NEW HOA FINE PROCESS

Board Imposes Fine Owner is in violation of the

Owner is in violation of the Association's governing documents.

Notice

Send an owner notice of a fine and right to a hearing, including a detailed description of the violation, document reference, and how the violation can be cured.



The hearing must be held within 90 days from the issuance of the Notice. The committee hearing may be held by telephone or electronic means.

Time to Cure

If the violation is cured before the hearing, in the manner specified in the Notice, the fine or suspension may not be imposed.

Committee Findings

Within 7 days of the hearing, the committee must inform the owner and tenant in writing about the findings of the violation, whether any fine or suspension was approved, how to cure the violation, and the deadline to pay any fines.

Due Date

The committee must SET a due date for the fine payment, and that due date must be at least thirty days after DELIVERY of the written notice of findings (required to be sent within 7 days after the hearing).

Attorney's Fees

If the violation is not cured or the fine is unpaid by the due date, then reasonable attorneys' fees and costs may begin to accrue. Attorney's fees and costs may not be awarded against the parcel owner based on actions taken by the Board before the due date set for the fine to be paid.