

## § 570.1

- 570.494 Timely distribution of funds by states.
- 570.495 Reviews and audits response.
- 570.496 Remedies for noncompliance; opportunity for hearing.
- 570.497 Condition of State election to administer State CDBG Program.

### Subpart J—Grant Administration

- 570.500 Definitions.
- 570.501 Responsibility for grant administration.
- 570.502 Applicability of uniform administrative requirements.
- 570.503 Agreements with subrecipients.
- 570.504 Program income.
- 570.505 Use of real property.
- 570.506 Records to be maintained.
- 570.507 Reports.
- 570.508 Public access to program records.
- 570.509 Grant closeout procedures.
- 570.510 Transferring projects from urban counties to metropolitan cities.
- 570.511 Use of escrow accounts for rehabilitation of privately owned residential property.
- 570.512 [Reserved]
- 570.513 Lump sum drawdown for financing of property rehabilitation activities.

### Subpart K—Other Program Requirements

- 570.600 General.
- 570.601 Public Law 88-352 and Public Law 90-284; affirmatively furthering fair housing; Executive Order 11063.
- 570.602 Section 109 of the Act.
- 570.603 Labor standards.
- 570.604 Environmental standards.
- 570.605 National Flood Insurance Program.
- 570.606 Displacement, relocation, acquisition, and replacement of housing.
- 570.607 Employment and contracting opportunities.
- 570.608 Lead-based paint.
- 570.609 Use of debarred, suspended or ineligible contractors or subrecipients.
- 570.610 Uniform administrative requirements and cost principles.
- 570.611 Conflict of interest.
- 570.612 Executive Order 12372.
- 570.613 Eligibility restrictions for certain resident aliens.
- 570.614 Architectural Barriers Act and the Americans with Disabilities Act.

### Subpart L [Reserved]

### Subpart M—Loan Guarantees

- 570.700 Purpose.
- 570.701 Definitions.
- 570.702 Eligible applicants.
- 570.703 Eligible activities.
- 570.704 Application requirements.
- 570.705 Loan requirements.
- 570.706 Federal guarantee; subrogation.

## 24 CFR Ch. V (4-1-04 Edition)

- 570.707 Applicability of rules and regulations.
- 570.708 Sanctions.
- 570.709 Allocation of loan guarantee assistance.
- 570.710 State responsibilities.

### Subpart N—Urban Renewal Provisions

- 570.800 Urban renewal regulations.

### Subpart O—Performance Reviews

- 570.900 General.
- 570.901 Review for compliance with the primary and national objectives and other program requirements.
- 570.902 Review to determine if CDBG funded activities are being carried out in a timely manner.
- 570.903 Review to determine if the recipient is meeting its consolidated plan responsibilities.
- 570.904 Equal opportunity and fair housing review criteria.
- 570.905 Review of continuing capacity to carry out CDBG funded activities in a timely manner.
- 570.906 Review of urban counties.
- 570.907-570.909 [Reserved]
- 570.910 Corrective and remedial actions.
- 570.911 Reduction, withdrawal, or adjustment of a grant or other appropriate action.
- 570.912 Nondiscrimination compliance.
- 570.913 Other remedies for noncompliance.

#### APPENDIX A TO PART 570—GUIDELINES AND OBJECTIVES FOR EVALUATING PROJECT COSTS AND FINANCIAL REQUIREMENTS

AUTHORITY: 42 U.S.C. 3535(d) and 5301-5320.

SOURCE: 40 FR 24693, June 9, 1975, unless otherwise noted.

### Subpart A—General Provisions

SOURCE: 53 FR 34437, Sept. 6, 1988, unless otherwise noted.

#### § 570.1 Purpose and primary objective.

(a) This part describes policies and procedures applicable to the following programs authorized under title I of the Housing and Community Development Act of 1974, as amended:

- (1) Entitlement grants program (subpart D);
- (2) Small Cities program: HUD administered CDBG nonentitlement funds (subpart F);
- (3) State program: State-administered CDBG nonentitlement funds (subpart I);

(4) Special Purpose Grants (subpart E);

(5) Urban Development Action Grant program (subpart G); and

(6) Loan Guarantees (subpart M).

(b) Subparts A, C, J, K, and O apply to all programs in paragraph (a) except as modified or limited under the provisions of these subparts or the applicable program regulations. In the application of the subparts to Special Purpose Grants or the Urban Development Action Grant program, the reference to funds in the form of grants in the term “CDBG funds”, as defined in § 570.3, shall mean the grant funds under those programs. The subparts do not apply to the State program (subpart I) except to the extent expressly referred to.

(c) The primary objective of the programs authorized under title I of the Housing and Community Development Act of 1974, as amended, is described in section 101(c) of the Act (42 U.S.C. 5301(c)).

[53 FR 34437, Sept. 6, 1988, as amended at 56 FR 56126, Oct. 31, 1991; 61 FR 11475, Mar. 20, 1996]

### § 570.3 Definitions.

The terms *HUD* and *Secretary* are defined in 24 CFR part 5. All of the following definitions in this section that rely on data from the United States Bureau of the Census shall rely upon the data available from the latest decennial census.

*Act* means title I of the Housing and Community Development Act of 1974 as amended (42 U.S.C. 5301 *et seq.*).

*Age of housing* means the number of year-round housing units, as further defined in section 102(a)(11) of the Act.

*Applicant* means a State, unit of general local government, or an Indian tribe which makes application pursuant to the provisions of subpart E, F, G or M.

*Buildings for the general conduct of government* shall have the meaning provided in section 102(a)(21) of the Act.

*CDBG funds* means Community Development Block Grant funds, including funds received in the form of grants under subpart D, F, or § 570.405 of this part, funds awarded under section 108(q) of the Housing and Community Development Act of 1974, loans guaranteed under subpart M of this part,

urban renewal surplus grant funds, and program income as defined in § 570.500(a).

*Chief executive officer* of a State or unit of general local government means the elected official or the legally designated official, who has the primary responsibility for the conduct of that entity’s governmental affairs. Examples of the “chief executive officer” of a unit of general local government are: the elected mayor of a municipality; the elected county executive of a county; the chairperson of a county commission or board in a county that has no elected county executive; and the official designated pursuant to law by the governing body of a unit of general local government.

*City* means the following:

(1) For purposes of Entitlement Community Development Block Grant and Urban Development Action Grant eligibility:

(i) Any unit of general local government that is classified as a municipality by the United States Bureau of the Census, or

(ii) Any other unit of general local government that is a town or township and that, in the determination of the Secretary:

(A) Possesses powers and performs functions comparable to those associated with municipalities;

(B) Is closely settled (except that the Secretary may reduce or waive this requirement on a case by case basis for the purposes of the Action Grant program); and

(C) Contains within its boundaries no incorporated places as defined by the United States Bureau of the Census that have not entered into cooperation agreements with the town or township for a period covering at least 3 years to undertake or assist in the undertaking of essential community development and housing assistance activities. The determination of eligibility of a town or township to qualify as a city will be based on information available from the United States Bureau of the Census and information provided by the town or township and its included units of general local government.

(2) For purposes of Urban Development Action Grant eligibility only, Guam, the Virgin Islands, American