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GARREY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
ROCKWORTH COMPANIES
9980 S 300 W #310
SANDY UT 84070
EYE: DDD, DEPUTY - W1 4 P.

**WATERSIDE HOMEOWNERS ASSOCIATION, INC.
FINE RESOLUTION**

This resolution is made this on the date set forth below by the Board of Directors for the Waterside Homeowners Association, Inc., a Utah non-profit corporation.

RECITALS

A. Certain real property in Salt Lake County, Utah, known as Waterside Townhomes PUD Subdivision, as described in Exhibit "A," was subjected to certain covenants, conditions, and restrictions pursuant to a Declaration of Covenants, Conditions, and Restrictions (the "Declaration");

B. Pursuant to Utah Code Ann. § 57-8a-208, the Association is authorized to levy fines as a means of enforcing the provisions of the Declaration, rules and regulations, and Bylaws of the Association;

C. The Board of Directors desires to set forth a schedule of fines, procedures for fining, and procedures for hearings to ensure that the fining process complies with Utah law and is fair to all parties involved;

D. This Resolution was properly adopted by the necessary vote of the Board of Directors in compliance with the provisions of the Bylaws of Waterside Homeowners Association, Inc.

NOW BE IT RESOLVED:

1. That the following schedule of fines be adopted:

a. List of Violations: Any violation of the Declaration, rules and regulations, and Bylaws shall be subject to a fine.

b. Schedule of Fines:

- (i) 1st Violation: \$25;
- (ii) 2nd Violation or failure to cure after 1st Violation: \$50;
- (iii) 3rd Violation or failure to cure after 2nd Violation: \$75;
- (iv) 4th violation and all subsequent violations or failure to cure after 3rd violation or subsequent violations: \$100 per week additional fines or legal action.
- (v) Processing fee of \$5.00 per violation or late letter sent.
- (vi) All Fines and Fees assessed to Owners are subject to interest and late fee charges.

Enforcement remedies are cumulative; accordingly, the Board of Directors reserves its right to pursue any enforcement action authorized by law of the Declaration at any time during the fining process.

2. That all following procedures will be followed prior to levying a fine:

a. Notice of Violation: All owners will be given a written notice of violation describing the violation and stating a time to cure the violation prior to a fine being levied.

b. Time to Cure: All owners will be given a minimum of forty-eight (48) hours to cure a violation before a fine will be levied. The Board in its discretion may grant a cure period exceeding forty-eight (48) hours if the Board determines that forty-eight (48) hours is an unreasonable time period to cure the violation in question.

c. Hearing: If a fine is levied, the offending Owner shall have the right to request an informal hearing with the Board of Directors to protest or dispute the fine. A request for hearing must be made in writing within fourteen (14) days from the date the fine is levied. Notice shall be deemed to have been received three (3) days after mailing via USPS first-class mail, postage prepaid. If a request for hearing is not received by the Board of Directors, or their designated agent, within seventeen (17) days from the date the fine is levied, the fine shall be deemed to be uncontested and the Owner forfeits their right to hearing. A request for hearing shall be delivered to Waterside Townhomes, PUD HOA, C/O Rockworth Management, 9980 South 300 West #310, Sandy, Utah 84070. The hearing shall be conducted in accordance with the procedures adopted by the Board of Directors.

d. Collection of Fines: Fines shall be collected as authorized by the Declaration and law.

3. That the following procedures shall govern an informal hearing of the Board of Directors:

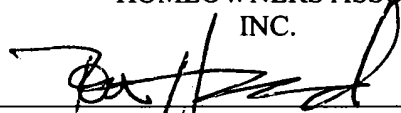
a. Scheduling a Hearing/Continuances/Failure to Appear: The hearing shall, within reason, be conducted at the next regularly scheduled Board meeting. The Board shall give notice of the date, time, and location of the hearing to the requesting Owner. Notice of the hearing shall be delivered to the requesting Owner by USPS first-class mail, postage prepaid, by hand delivery, or by electronic means. No other Owners or parties shall be entitled to notice of the hearing. If the hearing date is unacceptable to the requesting Owner, they shall be entitled to one (1) continuance of the hearing date. To receive a continuance, the requesting Owner shall deliver a written request for continuance to the Association. The request must be received by the Association prior to the original hearing date. The continued hearing shall, within reason, take place at the second Board meeting after the receipt of the original request for hearing. Failure by a requesting Owner to appear at a hearing or continued hearing shall result in a waiver of the requesting Owner's right to hearing and the fine shall be deemed uncontested.

b. Hearing Procedures/Decision: The hearing shall be conducted by a minimum of three (3) Board members. The requesting Owner shall be given fifteen (15) minutes to dispute the fine. The requesting Owner may present documentation or witnesses to dispute the fine. The Board may question the requesting Owner or witnesses during the hearing. After hearing the requesting Owner's position and evidence, the Board may either render its decision at the hearing or take the evidence and argument under advisement. If the Board takes the evidence

under advisement, they shall render a final decision with in seven (7) days of the hearing. Once a decision is rendered, the Board shall give written notice of their decision to the requesting owner. As part of the decision, the Board shall state that payment of the fine is due within fourteen (14) days or interest and late fees will accrue. All decisions of the Board are final.

DATED: November 15, 2013

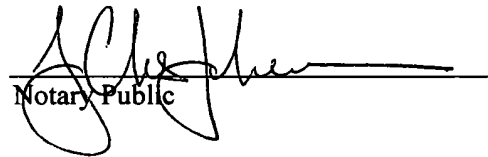
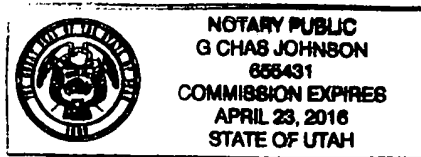
WATERSIDE TOWNHOMES PUD
HOMEOWNERS ASSOCIATION,
INC.



By: Tom Henriod
Its: Authorized Representative

STATE OF UTAH)
 :SS
County of Salt Lake)

The execution of the foregoing instrument was acknowledged before me this Nov. 15, 2013, 2013 by Tom Henriod, as an Authorized Representative of WATERSIDE TOWNHOMES PUD HOMEOWNERS ASSOCIATION, INC., who is Personally known to me or who has provided an acceptable and adequate identification.



Notary Public

EXHIBIT A
Legal Description

ALL UNITS AND COMMON AREA WITHIN WATERSIDE TOWNHOMES AMENDED AS SHOWN ON THE OFFICIAL PLAT THEREOF, RECORDED IN THE SALT LAKE COUNTY RECORDER'S OFFICE, STATE OF UTAH

Parcel Nos.: 21042810890000 and all other parcels in Waterside Townhomes Amended.