# **REGIONAL HOUSING NEEDS ALLOCATION**



## **DRAFT (Longer Version)**

Local Jurisdiction Survey on Housing Factors and Fair Housing For RHNA Cycle 6, 2022-2030

Jurisdiction:	
Name(s) of Person(s) Filling Out Survey:	
Title(s):	
E-mail:	Phone:

#### Introduction

As part of the Regional Housing Need Allocation (RHNA) process, ABAG is required to survey local governments for information on specific factors to be considered in developing the allocation methodology. While the survey is not mandatory, we would appreciate your efforts to answer as many of the questions as possible to inform our RHNA process.

Please review each question below and provide any information that may be relevant to the RHNA methodology. Your responses can help ABAG identify new data sources related to jurisdictions' housing issues and provide valuable local perspectives for both ABAG staff and the Housing Methodology Committee in developing the RHNA allocation methodology. Responses will not necessarily be used as inputs in the RHNA methodology.

In developing the survey, ABAG staff has tried to balance precision in the data requested with providing an opportunity for jurisdictions to share their local perspectives. In some cases, the clarity of how a question is worded is limited by the need to be consistent with the language in the statute. Please answer the questions to the best of your ability and cite specific data when possible. Complete and thorough responses are appreciated, but a lengthy analysis is not required. It is okay to skip a question if it does not apply to your jurisdiction or no information is readily available.

This survey is being sent to planning directors, housing staff, and city managers in all Bay Area jurisdictions. We ask that you coordinate submission of one survey response for your jurisdiction.

Thank you for your time! Please direct any questions or concerns to <a href="RHNA@bayareametro.gov">RHNA@bayareametro.gov</a>.

Learn more about the overall RHNA process, and ABAG's role, at <a href="https://abag.ca.gov/our-work/housing/rhna-regional-housing-needs-allocation">https://abag.ca.gov/our-work/housing/rhna-regional-housing-needs-allocation</a>.

#### Overview

Recent legislation has updated some of the factors previously listed in the statute and added new factors. For the full list of factors currently required by statute, please refer to <u>Government Code Section</u>

<u>65584.04(e)</u>. None of the information received may be used as a basis for reducing the total housing need established for the region pursuant to Government Code Section 65584.01.<sup>1</sup>

As a result of recent legislation, RHNA and local Housing Elements are now required to "affirmatively further fair housing." To comply with this requirement, the survey collects information about local "fair housing, issues, strategies, and actions." ABAG will use the fair housing information to inform the allocation methodology and to compile a report about barriers to affirmatively furthering fair housing at the regional level. In developing the fair housing questions, ABAG relied on guidance documents from the U.S. Department of Housing and Urban Development (HUD) for developing an Assessment of Fair Housing. While we recognize that not all jurisdictions have completed an Analysis of Impediments or Assessment of Fair Housing for HUD, we tried to include data and questions to help jurisdictions understand the analysis framework they will need to use to demonstrate that their Housing Element affirmatively furthers fair housing.

Per Government Code Section 65584.04(g), there are several criteria that <u>cannot</u> be used to determine or reduce a jurisdiction's RHNA allocation:

- 1. Any ordinance, policy, voter-approved measure, or standard of a city or county that directly or indirectly limits the number of residential building permits issued by the jurisdiction
- 2. Prior underproduction of housing units as measured by the last RHNA cycle allocation
- 3. Stable population numbers in a jurisdiction during the previous RHNA cycle

#### SECTION 1: QUESTIONS ABOUT HOUSING AND LAND USE

**ABAG Staff Comment:** There are several placeholders in the survey for ABAG staff to provide data to local jurisdictions. The data definitions, sources, and analysis methodologies will be provided for each resource once the resources have been developed.

#### RELATIONSHIP BETWEEN JOBS AND HOUSING

1. Please see [resource] for the existing jobs-housing fit ratio for your jurisdiction. Jobs-housing fit looks beyond the traditional jobs-housing balance metric to measure the balance between a jurisdiction's total number of low-wage jobs and the number of homes affordable to low-wage workers. Based on your knowledge of your jurisdiction, do you have reason to believe the federal data sources may not accurately account for the number of low-wage jobs and/or housing units affordable to low-income households in your community? Some factors that could

<sup>&</sup>lt;sup>1</sup> Government Code Section 65584.04(b)(4).

