

## EXHIBIT E

### **PROJECT-SPECIFIC PROVISIONS AND SPECIAL TERMS AND CONDITIONS**

#### **1. Project-Specific Provisions**

The following are project-specific terms and conditions and shall inform the references made to project-specific information not contained in prior exhibits.

##### **Provision Ex. A-E.1 (As Referenced in Exhibit A, paragraph 2)**

The date of the Project Report is [DATE].

##### **Provision Ex. A-E.2 (As Referenced in Exhibit A, paragraph 2)**

The date of the Award Letter is [DATE].

## EXHIBIT E

## Provision Ex. A-E.3 (As Referenced in Exhibit A, paragraph 4)

| Insert location of Development<br>(APN, address, parcel map, specific plan or similar reference) City and County |                    |                      | Insert Project Name           |                          |
|--|--------------------|----------------------|-------------------------------|--------------------------|
| Enter the number of units by bedroom size and income level.  |                    |                      |                               |                          |
| # of Bedrooms  | # of Project Units | AHSC Assisted Units* | Income Limit (Percent of AMI) | TOTAL RESTRICTED UNITS** |
|  |                    |                      |                               |                          |
|  |                    |                      |                               |                          |
|  |                    |                      |                               |                          |
|  |                    |                      |                               |                          |
|  |                    |                      |                               |                          |
|  |                    |                      |                               |                          |
|  |                    |                      |                               |                          |
| <b>Total Project Units</b>   | 0                  | 0                    |                               | 0                        |

\*Program Assisted Units must equal at least twenty percent of the total residential units.

\*\*Total Restricted units include all units restricted by the Program and TCAC. The Program Loan amount was calculated based on the number of Total Restricted Units.

Affordable Housing and Sustainable Communities (AHSC) Program

Round 6 - Loan

NOFA Date: 02/26/2021, Amended 10/12/2021

Approved Date: 07/12/2021

Prep. Date: TO BE ADDED

**EXHIBIT E****Provision Ex. A-E.4 (As Referenced in Exhibit A, paragraph 6)**

| <b>DEVELOPMENT</b>  | <b>APPROVAL<br/>DATE</b> |
|---|--------------------------|
| Executed binding agreement between the Sponsor and developer of the proposed Development detailing the terms and conditions of the Project development.   |                          |
| Site Control of Development site(s) by proposed housing developer.  |                          |
| Completion of all necessary environmental clearances, including those required under CEQA and NEPA.   |                          |
| Obtaining all necessary and discretionary public land use approvals.  |                          |
| Obtaining all enforceable funding commitments for at least the first phase of the Development supported by the Infrastructure Project.  |                          |
| Obtaining all enforceable funding commitments for all construction period financing.  |                          |
| Obtaining enforceable commitments for all construction/permanent financing described in the Sources and Uses including substantially final construction and permanent loan documents, and tax credit syndication documents for remaining phases of Project. |                          |
| Submission of final construction drawings and specifications to the appropriate local building department or permitting authority.  |                          |
| Occupancy by eligible households  |                          |
| Program funds fully disbursed.  |                          |

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**EXHIBIT E****Provision Ex. A-E.5 (As Referenced in Exhibit A, paragraph 7)**

| <b>AHD PERFORMANCE MILESTONES</b>   | <b>DATE</b> |
|---|-------------|
| Commencement of Development construction.   |             |
| Construction of the Development complete, as evidenced by receipt of a Certificate of Occupancy |             |

**Provision Ex. A-E.6 (As Referenced in Exhibit A, paragraph 9)**

|                                  |                          |
|----------------------------------|--------------------------|
| Sponsor:                         | Insert Contact Info Here |
| Authorized Representative Name:  | Insert Contact Info Here |
| Authorized Representative Title: | Insert Contact Info Here |
| Address:                         | Insert Contact Info Here |
| Phone No.:                       | Insert Contact Info Here |
| Email Address:                   | Insert Contact Info Here |

**Provision Ex. B-E.1 (As Referenced in Exhibit B, paragraph 3)**

| <b>Payee Name</b> | <b>Activity</b> | <b>Award Amount</b> |
|-------------------|-----------------|---------------------|
|                   |                 |                     |
|                   |                 |                     |
|                   |                 |                     |

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**EXHIBIT E**

**Provision Ex. D-E.1 (As Referenced in Exhibit D, paragraph 27)**

**DEVELOPMENT NAME**

**THIS PROJECT HAS BEEN MADE POSSIBLE  
BY FINANCING FROM  
CALIFORNIA CLIMATE INVESTMENTS  
(funded through the GREENHOUSE GAS REDUCTION FUND)  
AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM  
THROUGH THE  
STRATEGIC GROWTH COUNCIL AND  
THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY  
DEVELOPMENT**

**2. Special Terms and Conditions**

**[USE IF INCLUDING LP ON LOAN SA, OTHERWISE, "None."]**

Exhibit A, Paragraph 2A –Definition of Sponsor: This provision is amended to add the following:

[ULTIMATE BORROWER] ("LP") is an affiliate of [AHD DEVELOPER SPONSOR] ("Corp"). Corp is the [SOLE MEMBER/ MANAGER/ MANAGING MEMBER] of [NAME OF LLC] ("LLC"), the [MANAGING GENERAL PARTNER/ ADMINISTRATIVE GENERAL PARTNER] of LP. Corp [AND ANY OTHER AWARDEES] [WAS/WERE] awarded the Program Loan funds pursuant to the Award Letter. The Department acknowledges that the LP will be considered the ultimate borrower of the Program Loan funds and as such will execute the Program Loan Documents. For the purposes of this Agreement, LP and Corp [ADD ANY OTHER AWARDEES] will be collectively referred to herein as "Sponsor." As such, the LP and Corp [ADD ANY OTHER AWARDEES] shall be jointly and severally liable for all the obligations of a Sponsor as set forth herein. Performance satisfactory to the Department by the LP or the Corp [ADD ANY OTHER AWARDEES] of any duties and obligations under this Agreement, or under any other agreements as required by the Department, will be deemed as performance by the Sponsor.

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