards than other residents.



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The VAWA protections shall not supersede any provision of any federal, state, or local law that provides greater protection for victims of domestic violence, dating violence, sexual assault and stalking. The laws offering greater protection are applied in instances of domestic violence, dating violence, sexual assault and stalking.

The Notice of Occupancy Rights and Certification form will be provided to applicants when assistance is being denied or at the time of move-in.

GROUNDINGS FOR REJECTION

1. Total family income exceeds the applicable income limits published by HUD or does not meet the minimum income limit.
2. Household cannot pay the full security deposit at move-in.
3. Household refuses to accept the second offer of an apartment.
4. Household fails to respond to interview letters or otherwise fails to cooperate with the certification process. Failure to sign consent forms.
5. Any adult household members fail to attend eligibility interview.
6. Blatant disrespect or disruptive behavior toward management, the property or other residents exhibited by an applicant or family member any time prior to move-in (or a demonstrable history of such behavior).
7. Household is composed entirely of full time students and does not meet the exception outlined in Section 42 of the IRC or does not meet HOME (Section 8) student rule.
8. Applicant has failed to provide adequate verification of income or we are unable to adequately verify income and/or income sources.
9. Providing or submitting false or untrue information on your application or failure to cooperate in any way with the verification process.
10. Apartment assignment will NOT be the family's sole place of residency.

Qualification for a apartment includes occupying the apartment on a continuous basis and as a primary residence. Residents may not be absent from the apartment for more than 60 consecutive days, or for longer than 180 continuous days for medical reasons.



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LANDLORD REFERENCE

11. Negative landlord references that indicate lease violation, disturbing the peace, harassment, poor housekeeping, improper conduct or other negative references against the household.
12. Evictions reported in the last 5 years.
13. History of late payment of rent that demonstrates more than 2 late payments of rent in a six-month period for the past two years. More than 1 rent check returned from a financial institution for Non-Sufficient Funds (NSF) in a one-year period.
14. Any evidence of illegal activity including but not limited to drugs, gang, etc.
15. Inappropriate household size for the apartment available (see Occupancy Standards).

CREDIT

See attached Screening Criteria.

** Applicants without a credit history may fail Screening Works “Income to Debt Ratio” criteria and their application may be denied for housing.

CRIMINAL

See attached Screening Criteria.

*** Exemptions may apply for Housing First applicants

GRIEVANCE/APPEAL PROCESS

Failure to meet one or more of the foregoing screening criteria may be grounds for rejection, however, each application is considered as a whole and the above-factors are considered as part of a weighted formula. Should the applicants fail to meet the screening criteria, they will receive a notice in writing indicating that they have the right to appeal the decision. This notice must indicate that the applicant has 14 days to dispute the decision.

An appeal meeting with the Regional Property Supervisor or the Compliance staff will be held within 10 business days of receipt of the applicant’s request.

Within five days of the appeal meeting, the property will advise the applicant in writing of the final decision regarding eligibility.

Apartments will not be held for those applicants in the appeal process.



ADMINISTRATION OF WAITLIST

The property is required to maintain a waitlist of all eligible applicants. Applicants must be placed on the waitlist and selected from the waitlist even in situations where there are vacancies and the application is processed upon receipt. This procedure is necessary to assure the complete and accurate processing of all documentation for all applicants.

The property has one waitlist that is established and maintained in chronological order based on the date and time of receipt of the Preliminary Application. The waitlist contains the following information for each applicant:

1. Applicant Name
2. Address and/or Contact Information
3. Phone Number(s)
4. Apartment Type/Size
5. Household Composition
6. Preference/Accessibility requirements
7. Income level
8. Date/ Time of Application

Applicants must report changes in writing to any of the information immediately.

Applicants will have the opportunity to decline the first apartment offered and retain their place on the waitlist. Should the applicant decline the offer of the next available apartment, they will be removed from the waitlist.

PURGING THE WAITLIST

The waitlist will be purged periodically. Each applicant will receive a letter from the property, which will request updated information and ask about their continued interest. This letter must be returned within the specified time or the application will be removed from the waitlist. It is the responsibility of the applicant to maintain a current address with the office in order to receive waitlist correspondence. Any correspondence returned undeliverable will result in the application being removed from the waitlist.

OPENING/CLOSING OF WAITLIST

The methods of advertising used to announce opening and closing of the waitlist is contained in our Marketing Plan.

