

- (d) **Payment of Fines:**
Fines shall be paid not later than five (5) days after notice of the imposition or assessment of the penalties.
- (e) **Collection of fines:**
Fines shall be treated as a Personal Assessment subject to the Provisions for the collection of assessments as set forth herein.
- (f) **Application of Fines:**
All monies received from fines shall be allocated as directed by the Board of Directors.
- (g) **Non-exclusive Remedy:**
These fines shall not be construed to be exclusive, and shall exist in addition to all other rights and remedies to which the Association may be otherwise legally entitled; however, any fine paid by the offending Owner shall be deducted from or offset against damages which the Association may otherwise be entitled to recover by law from such Owner.

ARTICLE VII
ENFORCEMENT OF DECLARATION AND
RULES AND REGULATIONS

Section 1. Compliance by Owners: Every Owner and Member's permittee shall comply with the covenants and restrictions of this Declaration and any and all rules and regulations adopted by the Community Association as contemplated herein.

Section 2. Enforcement: Failure to comply with such covenants, restrictions, rules or regulations shall be grounds for immediate action which may include, without limitation, an action to recover sums due for damages, injunctive relief or any combination thereof. The Community Association shall have the right to suspend rights of use of the Common Areas as specified herein.

Section 3. Fines: In addition to all other remedies, in the sole discretion of the Board of Directors of the Community Association, a fine or fines may be imposed upon an Owner for failure of an Owner or his Member's Permittee to comply herewith or with any rule or regulation, provided the following procedures are adhered to :

(a) **Notice:**

The Association shall notify the Owner (or the person sought to be fined of the infraction or infractions). Included in the notice shall be the date and time of a hearing at which time the Owner shall present reasons why penalties should not be imposed. At least fourteen (14) days' notice of such meeting shall be given.

(b) **Hearing:**

The non-compliance shall be presented before a committee of at least three (3) members appointed by the Board who are not officers, directors or employees of the Association, or spouse, parent, child, brother or sister of an officer, director or employee. If the committee, by majority vote does not approve a proposed fine, it may not be imposed.

(c) **Amounts of Fines:**

The Board of Directors (if the committee's findings are made against the Owner or his Member's Permittee) may impose a fine against the Owner (or the person sought to be fined) in amount not to exceed \$100.00 per violation or as permitted by Section 720.305, Florida Statutes. However, a fine may be levied on the basis of each day of a continuing violation, with a single notice and opportunity for a hearing, provided that no such fine shall in the aggregate exceed \$1000.00.