

**THE KLAHANIE HOMEOWNERS ASSOCIATION  
POLICY RESOLUTION #2019.11.1**

**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 single-family dwelling homes in Klahanie.

**RESOLUTION:**

To define and expedite assessing trash container fines and the rights for those receiving a violation notice for non-compliance, the Board resolves that the following compliance policies and procedures are hereby adopted:

1. Penalties and Fines:

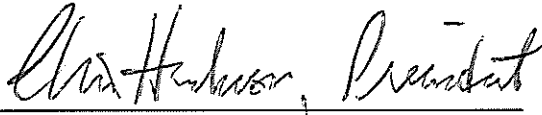
- a) A homeowner shall be fined for not removing trash containers from street view after collection in accordance with Section 4.8 of the Rules & Regulations – Trash. This applies to front driveways and homes with back alleys.
- b) Any violation by an owner, occupant, tenant, or guest of an owner shall be treated as a violation by the owner and any penalty resulting from said violation(s) shall apply against the Owner.
- c) To regulate and streamline the compliance violation process, the Board has instituted an automatic fine schedule for trash container violations.
- d) First violation has an automatic fine of \$25. Subsequent fines within a year are then \$50, \$75 and \$100 for re-occurrence violations. When an issue of noncompliance is identified, the registered owner of the property will be sent a letter describing the violation and the fine amount, accompanied by a color photo of the issue to be addressed.

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, he/she has the right to appeal to the Fine Committee and then to the Board of Directors.
- b) To obtain an appeal hearing, the Owner shall request a hearing from the Fine Committee, in writing, within seven (7) days prior to the committee meeting on the 2<sup>nd</sup> Wednesday of each month, or as needed. Notification should be by sending an email to [compliance@klahanie.com](mailto:compliance@klahanie.com) or contacting the 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 October 29, 2019, and in witness thereof, the undersigned have submitted their names.

By:   
Chris Humberson, President

By: \_\_\_\_\_  
Sarah Lanis, Secretary