

## **HAWKS LANDING HOMEOWNERS ASSOCIATION**

### **RESOLUTION 2024-03-12: MANAGEMENT OF TREES IN THE COMMON AREAS**

The Hawks Landing Homeowners Association, Inc. (the "Association") Board of Directors (the "Board") has adopted these Guidelines, acting in accordance with the Bylaws of the Association (the "Bylaws"). The Board does hereby unanimously consent to the adoption of the following resolution and to the taking of the actions described therein effective for all purposes as of March 12, 2024 (the "Effective Date").

**WHEREAS**, Article II (c) of the Articles of Incorporation of Hawk's Landing Homeowners' Association, Inc. provides for the power to do any and all things and acts that the corporation may deem to be for the benefit of the Common Area and the Members, or advisable for the promotion of the peace, health, comfort, safety or general welfare of such Members;

**AND WHEREAS**, Section 3.1 of the Declaration of Protective Covenants and Restrictions For Hawks Landing HOA (the "Declaration") states the Association shall be responsible for the maintenance, management and control of the Common Area;

**AND WHEREAS**, there is within the boundaries of the Hawks Landing common areas some land designated as wetland areas as regulated by the Virginia Department of Environmental Quality;

**AND WHEREAS**, the Board deems it to be in the best interest of the Association to clarify the limits of the Association's responsibility for maintaining trees located in the Common Areas;

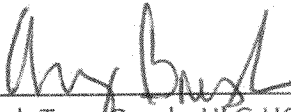
**AND WHEREAS**, it is the intent that this policy be applicable until such time as this resolution is rescinded, modified, or amended by a majority of the Board of Directors;

**NOW THEREFORE BE IT HEREBY RESOLVED** that the Board adopts the following resolution for the management of trees in the Common Areas in HLG HOA;

1. Homeowners are responsible for properly pruning any limbs or branches from trees located in the association's common area adjacent to their property if they believe the limbs or branches pose a potential hazard to their property in any way. Homeowners are authorized to perform this work from the common area, if necessary, and are not limited to just the limbs or parts of limbs that cross over the plane of their property line. The Association is not responsible for damage to fences, roofs, houses, landscaping or any other property that could have been prevented by the removal of limbs or branches from a tree located on the common area.

2. Homeowners must contact a member of the Board of Directors or the Community Association Manager if they believe a tree located on the common area adjacent to their property needs to be cut down because it poses a potential hazard to their property. No cutting down of trees located on the Association's property is to be undertaken without the express permission of the HGL HOA Board of Directors.
3. In accordance with the VA Department of Environmental Quality's regulations, any tree located in the specified wetlands area of the Association's common area deemed to be dead, dying or hazardous will be taken down without the use of heavy equipment. The stump and roots will be left intact.
4. When a tree is cut down and felled on to a natural wooded area, the tree may be left "whole" as a natural fallen tree.

This Resolution 2024-03-12 was adopted by unanimous vote by the Board of Directors on March 12, 2024.



Signed: Tony Brush, HLG HOA President

9/10/24

Date