

SCORECARD

To be used to determine Project Level for all Type 2 and Type 3 projects and as needed and at the discretion of CCDC for other Program Types.

CCDC PARTICIPATION PROGRAM SCORECARD

NOTE: This Scorecard is used for downtown districts - Westside, 30th Street, River Myrtle-Old Boise, and Shoreline.

SCO	DRING	LEVELS					
Lev	velA +1	40 points	Level B	120-139 points	Level C	<120 points	
1	Activat			Sites (1 Only)			
	a		sting buildin	g			20
	b	convert surf				_	18
	С	replace dorr		g		_	16
	d	reuse of vac	cant land				10
2	Reuse	of Targeted	Sites (1 Onl	y)			
	а	-	toric register	• •			20
	b	reuse of aut	omotive site	;			15
	С	reuse of dry	cleaner site	•			15
	<u> </u>						
3		nmental Rem	•	Only)			00
	a	>\$100,000				_	20
	b		00,000 costs	6		_	16
	С	\$10,000-\$50	J,UUU COSIS				12
4	Utility	Infrastructur	e (all that ap	oply)			
	a		xpand geoth				15
	b	replace or e	xpand fiber				15
	С	replace or e	xpand powe	r			15
	d	replace or e	xpand sewe	r			15
	е	replace or e	expand water	r			15
	f	storm water	mitigation				15
5	Conne	ctivity (all tha	at apply)				
	a	add a street	••••				20
	b			rove transit facilities			20
	с		d level plaza			-	19
	d	add an alley		·			17
	е	add a pathw					15
	f	add or subs	tantially imp	rove a sidewalk		-	10
	g	add or subs	tantially imp	rove bike facilities			5
	A	n a at Davas l					
6		4.0 to 5.0+	•	шу)		-	10
	a b	4.0 to 5.0+ 3.0 to 3.9 F					9
	D D	2.0 to 2.9 F					8
	d	1.0 to 1.9 F					0 7
	u						1

0.5 to 0.9 FAR

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CCDC PARTIC	CIPATION PROGRAM	I SCORECARD
CONTINUEDLevel A +140 points	Level B 120-139 points	Level C <120 points

7	Parking Placement & Design (1 Only)			
	а	structured parking below grade	20	
	b	structured parking above grade	18	
	С	no surface parking	15	
	d	parking location is to rear or interior of building	10	
	е	requested and received a parking reduction	10	
	f	parking is screened by wall, fence, sunken	8	

8	Tar	argeted Uses (1 Only)			
	а	Affordable Housing	20		
	b	Mixed Income or Workforce Housing	15		
	С	technology	10		
	d	corporate HQ	10		
	е	education	10		
	f	artisan	10		
	g	light manufacturing/assembly	10		
	h	food economy	10		
	i	minority owned or local business	10		
	j	drive through	-10		

9	Walkability (all that apply)			
	а	=/> 70% of sidewalk/setback is abutted by ground floor building face	20	
	b	=/> 60% ground floor glazing on street frontages (30% res)	18	
	С	=/> 12' ground floor height	15	
	d	main entry is prominent, ground floor, and faces street/not parking	15	
	е	=/> 75% ground floor frontage has functional awnings (30% res)	10	
	f	public art element	5	

10	Su	Istainable Building (1 Only)			
	а	Living Building Certification	10		
	b	LEED platinum or equivalent	8		
	С	LEED gold or equivalent	7		
	d	LEED silver or equivalent	6		
	е	Connection to and use of geothermal system	5		
	f	LEED Certified / or using Boise City Green Building Code	5		
	g	Energy Star Certified	4		



PROGRAM DEFINITIONS

Definitions and minimum specifications for Eligible Expenses and Scorecard point allocation

Notes on Eligible Expenses

- a) Reimbursement is for hard costs and does not include soft costs, except for general conditions limited to 5% of total Eligible Expenses. CCDC limits eligible hard costs to materials and labor. (Examples of soft costs not eligible for reimbursement include but are not limited to architectural and engineering design, permits, traffic control, and mobilization, and developer overhead/administration fees.)
- b) This scoring system for points that ranks potential projects includes private development activity, but should not be interpreted that CCDC will participate in those activities with CCDC funds automatically. Rather those items are for purposes of evaluating the project eligibility and scoring for qualification for funding by CCDC for public improvements.
- c) The Eligible Expenses paid for in this program will only include those approved expenses as detailed in an executed agreement and not otherwise paid for by another public entity.
- d) Eligible Expenses must be located in the public right of way or easement area.

