Newton County

Hurricane Harvey Buyout Program

Application



Deadline: December 30, 2022

Return Application to:

Newton County Courthouse Judge's Office
110 Court Street/ P.O. Drawer 1380 Newton, TX 75966

NewtonCountyJudge@co.newton.tx.us

For questions or assistance please contact:

Christel Kiker—Gary Traylor & Associates

Christel.Kiker@grtraylor.com • 903-581-0500 X235





Texas General Land Office Community Development and Revitalization CDBG-DR Buyout /Acquisition Program Intake Beneficiary Application

Did you register with FEMA for repair assistance for structural damage to your home?

Was the residence occupied full-time at the time of the disaster by a renter?

Was the residence occupied full-time at the time of the disaster by a homeowner?

Have you ever received any other assistance for the repair or rehabilitation of your home?

Was the residence occupied full-time at the time of the disaster by a renter + homeowner?

Event Type:
Hurricane Harvey
Year of Event: 2017
Date/Time Received:

Subrecipient: Newton County
Contract #: 20-066-015-C108

□Yes □No □N/A

1. APPLICANT INFORMATION:				
Applicant Name:				
Name Variation (if applicable, list all):		-		
Social Security Number:				
Current Street Address:				
City/State/Zip:	County:			
Email Address:	Home Phone:			
	Cell Phone:			
Name and Contact Information of Nearest Relative:				
Mailing Address if Different Than the Above:				
Street Address:				
City/State/Zip:				
2. CO-APPLICANT INFORMATION: (If applicable)				
Applicant Name:				
Name Variation (if applicable, list all):				
Social Security Number:				
Current Street Address:				
City/State/Zip:	County:			
Email Address:	Home Phone:			
	Cell Phone:			
Name and Contact Information of Nearest Relative:				
Mailing Address if Different Than the Above:				
Street Address:				
City/State/Zip:				
3. ELIGIBILITY INFORMATION: Please answer the following questions:				
Which disaster event(s) affected you and/or your				
residence? (e.g. 2015 Floods, 2016 Floods, Hurricane Harvey)				
List all applicable events:				
Were you the owner of the residence on the date of the disaster event?	□Yes □No □N/A			
Was the damaged property the homeowner's primary residence on the date	□Yes □No □N/A			
Was the damaged property a rental property on the date of the disaster eve	□Yes □No □N/A			
Was the damaged property covered under homeowners' insurance?	□Yes □No □N/A			
Name of Insurance Company:				
Homeowner's Insurance Policy Number:				
Was the damaged property covered under flood insurance? ☐Yes ☐No ☐N/A				
Name of Insurance Company:				
Flood Insurance Policy Number:				

4. HOUSEH household	members ar	nticipated within the ne	ext 12 months.				
	ber Name	Marital Status Head of Household Only	Relationship to Head of Household (HOH)	Date of Birth	Gender		
			Head of Household				
Total Number of Household Members:							
5. INCOME	INFORMATI	ON (COPY OF PREVIO	US YEAR TAX RETURN): To	determine if you are eligi	ole for funding for a		
specific ho	using progra	m, <u>all</u> listed occupants	s over the age of 18 must p	provide a copy of their prev	ious tax return.		
			040/Adjusted Gross Income	e (AGI) Method Calculation i	Policy to determine a		
	's household						
		n the last two previous			□Yes □No □N/A		
	ay be require	ed to submit income d	ocumentation to substantia	ate your income for			
occupants.							
If yes, what	was your AG	I reported on the mos	t recent tax return?		\$		
C DIDEOT I	ELIEFIT DAT			IAL NEEDO INICODIAATION	\		
6. DIRECT E	SENEFII DAI	A BY HOUSEHOLDS (I	DEMOGRAPHIC AND SPEC	IAL NEEDS INFORMATION):		
regardle	c: A person o ess of race. T		rto Rican, South or Central A or "Spanish Origin" apply to		culture or origin,		
B – Not His	•		F – American Indian/Ala	a alka	- Other Multi-racial		
A – White	5.		Native/White		. – Unknown		
	African Amer	ican	G – Asian/White	Į,	CONCIONII		
C – Asian	AIIICAII AIIICI	ican	H – Black/African Amer	ican/White			
	an Indian/ΔI	askan Native	I – American Indian/Ala	· · · · · · ·			
		her Pacific Islander	Native/Black-Africar				
		ner i deme isianaer	C – Colonia Resident		– Public Housing Resident		
openia. House outside					G – Veteran		
The Electry					H – Wounded Warrior		
D - FEISON WILLI DISADINUES E IVINGIANT I ATTI WOLKEI IT - WOUNDED WATTON							
*Dieahility l	Definition: A :	hysical or mental imp	airment which substantially	limits one or more major li	fe activities: a record		
*Disability Definition: A physical or mental impairment which substantially limits one or more major life activities; a record of such an impairment; or being regarded as having such an impairment.							
or such an impairment, or being regarded as having such an impairment.							
		Fthnicity	Race	S	necial Needs Code(s)		
		Ethnicity Code	Race Code	S	pecial Needs Code(s)		
1(H0H)		Ethnicity Code	Race Code	S	pecial Needs Code(s)		
1(H0H) 2				S	pecial Needs Code(s)		
2				S	pecial Needs Code(s)		
2 3				S	pecial Needs Code(s)		
2 3 4				S	pecial Needs Code(s)		
2 3				S	pecial Needs Code(s)		

