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Document No. 2023-05109
RESOLUTION

Parties: RANCHES AT STAR HOLLOW
to
RANCHES AT STAR HOLLOW

FILED AND RECORDED
REAL RECORDS
On: 09/11/2023 at 11:44 AM

Document Number: 2023-05109
Receipt No. 127421
Amount: \$42.00

By: cwhite
Gwinda Jones, County Clerk
Erath County, Texas

6 Pages



STATE OF TEXAS
County of Erath

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded under the Document Number stamped hereon of the Official Public Records of Erath County.

Gwinda Jones, County Clerk

A handwritten signature in cursive script that reads "Gwinda Jones".

Record and Return To:
RANCHES AT STAR HOLLOW PROPERTY OWNERS ASSOC.
110 W I-20 FRONTAGE RD STE 120

WEATHERFORD, TX 76086



STATE OF TEXAS § RESOLUTION ADOPTING FINE
 § AND ENFORCEMENT POLICY FOR
COUNTY OF HOOD § THE RANCHES AT STAR HOLLOW
COUNTY OF ERATH § PROPERTY OWNERS' ASSOCIATION, INC.

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE RANCHES AT STAR HOLLOW PROPERTY OWNERS' ASSOCIATION, INC.
REGARDING FINE AND ENFORCEMENT POLICY**

Pursuant to Section 209.0061, Texas Property Code, The Ranches at Star Hollow Property Owners' Association, Inc., hereinafter referred to as "Association", the Association governing The Ranches at Star Hollow Subdivision located in Hood County, Texas (said Subdivision being more fully described on the map and plat recorded under Document Number P-939 in the Official Plat Records of Hood County, Texas), and located in Erath County, Texas (said Subdivision being more fully described on the map and plat recorded under Doc # 2023-05103 in the Official Plat Records of Erath County, Texas), acting by and through its Board of Directors, has adopted the following fine and enforcement policy to set forth its policy for levying fines, to-wit:

1. Schedule of fines.

- A. CATEGORY 1: \$25.00 per day. This fine will be charged daily until the violating condition is corrected.
- B. CATEGORY 2: \$35.00 per day. This fine will be charged daily until the violating condition is corrected.
- C. CATEGORY 3: \$50.00 per day. This fine will be charged daily until the violating condition is corrected.

2. Board's authority to grant variance on fines.

The Board is granted the authority to adopt and assess a different fine amount on a case by case basis after considering all the facts of the violation. Any Category of fine can be increased for repeat offenses.

3. General categories of restrictive covenants for which the Association may assess fines:

- A. Building violations, for instance:
 - a. Failure to apply and receive approval from the Architectural Control Committee. (Category 3)
 - b. Failure to meet minimum square footage. (Category 3)
 - c. Failure to adhere to timeline for construction. (Category 2)
 - d. Improper construction materials. (Category 3)
 - e. Improper roofing materials. (Category 3)
 - f. Improper temporary structure. (Category 2)

- g. Failure to have exterior color scheme approved by the ACC. (Category 3)
- h. Improper Guest Quarter. (Category 2)
- i. Improper Barn, Workshop or Storage Building. (Category 2)
- j. Failure to have a garage. (Category 3)
- k. Improper walls, fencing and light post. (Category 2)
- l. Improper culverts. (Category 2)
- m. Improvements improperly placed within a setback area. (Category 2)
- n. Improper lighting. (Category 1)
- o. Improper Improvements placed within a drainage or utility easement. (Category 3)
- p. Improper water retainage structures. (Category 2)
- q. Failure to screen above ground propane tanks, pumps vent pipes and other equipment. (Category 2)
- r. Failure to screen trash containers or leave them out other than on established garbage collection days. (Category 1)
- s. Failure to maintain drainage easement. (fine is actual costs to the Association)

B. Storage violations, for instance:

- a. Improper use of RV's. (Category 1)
- b. Improper storage of trailers, RV's and boats, tractors golf carts and other recreational vehicles, lawn or garden equipment or any other equipment listed in the Declaration. (Category 1)

C. Prohibited Items on the Tract, for instance:

- a. Mobile homes, manufactured homes, modular, container or move-in homes. (Category 3)
- b. Junk and debris. (Category 1)
- c. Improper garbage and trash disposal. (Category 1)
- d. Animals that do not comply with the Animal Husbandry requirement. (Category 1)
- e. Improper signs. (Category 1)
- f. Commercial activity on the Tract. (Category 2)
- g. Separately renting out a guest quarter. (Category 3)
- h. Nuisance activity. (Category 1)

D. Miscellaneous:

- a. Failure to use the Tract for only single family residential purposes. (Category 2)
- b. Failure to maintain a Tract or an Improvement on a Tract. (Category 1)
- c. Violating any rule or regulation of the Association. (Category 1)
- d. Not having sufficient portable restrooms facilities on a construction site. (Category 1)

