

Resolution No. 1

Date: 2/29/2024

City: Las Vegas, NV

NAHB Resolution

Title: Cluster Box Unit Mail Delivery
Sponsor: Land Development Committee
Submitted by: Brock Corder

WHEREAS, the delivery of mail is one of the basic functions of the federal government, specifically authorized by Congress in the Constitution;

WHEREAS, the United States Postal Service (USPS) is an independent branch of the Executive Office of the United States Government, governed by a nine member Board of Governors and overseen by the Postal Regulatory Commission, an independent oversight Commission whose members are also appointed by the President and whose appointment is approved by the Senate;

WHEREAS, the USPS has seen reduced revenues due to competition with private express carriers, innovations in delivery services, and dramatically oscillating fuel prices;

WHEREAS, USPS contains agency policy within the Postal Operations Manual (POM), and internal document that dictates delivery methods and procedures but is not Federal Law;

WHEREAS, in an effort to reduce delivery costs, effective April 5, 2012 and updated with revision through January 31, 2021, the USPS revised the POM regarding mode of delivery, giving it autonomy in determining how deliveries to new addresses will be made and effectively changing the way Americans receive mail by focusing delivery away from sidewalk and curbside delivery and towards delivery only to centralized Cluster Box Units (CBUs), Parcel Lockers, or UPSP-STD-4C Mail Boxes in new residential developments;

WHEREAS, to do so, the POM identifies centralized delivery as the preferred method and requires prior approval for door, curbside and sidewalk delivery methods;

WHEREAS, the POM also requires newly established or extended business or residential customers to request and receive approval of the delivery location and mode of delivery from the local Postmaster or District designees, and specifies that these

deliveries will not receive mail delivery service until the mail receptacles are installed and the units and locations are approved by the local postmaster;

WHEREAS, the POM recognizes state laws that are more stringent and specific about the type of mailbox that may be used, the post or support that must be used to mount the mailbox, and the location of the delivery equipment and that regulations and recommendations contained in the POM may not be appropriate for all areas;

WHEREAS, the USPS asserts that it, and not the local planning department or municipal decision-making body, retains the authority to approve the mailbox site(s) and type(s) of equipment;

WHEREAS, centralized delivery may require developers to incur increased costs in the form of land to be used for the units themselves, as well as for access and parking, and possibly other safety and security features, none of which will be provided by the USPS;

WHEREAS, centralized delivery can be particularly problematic for projects that are already underway and the USPS has, in many instances, failed to adequately notify developers, engineers, surveyors, planning and zoning administrators, homeowners, or homeowners associations of this change in policy, thus necessitating the redesign of subdivisions that have already been approved and/or are under construction to allow for centralized delivery of mail; and

WHEREAS, there has been inconsistent and uneven application of the POM by local postmasters or district designees and the POM does not provide adequate guidance as to when alternative delivery modes may be approved, how to address ongoing projects, who maintains legal liability for or who has the responsibility to maintain centralized delivery structures and under what circumstances,

NOW, THEREFORE, BE IT RESOLVED that the National Association of Home Builders (NAHB) urge the United States Postal Service (USPS) to maintain the option of curbside or sidewalk delivery in new residential developments;

BE IT FURTHER RESOLVED that NAHB actively oppose any effort by the USPS to mandate cluster mailbox delivery as the “preferred” method of delivery in new residential developments;

BE IT FURTHER RESOLVED that NAHB encourage USPS to recognize that the various modes of delivery contained in the current Postal Operations Manual are valid for use by developers and builders;

BE IT FURTHER RESOLVED that NAHB urge the Postal Regulatory Commission to ensure through its oversight that the USPS abandon any policy that may

disproportionately affect rural, lower income, elderly, disabled, and predominately minority communities across the country;

BE IT FURTHER RESOLVED that NAHB urge the USPS to provide for the maintenance of cluster mailbox units and hold harmless and indemnify builders or developers that choose to install cluster boxes if a builder or developer installs cluster mailbox units in accordance with the National Delivery Planning Standards: A Guide for Builders and Developers;

BE IT FURTHER RESOLVED that NAHB urge Congress to consider ways to encourage local conversations to examine the potential benefits and problems associated with widespread adoption of centralized delivery;

BE IT FURTHER RESOLVED that if cluster mailbox delivery is the chosen method, NAHB urge improved communication of this preference to local homebuilders and developers;

BE IT FURTHER RESOLVED that NAHB supports the effort to allow state and local government to decide whether cluster boxes must be installed in new developments.

Leadership Council Action:

Resolutions Committee Action:

Land Development Committee Action:

State and Local Government Affairs Committee Action:

Federal Government Affairs Committee Action:

Single Family Builders Committee Action:

If approved, this resolution will supersede current policy 2019.2 No. 3 Cluster Box Unit Mail Delivery.