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7. DAMAGEI	7. DAMAGED RESIDENCE INFORMATION: Please indicate the type of structure for the property:								
Single Famil	y M	1odular	Townho	Manufactu	red	Other:			
Home □	Н	lome 🗆	me □	Housing Ur	nit (MHU)				
Address:									
City, State, Zip:									
TAX Parcel #									
Date of cons									
Date you acquired title to the property:									
Total living area in sq. ft (all floors):									
Number of s									
			the following o	questions:					
Is this a rent		<u> </u>	1 .1			□Yes □No	· · · · · · · · · · · · · · · · · · ·		
			naged residen	ce?		□Yes □No			
Is the proper		•	le?			□Yes □No			
Is the proper						□Yes □No	<u> </u>		
If you are se own the land		sistance for	a manufacture	ed housing un	it, do you	□Yes □No	□N/A		
Does the ma	anufactur	ed housing	unit have a v	alid Statemer	nt of	□Yes □No	□N/A		
			ed with the Tex	kas Departmei	nt of				
Housing and									
	-		deed for the o		-	□Yes □No □N/A			
Have you had property foreclosed upon or are you in the process of					□Yes □No	□N/A			
foreclosure?					□ NI / A				
Does the damaged property have any liens? Are you current or in good standing with a payment plan on your				□Yes □No					
property tax	,	yoou stanuii	ig with a payn	nent plan on y	'Oui	□Yes □No	□N/A		
What is the	current as	ssessed valu	ue of the prope	erty?		\$			
If you are red	quired to	pay child su	pport, are you	current on yo	our	□Yes □No	□N/A		
payments or in good standing with a payment plan?									
If you are applying for other properties other than the one indicated above,				please comple	ete the followir	ng:			
Address	City	Single Family (SF) or MHU	Assessed Value	Current on Property Taxes	Rental Property	Occupied at Time of Disaster	In a Floodplain	Date Acquired Title	Do you own the land?
		□SF	\$	☐ Yes	☐ Yes	☐ Yes	☐ Yes		□Yes
		☐ MHU		□ No	□ No	□ No	□ No		□No
		☐ Other							
		□ SF	\$	□ Yes	☐ Yes	☐ Yes	□ Yes		□Yes
		☐ MHU		□ No	□ No	□ No	□ No		□No
		☐ Other	\$	□ Voc	□ Voo	□ Voc	☐ Yes		□\/c -
		☐ SF ☐ MHU	٧	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	□ Yes		□Yes □No
		□ Other		INO	_ INO	L INO			ПИО
		□ SF	\$	☐ Yes	☐ Yes	☐ Yes	□ Yes		□Yes□
		☐ MHU		□ No	□ No	□ No	□ No		No No
		□ Other							

