

## **Sea Coast Management No. 2, Inc. Fine Appeal Hearing Committee**

WHEREAS, it is a requirement of the 2017 Florida State Statute 718.303(3)(b) to provide the opportunity of a hearing committee for members who have been assessed a fine or suspension by the association,

WHEREAS, the Board of Directors within their authority, has identified the need to establish such committee,

NOW THEREFORE LET IT BE RESOLVED, that the Board of Directors of Sea Coast Management No. 3., Inc. may establish by this resolution an Ad Hoc Committee of the Association as the Fine Hearing Committee. The purpose and responsibilities of the Committee are herein set forth:

### **PURPOSE**

On request by the Board of Directors the Fine Hearing Committee will provide a hearing for the unit owner after the minimum 14 days' notice of a fine or suspension.

### **RESPONSIBILITIES**

.... Provide an appeal hearing as follows:

When directed by the Board of Directors, in conjunction with the property manager, schedule an appeal hearing to include the unit owner and, if applicable, its occupant, licensee, or invitee.

.... The appeal hearing will begin with the property manager presenting the fine. The unit owner and/or representative, if present, will state the appeal case. A discussion will follow, and the fined party will be asked to leave before the committee considers the fine or suspension. If the owner and/or representative is not present, the committee will still consider the fine or suspension.

..... The appeal committee's role is limited to a review of the fine levied by the board. The committee decides whether the fine will be assessed. If the committee does not agree, the fine or suspension may not be imposed.

### **ORGANIZATION**

Three (3) members appointed by the board who are not officers, directors, or employees of the association or the spouse, parent, child, brother or sister of an officer, director, or employee.

### **Florida Statute 718.303(3)(b)**

**A fine or suspension levied by the board of administration may not be imposed unless the board first provides at least 14 days' written notice and an opportunity for a hearing to the unit owner and, if applicable, its occupant, licensee, or invitee. The hearing must be held before a committee of other unit owners who are neither board**

**members nor persons residing in a board member's household. The role of the committee is limited to determining whether to confirm or reject the fine or suspension levied by the board. If the committee does not agree, the fine or suspension may not be imposed.**

Ratified