1. Activate Dormant / Disinvested Sites

Purpose: It is the statutory purpose of urban renewal and related redevelopment to arrest the decay of urban areas by improving the utilization and value of underutilized and undervalued property. Therefore, the program grants credit to those projects that make fuller use of dormant and underutilized buildings.

- a. Reuse of Existing Building: Reuse of a building that includes change of use including either: 1) conversion of vacant space to improved occupied space, with "vacant" defined as space unoccupied for 12 months or more; or 2) change of automotive use to retail, restaurant, office, performance, recreation or similar use; or 3) change in occupancy from a non-residential use to a residential use; or 4) change in occupancy or use classification (i.e. retail shop to restaurant, office to retail, etc.) resulting in increase in assessed value per square foot or increase in total assessed value of parcel; and a) the change of use applies to 50% or more of the building ground floor as measured by gross floor area; or b) for buildings with multiple floors, 25% or more of the building as measured by gross floor area.
- **b.** Convert Surface Parking: Development of land currently in use as surface parking, such that greater than 75% of the land used as parking is converted to another use (building, streetscape, plaza, park, etc.) See 7c for definition of "surface parking."
- c. Replace Dormant Building: Development of site including the removal and replacement of building of 500 gross square feet or more and unoccupied for a period of 36 months or more.
- **d. Reuse of Vacant Land:** Reuse of land currently not occupied by a building, parking lot, outdoor recreational use, public park or plaza.

2. Reuse of Targeted Sites

Purpose: The reuse of sites and buildings within a developed area of the community is in the public interest as there is an existing public investment already made by streets and utilities and, to the extent reuse attracts people and business activity, full utilization helps to support the vitality of neighboring properties. Reuse of historically significant buildings supports the authenticity and identity of the city and creates that often intangible asset referred to as "character". Additionally, reuse of sites and buildings, and especially buildings of historic significance, is challenging because the renovation of existing buildings – bringing buildings into compliance with current building and fire codes – is costly and complex. Furthermore, existing sites may have environmental hazards from previous uses, especially if the prior uses include storage and distribution of petroleum products, auto repair, or laundry and dry cleaning. Removing building and site contamination is beneficial to public health and removes obstacles to productive use.

- a. Reuse of National Historic Register Building: Reuse of a building that either 1) is and will remain listed on the National Register of Historic Places; or 2) will be listed on the National Register of Historic Places; or 3) in the opinion of Boise City Department of Planning and Development Services is eligible to be on the National Register of Historic Places according to the criteria of the National Park Service.
- **b.** Reuse of site used in current or prior use as automotive or trucking use: Reuse of a site for a use other than an automotive or trucking use, with "automotive use" defined as either 1) fuel filling station; or 2) automotive or truck engine or tire repair; or 3) automotive, truck, or recreational vehicle sales; or 4) automotive or truck body or upholstery repair; or 5) automotive or truck wash or detailing; or 6) automotive or truck impound lot; or 7) automotive or truck salvage facility.
- **c. Reuse of laundry dry cleaning site:** Reuse of a site and/or building used current or formerly as a wholesale or retail laundry dry-cleaning service. Sites/buildings formerly used as a dry cleaning qualify if they have not been adapted or site has not been remediated for a use other than dry cleaning.

3. Environmental Remediation

Purpose: Existing sites may have environmental hazards created by previous uses, especially if the previous uses include storage and distribution of petroleum products, auto repair, or laundry and dry cleaning. Removing building and site contamination is beneficial to public health and removes obstacles to productive use.

- a. More than \$100,000 costs: Costs are for those conditions identified by a formal environmental assessment or declared by a third party to be environmentally hazardous.
- **b. \$50,001 \$100,000 costs:** Costs are for those conditions identified by a formal environmental assessment or declared by a third party to be environmentally hazardous.

d. **\$10,000 - \$50,000 costs:** Costs are for those conditions identified by a formal environmental assessment or declared by a third party to be environmentally hazardous.

4. Utility Infrastructure

Purpose: The finance and construction of utilities and related infrastructure is fundamental to urban renewal and redevelopment. Idaho urban renewal law explicitly includes the furnishing of public utilities as an eligible activity. Finance and construction of utility infrastructure not only stimulates private investment but generates public benefits that are typically distributed broadly in expanding services in both the short term and long term.