<sup>&</sup>lt;sup>2</sup> Per Government Code 65584(e), affirmatively furthering fair housing is defined as "taking meaningful actions, in addition to combating discrimination, that overcome patterns of segregation and foster inclusive communities free from barriers that restrict access to opportunity based on protected characteristics. Specifically, affirmatively furthering fair housing means taking meaningful actions that, taken together, address significant disparities in housing needs and in access to opportunity, replacing segregated living patterns with truly integrated and balanced living patterns, transforming racially and ethnically concentrated areas of poverty into areas of opportunity, and fostering and maintaining compliance with civil rights and fair housing laws."

<sup>&</sup>lt;sup>3</sup> Government Code Section 65584.04(b)(2).

<sup>&</sup>lt;sup>4</sup> Government Code Section 65584.04(c).

jobs without a set place of employment (e.g. gardeners, nannies, gig workers, etc.) or high rates of homeownership. If you believe the figure reported from federal data sources is not accurate, please report your own data below, noting your estimate for jobs-housing fit for your jurisdiction and the data sources used to calculate this estimate: 2. How would you rate the balance between low-wage jobs and the number of homes affordable to low-wage workers in your jurisdiction? ☐ Very imbalanced ☐ Imbalanced ☐ Balanced ☐ Very balanced 3. Please briefly explain your reasoning for your response to the previous question: 4. Which of the following impacts does the balance or imbalance of low-wage workers to homes affordable to low-wage workers have on your jurisdiction? ☐ Long commutes into the jurisdiction ☐ Long commutes to jobs outside of the jurisdiction ☐ Difficulty for local employers to hire and/or retain workers ☐ High rates of housing cost burden for residents ☐ Other (please explain below) 5. Does your jurisdiction use data on the local jobs-housing fit ratio to inform policy decisions? ☐ Yes ☐ No 6. If your jurisdiction experiences an imbalance in the jobs-housing fit for low-wage workers, which of the following policies, programs, or strategies would be most helpful for your jurisdiction to implement to help address this imbalance? ☐ Rent stabilization/rent control ☐ Single-room occupancy (SRO) preservation ☐ Increased funding for affordable housing ☐ Inclusionary zoning ☐ Community land trusts ☐ First source hiring ordinances ☐ Living wage employment ordinances ☐ Economic development programs to encourage job growth ☐ Other (please explain below)

make the reported jobs-housing fit ratio not reflective of local conditions in your jurisdiction are

#### **HOUSING OPPORTUNITIES AND CONSTRAINTS**

7. Which of the following apply to your jurisdiction as either an opportunity or a constraint for development of additional housing by 2030? Please see <u>Government Code Section 65584.04(e)(2)</u> for the definitions of the first four topics. Check all that apply. You can indicate that something is both an opportunity and a constraint, or leave both boxes unchecked if the issue does not have an impact on housing development in your jurisdiction.

	Opportunity	Constraint	Explanation
Sewer capacity			
Water capacity			
Land suitability			
Lands protected by federal or state programs			
County policies to preserve agricultural land			
Availability of schools			
Availability of parks			
Availability of public or social services			
Impact of climate change and natural hazards			
Construction costs			
Availability of construction workforce			
Availability of surplus public land			
Availability of vacant land			
Financing/funding for affordable housing			
Weak market conditions			
Project Labor Agreements <sup>5</sup>			
Utility connection fees			
Other			
8. Of the issues above that you marked as opport the greatest opportunities for developing addi explain the reasoning for your selection:	•		·

<sup>&</sup>lt;sup>5</sup> According to the UC Berkeley Labor Center, Project Labor Agreements are pre-hire labor agreements between construction unions, as a group, and representatives of an owner intending to build a project or set of related projects.

9.	Of the issues above that you marked as constraints, list up to three that you feel represent the greatest constraints for developing additional housing in your jurisdiction by 2030 and explain the reasoning for your selection:
10.	Does your jurisdiction face opportunities or constraints in encouraging more jobs and housing near public transportation and existing transportation infrastructure? If yes, please explain.
11.	Does your jurisdiction face opportunities or constraints in encouraging housing near job centers (including those that are not served by transit)? If yes, please explain.
12.	What agreements, if any, are in place between your county and the cities in your county that direct growth toward either the incorporated or unincorporated areas of the county (see <a href="Government Code Section 65584.04(e)(4)">Government Code Section 65584.04(e)(4)</a> for detailed definition)?
13.	The location and type of housing can play a key role in meeting state and regional targets to reduce greenhouse gas emissions. What land use policies or strategies has your jurisdiction implemented to minimize greenhouse gas emissions?
HOUSIN	NG AFFORDABILITY AND OVERCROWDING
14.	Please see [resource] for the percentage of households in your jurisdiction currently paying more than 30% and more than 50% of their income in rent, according to the 2018 American Community Survey. Has your jurisdiction considered what impacts high housing costs and the proportion of rent-burdened households have on residents in your jurisdiction? If yes, please explain.
15.	Please see [resource] for the rate of overcrowding in your jurisdiction. Has your jurisdiction considered what impacts overcrowding <sup>6</sup> has on residents in your jurisdiction? If yes, please explain.