AVAILABILITY OF RESIDENT SELECTION PLAN

The Resident Selection Plan shall be posted in a conspicuous and public area at the rental office. Changes to the Plan will be sent via U.S. mail to all persons on the active waitlist. When the waitlist opens, the Resident Selection Plan will be distributed with applications and is available upon request from management.

ANNUAL RECERTIFICATION REQUIREMENTS

All residents must recertify their eligibility annually. Proposed changes of household composition and student status must be reported to Management immediately.



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APARTMENT INSPECTION REQUIREMENT

Before signing the lease, Ola Ka 'Ilima and the resident must jointly inspect the unit. The resident has five days to report any additional deficiencies to Ola Ka 'Ilima to be noted on the move-in inspection form.

Annual apartment inspections are performed by Ola Ka 'Ilima. Agencies providing funding have the right to inspect the apartment to ensure the property is physically well maintained and that the residents are provided with decent, safe and sanitary housing.

Residents will receive prior written notification for all apartment inspections.

When a resident moves out, a final inspection will be completed. Residents are encouraged to attend the move-out inspection. However, if the resident does not wish to participate in the final inspection, Ola Ka 'Ilima management may conduct the inspection alone.

NON-SMOKING POLICY

Ola Ka 'Ilima Artspace Lofts is designated as a Non-Smoking Property. Smoking is prohibited in all areas of the property including the interior of apartments, and all indoor and outdoor common areas on the property which includes but is not limited to: the community center, parking lots and private roadways.

Residents are responsible to inform their guests of the Non-Smoking Areas. Residents will not permit the dwelling apartment to be used for, or to facilitate, any smoking activity, regardless of whether the individual engaging in such activity is a member of the household or is a guest.

Any violation of the Non-Smoking Policy will be grounds for a lease violation to be issued. Repeated offense may be deemed a material breach of the Rental Agreement and grounds for immediate termination of the Lease/Rental Agreement by the Owner.

The Owner's adoption of a Non-Smoking Policy does not make the Owner the guarantor of the Resident's health or that the Property will be free of smoke but the Owner shall take reasonable steps to enforce this policy.

PETS

Residents are permitted to keep up to two common household pets in the dwelling apartment subject to the provisions and pet policy promulgated under 24 Combined Federal Regulations (CFR) Section 243.

SERVICE or ASSISTANCE animals are not considered pets and are not required to comply with the provisions of the Pet Policy. Service or Assistance animals are those animals specifically required to assist individuals with documented disabilities. Please notify Management if you require a Service or Assistance animal.

EQUAL HOUSING OPPORTUNITY

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Credit & Criminal Screening Criteria

1. Applicants must have positive verifiable rental history and be in good standing with all previous landlords within the past two years.
2. Applicants' past performance in meeting financial obligations, especially rent, will be considered in determining if there is an unreasonable risk that such applicant will not fulfill their rent obligations. Factors to be considered are as follows:
 - Applicants must have a consistent record of timely rent payment during the previous two years tenancy.
 - Applicants must have no more than a combined total of \$2,000 of derogatory/delinquent consumer debt (excluding medical accounts and student loans).
 - Applicants can have no history or pattern of delinquent consumer debts that exceed a combined total of \$2,000 over the last 5 years.
 - Applicants can have no reported unresolved rental judgments.
3. An applicant's background check that discloses any felony conviction that demonstrates the potential to cause harm to residents, clients, property or company may result in denial of housing.
4. Management shall reserve the right to deny housing in cases where the serious nature of an offense, the period of time since the offense, a history of repetitive criminal activity or other factors related to the criminal record of an applicant give reason to believe that admission of the applicant may adversely impact the health, safety, welfare or right to peaceful enjoyment of the premises of other tenants.
5. In all instances where unfavorable information would cause an applicant to fail specified screening criteria, best efforts will be made to obtain mitigating information from all available sources as is allowable by law.
6. On a case-by-case basis, consideration will be given to applicant's conduct and other factors that might indicate a reasonable probability of favorable future conduct.



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7. In some cases, an applicant and their household members who do not qualify under this policy might still be an acceptable risk due to extenuating circumstances. In these situations, the site manager may request a review of the application if they feel the applicant:
 - a. has provided evidence indicating the reason for the denial may be inaccurate, or
 - b. Can demonstrate they have positively changed their life since the event causing them to fail the screening criteria, or
 - c. Had extenuating circumstances that contributed to the event that caused them to fail the screening criteria.



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