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COMMONWEALTH of VIRGINIA

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Erik C. Johnston
Director

May 4, 2020

Mr. Ronnie Legette
Director, Office of Community Planning and Development
U.S. Department of Housing and Urban Development
600 East Broad Street Road, Third Floor
Richmond, Virginia 23219

Dear Mr. Legette:

This letter serves as Virginia's request for waivers for reasonable notice and for CDBG requirements based upon the memorandum issued by Acting Assistant Secretary, John Gibbs issued on April 9, 2020:

DHCD requests the following waivers for FY19 and FY20, where applicable:

- Public Services Activities (Section 105(a)(8) of HCD Act; 24 CFR 570.201(e); 24 CFR 570.483(d)) – eliminates the 15 percent cap on the amount of grant funds that can be used for public services activities. Additionally, eliminates the 70 percent Low-to-Moderate Income obligation requirement per program year (24 CFR 570.484, and 570.200(a)(3)).
- Reimbursement of Costs (570.489(b) and 24 CFR 574.530) – use CDBG-CV grant funds as well as FY20 grant funds to cover or reimburse costs to prevent, prepare for, and respond to coronavirus incurred by a State or locality, regardless of the date on which such costs were incurred, when those costs comply with CDBG requirements.
- Deadline to Submit Consolidated Plans (including Annual Action Plans) – extends the deadline for grantees to submit action plans and other updates to their consolidated plans submissions for fiscal years 2019 and 2020 to August 16, 2021.
- Waiver and Alternative Requirement Authority – authorizes the Secretary to issue statutory and regulatory waivers/alternative requirements for CDBG-CV and some CDBG funds when necessary to expedite or facilitate the use of grant funds to prevent, prepare for, and respond to coronavirus.
- Entitlement (24 CFR 570.300 and 570.200(h)) – allows the State to allocate CDBG-CV funds in entitlement communities, including planning activities, whereby States may fund or undertake activities in partnership and to be consistent with those of entitlement communities identified in [24 CFR 570.205](#).



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- Fund regional governments (24 CFR 570.486 and 570.702) – extends the State’s ability to allocate CDBG-CV funds directly to regional governments; this includes planning activities that reflect local and regional priorities, and activities that serve beneficiaries outside the jurisdiction of the unit of general local government.

Should you have any questions regarding this request, please contact Matt Weaver at 804-371-7011 or matthew.weaver@DHCD.virginia.gov.

Sincerely,



Erik Johnston
Director
Department of Housing and Community
Development

c: Matt Weaver
Jay Grant
Lyndsi Austin