Utility Infrastructure Eligibility Definition:

Includes replacing/re-routing a main line, increasing the capacity of a main line, or extending a main line to a development site. It does NOT include connecting to an existing service line or adding a new line to connect to an existing main line.

a. Geothermal: See above

- b. Replace or Expand Fiber: See above
- c. Replace or Expand Power: See above
- d. Replace or Expand Sewer: See above
- e. Replace or Expand Water: See above

f. Storm Water Mitigation: Project qualifies if

1) it includes the construction of new storm water treatment facilities on or adjacent to the site, and; 2) the project's storm water treatment facilities meet the standards of Boise City and Ada County Highway District for retention, and; 3) the design of storm water treatment facilities has received Boise City design review approval.

5. Connectivity

Purpose: The finance and construction of streets and related infrastructure is fundamental to urban renewal and redevelopment. Idaho urban renewal law explicitly includes the furnishing of public streets as an eligible activity. In addition, the finance and construction of streets and pathways for pedestrians and bicyclists improves access to businesses and recreational amenities. The design of streets is essential to the physical form of development and the extent to which it supports clustering of economies that thrive on the synergy of multiple businesses, institutional uses, and social activities utilizing commercial enterprises.

- a. Add a Street: The addition or extension of a public street providing pedestrian access and meeting the definition of "Public Street" pursuant to Chapter 9-20 of the Boise Municipal Code (Boise Subdivision Ordinance) or as approved by Boise City and Ada County Highway District. In order to meet this criterion, improvements should be made for a minimum length of 25 feet for at least part of the roadway and including curb, gutter and sidewalk.
- b. Add or Substantially Improve Transit Facilities: The addition or improvement of transit facilities to meet Downtown Boise Streetscape Standards and follow Valley Regional Transit Bus Stop Location and Transit Amenities Development Guidelines, and are approved by agencies as needed. Improvements include curb clearance for bus stopping zones, pedestrian waiting/standing areas, signage, passenger amenities such as bike racks, transit shelters or other weather protection, benches, trash receptacles, lighting, landscape features, intelligent transportation features (ITS), transit islands, or transfer/transit centers.
- c. Add a Ground-Level Plaza or Park: For the Park or Plaza to qualify, it shall have a minimum surface area of 800 square feet that is functionally suitable for walking, standing, or sitting. A Park must be approved by the Boise City Department of Parks and Recreation and in the right of way or a dedicated public easement area granted to Parks and Recreation. A Plaza must be approved by the Boise City Design Review and in the right of way or a dedicated public easement area granted to Boise City Planning and Development Services Department. At the discretion of the City, owner will be required to assume maintenance and operations responsibility to include custodial and security services that ensure safe and optimum conditions for public use unless otherwise agreed upon. The park/plaza must meet the goals as defined in the Parks and Recreation Downtown Public Parks and Spaces Plan that provides general guidance for future needs based on scale and function in relation to 'energy zones' and the project's proximity to and location within active and civic service gap areas. The park/plaza must be clearly marked with monument signage as a public space, and must be available for public use 24/7.
- **d.** Add an Alley: The addition or extension of a public alley as defined by Chapter 9-20 of the Boise Municipal Code (Boise Subdivision Ordinance) or as approved by Boise City and Ada County Highway District. In order to meet this criterion, improvements should be made for a minimum length of 25 feet for at least one half the width of the alley.
- e. Add a Pathway: The addition or extension of a pathway providing access across the site linking origins and destinations off the development site and for non-motorized transportation and having a minimum width of six feet. To be an Eligible Expense the pathway must be in the right of way a dedicated public easement area.
- f. Add or Substantially Improve a Sidewalk: The addition, extension, or substantial improvement to the surface for a minimum of 6 feet in width and 25 feet in length. Substantial improvement is defined as the addition of a new concrete, brick or other approved surface and, as directed by the Downtown Boise Streetscape Standards or approved by Boise City, the addition of street trees, historic street lights, and other amenities pursuant to the Downtown Boise Streetscape

Standards. A sidewalk differs from "pathway" in that the former is typically adjacent to and parallel with a curb and street. A pathway is typically not adjacent to and parallel with a curb and street.

g. Add or Substantially Improve Bike Facilities: The addition or extension of bike lanes in the right of way and having a minimum of six feet in width with a buffer or physical protection and 25 feet in length, the addition of public bike parking, shared bike systems, bike repair stations, etc. to a project. To be an Eligible Expense bike facilities must be in the right of way or a dedicated public easement area.

