

📍 31512 Railroad Canyon Road, Canyon Lake, CA 92587

📞 951.244.6841

🌐 [www.canyonlakepoa.com](http://www.canyonlakepoa.com)

**DATE:** November 9, 2020 **ACTION:**

**TO:** Board of Directors

**FROM:** Sr. Member Services Manager

**RE:** APPROVAL – Rule Revision GR.1.3 Fines Not Exclusive Remedy

---

---

### **Background**

The following revision will update our Rules and Regulations to comply with a change in California Civil Code which mandates that a member's voting privilege cannot be suspended or revoked for non-payment of fines. Civ. Code 5105(d)(1).

### **Fiscal Impact**

None

### **Recommendation**

It is recommended that the Board of Directors approve to revise rule GR.1.3 as attached.



---

Cory Gorham, Sr. Member Services Manager

---

## **Current Rule**

### GR.1.3 Fines Not Exclusive Remedy

Violation of any rule or policy may result in a fine, suspension, permit or approval revocation, other disciplinary action and / or legal enforcement action. Any statement in these rules that a fine may be imposed is not intended to and shall not be construed as a limitation on actions that may be taken by the CLPOA in response to a violation. Instead, such a statement is mainly an example of one of many nonexclusive actions that may be taken by the CLPOA in response to a violation. Thus, in addition to a fine, a suspension, permit or approval revocation, other disciplinary action and / or legal enforcement action can be imposed, even for a first offense, under appropriate circumstances. Disciplinary actions may include, but are not limited to, revocation of privileges to utilize recreational facilities and / or loss of voting privileges.

## **Revised Rule (Redline)**

### GR.1.3 Fines Not Exclusive Remedy

Violation of any rule or policy may result in a fine, suspension, permit or approval revocation, other disciplinary action and / or legal enforcement action. Any statement in these rules that a fine may be imposed is not intended to and shall not be construed as a limitation on actions that may be taken by the CLPOA in response to a violation. Instead, such a statement is mainly an example of one of many nonexclusive actions that may be taken by the CLPOA in response to a violation. Thus, in addition to a fine, a suspension, permit or approval revocation, other disciplinary action and / or legal enforcement action can be imposed, even for a first offense, under appropriate circumstances. Disciplinary actions may include, but are not limited to, revocation of privileges to utilize recreational facilities. ~~and / or loss of voting privileges.~~

## **Revised Rule**

### GR.1.3 Fines Not Exclusive Remedy

Violation of any rule or policy may result in a fine, suspension, permit or approval revocation, other disciplinary action and / or legal enforcement action. Any statement in these rules that a fine may be imposed is not intended to and shall not be construed as a limitation on actions that may be taken by the CLPOA in response to a violation. Instead, such a statement is mainly an example of one of many nonexclusive actions that may be taken by the CLPOA in response to a violation. Thus, in addition to a fine, a suspension, permit or approval revocation, other disciplinary action and / or legal enforcement action can be imposed, even for a first offense, under appropriate circumstances. Disciplinary actions may include, but are not limited to, revocation of privileges to utilize recreational facilities.