4. Information regarding hearings described by Section 209.007 of the Texas Property Code.

- A. Except as provided by subsections (C) and (D) below, and only if the Owner is entitled to an opportunity to cure the violation, the Owner has the right to submit a written request for a hearing to discuss and verify facts and resolve the matter in issue before the Board.
- B. The Association shall hold a hearing not later than the 30th day after the date the Board receives the Owner's request for a hearing and shall notify the Owner of the date, time, and place of the hearing not later than the 10th day before the date of the hearing. The Board or the Owner may request a postponement, and, if requested, a postponement shall be granted for a period of not more than 10 days. Additional postponements may be granted by agreement of the parties. The Owner or the Association may make an audio recording of the meeting.
- C. The notice and hearing provisions of Section 209.006 and Section 209.007 of the Texas Property Code do not apply if the Association files a suit seeking a temporary restraining order or temporary injunctive relief or files a suit that includes foreclosure as a cause of action. If a suit is filed relating to a matter to which those sections apply, a party to the suit may file a motion to compel mediation.
- D. The notice and hearing provisions of Section 209.006 and Section 209.007 of the Texas Property Code do not apply to a temporary suspension of an Owner's right to use Common Areas if the temporary suspension is the result of a violation that occurred in a Common Area and involved a significant and immediate risk of harm to others in the Subdivision. The temporary suspension is effective until the Board makes a final determination on the suspension action after following the procedures prescribed by this section.
- E. An Owner or the Association may use alternative dispute resolution services.
- F. Not later than 10 days before the Association holds a hearing under this section, the Association shall provide to an Owner a packet containing all documents, photographs, and communications relating to the matter the Association intends to introduce at the hearing.
- G. If an Association does not provide a packet within the period described by subsection (F), an Owner is entitled to an automatic 15-day postponement of the hearing.
- H. During a hearing, a member of the Board or the Association's designated representative shall first present the Association's case against the Owner. An Owner or the Owner's designated representative is entitled to present the Owner's information and issues relevant to the appeal or dispute.

5. Notice to Members:

The Association shall:

- A. Provide a copy of this Policy to an Owner of a lot in the Subdivision by:
- a. posting the policy on an Internet website maintained by the Association or an agent acting on behalf of the Association and accessible to Members of the Association; or
 - b. annually sending a copy of the policy, separately or included in routine communication from the Association to Members, by:
 - i. hand delivery to the Owner;
 - ii. first class mail to the Owner's last known mailing address; or
 - iii. e-mail to an e-mail address provided to the Association by the Owner; and
- B. Make the policy available on any publicly accessible Internet website maintained by the Association or an agent acting on behalf of the Association.

6. Owner's Liability.

An Owner is liable for any fines levied by the Association for violations by the Owner, any lessees, or the Owner or lessees' family, guests, employees, agents or contractors. Regardless of who performs the violation, the Association will direct its communications to the Owner.

7. Definitions.

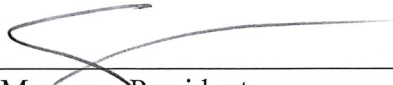
Any words not defined in this Policy shall have the same meaning assigned in the Declaration of Covenants, Conditions, Restrictions, Easements, Charges and Liens for The Ranches at Star Hollow Subdivision filed of record under Instrument No. ~~2023-05104~~²⁰²³⁻⁰⁵¹⁰⁴, Volume , Page of the Official Public Records of the Hood County Clerk, Hood County, Texas and under Instrument No. 2023-05104, Volume , Page of the Official Public Records of the Erath County Clerk, Erath County, Texas.

By their signatures below the President and the Secretary of the Association certify that the foregoing resolution was approved by the Board of Directors of the Association at a duly-called meeting of the Board of Directors at which a quorum of Directors was present, or by signed, unanimous written consent in lieu of a meeting.

PASSED, ADOPTED AND APPROVED on this the _____ day of August 2023.

[signature follows on next page]

THE RANCHES AT STAR HOLLOW PROPERTY OWNERS' ASSOCIATION, INC.

By: 
Monte Magness, President

ATTEST:

By: 
Oscar Rohne, Secretary

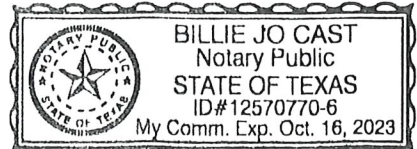
THE STATE OF TEXAS
COUNTY OF Parker

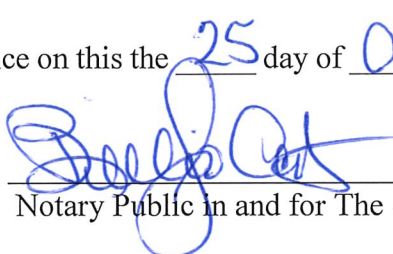
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CERTIFICATE OF ACKNOWLEDGMENT

Before me, the undersigned Notary Public, on this day personally appeared Monte Magness who is personally known to me (or proved to me through a federal or state issued ID with photo and signature of person identified) to be the person whose name is subscribed to the foregoing instrument, and who has acknowledged to me that he is the President of The Ranches at Star Hollow Property Owners' Association, Inc. and that by authority duly given and as the act of The Ranches at Star Hollow Property Owners' Association, Inc. executed the instrument for the purposes and considerations expressed.

Given under my hand and seal of office on this the 25 day of August 2023.




Notary Public in and for The State of Texas

AFTER RECORDING, RETURN TO:

The Ranches at Star Hollow Property Owners' Association, Inc.
110 W. Interstate 20, Frontage Road, Suite 120
Weatherford, Texas 76086