

Covenant Enforcement Violations Penalties

The Boxwood Green Board of Directors approved a system by which members of the Association may be assessed charges up to a maximum of \$900 for the intentional non compliance with the published rules and regulations of the subdivision. Before any charges may be imposed, specific steps will be taken:

1. The Architectural Committee/Board of Directors and/or any other committee or person appointed by the Board will notify the member, that the member is in violation of one or more of our duly recorded covenants. This notification may be oral, but will be followed by a confirmation in writing. Every attempt will be made at this time to resolve the issue including, but not limited to, discussions on timing and method for resolution, schedule of payments, etc. This process is identical to the one that has been followed since the establishment of the HOA.
2. If, after these discussions, the member refuses to correct the violations in the mutually agreed upon manner and time, (or if no manner/time could be initially and mutually agreed to) the member will be notified that they have the right to be heard and, if they wish, to be represented by council in a hearing before the Board of Directors. The notice of such a hearing, including the charges/sanctions to be imposed, shall be hand delivered or mailed by registered or certified mail, return receipt requested, to the member at the address of record with the Association at least 14 days prior to the date of the hearing.
3. The Board of Directors at this meeting, regardless of whether the member/council attends or not, shall review the details of the situation and have the authority to assess the member an amount not to exceed fifty dollars for a single offense, or ten dollars per day for any offense of a continuing nature. The total charges for any offense of a continuing nature shall not be assessed for a period exceeding ninety (90) days.
4. In the event that an assessment is made and not paid, the Board reserves the right to file a lien or lawsuit to recover the unpaid amount.
5. This proposal in no way affects the Board's current right to impose a lien or file a lawsuit if those actions are seen as appropriate for the situation.

Approved by the Board July 19, 2004