**Linkage Agreement between**

**[Project Owner] and [Public Housing Authority/LPA]**

This Linkage Agreement is between \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Fill in name of the Project Owner] (“the Project Owner”) of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Fill in Project Name] (“Project”) located at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Fill in full project address] and the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Fill in Public Housing Authority] (“PHA”) or [Fill in Local Program Administrator for Section 8 Housing Choice Vouchers] (“LPA”), which maintains a waiting list of households (“Households”) interested in obtaining public subsidized housing.

1. **Pursuant to this Agreement, the Project Owner agrees to**:
	1. At least 2 months prior to the opening of the application period for the Project, provide the PHA/LPA an advertisement (with required translations under the Project’s Affirmative Fair Housing Marketing Plan) which will include the methods for applying to the Project; and
	2. List available units on all third-party websites the PHA/LPA has a relationship with as listed in paragraph 2.b, below, and continue to notify the PHA/LPA of any availabilities in the Project as they become available;
2. **Pursuant to this Agreement, the PHA/LPA agrees to:**
	1. When the application period for the Project opens, at least 60 days before the application due date:
3. Notify applicants on its waiting list of the Project’s upcoming available Affordable Units (i.e., 9% LIHTC/SLIHC units). Notification can include mailing, posting the availabilities on the PHA/LA’s website, using social media, including the Project on list of local housing available to program participants, newsletters and posting in administrative offices.
4. The notification will include a copy or a link to the advertisement and application; and
	1. List here all the third-party websites the PHA/LPA has a relationship with for the Project to advertise available units. These websites can include, for example, <https://www.gosection8.com/>. **[list websites here]**
	2. Provide notification/make available marketing materials from the Project to households on the PHA/LPA’s waiting list regardless of (i) any local (or other) preferences in the PHA/LPA’s tenant selection policies or administrative plan, (ii) any criminal justice-involvement background, or (iii) credit check, if any, conducted by the PHA/LPA;
	3. Provide the Administrative Plan, demographic data and all tenant selection policies of the PHA/LPA waiting list, as may be requested by New York State Homes and Community Renewal (HCR) or the Project Owner.

Project Owner and PHA/LPA hereby agree to implement this Linkage Agreement in accordance with applicable federal, state and local fair housing laws and all other pertinent laws.

Project Owner and PHA/LPA agree that New York State Division of Housing and Community Renewal (“NYS DHCR”) and New York State Housing Trust Fund Corporation (“NYS HTFC”) (together, part of HCR) are third party beneficiaries of this Agreement and are relying on this agreement between the parties to ensure the Project, to which NYS DHCR and/or NYS HTFC has provided financing, remains in compliance with fair housing rules and regulations and all other pertinent laws. This Agreement may not be amended, modified, assigned, transferred, or subcontracted in whole or in part by the Project Owner or Waiting List Holder without prior written consent of Project, PHA/LPA and NYS DHCR and/or NYS HTFC.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By: Authorized Signatory of the Project Owner Date

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By: Authorized Signatory of PHA/LPA Date

(Note: Electronic signatures accepted)