

**RESOLUTION NO. R-2021-7**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, INDICATING SUPPORT FOR THE APPLICATION OF SCENIC PARK APARTMENTS, LP AND ITS AFFILIATES, AN AFFORDABLE RENTAL HOUSING DEVELOPMENT KNOWN AS SCENIC PARK APARTMENTS, TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE 2021 COMPETITIVE NINE-PERCENT HOUSING TAX CREDITS, APPROVING A WAIVER OF DEVELOPMENT /PERMIT FEES IN THE AMOUNT OF \$500.00, AUTHORIZING THE MAYOR AND/OR DESIGNATED CITY STAFF TO TAKE ALL NECESSARY OR APPROPRIATE ACTIONS ASSOCIATED THEREWITH; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, it is the intent of the City Council to promote the general public welfare;  
and

**WHEREAS**, it is the intent of the City Council to promote and encourage affordable housing; and

**WHEREAS**, Scenic Park Apartments, LP and its affiliates have proposed the construction of the development of affordable rental housing known as Scenic Park Apartments located at 641 East Southeast Loop 323 in the City of Tyler, Smith County, Texas; and

**WHEREAS**, Scenic Park Apartments, LP and its affiliates have communicated that it intends to submit an application to the Texas Department of Housing and Community Affairs for 2021 Housing Tax Credits for the Scenic Park Apartments development; and

**WHEREAS**, Scenic Park Apartments, LP and its affiliates have requested a waiver of development/permit fees in the amount of \$500.00 for the Scenic Park Apartments development as a commitment of development funding from the City of Tyler, Texas; and

**WHEREAS**, as noted in Tyler City Code Section 1-9, the City Council has the authority to refund, transfer or waive any fee when, in its sole discretion, it determines that circumstances justify such action in order to promote a public purpose or the public welfare; and

**WHEREAS**, the City of Tyler, Texas has the authority to defer development fees on the property located at 641 East Southeast Loop 323, Tyler, Texas;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TYLER TEXAS:**

**PART 1:** That the City of Tyler, acting through its governing body, hereby confirms that it supports the proposed Scenic Park Apartments proposed to be located at 641 East Southeast Loop 323 and that this formal action has been taken to put on record the opinion expressed by the City of Tyler on January 27, 2021.


**PART 2:** That the City Council, as governing body of the City of Tyler, Texas, hereby adopts this Resolution as evidence to its commitment of funds in the amount of \$500.00 to be provided to the development in the form of a waiver of development /permit fees.

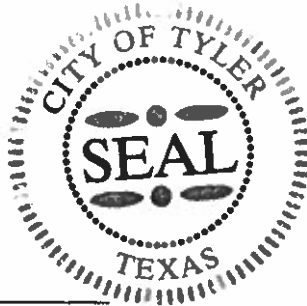
**PART 3:** That for and on behalf of the governing body, Donald P. Warren, Mayor, and/or designated City Staff, is hereby authorized, empowered and directed to certify these resolutions to the Texas Department of Housing Community Affairs and to take all other necessary or appropriate steps or actions associated with this development funding.


**PART 4:** That this Resolution shall be effective immediately upon adoption.

**PASSED AND APPROVED**, this 27<sup>th</sup> day of January, A. D. 2021.

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK  
*Patricia Beas, Deputy City Clerk*



  
DONALD P. WARREN, MAYOR  
OF THE CITY OF TYLER, TEXAS

APPROVED:

  
DEBORAH G. PULLUM,  
CITY ATTORNEY