6. Compact Development (1 Only)

Purpose: Urban economists have long understood the importance of density as a key element in the economic and social health of cities and city downtowns in particular. Urban density provides the critical mass necessary to support business activity where land and construction prices are often higher. The proximity of businesses and individuals to one another provides economic linkages through buyer and seller relationships, which are essential to supporting vibrant central city economies. Density creates a concentration of people, which attracts other people, which in turn supports business activity and a sense of urban safety and security.

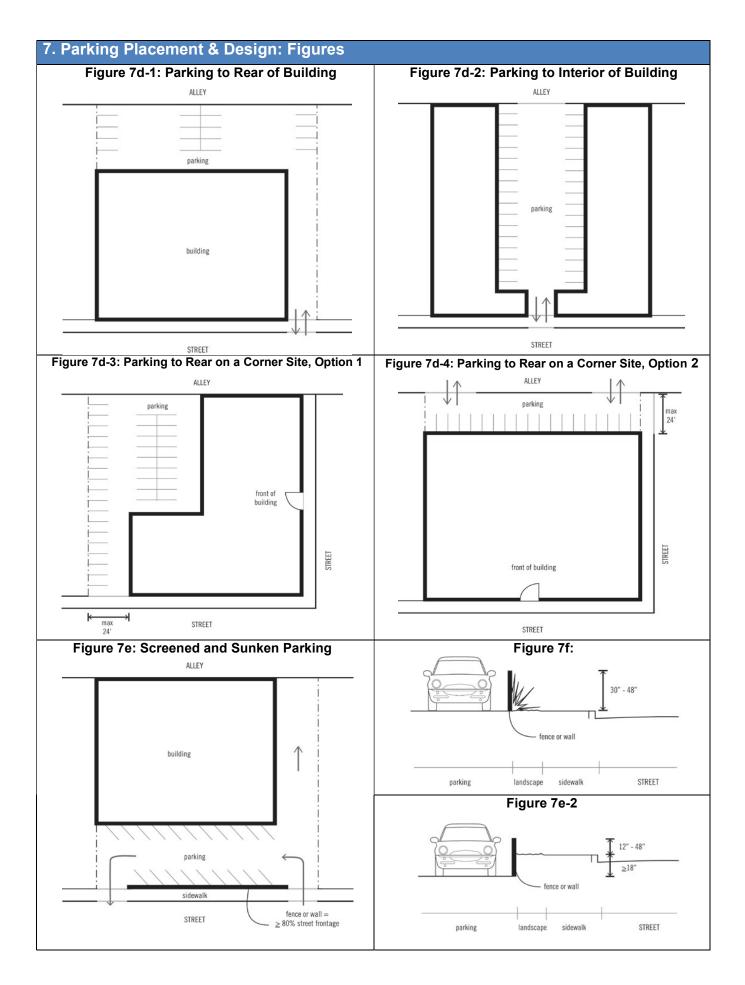
Calculation: Floor Area Ratio, or FAR, is a measure of density across various urban land uses. FAR is calculated by dividing the gross floor area for building(s) on a site by the area of the site. Gross floor area is the sum of all horizontal areas within the exterior walls of all above-ground floors of the building. For example, a building with a gross floor area of 100,000 square feet on a site of 50,000 square feet has a FAR of 2.0. Finished basements and exterior stairwells can be included in this calculation.

a.	4.0 to 5.0+ FAR: See above
b.	3.0 to 3.9 FAR: See above
C.	2.0 to 2.9 FAR: See above
d.	1.0 to 1.9 FAR: See above
e.	0.5 to 0.9 FAR: See above

7. Parking Placement & Design

Purpose: How parking and loading areas are designed is important for the vibrancy of downtown. Large areas of surface parking erode the density of people and business activity and adversely affect environments for pedestrians. A highly walkable environment is especially important to the health of retail shops, restaurants, and entertainment venues. Locating parking and loading areas at the rear or interior of buildings is a solution that is effective on a small scale. For larger parking needs, the provision of parking within parking garages is generally most effective although structured parking is expensive. For economic and aesthetic reasons, the provision of parking below grade is preferred over above-grade parking, although parking below grade is substantially more expensive to build than above grade parking. Where the provision of surface parking adjacent to streets and sidewalks is necessary, the negative effects of such parking may be mitigated by the installation of an attractive wall or fence between the parking and the street right-of- way. The wall and fence serves as a "street wall" providing the vertical element essential for a sense of enclosure for the street and sidewalk.