 $<sup>^6</sup>$  Government Code Section 65584.01(b)(1)(C)(i) defines an "overcrowded" household as a household with more than one resident per room in each room in a dwelling.

16.	What data sources does your jurisdiction use to examine local trends in housing costs? What are the current trends in your jurisdiction?
17.	Does your jurisdiction collect data on homelessness within the jurisdiction and demand for transitional housing for those experiencing homelessness? If so, please provide an estimate for the local homeless population and corresponding need for transitional housing.
18.	What are the primary barriers or gaps your jurisdiction faces in meeting its RHNA goals for producing housing affordable to very low- and low-income households?  Land use and zoning laws, such as minimum lot sizes, limits on multi-unit properties, height limits, or minimum parking requirements  Local gap financing for affordable housing development  Local affordable housing development capacity  Availability of land  Community opposition  Other
19.	If local gap financing is a barrier to constructing more affordable housing in your jurisdiction, what do you estimate is the number of affordable housing units that could be built in your jurisdiction if this financing was available?
	Please provide an estimate for the amount of gap financing necessary to fund those projects:
20.	California Assembly Bill 1487 (2019) established the Bay Area Housing Finance Authority (BAHFA), under shared governance of ABAG and MTC. What types of support would your jurisdiction like to see BAHFA provide to help your jurisdiction meet its RHNA goals and comply with the requirement to affirmatively further fair housing?  ☐ Financing for new construction of affordable housing
	☐ Financing for the preservation of existing subsidized affordable housing
	☐ Financing for the preservation of housing that is currently on the private market to make it
	permanently affordable  ☐ Technical assistance to determine locations to site housing (e.g. feasibility studies)
	☐ Technical assistance to determine locations to site flousing (e.g. reasibility studies)
	☐ Technical assistance on Affirmatively Furthering Fair Housing (AFFH) requirements ☐ Technical assistance on tenant protections

	☐ Technical assistance on outreach efforts rela robust engagement with community organization housing crisis (people of color, low-income people of Technical assistance to pursue compliance we designation or other state regulation ☐ Other technical assistance (please describe):	ons and residents most directly impacted by the ole, seniors, etc.)
	☐ Other support (please describe):	
HOUSIN	NG DEMAND	
21.	Is there currently a need in your jurisdiction for existing need for housing units for farmworkers need is currently unmet?	
22.	What is the source for the data used for the pre	vious response?
23.	If your jurisdiction is not currently meeting the omain reasons for this unmet demand?	demand for farmworker housing, what are the
24.	Please indicate the amount of housing need in y	our jurisdiction created by the presence of any
	of the postsecondary educational institutions in	
	the housing needs for undergraduate students,	
	and faculty who are not living in group quarters	
		Housing Units Needed to Meet Demand
	Private university	
	Campus of the California State University or	
	the University of California	
	Community college	

<sup>&</sup>lt;sup>7</sup> The Census Bureau classifies all people not living in housing units (house, apartment, mobile home, rented rooms) as living in group quarters. Institutional group quarters include correctional facilities, nursing homes, and mental hospitals. Non-institutional group quarters include college dormitories, military barracks, group homes, missions, and shelters.

