



APPENDIX B

Appendix B: Housing Element & Growth Control Requirements

Eligibility for Award of State CDBG Funds

Pursuant to [Health and Safety Code \(HSC\) Section 50829](#), applicants must prepare a Housing Element of their General Plan to the Department to be eligible for the State CDBG Program. Specifically, an applicant must at least:

1. Submit a draft,
2. Consider the Department's findings, and
3. Adopt the housing element in accordance with [Government Code Section 65585](#);

At a minimum, step 1 above must be completed with evidence of submittal by the date specified in the NOFA. While no application for funds shall be denied because of the content of the housing element, applicants with growth controls are generally not eligible to receive funds unless meeting conditions specified in Health and Safety Code section 50830, such as a Housing Element found in substantial compliance by the Department.

Failure to complete the Housing Element compliance process will result in future program ineligibility and may result in a breach of the Standard Agreement for funds awarded through the State CDBG program. Jurisdictions who fail to complete the Housing Element compliance process in a timely manner will be ineligible for funding until the Housing Element is brought into compliance.

Applicants should verify the status of their Housing Element and the impact of growth control measures prior to submitting their application.

Please visit [HCD's Housing Element webpage](#) or contact the Planning Grants Team:

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Definition of Growth Control Measure [HSC §50830](#)

A general plan, ordinance, or other measure that directly limits by the number of:

1. building permits that may be used for residential construction; or,
2. buildable lots that may be developed for residential purposes.

Statutory Authority for Compliance

Program Regulations, HSC §§50829 and 50830.