

From: Daniel Hayes

September 5, 2019

Re: Initiative # 122

Attn: Steven Ward and Title Board

Subject: Request for rehearing

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Colorado Secretary of State

Initiative # 122 is identical to # 109 with the following exceptions:

1. Item (4) of # 109 stipulating that no building permits shall be issued until January 1, 2021 was deleted for # 122.
2. Fifteen hundredths of one percent annual affordable housing was added to # 122.
3. Fifteen hundredths of one percent annual senior housing was added to # 122.
4. Definitions for affordable and senior housing added.

Reasons for request for rehearing:

1. (2) of line 10 of ballot title requires said counties and city and counties to allot building permits to ensure housing growth does not exceed one percent annual growth.

Lengthy arguments were made by both sides about adding the use of building permits to explain how housing growth would be limited for # 109. By unanimous vote at the July 17th rehearing, the Board agreed that limiting building permits added nothing to the meaning of #109 so why has it been included for #122?

2. The # 122 ballot title states that 15 hundredths percent additional housing growth is allowed for either affordable housing or senior housing.

The use of "either/ or" does not make it clear that 15 hundredths percent additional housing growth is allowed for affordable and 15 hundredths percent additional housing growth is allowed for senior housing and sounds more like it's .15% for both combined.

3. The fiscal impact statement should include the fact that affordable housing will be provided for in # 122 which constitutes an increase in this type of construction. We were not given proper opportunity to respond to the fiscal impact statement sent the day before the hearing.

Thank you, *Daniel Hayes*, proponent for #122