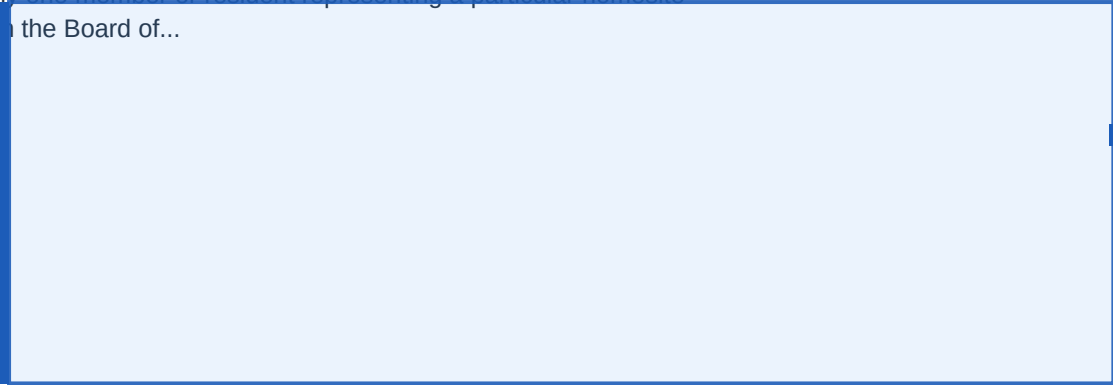


Section 3 - Sample Provision Excerpt (Public Preview)

102.
Composition and Selection
a) Number and Eligibility. The Board of Directors shall consist of not less than three (3) nor more than five (5) Directors. Directors shall be members or residents of Greystone Creek who are at least 18 years of age; provided, however, only one member or resident representing a particular homesite

ISSUE #1 shall serve on the Board of...



MARKUP #1 ->



MARKUP #1 · MISSING MANDATORY STATUTORY PROVISION

BOARD & COUNSEL REVIEW

Sec. 3 (p. 3): Rule-making and amendment provisions omit the mandatory South Carolina statutory requirement that all governing documents, rules, regulations, and amendments be recorded in the county land records (rules by January 10 following adoption) to be enforceable under S.C. Code Ann. § 27-30-130.

Statutory / Legal Reference: S.C. Code Ann. § 27-30-130(A) - (B)

Statutory Comparison: Under S.C. Code Ann. § 27-30-130, governing documents must be recorded in the county clerk of court's or register of deeds' office to be enforceable, and any newly adopted or amended rules and regulations must be recorded no later than January 10th of the year following their adoption in order to continue to be enforceable.

CURRENT WORDING IN DOCUMENT:

102. Composition and Selection a) Number and Eligibility. The Board of Directors shall consist of not less than three (3) nor more than five (5) Directors. Directors shall be members or residents of Greystone Creek who are at least 18 years of age; provided, however, only one member or resident representing a particular homesite may serve on the Board of...

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

102. Composition and Selection a) Number and Eligibility. The Board of Directors shall consist of not less than three (3) nor more than five (5) Directors. Directors shall be members or residents of Greystone Creek who are at least 18 years of age; provided, however, only one member or resident representing a particular homesite may serve on the Board of Directors at any time.