25.	What is the source for the data used to respond to the previous question?
26.	Is your jurisdiction currently meeting the housing demand created by post-secondary educational institutions? Why or why not? If not, what is the total amount of unmet need?
27.	Do any of the following dynamics in your jurisdiction impact the local demand for housing?  Check all that apply:  ☐ Presence of jobs without a set place of employment (e.g. gardeners, nannies, gig workers, etc.)  ☐ Population of senior residents  ☐ Population of residents with disabilities
	☐ High-income job growth ☐ Other (please explain below)
	Has your jurisdiction experienced a loss of units in <u>assisted housing developments</u> in the past 10 years due to expiring affordability contracts or other issues facing at-risk affordable housing units?  ☐ Yes ☐ No
29.	If yes, how many units? What is the source of this data? Please explain:
30.	Does your jurisdiction anticipate a loss of units in assisted housing developments in the next 10 years?  ☐ Yes ☐ No
31.	If yes, why? How many units will be lost? What is the source of this data? Please explain:
32.	Has your jurisdiction lost housing units due to a state-declared emergency (fire, natural disasters, etc.) that have yet to be rebuilt or replaced as of January 1, 2020?  ☐ Yes ☐ No
33.	If yes, please provide the date of the emergency. How many units were lost? What is the source of this data? Please explain:

34.	Does your jurisdiction anticipate that some housing ur won't be replaced? If yes, why?	nits lost during a state-declared emergency
35.	If possible, please describe the housing tenure (rental units that have been lost during a state-declared emer	
As requestrateging that the crucial formula Housing	N 2: QUESTIONS ABOUT FAIR HOUSING ISSUES, GOALS ired by law, ABAG is collecting information on local juriles and actions for achieving fair housing goals. Governing RHNA methodology affirmatively furthers fair housing for developing a methodology that can help achieve this Element, Analysis of Impediments to Fair Housing Choata sources, please answer the questions below.	isdictions' fair housing issues as well as ment Code Section 65584(d) mandates s <sup>8</sup> , and your participation in this survey is s objective. Using your jurisdiction's
FAIR HO	DUSING PLANNING AND DATA SOURCES	
36.	Does your jurisdiction receive funding from the U.S. Doevelopment (HUD) that requires submitting a Consol ☐ Yes ☐ No	
37.	If you answered yes to the previous question, which or jurisdiction undertaken or completed for HUD? Check ☐ Analysis of Impediments to Fair Housing Choice ☐ Assessment of Fair Housing  Please upload or provide a link to the document:	

<sup>&</sup>lt;sup>8</sup> Per Government Code 65584(e), affirmatively furthering fair housing is defined as "taking meaningful actions, in addition to combating discrimination, that overcome patterns of segregation and foster inclusive communities free from barriers that restrict access to opportunity based on protected characteristics. Specifically, affirmatively furthering fair housing means taking meaningful actions that, taken together, address significant disparities in housing needs and in access to opportunity, replacing segregated living patterns with truly integrated and balanced living patterns, transforming racially and ethnically concentrated areas of poverty into areas of opportunity, and fostering and maintaining compliance with civil rights and fair housing laws."

38.	Which of the following data sources does your jurisdiction maintain or use to assess fair housing issues in the community?
	☐ Publicly available datasets (e.g. data from the Census Bureau)
	□ Data provided by HUD
	□ Data collected by community-based organizations
	□ Local data sources (please describe)
	Other (please describe)
39.	Which of the following outreach activities has your jurisdiction used to encourage community
	participation in planning processes related to fair housing? Check all that apply.
	Resident survey
	☐ Resident focus groups
	□ Online forum
	☐ Open house community meetings
	☐ Public hearing ☐ Town hall
	☐ Stakeholder consultation
	Groups consulted:
	☐ Other (please describe)
40.	Did you collect data about the demographics of those who participated in planning processes
	related to fair housing? If so, please describe.
41.	Please describe your goals for the process to elicit community participation for fair housing
	planning.
42.	How successful were you in achieving the goals described in the previous question?  □ N/A □ Unsuccessful □ Somewhat Unsuccessful □ Somewhat Successful □ Successful
	LINA LI Offsuccessiui Li Soffiewilat Offsuccessiui Li Soffiewilat Successiui Li Successiui
43.	Describe reasons for the success or lack of success of these community engagement efforts:

<sup>&</sup>lt;sup>9</sup> HUD rule defines a "fair housing issue" as "a condition in a program participant's geographic area of analysis that restricts fair housing choice or access to opportunity, and includes such conditions as ongoing local or regional segregation or lack of integration, racially or ethnically concentrated areas of poverty, significant disparities in access to opportunity, disproportionate housing needs, and evidence of discrimination or violations of civil rights law or regulations related to housing."