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8. HOUSING ASSISTANCE RECEIVED PREVIOUSLY:				
Have you applied for any storm-related assistance for dan	nage to your hon	ne from any sourc	e (local, sta	ate. federal. private)?
If yes, proceed with this section. Use extra pages to record	• .	•	(1000)	, , p , .
Source	Amount	Date Receiv	red	Account Number
1. FEMA: Federal Emergency Management				
Agency				
SBA: Small Business Administration Insurance: Hazard, Wind, Flood				
4. Other Describe:				
Have you received assistance from any federal program to	ropoir vour home	DDIOD to this ave	nt?	
List the names of the programs (e.g., HOME, CDBG, GLO/F	. ,	E PRIOR IO IIIIS EVE	HIL!	
Have you filed insurance claims on the property in last 10		☐ Yes ☐ No ☐	Ν/Δ	
Have you filed for ICC on the property in last 10 years?	years:	☐ Yes ☐ No ☐		
Is the home substantially damaged?		☐ Yes ☐ No ☐		
to the nome outstantially damaged.		<u> </u>	14/71	
9. APPLICANT CERTIFICATION & RIGHT OF ENTRY:				
I/We understand that is a voluntary program and the inforr	nation provided	ahove is collected	to determi	ne if I/we are eligible to
receive assistance under the Community Development Bloc				ne if it we are engible to
I/We hereby certify that all the information provided herein	is true and corre	ect.		
I/We understand that providing false statements or info punishable under federal law.	rmation is grou	nds for termination	on of hous	sing assistance and is
I/We acknowledge I/we am responsible for completing Representative ("GDR") within the time period stated by the if I/we fail to respond to any inquiries made by the GDR regparticipating in this program, or I/we may have to reapply a	e GDR. If I/we fai Jarding my applic	I to provide these cation for assistan	documents ice, I/we ma	s in a timely manner, or ay be disqualified from
I/We understand that I am under no obligation to participal funding.	ate and applicati	on does not guar	antee any a	assistance or award of
I/We, hereby, provide and authorize the <u>City of Port Arthur</u> the "Right-of-Entry" in and onto the property describe above the CDBG-DR Program, including the assessment of damassistance. I will confirm that the officer, official, or employ the reason for the site visit in order to request entry.	e for the purpos age and any wo	e of performing alork which I am cla	II necessary aiming as a	y activities to carry out an eligible use of prior
Applica	ant's Certificatio	n:		
I authorize the entity to which I am applying for assistance to determining my eligibility for participation in the CDBG-DR Proceedings (1) A photocopy of this form is as valid as the origina (2) I have the right to review information received us (3) I have the right to a copy of information provided to inaccurate; AND	ogram. I acknow II; AND ing this form; AN o the entity and t	ledge that: D o request correcti	on of any ir	nformation I believe to be
(4) All adult household members will sign this form a(5) I understand that my documents may become election			rification p	rocess.
WARNING: By signing this application, the applicant(s) authorized information contained herein, including this section. Title 18, knowingly and willingly making false or fraudulent statements	Section 1001 of	the U.S. Code state	es that a pe	erson is guilty of a felony fo
Signature of Applicant:		Date:		
Signature of Co-Applicant:			Date:	

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10. ELIGIBILITY RELEASE:	
Subrecipient: Newton County	Contract Number: 20-066-015-C108
Name:	
Address:	

Instructions to Applicant: Your signature on this *Eligibility Release*, and the signatures of each member of your household who is 18 years of age or older, authorizes the above-named Subrecipient to obtain information from a third party regarding your eligibility and continued participation in the:

Community Development Block Grant Disaster Recovery (CDBG-DR) Program

<u>Privacy Act Notice Statement:</u> The Texas General Land Office (GLO) or Subrecipient named above require the collection of the information listed in this form to determine an applicant's eligibility for the CDBG-DR Program. This information will be used to establish the level of benefits for which the applicant is eligible to receive and to verify the accuracy of the information furnished. Information received from an applicant as a result of verifying an applicant's eligibility may be released to the appropriate federal, state, and local agencies or, when relevant, to civil, criminal, or regulatory investigators, and to prosecutors. Failure to provide any information may result in delay or rejection of your eligibility approval.

Each adult member of the household must sign this Eligibility Release prior to the receipt of benefits to establish continued eligibility.

Note: THIS GENERAL CONSENT MAY NOT BE USED TO REQUEST A COPY OF A TAX RETURN. If a copy of a tax return is needed, IRS Form 4506, "Request for a Copy of Tax Form" must be prepared and signed separately.

