



# Fayette County Housing Authority

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## Definition of Substantial Deviation and Significant Amendment or Modification For the 5-Year and Annual Plan FY 2023-2027

PHAs are required to define and adopt their own standards of substantial deviation from the 5-year plan and significant amendment to the Annual Plan. The definition of significant amendment is important because it defines when the PHA will subject a change to the policies or activities described in the Annual Plan to full public hearing and HUD review before implementation (24 CFR Part 903.7®)

### A. Definition of Substantial Deviation from the 5-Year Plan

The Fayette County Housing Authority shall define a Substantial Deviation From the five-year plan as follows.

- Any collective change in the planned or actual use of federal funds for activities that Would prohibit or redirect the Fayette County Housing Authority strategic goals or mission of sustaining or increasing the availability of decent, safe and affordable housing while promoting self-sufficiency and asset development of families and individuals from being implemented as identified in the five-year plan.

This includes elimination or major changes in any activities proposed, or policies Provided in the agency plan that would momentarily affect services or programs Provided residents.

This definition does not include budget revisions, changes in organizational Structure, changes resulting from HUD-imposed regulations, or minor policy Changes.

- Any collective change in the planned or actual use of federal funds as identified in the 5-year plan that exceeds 20% of the Fayette County Housing Authority's annual program budget for all combined public housing activities to include The Capital Fund Program.

**B. Definition of Significant Amendment or Modification to the Annual and 5-Year plan**

The Fayette County Housing Authority shall define a Significant Amendment or Modification to the annual and 5-year plan as follows.

- Changes of a sufficient nature to the rent, admissions policies, or the organization of the Waiting list not required by federal regulatory requirements as to a change in the Section 8 Administration Plan or the Public Housing Admissions and Continued Occupancy Policy.
- Changes to the Fayette County Housing Authority's plans effecting the demolition or disposition of public housing, designation of senior or disabled housing, homeownership program, and a plan to convert public housing units to other than assisted housing.
- This includes elimination or major changes in any activities proposed, or policies provided In the agency plan that would momentarily affect services or programs provided residents. This definition does not include budget revisions, changes in organizational structure, changes resulting from HUD-imposed regulations, or minor policy changes.

**C. Capital Fund Program Definition of Significant Amendment or Modification To the Annual and 5-year plan**

- A proposed demolition, disposition, Capital Fund Financing, development, or mixed finance proposal are considered by HUD to be significant amendments to the CFP 5-year Action Plan based on the Capital Fund Rule.