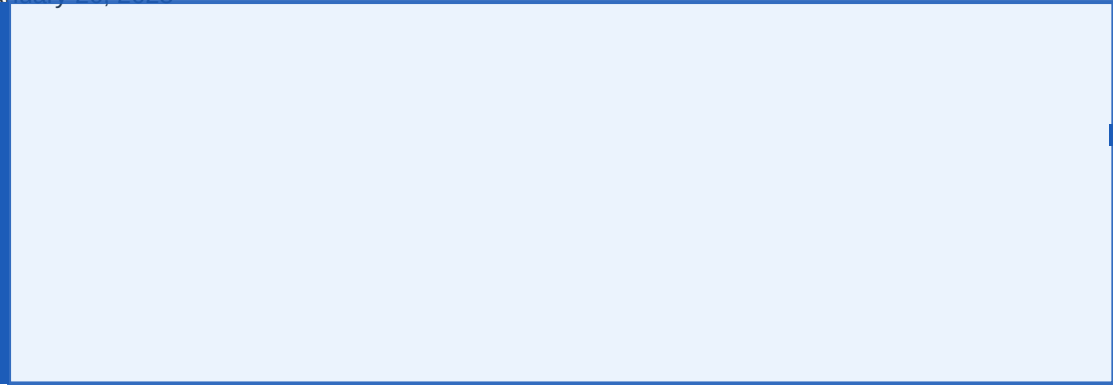


Section 1 - Sample Provision Excerpt (Public Preview)

HEIGHTS PARK NEIGHBORHOOD ASSOCIATION
BY-LAWS

Adopted September 8, 2004
Amended September 28, 2005
Amended January 20, 2011
Amended January 26, 2023

ISSUE #1



MARKUP #1 ->



MARKUP #1 · MISSING MANDATORY STATUTORY PROVISION

BOARD & COUNSEL REVIEW

Sec. 1 (p. 1): Governing documents omit the mandatory recorded Alternative Payment Plan Policy (minimum 3-month to 18-month term) required for Texas associations with more than 14 lots under Tex. Prop. Code § 209.0062.

Statutory / Legal Reference: Tex. Prop. Code § 209.0062

Statutory Comparison: Under Tex. Prop. Code § 209.0062, a property owners' association composed of more than 14 lots must adopt and record reasonable guidelines to establish an alternative payment schedule by which an owner may make partial payments for delinquent regular or special assessments without accruing additional monetary penalties (with a minimum payment plan term of 3 months).

CURRENT WORDING IN DOCUMENT:

HEIGHTS PARK NEIGHBORHOOD ASSOCIATION BY-LAWS Adopted September 8, 2004
Amended September 28, 2005 Amended January 20, 2011 Amended January 26, 2023

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

Adopt and record in the county real property records a statutory Alternative Payment Plan Policy providing a minimum three (3) month payment schedule in accordance with Tex. Prop. Code § 209.0062.