



In lieu of Base or Qualified Assistance a tenant may voluntarily accept an offer of alternate Rent Stabilized Unit (City of San José Municipal code 17.23.1151). This means the owner may offer another Rent Stabilized Unit to tenant that is substantially similar to tenant's current lease, rent and continuance of tenancy in accordance with California Civil Code Section 1945. All tenants on the existing rental agreement must agree in writing. If, after inspection of the alternate Rent Stabilized Unit, it is not acceptable, the tenant may decline continuance of tenancy and entitlement to all additional Relocation Assistance, including Base and Qualified Assistance.

The owner must also refund to tenant any security deposit paid by the tenant with any interest due. The owner may withhold properly itemized deductions from the security deposit under California Civil Code Section 1950.5 as amended.

## **SECTION II – FOR TENANTS: Tenant Qualification Information**

Tenant Name: \_\_\_\_\_ Phone: (\_\_\_\_\_) \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City, State & Zip Code: \_\_\_\_\_

Email: \_\_\_\_\_

### ***Tenant Right to Extend Tenancy and Tenant Qualification:***

To extend tenancy based on the criteria noted below, the form must be completed and returned (in the prepaid postage provided) to the owner and City within sixty (60) days of the delivery to the City of the Notice of Intent to Withdraw (SJMC 17.23.1160). (The owner is required to provide prepaid postage with this form for tenant's use to return the forms to the owner and the City of San José Rental Rights Referral Program.)

Tenant has lived in the dwelling unit at least one year prior to the date of the delivery to the City of the Notice of Intent to Withdraw and is qualified to request an extension of tenancy based on, one of the following:

- 62 years old or older and requests extension of tenancy up to one (1) year;
- Disabled (as defined in California Government Code Section 12955.3) and requests extension of tenancy up to one (1) year;
- Terminally or catastrophically ill and requests extension of tenancy up to one (1) year; or
- Child under the age of eighteen (18) enrolled in school (kindergarten up to 12 grade) and requests an extension of tenancy through the scholastic year, plus 60 days.

### ***Tenant Household Correction or Supplemental Information:***

To correct tenant household information on the owner's notice, the form must be completed and returned (in the prepaid postage provided) to the owner and City within thirty (30) days of the delivery to the City of the Notice of Intent to Withdraw (SJMC 17.23.1140 (D)). (The owner is required to provide prepaid postage with this form for tenant's use to return the forms to the owner and the City of San José Rental Rights Referral Program.)

**Tenant Household Qualification for Relocation Assistance:**

Complete and return this form (using the prepaid postage provided) to both the owner and the City (SJMC 17.23.1150 (C)). The owner is required to provide prepaid postage with this form for tenant's use to return the forms to the owner and the City of San José, Rental Rights and Referrals Program.

- Low income (as defined in the California Health and Safety Code Section 50079.5, as amended, and annually listed, as adjusted for household size by the regulations of the State Housing and Community Development Department for the County of Santa Clara);
- 62 years old or older;
- Disabled (as defined in California Government Code Section 12955.3);
- Terminally or catastrophically ill; or
- School-aged child under the age of eighteen (18).

**Tenant Notice to the**

- Owner:**
- City:**

Owner Name: \_\_\_\_\_ Phone: (     ) \_\_\_\_\_

Owner's Address: \_\_\_\_\_

City, State & Zip Code: \_\_\_\_\_

Email: \_\_\_\_\_

City of San José  
Housing Department – Rental Rights and Referrals Program  
200 E. Santa Clara Street  
San José, CA 95113