

Section 1 - Sample Provision Excerpt (Public Preview)

Bylaws of
Midlothian Windermere Estates Homeowners Association
Basic Information
Property Owners
Association:
Midlothian Windermere Estates Homeowners Association, a Texas
ISSUE #1 Property Owners Association, which is an unincorporated organization.
Principal Office:
620 Rowlett Road, Garland, Texas 75043-3703.

MARKUP #1 ->



MARKUP #1 · POTENTIAL ISSUE FOR REVIEW

BOARD & COUNSEL REVIEW

Sec. 1 (p. 1): Potential Issue for Review: Uploaded documents do not include 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 - 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: 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:

Bylaws of Midlothian Windermere Estates Homeowners Association Basic Information
Property Owners Association: Midlothian Windermere Estates Homeowners Association, a Texas nonprofit association, which is an unincorporated organization. Principal Office: 620 Rowlett Road, Garland, Texas 75043-3703.

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 and record in the county real property records a statutory Alternative Payment Plan Policy providing a minimum three (3) month payment schedule in accordance...