

# KLAHANIE

## THE KLAHANIE HOMEOWNERS' ASSOCIATION

### POLICY RESOLUTION #2022.27.09

#### TRASH CONTAINER FINE ENFORCEMENT

##### AUTHORITY:

Article 6.7, Covenants, Conditions, and Restrictions - Garbage.

Section 4.8, Rules & Regulations - Trash.

Section 7.0, Rules and Regulations "Fines".

##### PURPOSE:

To assure that fines for trash container violations are applied consistently throughout Klahanie and enforced in a timely manner, the Board finds it necessary to implement a separate trash container fine schedule and enforcement system which complies with all due process requirements. This policy covers all property owners with individual residential trash service.

##### RESOLUTION:

To define and expedite assessing trash container fines after receiving a one-time friendly reminder. The Board resolves that the following compliance policies and procedures are hereby adopted:

1. Penalties and Fines:
  - a. A property owner shall be given a one-time friendly reminder door tag for not removing trash containers this including recycle, yard waste and any other trash container from street view after collection in accordance with Section 4.8 of the Rules & Regulations — Trash. This applies to front driveways and homes with back alleys.
  - b. After the one-time friendly reminder, each violation will be assessed a fine that increases after each occurrence. The 1<sup>st</sup> violation will be assessed an automatic fine of \$25, 2<sup>nd</sup> violation \$50, 3<sup>rd</sup> violation \$75 and 4<sup>th</sup> violation \$100. If a property has more than four violations, continued violations will be assessed an automatic fine of \$100. Trash container fine violations are reset at the start of each calendar year with the initial one-time friendly reminder then following the subsequent fines. When a fine has been assessed on the account, the registered Owner of the property will be sent a letter describing the violation type and the fine amount, accompanied by a color photo of the issue to be addressed.
  - c. All trash container violations including the one-time friendly reminder door tag will also be issued a tag on their trash container that states the non-compliance.

# KLAHANIE

- d. Any violation by an Owner, occupant, tenant, or guest of an owner shall be treated as a violation by the Owner and any penalty resulting from said violation(s) shall apply against the Owner.

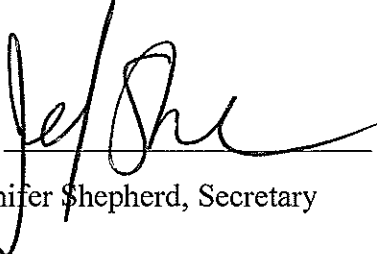
## 2. Due Process / Appeal Procedure:

The following procedures allow members of the Fine Committee and the Board of Directors to review issues and evidence of a challenged violation(s) and to consider appropriate action(s), if any.

- a. If any Owner feels that the enforcement of a trash container fine has been issued in error or without justification, they have the right to appeal to the Fine Committee. If a homeowner disagrees with the Fine Committee decision, the decision may be appealed to the Association Board of Directors.
- b. To obtain any appeal, the Owner shall request a hearing made within (10) business days prior to the committee or Board of Directors meeting via mail or email. Committee Meetings are held on the 2<sup>nd</sup> Wednesday of each month and Board Meetings are held on the last Tuesday of each month. All requests need to be addressed to the Compliance Specialist [compliance@klahanie.com](mailto:compliance@klahanie.com) or mailed to the KHOA Office.

President's and Secretary's Certification: The undersigned, respectively being the President and Secretary of the Klahanie Association, a Washington nonprofit corporation, certify that the foregoing Policy Resolution was approved and adopted by the Board of Directors of the Association, at a duly called and held meeting of the Board of Directors of the Association on 9/27/2022 and in witness thereof, the undersigned have submitted their names.

By:   
Don Stephanian, President

By:   
Jennifer Shepherd, Secretary