

KEHALANI COMMUNITY ASSOCIATION
SCHEDULE OF FINES & APPEAL FOR VIOLATION OF PROVISIONS OF
Declarations, Bylaws, Design Guidelines, & Policies

I. Amount of Fines

- First Citation – a written notification sent to the Unit Owner.
- Second Citation – a written notification sent to the Unit Owner and a \$100.00 fine assessed against the Unit account.
- Third Citation – a written notification sent to the Unit Owner and a \$200.00 fine assessed against the Unit account.
- Fourth Citation – a written notification from the Association’s attorney sent to the Unit Owner and a \$500.00 fine assessed against the Unit account.
- Subsequent Citations – a written notification from the Association’s attorney sent to the Unit Owners with action and/or fines as determined by the Board of Directors.

II. Payment of Fines and Liabilities

Owners shall be liable for their own fines and for fines assessed against their tenants and their guests, family members, agents, or employees. In the event that any occupant, tenant, guest or invitee of a unit violates the Declaration, these By-Laws or a rule and a fine is imposed, the fine shall first be assessed against the occupant; provided however, if the fine is not paid by the occupant within thirty (30) days, the Owner shall pay the fine upon notice from the Association.

Unless appealed as permitted below, the Owners must pay a fine to the Association within thirty (30) days after the fine is assessed; the fine shall be deemed a common expense chargeable against the Owner’s lot. The Association may file a lien against the Owner’s lot of the unpaid fines and may collect the unpaid fines under the procedures provided in the governing documents for collection of delinquent assessments.

III. Appeal of Fines

Citations may be appealed as set forth:

- Appeals may be made within fifteen (15) days of a citation or fine by mailing or delivering written notice of the appeal to the Board or Managing Agent through the Managing Agent.
- The notice must contain a copy of the citation, a statement of the facts, copies of any proposed exhibits
- The Board may reduce, suspend or cancel a citation or fine and deliver written notice of their decision within forty-five (45) days of the receipt of the notice of appeal.

Please send appeal to:

Kehalani Community Association
P.O. Box 1530
Wailuku, HI 96793
Fax (808) 244-4711