Information Covered: Inquiries may be made about items initialed below by the applicant. Description Verification Required Initials of Applicants Disaster Assistance (FEMA, SBA, Insurance, etc.) Χ Income (all sources) Χ Occupancy Preference (Special Needs) (if applicable) Χ Child Support Verification Χ Other (list): Dependent Information: Χ Full-time Student Disabled Household Member Minor Children Χ

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, , , , , , , , , , , , , , , , , , , ,	son who knowingly makes a false claim or statement to Housing and halties under 18 U.S.C. 287, 1001 and 31 U.S.C. 3729. Title 18, Section
	y for knowingly and willfully makes false or fraudulent statements to
any department of the United States Government.	
Signature of Applicant:	Date:
Signature of Co-Applicant:	Date:
FOR AD	MINISTRATIVE USE
Subrecipient, please identify the type of assistance needed	l:
☐ Buyout	
☐ Acquisition	
☐ Down Payment	

By signing this application, the applicant(s) authorizes the state or any of its duly authorized representatives to verify the

WARNING:

Disclaimer: The Texas General Land Office has made every effort to ensure the information contained on this form is accurate and in compliance with the most up-to-date CDBG-DR and/or CDBG-MIT federal rules and regulations, as applicable. It should be noted that the Texas General Land Office assumes no liability or responsibility for any error or omission on this form that may result from the interim period between the publication of amended and/or revised federal rules and regulations and the Texas General Land Office's standard review and update schedule.

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PLEASE PROVIDE ALL APPLICABLE DOCUMENTS LISTED BELOW TO ENSURE THAT YOUR APPLICATION WILL BE PROCESSED IN AN EXPEDITED MANNER.

☐ Completed Buyout /Acquisition Application – No blanks; please put n/a if not applicable.
☐ Driver's license, state-issued ID, or U.S. passport of everyone in household over 18.
☐ Most recent tax return for everyone in household over 18.
If you do not file taxes alternate methods of income documentation include:
$\hfill \square$ Salary/wage: (last 3 months of pay stubs OR signed statement from employer stating wage and frequency
of payment).
\square Benefits: social security or disability, retirement, SSA, TANF, pension, or annuity (current letter of benefits
should include benefit amount).
\square Unemployment income: current letter of benefits or printouts (should include benefit amount).
☐ Child support documentation (If applicable).
☐ Warranty Deed in your name.
☐ Most recent mortgage statement (if applicable)
☐ For Manufactured (mobile) homes - Statement of Ownership and Location (SOL) documentation (If applicable)
$\hfill\Box$ Copies of receipts, in applicant's name, for the home repairs that have been made to the damaged property if FEMA/NFIP/SBA funds were received.
□ National Flood Insurance Claim Documentation – showing amount received for building repairs.
□ FEMA Award/Denial Letter.
☐ Small Business Administration (SBA) Award/Denial Letter.
☐ Private insurance letter (If you did not have private insurance, a written, signed and dated statement indicating that you had no private insurance will be acceptable).
☐ Letter or announcement from an "Other" award received for the repair or replacement of your damaged home, e.g., non-profit, donation grant, etc.
\square Proof of disaster damage such as photos of the home damage with a date and time stamp.
☐ For Rental property, please provide contact information for current occupant:
Name:
Phone Number

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DUPLICATION OF BENEFITS ANALYSIS

Duplication of Benefits (DOB) Fact Sheet

What is "duplication of benefits"?

Various forms of assistance and programs (e.g., flood insurance, disaster repair grants, loans, etc.) help people whose properties have been damaged by natural disasters to rebuild and relocate. If your community is offering to purchase your home with Federal grant funds, it must check for duplication of benefits. The total assistance you receive from all programs and insurance combined cannot exceed the fair market value (FMV) of your property. By law, Federal assistance cannot duplicate the benefits provided by other sources. That would be considered a duplication of benefits, or DOB. Consequently, if property owners have already received assistance to repair their properties from one program, the other program (including the property acquisition program) must ensure they don't provide assistance to cover the same loss.

Who determines DOB?

The State and community will ensure that the offer doesn't duplicate previous assistance. The community will complete a DOB analysis based on information provided in your application and a site inspection. The community will then forward the analysis to the State to check against the State and FEMA records. The community and property owners cannot close on the property until the DOB determination is made.

How will the Community know if I have received other benefits?

Your community will ask you to provide a list of benefits you have received. The community will double-check the information you provided with its own records. When you applied for assistance, you were asked to sign a Privacy Act Notice Statement. By signing that form, you have given the community permission to research and identify sources and amounts of federal assistance provided to you.

I want to sell my property, but I have received other benefits. How does DOB affect me?