- a. Structured Parking Below: For this criterion structured parking is any parking area consisting of three or more parking stalls covered by a roof with usable space above and surrounded on two or more sides by columns or walls. Free-standing garages and carports, unless they have usable space above the parking area, do not meet this definition. Additionally, in order to meet this criterion, 25% or more of the parking provided on the site shall be located within the parking structure as defined. For example, a development site for which 25 or more of the 100 parking stalls on site are within a structure meets this criterion. A development site with 24 or fewer of the 100 parking stalls on site does not meet this criterion.
- b. Structured Parking Above Grade: See above
- **c.** No Surface Parking: Surface parking is any parking that is not covered by a roof and not surrounded on two or more sides by columns or walls
- **d.** Parking Location is to Rear or Interior of Building: The rear of the building is that side of the building opposite the front of the building. For a building fronting on a single street the front of the building is that side abutting the street. For a building fronting on two or more streets, the condition usually characterized as a corner site, the front of the building is that side with the building's primary entrance. On the other side of the building which abuts a street, no more than 24' of the parking lot may front the street. See Figures 7d-1, 7d-2, 7d-3 and 7d-4 on the following page
- e. Requested and Received a Parking Reduction: To qualify, the project must request at least a 20% parking reduction and be granted a parking reduction from the City of Boise.
- f. Parking is Screened by Wall, Fence, Sunken: To qualify, the project shall include surface parking of which 80% of the edge of the parking area abutting the street, excluding service drives providing direct access to the street, shall be bounded by a fence or combination fence and wall parallel to the street and sidewalk (Figure 7e-1). To qualify, the fence or combination fence and wall shall be at a height of 30" to 48" from finished grade (Figure 7e-2). Walls meeting this criterion shall be constructed of concrete or masonry. Sunken Screening that includes a parking area with a finished grade at a level of 18" or more below sidewalk grade and with a minimum fence height of 12" above sidewalk grade also qualify



8. Targeted Uses

Purpose: Some uses more than others have the potential to generate secondary activities commonly referred to as "spin- off development". Some uses perform better than others in producing jobs with relatively high wages and salaries. Some uses are beneficial because they generate products and services that are exported outside the community and region. In addition, some activities are valuable within the mix of uses in downtown Boise but may be missing or in short supply, like housing. The following is a list of uses and business categories with these characteristics. This program awards points as a way to incent and mitigate obstacles for the development of these uses. Staff may use discretion when awarding use points to projects that meet the spirit of the purpose but may fall short on the definition requirements.

a. Affordable Housing: Residential project that is funded with Low-Income Housing Tax Credits awarded by the Idaho Housing and Finance Association or equivalent with 10 or more dwellings units. Project must serve households whose incomes are at or below 60% Area Median Income in Ada County as defined by current U.S. Housing and Urban Development Department standards.

Rental projects that meet these criteria may be eligible for an increased reimbursement term and reimbursement factor in the Type 2 program (see Type 2 information).

b. Workforce/Mixed-Income Housing: Residential projects with 10 or more dwelling units, in which not less than 10% of the units serve households whose incomes are at or below 100% Area Median Income in Ada County as defined by current U.S. Housing and Urban Development Department Standards. Income Qualified Units must be integrated throughout the development cohesively with market rate units. No difference between the units should be obvious from the exterior.

Developer must supply CCDC with the project's rent roll showing that the project meets the above requirement for the Reimbursement Term to qualify for these Scorecard points on an annual basis.

Rental projects that meet these criteria may be eligible for an increased reimbursement term and reimbursement factor in the Type 2 program (See Type 2 information).

