

Resolution

MYERS MILL HOMEOWNERS ASSOCIATION, INC.

ADMINISTRATIVE RESOLUTION NUMBER: 2016- 06

SPONSOR: Tracy Stephens, President, Board of Directors

Relating to the Definition of the term "Commercial Vehicles" as per the covenants and restrictions

As it stands, there are no defining documents that state what is considered a "commercial vehicle", therefore the Myers Mill Board of Directors submits the following;

Whereas: The Declarant desires to foster the attractiveness of the Development, which is more particularly described in Article II hereof, to prevent future impairment thereof, to preserve, protect and enhance the values and amenities of the Development, and to provide for the maintenance and upkeep of all common areas in the Development.

Whereas Article IV Board of Directors Section 1 states;

The business and affairs of the Association shall be managed by a Board of Directors of no fewer than three (3) persons...

Whereas Article IV Board of Directors Section 11 States;

Powers and provisions contained in the Declarations, herein, and applicable law, the Board shall have the power and authority to exercise all of the rights and powers of the Association, including, but not limited to, the following powers;

Subsection (j) To exercise all other powers, duties and authority vested in or delegated to this Association and not reserved to the membership by other provisions of the By-laws, the Articles of Incorporation, the Declaration of applicable law;

Subsection (k) To exercise any other power necessary and proper for the governance and operation of the Association;

Subsection (l) To have and exercise any and all powers, rights and privileges which a corporation organized under the Non-profit Corporation Act of the state of South Carolina by law may now or hereafter have or exercise;

NOW, THEREFORE, BE IT RESOLVED; Due to the lack of a defined term, the Board of Directors has elected to adopt the federal definition described below in regards to the use of "Commercial vehicle" as seen in the bylaws covenants and restrictions.

Commercial Motor Vehicle (CMV): Any self-propelled or towed vehicle used on public highways in interstate commerce to transport passengers or property when: 1) The vehicle has a gross vehicle weight rating or gross combination weight rating of 10,001 or more pounds; or 2) The vehicle is designed to transport more than 15 passengers, including the driver; or 3) The vehicle is used in the transportation of hazardous materials in a quantity requiring placarding under regulations issued by the Secretary of Transportation under the Hazardous Materials Transportation Act (49 U.S.C. App. 1801-1813). (49CFR350) (49CFR390) <http://www.bts.gov/dictionary/index.xml>

Enforcement

Whereas Article IX Section 1 States

General Provisions

1. Enforcement: the Association, or any owner, shall have the right to enforce, by any proceeding at Law or in equity, all or any provisions of the Declaration including, without limitation, all restrictions conditions, covenants, reservations, liens and charges now or hereafter imposed by this Declaration as amended.

This covenant, under the aforementioned definitions shall be enforced under the same procedures as other covenants and restrictions governing the Association.



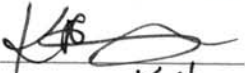

Myers Mill Homeowners Association, LLC

Duly adopted at a meeting of the Board of Directors held: 10/19/2014

Motion by: Tracy Stephens Seconded by: Wade Bond

Resolution Effective Date: Oral vote/discussion 8/19/2016/effective immediately

VOTE

	YES	NO	ABSTAIN	ABSENT	
 PRESIDENT	✓	_____	_____	_____	Tracy Stephens
 VICE PRESIDENT A. Rich	✓	_____	_____	_____	
 TREASURER K. Hawkins	✓	_____	_____	_____	
 Patricia Dunn	✓	_____	_____	_____	

SECRETARY

DIRECTOR

DIRECTOR



✓

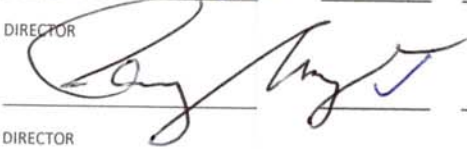
Nick Estey

DIRECTOR



Wade Bond

DIRECTOR



Cory Marlowe

DIRECTOR