First, you and the community will agree on a fair and reasonable price for your property. If it is determined that you have received disaster assistance that is DOB, the community will then subtract the total amount of DOB from that price. The community will pay you the difference. For example, if you and the community agree that \$80,000 is a fair and reasonable price for your home and the community determines that you have received \$5,000 that qualifies as DOB, the community will deduct that amount from the \$80,000 and pay you \$75,000. Please note that only disaster assistance used for home (housing or real property) repairs **that you cannot document with receipts or with a site inspection** will be subtracted from the sale price of your home.

Duplication of Benefits (DOB) Fact Sheet (Continued)

Why subtract that \$5,000?

To comply with federal law, the community considers assistance identified as **DOB** as funds already contributed by the federal government towards the fair market value (FMV) of your property. GLO requires the community to subtract funds **that cannot be documented with receipts or inspection,** from the final price paid to you at closing.

Please note, if you used the disaster assistance provided to you for home (housing or real property) repairs and you have the receipts to document the use of the funds for those purposes or can be verified through inspection, GLO will not consider the assistance DOB, and will not require the community to subtract that amount from the price of your property. Therefore, please keep all receipts from purchases and services that were paid for with disaster assistance grant funds.

What programs might duplicate CDBG-DR benefits?

Assistance under the following programs might be considered DOB:

FEMA Disaster Housing Program

Disaster Housing (DH) Program home repair grants are awarded to property owners to repair the home to a habitable condition. This amount is not deducted from the purchase price if you can provide receipts that document the costs for the repairs to your home or if the repairs can be documented with a site inspection based on your self-certified statement.

State Individual and Family Grant (IFG) Program

Grants for housing (or real property) repairs may be awarded by the State-administered IFG Program. IFG grant funds designated for housing repairs only are deducted from the purchase price if you cannot provide receipts or otherwise verified that document the costs for the repairs. IFG grant funds used for any other eligible purpose are not considered DOB and are not deducted from the purchase price.

Duplication of Benefits (DOB) Fact Sheet (Continued)

Hazard Minimization Funds Disaster Housing and IFG-eligible property owners

may receive a grant to implement measures that help prevent repeated damage. Hazard Minimization funds will be deducted from the purchase price only if you cannot provide receipts that document the costs for

the measures.

Small Business Administration (SBA) loans SBA loans must be repaid at closing. Home repairs must also be documented through receipts or site

inspections.

National Flood Insurance Program (NFIP)

NFIP Settlements for real property will be deducted if repairs can't be verified. NFIP settlements for personal property will not be deducted. (Real property is immovable property such as land for a building. All other property is considered personal property.)

Private Insurance

Private insurance claim payments for real property will be deducted if repairs can't be verified. Personal property claim payments will not.

Duplication of Benefits (DOB) Fact Sheet Possible Scenarios

Mr. and Mrs. Mostovich own a single family home in the floodplain that was substantially damaged during a flood. They have decided to participate in their community's property acquisition project and sell their home to the community. The fair market value (FMV) of their home is estimated to be \$50,000, which Mr. and Mrs. Mostovich agree is fair and reasonable. Since the disaster, they have received an NFIP real property settlement for \$15,000, a Disaster Housing Program grant for \$10,000, and an IFG Program grant of \$5,000 designated for housing repairs (real property) only.

Scenario 1

Mr. and Mrs. Mostovich decide to make no repairs to their home and save the \$30,000 they have received in assistance to put toward a new home. Consequently, GLO considers the \$30,000 as a down payment on their damaged home. The community can offer them no more than an additional \$20,000 (\$50,000 FMV minus \$30,000 DOB = \$20,000) for their home.