### DIVERSITY AND SEGREGATION, ACCESS TO OPPORTUNITY, AND DISPROPORTIONATE HOUSING NEEDS

Please see [resource] for data specific to your jurisdiction on segregated housing patterns, concentrations of poverty, and race-based disparities in access to opportunity, housing cost burden, and overcrowding. This information can help contextualize your responses to the following questions related to fair housing issues.

44. Which of the following factors contribute to fair housing issues in your jurisdiction? Check all that apply (multiple boxes can be checked for each factor):

	Segregated	Disparities	Disparities in	Prevents	Describe how this
	housing	in access to	housing cost	access to	factor
	patterns or	opportunity	burdens and	housing in	contributes to
	concentrated	areas	overcrowding	your	fair housing
	areas of			jurisdiction	issues in your
	poverty			,	jurisdiction
Community	<u> </u>				,
opposition					
Displacement of					
residents due to					
increased rents or					
other economic					
pressures					
Displacement of					
low-income					
residents and/or					
residents of color					
Displacement of					
residents due to					
natural hazards,					
such as wildfires					
Land use and					
zoning laws, such					
as minimum lot					
sizes, limits on					
multi-unit					
properties, height					
limits, or minimum					
parking					
requirements					
Occupancy					
standards that limit					
the number of					
people in a unit					
Location of					
affordable housing					
The availability of					
affordable units in					

a range of sizes			
(especially larger			
units)			
Foreclosure			
patterns		 	
Deteriorated or			
abandoned			
properties		 	
Lack of community			
revitalization			
strategies			
Lack of private			
investments in low-			
income			
neighborhoods			
and/or			
communities of			
color, including			
services or			
amenities	_		
Lack of public			
investments in low-			
income			
neighborhoods			
and/or			
communities of			
color, including			
services or			
amenities			
Lack of regional			
cooperation		 	
Private			
discrimination,			
such as residential			
real estate			
"steering" <sup>10</sup>		 	
Access to financial			
services		 	
Lending			
discrimination			
Private			
discrimination			
Location of			
employers			

 $<sup>^{10}</sup>$  "Steering" is when prospective renters/buyers are guided to certain locations based on race or other characteristic protected by fair housing law.

Location of environmental health hazards, such as factories or agricultural					
production					
Availability, frequency, and reliability of public transit					
Access to healthcare facilities and medical services					
Access to grocery stores and healthy food options					
Location of proficient schools and school assignment policies					
Creation and retention of high-quality jobs					
Range of job opportunities available					
The impacts of natural hazards, such as wildfires					
CEQA and the land use entitlement process					
Other (please describe)					
List up to three of the factors you selected in the previous question that you feel are the biggest					
contributors to fair ho	using issues in y	our jurisdiction	. Why did you se	lect these fac	tors?

45.

### **FAIR HOUSING GOALS AND ACTIONS**

46.	What actions has your jurisdiction taken to overcome historical patterns of segregation or
	remove barriers to equal housing opportunity?
47.	Briefly describe your jurisdiction's goals for past actions to overcome historical patterns of
	segregation or remove barriers to equal housing opportunity:
48.	How successful were these past actions in achieving these goals?
	□ N/A □ Unsuccessful □ Somewhat Unsuccessful □ Somewhat Successful □ Successful
	Describe reasons for success or lack thereof:
49.	Which of the following policies, programs, or actions does your jurisdiction use to prevent or
	mitigate the displacement of low-income households? Check all that apply.

		Under	Potential
		Council/Board	Council/Board
	In Use	Consideration	Interest
Rent stabilization/rent control			
Rent review board and/or mediation			
Mobile home rent control			
Single-room occupancy (SRO) preservation			
Condominium conversion regulations			
Foreclosure assistance			
Affordable housing impact/linkage fee on new			
residential development			
Affordable housing impact/linkage fee on new			
commercial development			
Inclusionary zoning			
Community land trusts			
First source hiring ordinances			
Living wage employment ordinances			
Promoting streamlined processing of ADUs			
Fair housing legal services			
Housing counseling			
Acquisition of affordable units with expiring subsidies			
Acquisition of unsubsidized properties with affordable			
rents			
Dedicating surplus land for affordable housing			
Other (please describe)			

## THANK YOU! ANY ADDITIONAL FACTORS/COMMENTS

Thank you for your time!

50.	re there any other factors that you think ABAG should consider in the RHNA methodology?		
51.	What criteria or factors do you think are most important to consider in the RHNA methodology?		
52.	Any further comments about anything in this survey?		