## RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROYAL RIDGE PATIO HOMES ASSOCIATION, INC. ESTABLISHING ITS COLLECTION POLICY FOR ASSESSMENTS

STATE OF TEXAS §

COUNTY OF BEXAR §

WHEREAS, the ROYAL RIDGE PATIO HOMES ASSOCIATION, INC., (hereinafter sometimes referred to as the "Association"), is charged with administering and enforcing those certain covenants, conditions and restrictions contained in the Declaration for the Association; and

**WHEREAS**, the Board of Directors of the Association is charged with the responsibility of collecting assessments for common expenses from homeowners; and

WHEREAS, from time to time homeowners become delinquent in their payments of these assessments and fail to respond to the demands from the Board to bring their accounts current; and

WHEREAS, the Board deems it to be in the best interest of the Association to adopt a uniform and systematic procedure for dealing with delinquent accounts in a timely manner, and further believes it to be in the best interest of the Association to refer these accounts promptly for collection so as to minimize the Association's loss of assessment revenue; and

**NOW THEREFORE**, BE IT RESOLVED that the Board of Directors of the ROYAL RIDGE PATIO HOMES ASSOCIATION, INC. (hereinafter the "Association") adopts the following policy and practice effective 10 days after distribution to the owners.

This document sets forth the Association's policy regarding the collection of assessments pursuant to the Declaration of Covenants, Conditions and Restrictions for the ROYAL RIDGE PATIO HOMES ASSOCIATION, INC.

The Board establishes the Association's fiscal year, January 1 to December 31, as the Regular Assessment period. The annual assessments are due on the 2<sup>nd</sup> day of January and are delinquent after the 1<sup>st</sup> day of March.

- 1. **Assessments in General.** The Association has a duty to levy regular and special assessments sufficient to perform its obligations under the governing documents. Regular assessments are levied annually.
- 2. Obligation to Pay Assessments. Each assessment or charge is an obligation of the owner at the time the assessment or other sums are levied. Each assessment or charge is also a lien on the owner's lot and which may cause the Association to record a Notice of Delinquent Assessment Lien to be recorded with the property records of Bexar County, Texas.
- 3. **Notice of Assessments.** The Association will give the owners notice before any increase in the annual or any special assessment. Notice will be sent by first-class mail to addresses on record with the Association. It is the responsibility of each owner to advise the Association of any mailing address changes.

- 4. **Designation of Agent.** The Board of Directors may designate an agent or agents to collect assessment payments and administer this Collection Policy. Such designated agent may be an officer of the Association, manager, bookkeeper or other appropriate agent.
- 5. **Due Date/Delinquency Date of Assessments.** Unless otherwise specified by the Board, an assessment is due by January 2<sup>nd</sup> of the fiscal year. Any assessment or any portion thereof, is delinquent if it is not received by the Board or its designated agent by the 1<sup>st</sup> day of March of each fiscal year.
- 6. **Interest Charges.** The unpaid balance of an assessment shall bear interest in accordance with Paragraph 33 of each of the various individual Declarations. Such unpaid balance shall bear interest at the highest contract rate per annum allowed by law from the date originally due until paid."
- 7. Interest and Collection Charges. Any costs and fees incurred in processing and collecting delinquent amounts, including without limitation, late and interest charges, and attorney's fees and costs shall become an additional charge against the owner and the owner's lot and shall be subject to collection pursuant to the this policy and the Association's declaration of restrictive covenants.
- Delinquency Notices. Owners delinquent 30 days will receive a Notice of Delinquent Assessment and notice that the account may be referred to the Association's attorney for collection.
- 9. **Payment Plan Policy.** The Association has a Payment Plan Policy for owners who have become delinquent in the payment of their regular/special assessments and would like to request a payment plan from the Board. Please contact the Board to obtain a copy of the Policy.
- 10. Address of the Association and the Board of Directors. Owners should make payments to the address as directed by the Association. If no address is given, payments, requests for payment plans, written correspondence including responses and changes to mailing addresses should be sent to the Association at the following address:

## ROYAL RIDGE PATIO HOMES ASSOCIATION, INC. P. O. Box 65066 San Antonio, Texas 78265

- 11. **Void Provisions.** If any provision of this Policy is determined to be null and void, all other provisions of the Policy shall remain in full force and effect.
- 12. **Amendment** This policy may be amended from time to time by the Board of Directors of the Association.

This Policy is effective upon recordation in the Public Records of Bexar County, Texas, and shall supercede any collection policy which may have previously been in effect. Except as affected by this

Policy, all other provisions contained within the Association's Declaration or any other dedicatory instruments of the Association shall remain in full force and effect.

Approved and adopted by the Board on the 4<sup>th</sup> day of February, 2019, and ministerially signed on this, the 11<sup>th</sup> day of March, 2019.

MISA A. GERLICH, President ROYAL RIDGE PATIO HOMES ASSOCIATION, INC.

STATE OF TEXAS

SOUNTY OF BEXAR

Before me, the undersigned authority, on this day personally appeared LISA A. GERLICH, as President of the ROYAL RIDGE PATIO HOMES ASSOCIATION, INC. a Texas non-profit corporation, known to be to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that he/she had executed the same as the act of said corporation for the purpose and consideration therein expressed, and in the capacity therein state.

Given under my hand and seal of office this 11th day of March, 2019.

LAURA ANN PETERS
Notary Public, State of Texas
Comm. Expires 09-14-2021
Notary ID 3083772

Notary Public, State of Texas

Laura Ann Peters Printed Name

My commission expires: 09-14-202/