Scenario 2

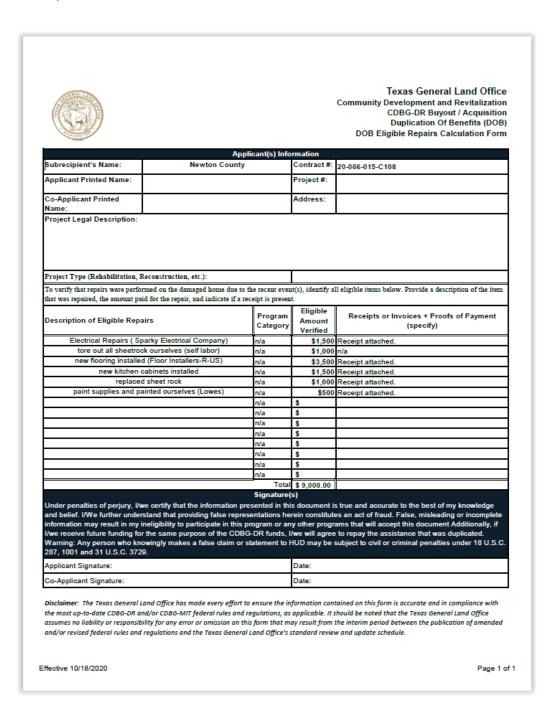
Mr. and Mrs. Mostovich decide to make enough repairs to their home to enable them to live in it until the community buys it. Of the \$30,000, they spent \$10,000 to clean and disinfect the house, remove debris from the house and yard, and make minimum repairs to the foundation. They save all the receipts for the work and, therefore, can prove they used the assistance for its intended purpose. Consequently, the community can offer them an additional \$30,000 (\$50,000 FMV minus \$30,000 = \$20,000 plus \$10,000 worth of repairs for which they have receipts = \$30,000).

Scenario 3

The National Guard evacuated Mr. and Mrs. Mostovich and their neighbors from their neighborhood. Their car, which was left in their garage, was damaged beyond repair by the floodwaters. They decide to use \$7,000 of the \$30,000 to pay cash for another car. They make no repairs to their home. Since the flood damaged their car, they assume that buying a replacement car is an appropriate expense for which to use their assistance. They saved the bill of sale and expect the community to offer them \$27,000 (\$50,000 FMV minus \$30,000 DOB plus \$7,000 = \$27,000). A car is not real property and should be covered by an automobile policy. Despite having a bill of sale, replacing a car is not an appropriate real property assistance expense. The community can offer them no more than an additional \$20,000 (\$50,000 FMV minus \$30,000 DOB = \$20,000).

Instructions for Completing the DOB Eligible Repair Form

Please provide information for how any funds (FEMA, SBA, insurance, etc.) received for HOME REPAIR were spent using the DOB Eligible Repair Form. The total repairs should equal or exceed the amount of funds received for home repair. If not, then a Duplication of Benefits will occur. Funds intended for repairs that were not utilized for repairs will be subtracted from the final offer price. Listed repairs will be verified during a home inspection. Please do not list expenses for personal property, rental assistance, mortgage payoff, purchase of a new home, etc. Please see the example below. Homeowner received \$9000 from FEMA to complete home repairs. A DOB does not exist.





Texas General Land Office
Community Development and Revitalization
CDBG-DR Buyout / Acquisition
Duplication Of Benefits (DOB)
DOB Eligible Repairs Calculation Form

	Appli	cant(s) Info	rmation	
Subrecipient's Name:	Newton County	(-)	Contract #:	20-066-015-C108
Applicant Printed Name:	·		Project #:	20-000-013-0100
Applicant Frinted Name.			rroject #.	
Co-Applicant Printed			Address:	
Name:				
Project Legal Description:				
Project Type (Rehabilitation, R	Reconstruction, etc.):			
	rmed on the damaged home due to the id for the repair, and indicate if a received in the repair.			ll eligible items below. Provide a description of the item
Description of Eligible Repa	airs	Program Category	Eligible Amount Verified	Receipts or Invoices + Proofs of Payment (specify)
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	
		Total		
and belief. I/We further under information may result in my i I/we receive future funding for	ve certify that the information pressestand that providing false represent neligibility to participate in this prost the same purpose of the CDBG-bwingly makes a false claim or sta	entations he ogram or an DR funds, l	s document is rein constitute y other progr /we will agree	s true and accurate to the best of my knowledge es an act of fraud. False, misleading or incomplete ams that will accept this document Additionally, if e to repay the assistance that was duplicated. subject to civil or criminal penalties under 18 U.S.C.
Applicant Signature:				
Co-Applicant Signature:			Date:	

Disclaimer: The Texas General Land Office has made every effort to ensure the information contained on this form is accurate and in compliance with the most up-to-date CDBG-DR and/or CDBG-MIT federal rules and regulations, as applicable. It should be noted that the Texas General Land Office assumes no liability or responsibility for any error or omission on this form that may result from the interim period between the publication of amended and/or revised federal rules and regulations and the Texas General Land Office's standard review and update schedule.

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