

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

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ARTICLES OF INCORPORATIO

ISSUE #1

In the Office of the
Secteta-y of State of Texas
OF
NOV 16 1999
NORTHPOINTE LANDSCAPE MAINTENANCE ASSOCIATIO_MANC._
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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:

Feb 25 02 03:43p - Palo Pinto Land Company p . 2 713 807 9374 tir 1/11 ARTICLES OF INCORPORATIO FILED In the Office of the Secteta-y of State of Texas OF NOV 16 1999 NORTHPOINTE LANDSCAPE MAINTENANCE ASSOCIATIO_MANC._ iourportmons uecaon

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...