- **c. Technology:** "Technology" is any organization with a minimum of 2 members and 50% or more of its workforce employed in Standard Occupation Codes (Federal Bureau of Labor Statistics) 11-1021, 11-2021, 11-3021, 15-1121, 15-1131, 15-1133, 15-1141, 15-1142, or 15-1179; working at the subject location and occupying 5,000 square feet or more of the building on site.
- **d. Corporate Headquarters:** Project site is the principal address for a registered corporation occupying 5,000 square feet or more of the building on site.
- e. Education: A primary, secondary, or post-secondary institution licensed by the Idaho Board of Education and occupying 5,000 square feet or more of the building on site.
- f. Artisan: "Artisan" is any organization with a minimum of 2 members and 50% or more of its workforce employed in Standard Occupation Codes (Federal Bureau of Labor Statistics) 27- 1010 through 27-2099 excepting 27-2020 through 27-2023; working at the subject location and occupying 5,000 square feet or more of the building on site.
- **g.** Light Manufacturing / Assembly: "Light manufacturing/assembly" is any organization with a minimum of 2 members and 50% or more members of its workforce employed in Standard

Occupation Codes (Federal Bureau of Labor Statistics) 51-1000 through 51-9199 excepting 51-3000 through 51-3099, 51-6000 through 51- 6021, and 51-8000 through 51-8099; working at the subject location and occupying 5,000 square feet or more of the building on site.

- h. Food Economy: "Food Economy" is any organization with a minimum of 2 members and 50% or more of its workforce employed in Standard Occupation Codes (Federal Bureau of Labor Statistics) 35-1000 through 35-9099 excepting 35-2011 through 35-2013, 35-3020 through 35-2029, and 35-3041; or SOCs 51-3000 through 51-3099 excepting 51-3023; working at the subject location and occupying 5,000 square feet or more of the building on site.
- i. Minority Owned or Local Business: "Minority Owned" is any organization at least 51% owned, operated and controlled on a daily basis by one or more U.S. citizens who are socially and economically disadvantaged as defined by the federal government in Title 13 Part 124 of the Code of Federal Regulations.

"Local Business" is any organization registered through the Idaho Secretary of State that is at least 51% owned, operated, and controlled on a daily basis by residents of the State of Idaho. Ineligible businesses include publicly traded companies, multilevel marketing, gambling establishments, pyramid investments, and adult entertainment.

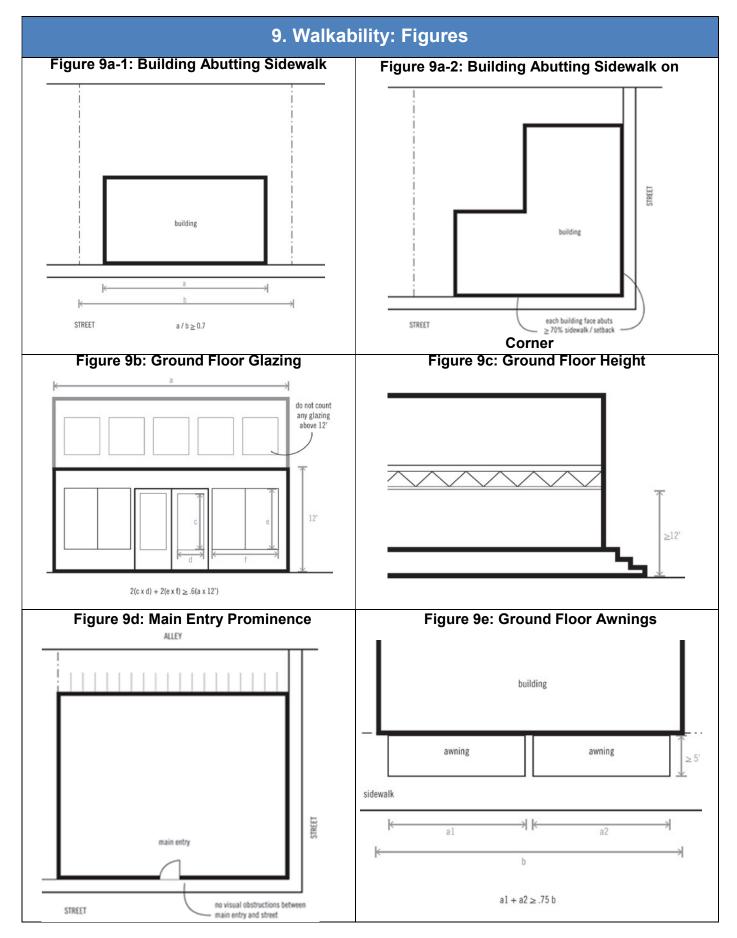
To qualify for points, Minority Owned or Local Businesses must occupy 5,000 square feet or more of the building on site.

j. Drive Thru: Any actively used drive-thru facility on the project site.

