



Affidavit Ensuring SOMAH Income Levels for Minimum of 10 Years

Affidavit ensuring that at least 80% of household incomes will remain at or below 60% Area Median Income (AMI) for a minimum of ten (10) years.

A SOMAH-eligible property must provide a low-income deed restriction or regulatory agreement with at least 10 years remaining. Additionally, if the property is not located within a Disadvantaged Community (DAC), the property must provide evidence that at least 80% of the property residents have incomes at or below 60% of the Area Median Income (AMI). This Affidavit is used to attest to the income eligibility requirement for a property whose deed restriction does not enforce a strict enough AMI threshold, but the property is being operated at SOMAH required AMI levels. A copy of the current rent roll may be required as supporting evidence upon request. This Affidavit does not extend the term of any deed restriction, regulatory agreement or covenant.

By signing this affidavit, _____ (Host Customer), with respect to the solar electric system project ("System") at _____ (Property Name), located at _____ (Project Site Address), which is partially funded by the Solar On Multifamily Affordable Housing ("SOMAH") Program under Application Number _____-SOMAH-_____, certifies and declares under penalty of perjury that each of the statements below are complete, true, and correct:

1. Host Customer certifies that it will maintain a resident portfolio in which at least 80% of the household incomes are at or below 60% of the Area Median Income (AMI), as defined by the Department of Housing and Community Development (HCD), for a minimum of ten (10) years from the date of the SOMAH Reservation Request submittal.
2. Host Customer acknowledges that the SOMAH income requirements are more stringent than the deed restriction or regulatory agreement classifying this property as affordable housing and certifies its voluntary commitment to maintaining the SOMAH income requirements for a minimum 10-year timeframe.
3. Host Customer certifies that if, within the minimum 10-year timeframe, the household income levels for at least 80% of residents do not meet the SOMAH income requirements of 60% AMI or below, it will notify the SOMAH Program Administrator immediately, and any SOMAH incentive received may be subject to an incentive clawback.
4. Host Customer acknowledges that failure to comply with these requirements serves as grounds for SOMAH program removal and clawback of any dispersed incentive funds.
5. Host Customer agrees that the SOMAH Program Administrator reserves the right to request periodic documentation of income certifications throughout the 10-year duration.

Although it is not mandatory, the SOMAH Program Administrator also strongly encourages the Host Customer to record these income level requirements with the County in which the System is located, or otherwise applicable authority, to ensure that with any transfer of ownership, the SOMAH program requirements will be known and upheld.

I declare under penalty of perjury that all of the foregoing statements are true and correct.

Host Customer Company Name:

Signature:

Host Customer Name:

Date: