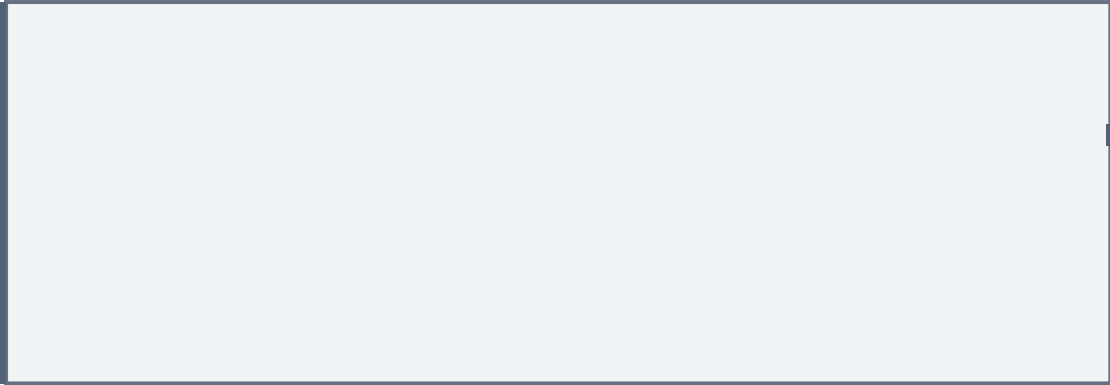


Section Clause #1 - Sample Provision Excerpt (Public Preview)

PROVIDENCE FINE POLICY

Please be advised that to keep your community a great place to live, as well as retain and/or increase your property value, the Providence Board of Directors has determined that the following fines will be imposed upon those homeowners who are in non-compliance with the Providence governing documents.

ISSUE #1



MARKUP #1 ->



MARKUP #1 · SUBJECTIVE OR OVERBROAD WORDING

BOARD & COUNSEL REVIEW

Sec. Clause #1 (p. 1): [FLAGGED FOR COUNSEL REVIEW - SAFE RESOLUTION GATE] Fining and suspension provisions omit mandatory prior written notice and an opportunity to be heard required by Tenn. Code Ann. § 48-56-302 & § 66-27-402(a)(11).

Statutory / Legal Reference: Tenn. Code Ann. § 48-56-302 & § 66-27-402(a)(11)
Statutory Comparison: Under Tenn. Code Ann. § 48-56-302 & § 66-27-402(a)(11), an association may levy reasonable fines or suspend member rights only after providing prior written notice and a fair opportunity for the owner to be heard before the sanction becomes effective.

CURRENT WORDING IN DOCUMENT:
PROVIDENCE FINE POLICY Please be advised that to keep your community a great place to live, as well as retain and/or increase your property value, the Providence Board of Directors has determined that the following fines will be imposed upon those homeowners who are in non-compliance with the Providence governing documents.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):
PROVIDENCE FINE POLICY Please be advised that to keep your community a great place to live, as well as retain and/or increase your property value, the Providence Board of Directors has determined that the following fines will be imposed upon those homeowners who are in non-compliance with the Providence governing documents.