




NEW YORK CITY
HOUSING DEVELOPMENT
CORPORATION

MEMORANDUM

To: The Chairperson and Members

From: Gary Rodney 
President

Date: June 2, 2015

Re: Resolution of Declaration of Intent
85 Commercial Street
Brooklyn, New York
Block 2472, Lot 410

Attached is a Resolution of Declaration of Intent (the "Resolution") for a proposed new construction development located at 85 Commercial Street in Brooklyn, which is currently under review by the Corporation. The developer, a single purpose entity to be formed by the Chetrit Group and Clipper Equity, has requested that the Members adopt the Resolution on the project's behalf. Should HDC utilize tax-exempt bond proceeds to provide financing for the proposed project, it will be operated in accordance with the restrictions of the Internal Revenue Code.

As indicated in the attached project summary sheet, the developer intends to construct a rental housing facility consisting of 200 residential rental units, 1 commercial unit, and 50 parking spaces along the Greenpoint waterfront in Brooklyn.

The Resolution is an official intent of the Corporation for tax code purposes which can enable certain expenditures incurred as early as 60 days prior to the date of such Resolution to qualify for tax-exempt bond financing. However, the Corporation's agreement to issue bonds may only be expressed in the Corporation's bond purchase agreement, which requires further authorization by the Members.

A fact sheet with a brief description of the project is attached (see "Exhibit A").

**RESOLUTION OF DECLARATION OF INTENT
OF THE NEW YORK CITY**

HOUSING DEVELOPMENT CORPORATION

WHEREAS, Article 12 of the Private Housing Finance law, constituting the New York City Housing Development Corporation Act (the "Act"), authorizes the New York City Housing Development Corporation (the "Corporation") to encourage the investment of private capital and provide dwelling accommodations for occupancy by persons and families for whom the ordinary operations of private enterprise cannot provide an adequate supply of safe, sanitary and affordable housing accommodations, or located in an area certified or designated as blighted; and

WHEREAS, the Corporation may be requested to provide all or part of the construction and/or permanent financing of a residential development located at 85 Commercial Street in Brooklyn, NY (the "Project") as more fully described in Exhibit A. A portion of the Project is expected to provide dwelling accommodations for occupancy by persons and families for whom the ordinary operations of private enterprise cannot provide an adequate supply of safe, sanitary and affordable housing accommodations and/or provide housing accommodations in an area certified or designated as blighted; and

WHEREAS, the Corporation is desirous of assisting in the financing of such Project, to the extent permitted by law, if such assistance will either increase or assure the availability of dwelling accommodations for occupancy by persons and families for whom the ordinary operations of private enterprise cannot provide an adequate supply of safe, sanitary and affordable housing accommodations and/or provide housing accommodations in an area certified or designated as blighted.

NOW THEREFORE, the Corporation does hereby resolve as follows:

1. The Corporation may provide financing for the project and pursuant to that intention the staff of the Corporation is authorized to develop a program for financing of the Project to the extent permitted by law, and for such purpose may consult with the proposed mortgagor entity of the Project, and such others as may be deemed appropriate, subject in all events to the final approval of the terms of any financing by the Members of the Corporation.
2. The Corporation expects to finance the Project by the issuance of its obligations in an aggregate principal amount presently anticipated not to exceed \$50,000,000 all or a portion of which would be issued on a tax-exempt basis.
3. This resolution shall constitute official intent of the Corporation with respect to such Project for purpose of the Internal Revenue Code and otherwise.
4. This resolution shall be effective immediately.

"Exhibit A"

**85 Commercial Street
Brooklyn, New York**

Project Location: 85 Commercial Street
Brooklyn, New York
Block 2472, Lot 410

HDC Program: Mix & Match Mixed Income Program

Project Description: This project will facilitate the new construction of 200 units within the Greenpoint neighborhood. Total project square footage is approximately 212,860, including 10,000 SF of commercial space and a 5,000 SF community facility.

Expected Total Units: 50 Studio
50 1 BR
90 2 BR
10 3 BR
200 Total Units

Expected tax abatement type: 421-a

Estimated HDC First Mortgage: \$50,000,000

Developer: A single purpose entity to be formed by the Chetrit Group (Joseph Chetrit, Principal) and Clipper Equity (David Bistricher, Principal).

Architect: Cetra Ruddy Architects

General Contractor: TBD