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This checklist summarizes the application requirements for HUD to consent to a taking via **eminent domain** of public housing in accordance with Notice PIH-2012-8 (PHA).

The basic Eminent Domain submission requires:

- Completion of IMS/PIC application screens (e.g., selecting buildings/units).
- HUD-52860, HUD-52860-F addendum, and required attachments as signed PDFs uploaded.
- Supporting documentation pursuant to PIH Notice 2012-08, as summarized in this checklist.

<input type="checkbox"/> General Information. <ol style="list-style-type: none"> 1. Date of application. 2. PHA name & code. 3. PHA contact.
<input type="checkbox"/> Property Description. <ol style="list-style-type: none"> 1. Units/buildings (PIC numbers). 2. Acreage. 3. Description of land (e.g., survey, copy of the legal description, site map if for a portion of property on contiguous sites). 4. Recorded Declaration of Trust (DOT) or Declaration of Restrictive Covenant (DORC) 5. Description of UFAS-accessible unit distribution (at development and proposed for removal under S18). <p>NOTE: PHAs report UFAS-accessible units for their entire Public Housing Portfolios in MicroStrategy. PHAs must ensure this information is current and complete. Incomplete UFAS-accessible data may delay FHEO review.</p>
<input type="checkbox"/> Settle Agreement Between the PHA and the Taking Body (draft). For eminent domain HUD will consider if the PHA has agreed to the taking and/or has entered into an agreement with the Taking Body for the taking.
<input type="checkbox"/> Resident Consultation. <ol style="list-style-type: none"> 1. PHA or Taking Body must consult with the impacted residents of the development. 2. Attach supporting documents (e.g., agenda, meeting notices; sign-in sheets; minutes, print-out of written or email consultation).

<input type="checkbox"/> Estimated Value of Property. Provide independent appraisal (within the past year) of Property's fair market value (FMV). Provide a summary, name of appraiser, and date.
<input type="checkbox"/> Environmental Review (ER). Completed by HUD under 24 CFR Part 50.
<input type="checkbox"/> Board Resolution. Signed and dated.
<input type="checkbox"/> Compensation. <ol style="list-style-type: none"> Proposed compensation monetary or replacement property. If Monetary Compensation proposed amount and planned use (i.e., replacement property or other eligible uses of Section 9(k) program income). If Replacement Property, attach a narrative description of the property and how it meets the replacement requirements of PIH Notice 2012-8 (or any replacement notice). Statement of acceptability of Proposed Compensation Amount by the Taking Body is acceptable to the PHA and why the PHA believes it meets the requirements of PIH Notice 2012-8 (or any replacement notice).
<input type="checkbox"/> Timetable. <ol style="list-style-type: none"> Start and end relocations. Transfer property to taking body.
<input type="checkbox"/> Relocation Plan. Evidence Taking Body will relocate families in accordance with the URA, or equivalent and will pay for relocation costs.
<input type="checkbox"/> HUD-52860 and HUD-52860-F. Submitted as PDFs (including signed certifications)
<input type="checkbox"/> HUD-5837*. <i>*Required only if eminent domain will remove all remaining units from the PHA's ACC inventory/PIC count.</i> Submit as PDF (including signed certifications).
Other PHA Considerations (no submissions required) <ol style="list-style-type: none"> Energy Performance Contract (EPC), Capital Fund Financing Program (CFFP), Repayment Agreement(s). If any obligation impacts the units, resolution is required before SAC approval. Community Supportive Services (CSS) program. If property has an existing Resident Opportunities and Self Sufficiency (ROSS), Family Self Sufficiency (FSS), or Jobs Plus (JP) grant, review conversion impact to grant/families. For FSS or ROSS, contact PIH Field Office with questions. For JP, contact your Grant Manager with questions.