

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

BYLAWS
OF
COVENTRY NEIGHBORHOOD ASSOCIATION
ARTJCLE f
NAME, PRINCIPAL OFFICE AND DEFJNITIO\JS
1 1 Name The name of the corporation is COVENTRY NEIGHBORHOOD *SSOCIATION

ISSUE #1
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1 2 Principal Office The principal office of the Association shall be looted in Tarrant
County, Tex s or in such other county in Texas as the Board of Directors dEc...

MARKUP #1 ->



MARKUP #1 · POTENTIAL ISSUE FOR REVIEW

BOARD & COUNSEL REVIEW

Sec. Clause #1 (p. 1): Potential Issue for Review: Governing document bundle authorizes fines but lacks or fails to reference the mandatory recorded Enforcement Policy & Schedule of Fines required by Tex. Prop. Code § 209.0061 (HB 614) - look for this language in other governing documents, standalone policies, or amendments that were not included in this review.

Statutory / Legal Reference: Tex. Prop. Code § 209.0061 (HB 614)

Statutory Comparison: Effective January 1, 2024, HB 614 enacted Tex. Prop. Code § 209.0061, requiring every subdivision HOA with fining authority to adopt, record, and post/distribute an enforcement policy that enumerates each general category of restrictive covenants for which the association may assess a fine and a specific schedule of fines for each category.

CURRENT WORDING IN DOCUMENT:

BYLAWS OF COVENTRY NEIGHBORHOOD ASSOCIATION ARTJCLE f NAME, PRINCIPAL OFFICE AND DEFJNITIO\JS 1 1 Name The name of the corporation is COVENTRY NEIGHBORHOOD.*SSOCIATION (the "Association") 1 2 Principal Office The principal office of the Association shall be looted in Tarrant County, Texas or in such other county in Texas as the Board of Directors dEc...

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: Adopt, record in the county real property records, and post on the Association website a compliant Fining & Enforcement Policy containing the schedule of fines by...