9. Walkability

Purpose: The success of downtown Boise is due in large part to its walkability. The vibrant social, cultural, and economic environment of a walkable urban environment attracts people and business activity and has that much sought after "sense of place". The design elements of buildings and open spaces are key to a pedestrian-oriented environment, though sometimes there are market forces that work in opposition to these important design elements. Therefore, the program provides incentives to said design elements to promote economic vitality.

- a. =/> 70% of sidewalk/setback is abutted by ground floor building face for new buildings or for existing buildings if more than 50% of building SF on parcel has been removed: Determined by dividing a) the distance of all exterior walls which are adjacent to and approximately parallel with property lines adjoining the public street right-of-way, excluding alleys, by b) the distance of all property lines adjoining the public street right-of-way, excluding alleys (Figure 9a-1). Existing buildings maintaining over 50% of square footage are eligible for these points regardless of the percentage of building face which abuts the sidewalk/setback. In the case of a corner site, 70% of each building face must abut a sidewalk / setback (Figure 9a-2).
- b. =/> 60% Ground Floor Glazing on Street Frontages (=/>30% res): For consistency, the "ground floor" of a building is defined as 12' tall; any glazing higher than 12' will not be included in this calculation. Glazing on street frontages includes all transparent windows and doors on exterior building walls on a plane 0 to 45 degrees of the property line adjoining the street (Figure 9b).
- c. =/> 12' Ground Floor Height: The height of the ground floor from sidewalk grade to finished ceiling, irrespective of suspended ceilings, shall have a minimum height of 12 feet. The height of the ground floor ceiling is calculated starting from sidewalk grade, irrespective of the height of the finished floor (Figure 9c).
- d. Main Entry is Prominent, on the ground floor, and faces street/not parking: The principal ground floor building entrance shall face the street, be visible from the street and not shielded by columns, fences, or landscaping, nor shall it be separated from the street by surface parking (Figure 9d). In the event of a building site with multiple street frontages, any street shall qualify.
- e. =/>75% of ground floor frontage has functional awnings with a minimum depth of 5': Functional awnings include awnings or canopies of a durable material including but not limited to metal, polycarbonate, and durable fabric. Awnings meeting this definition shall be located on a building plane parallel with the property line adjoining public right-of-way, have a minimum depth of five feet, and extend five feet over public right-of-way (Figure 9e). Awnings must not be more than 15' above the sidewalk level. Awnings located in the public realm must obtain the necessary approval by the Boise City Design Review Commission and an encroachment license from Boise City and/or Ada County Highway District, which is revocable. Awning maintenance is the responsibility of the building owner.
- f. Public Art Element: To qualify as an Eligible Expense, Public Artwork must be selected through the Boise City Department of Arts and History's Public Art Program process. The art will also need to be approved by Boise City as part of the process. Public art must be located in the public right-of-way or a dedicated Public Art Easement / License Agreement. Ownership and maintenance will be determined by Boise City, and in most cases the building owner will retain ownership of artwork and be responsible for ongoing maintenance with a minimum lifespan prescribed in an associated agreement (i.e. a maintenance agreement and/or Art Façade Easement). Reimbursement for public art is capped at 1% of the total project budget.



10. Sustainable Building

Purpose: The long term operating efficiency of buildings, like working roads, sewer and other utilities, is important to the long term viability of downtown Boise and address issues such as EPA non-attainment status and heat island mitigation. Energy efficient buildings are commercially sought after, attract strong tenants, and create long term value in the private community infrastructure by leaving more resource capacity available for additional growth.

- **a.** Living Building Certification: As determined by any accrediting agency or third party demonstrating the same or equivalency.
- **b.** LEED Platinum Certification: As determined by any accrediting agency or third party demonstrating the same or equivalency.
- **c.** LEED Gold Certification: As determined by any accrediting agency or third party demonstrating the same or equivalency.
- **d. LEED Silver Certification:** As determined by any accrediting agency or third party demonstrating the same or equivalency.
- e. Connection to and use of geothermal system: The project includes and new connection, or maintains an existing connection, to an operating geothermal system.
- f. LEED Certified / Boise Green Building Code: As determined by any accrediting agency or third party demonstrating the same or equivalency.
- **g.** Energy Star Certification: As determined by any accrediting agency or third party demonstrating the same or equivalency.