

Schedule of Fines

All violations of the Association's governing documents are subject to disciplinary action and are subject to the Association's standard schedule of fines. Fines for non-compliance of the Association's governing documents may be assessed, after notice and a hearing, in accordance with the following Fine Schedule.

Description	Amount
First Occurrence	\$100.00- \$250.00
Second Occurrence	\$250.00 - \$500.00
Third Occurrence	\$500.00 - \$1,000.00
Each occurrence of the same or substantively similar violation shall result in the doubling of the previous fine.	

The fines listed above as well as below represent a range of amounts per violation, and are in addition to any actual costs, damages, or expenses, including attorney fees, incurred by the Association in obtaining compliance with the Governing Documents. If circumstances warrant, the Board may impose lesser amounts, and may suspend imposition of all or any portion of a fine for up to one year from the date of the hearing. Offenses for separate rules violations will each start at the first offense stage and progress to higher levels as appropriate.

Described below are specific fines associated with infractions and violations of Paragraphs 11 and 15 of the Association's Architectural Requirements.

1. **Minor Infractions:** Minor infractions occur when there is a violation of Paragraph 11 or 15 that is non-serious in nature and does not pose any material threat of inconvenience to or disturbance in the neighborhood. A minor infraction may warrant a written warning from HPPOC's Board of Directors ("Board") and/or the Manager. Whether a violation constitutes a minor infraction is entirely within the lawful discretion of the Board or Manager.
2. **Moderate and Major Infractions of Time Restrictions (Paragraph 15.a):** These infractions occur when construction activity occurs on or about an owner's lot on a day or at a time restricted by Paragraph 15.a of the Architectural Requirements. Determination of the degree of the infraction- the amount of inconvenience to or disturbance in the neighborhood-is entirely within the lawful discretion of the Board. Each such violation of the rule restricting the day or time of construction activity shall subject the owner to the following penalties:
 - Moderate Disturbance: \$250.00 per hour that the restrictions are exceeded, minimum charge of \$250.00.
 - Major Inconvenience or Disturbance: \$500.00 per hour that the restrictions are exceeded, minimum charge of \$500.00.
3. **Moderate and Major Infractions of Paragraph 15 Other Than 15.a:** These infractions are, in the opinion of the Board, not minor. Each such violation (other than 15.a) shall subject the owner to the following penalties:
 - First Violation: \$500.00.
 - Second Violation: an additional \$750.00.
 - Subsequent Violations: an additional \$1,000.00.
4. **Moderate and Major Infractions of Paragraph 11:** These infractions are, in the opinion of the Board, not minor. Each such violation of Paragraph 11 shall subject the owner to the following penalties:

Each sign that is a violation of Paragraph 11 of the Architectural Requirements and continues more than ten (10) days after the date of a letter ("Warning") to the owner requesting the removal of the sign: \$250 plus \$10 per day until the removal of the sign and written notice is received by the Association from the owner that the sign has been removed.

5. **Notice and Opportunity to be Heard Regarding Infractions:** When the Board plans to meet to consider imposing a fine under this Schedule, the Board shall notify the owner of the hearing on the later of the day that the Board schedules its meeting at which the hearing will occur or 10 days before the meeting. This notice shall detail the nature of the infraction and inform the owner of the date, time, and place of the hearing and inform the owner of his or her right to address the Board. This notice shall include any other information required by law. This hearing may be held in executive session if the owner so requests, and the owner may request in writing one postponement of the hearing delivered to the Association at least two days before the meeting.
6. **Use of Deposit:** The Association may deduct from the Deposit made by the owner under section 12 of the Application the amount of any fine assessed by the Board after the meeting in accordance with the preceding paragraph 5 of this schedule.