

Land to Lots™ Podcast Show Notes Project Diagnostic™

1) Project Priority

- a) Regardless of the current economic climate, developers should always be reviewing and improving their entitlements and looking for ways to enhance their project revenues while reducing, eliminating and/or deferring infrastructure costs.

2) What is the Project Diagnostic™ And How Can This Enhance a Project's Financial Returns?

- a) Formalized Methodic Review of Development Projects to determine that all potential project revenues are being maximized and all project costs are being minimized.
 - i) Starts with setting down with the project's
 - (1) Land Use Plan
 - (a) Where is the project located
 - (b) Where are utilities coming from?
 - (c) What is the anticipated phasing schedule?
 - (d) What is the lot mix, amenity package, who will own and maintain the trails, open space, parks, lakes, etc.?
 - (e) What are the jurisdictional infrastructure requirements?
 - (f) Are we required to construct facilities in excess of our project's requirements?
 - (2) Development Agreement / Conditions of Approval (if applicable)
 - (a) Infrastructure requirements / timing
 - (b) Allowability of public financing vehicles (special districts, impact fees, reimbursement agreements, sales tax increment, property tax increment)
 - (c) Treatment of Impact Fees / determination of credits / can we sell fee credits to others
 - (d) Oversizing Agreements
 - (e) Jurisdictional funding offsets
 - (i) Operations/Maintenance
 - (3) Job Cost Reports
 - (a) Determine most up to date costs
 - (4) Project Proforma

- (a) Review all lines items to see if they follow our understanding of the
- (5) Project Proforma

ii) How do we do this?

- (1) Review of top line sales information
- (2) Inclusion of public finance vehicles
- (3) Mitigation of jurisdictional shortfall payments
- (4) Development impact fee reductions and/or credit analysis
 - (a) Idea - Create a separate service area for your project to levy your own jurisdictional impact fee area.
- (5) Infrastructure reductions strategies
 - (a) Reimbursement Mechanisms

iii) Review Top Line Projections

- (1) Price / Pace
 - (a) Discuss lot segmentation and pricing with Land Advisor Brokers / Ancillary companies and other Launch partners.
 - (b) The goal is to determine the reasonableness of assumptions and look for opportunities to enhance top line reviews.
 - (i) Are we providing lots / coverage for all market segments.
 - (ii) Review lot / view premiums for opportunities to move upward.
 - (iii) Charging private infrastructure fees; amenity fees, marketing fees.

iv) Inclusion of Public Financing Mechanisms

- (1) Tax Rate Analysis / Comparison
- (2) Determine Bonding Capacity
- (3) Establish Districts
- (4) Issue Bonds
- (5) Set your company up for success
 - (a) Launch Control System™
 - (b) Launch Reimbursement System™
 - (i) This process will be outlined in future podcasts

v) Mitigation of Jurisdictional Shortfalls (If appropriate -We see this primarily in CA / AZ and starting to see in TX)

- (1) Review Jurisdiction's analysis
 - (a) Critique / Tick and Tie/ Math Check
- (2) Prepare Fiscal Impact
 - (a) Utilize Jurisdiction's Comprehensive Annual Financial Report
 - (i) Use current levels of service

- (ii) Use current costs of providing services

vi) Development Impact Fee Reduction and Credit Analysis

- (1) Review appropriateness of fees in light of dual rational nexus / case law and industry standards
 - (a) Multiple of common errors that we find in these studies (made as instructed)
 - (b) We have been averaging a 26% reduction in fees reviewed since inception of our reviews.
 - (i) This is a separate Land To Lots Podcast – Common Problems with Development Impact Fee Studies.
- (2) Determine impact fee credits for infrastructure to be constructed by developer
 - (a) Calculate DIF Credits
 - (b) Different rules for different states – can really us this to our advantage as most jurisdictions are “cloudy” on their knowledge of fees.
- (3) Land Developers Consider setting up a separate Service Area
 - (a) Nominal Dollar Enhancement mechanism is to be reimbursed for large regional infrastructure projects via the DIF and other costs through special districts.
 - (i) Will increase your nominal dollar returns.

vii) Infrastructure Cost Reduction Strategies

- (1) See if the jurisdiction will fund some of the projects
- (2) See if other property owners are benefiting from your improvements
 - (a) Ask the jurisdictional to establish a reimbursement mechanism whereby they pay their fair share cost of facilities sooner rather than later.
- (3) If other developers in the area investigate cost sharing opportunities
 - (a) Separate podcast on this topic.

viii) Conclusion

- (1) In this high stakes game, it imperative to develop a formalized procedure to accelerate cash into the proforma and minimize / offset costs.
- (2) We have found that the foundation laid out in the Project Diagnostic is great framework which achieve this goal.

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