

**Kimberly Woods Homeowners Association
Resolution of the Board of Directors**

Tree Removal in KWHOA Common Property

The Board of Directors of the Association resolved that:

1. If a HOMEOWNER is concerned that a tree rooted in the KWHOA Common Property may fall into the HOMEOWNER'S property, it is the homeowner's responsibility to complete and pay for the following:
 - a. The HOMEOWNER will hire an arborist to determine if the tree should be trimmed or cut down.
 - b. If downing is needed, the HOMEOWNER will prepare the paperwork for the proper city permits, locate a KWHOA director to sign the paperwork, submit paperwork to the city and receive the LO cutting permit
 - c. The HOMEOWNER will hire a tree company and pay for the work to be completed
2. The KWHO association will support the homeowner by signing the permit request
3. The KWHO association will allow downed trees to remain in the Common Property
4. The KWHO will not pay for the work to be performed

(For clarification, it is the Board of Directors understanding that if a tree rooted in the Common Property falls onto private property and damages a home, it is the HOMEOWNER's insurance, not KWHOA's insurance that is responsible for any damage and tree removal. This also holds for a tree falling from one lot onto another lot – damages are paid by the insurance on the damaged home, not the lot/home on which the tree was rooted.)

The undersigned, Secretary of the Association, hereby certifies that this resolution is a true record of the resolution adopted by the Board of Directors at the annual general meeting held in accordance with the Bylaws of the Association on 2-27-15.

Dated 2-27-15

Shawn Engelberg Secretary
Board of Directors
Kimberly Woods Homeowners Association

