

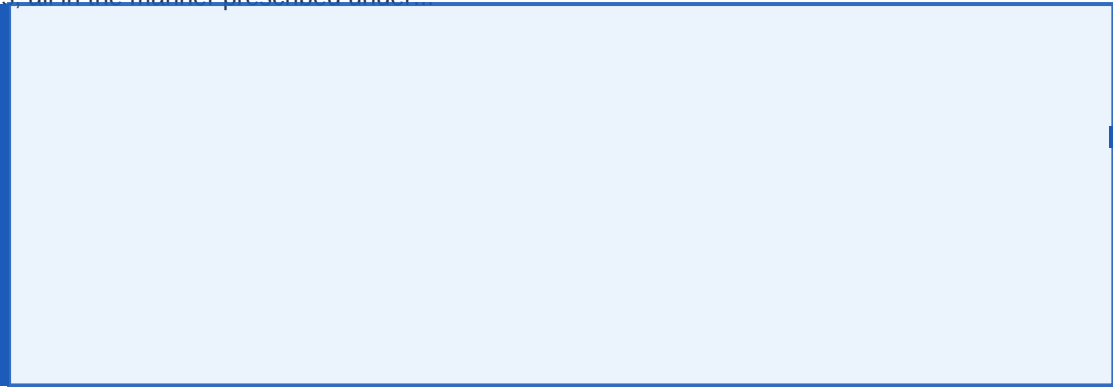
Section 16.05 - Sample Provision Excerpt (Public Preview)

Charges and Interest.

(a)

Any Owner or Tenant who fails to file a return, fails to pay the full amount of the facilities Charge shown on the return to be due, or fails to cooperate in an audit of the Owner's or Tenant's books and records pertaining to that Owner's or Tenant's retail sales and prices charged to consumers, all in the manner prescribed under

ISSUE #1



MARKUP #1 ->



MARKUP #1 · POTENTIAL ISSUE FOR REVIEW

BOARD & COUNSEL REVIEW

Sec. 16.05 (p. 4): Potential Issue for Review: Uploaded documents do not include Ohio written enforcement assessment procedure requiring a cure deadline, a 10-day window to request a board hearing, and 30-day advance written notice of the hearing - look for this language in other governing documents, standalone board policies/resolutions, Rules & Regulations, or amendments that were not included in this review (and confirm any applicable statutory threshold).

Statutory / Legal Reference: Ohio Rev. Code § 5312.11(C) - (D) (Ohio Planned Community Law)

Statutory Comparison: Under Ohio Rev. Code § 5312.11(C) - (D) (Ohio Planned Community Law), before imposing a charge for damages or an enforcement assessment, the board must furnish a written notice stating the description of the violation, the proposed amount, a reasonable date to cure the violation to avoid the assessment, and the owner's right to deliver a written request for a board hearing within 10 days (followed...

CURRENT WORDING IN DOCUMENT:

Charges and Interest.
(a) Any Owner or Tenant who fails to file a return, fails to pay the full amount of the facilities Charge shown on the return to be due, or fails to cooperate in an audit of the Owner's or Tenant's books and records pertaining to that Owner's or Tenant's retail sales and prices charged to consumers, all in the manner prescribed under...

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

First look for this language in other governing documents, standalone policies/resolutions, or amendments not included in this review. If not already addressed in another document (and if applicable to this community), incorporate: Prior to levying any enforcement assessment or damage charge, the Board shall give the Owner written notice describing the violation, the proposed assessment amount, a...