

AFFIDAVIT REGARDING S.B. 9 (2022) ELIGIBILITY
Please initial next to the paragraph(s) that are applicable to the project.

I, _____ [insert owner name], declare as follows:

1. _____ I have personal knowledge of all matters stated herein and could testify truthfully thereto if called upon to testify.

2. _____ I am the owner of the property located at _____, East Palo Alto [address] and assigned Assessor's Parcel Number(s) _____ (the "Property").

3. _____ I acknowledged that any proposed accessory dwelling unit(s) will be subject to a separate Planning ADU zoning clearance process. [Note: This paragraph is only intended if the Project involves an accessory dwelling unit (ADU).]

4. _____ I am submitting this affidavit for the purpose of substantiating the Property's eligibility for approval of application(s) _____ pursuant to State Bill 9 (2022) ("SB 9") for the following development (the "Project") [check all that apply]:

___ Development of one or two primary residential units pursuant to Government Code section 65852.21.

___ An urban lot split pursuant to Government Code section 66411.7.

5. _____ The proposed Project is eligible for approval pursuant to SB 9 because it complies with all of the following:

a. The Project would not require demolition or alteration of any of the following types of housing:

(i) Housing that is subject to a recorded covenant, ordinance, or law that restricts rents to levels affordable to persons and families of moderate, low, or very low income;

(ii) Housing that is subject to any form of rent or price control through a public

entity's valid exercise of its police power; and

(iii) Housing that has been occupied by a tenant in the last three years.

b. The Property does not include any parcel for which an owner of residential real property has exercised the owner's rights to withdraw accommodations from rent or lease within 15 years before the date that the Project application was submitted to the County of San Mateo.

6. _____ No owner of the Property being subdivided, nor any person acting in concert with an owner of the Property being subdivided, has previously subdivided a parcel adjacent to the Property using an urban lot split pursuant to the Government Code section 66411.7. [Note: This paragraph is only required if the Project involves an urban lot split.]

7. _____ I intend to occupy one of the housing units on the Property as my principal residence for a minimum of three years from the date of approval of the urban lot split. [Note: This paragraph is only required if the Project involves an urban lot split.]

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct:

Dated: _____

[Name]

[Title]