

# OAK HIGHLANDS/DEER VALLEY HOMEOWNERS ASSOCIATION

## RESOLUTION – DEER VALLEY STREET LIGHTS

Be it resolved that on the 13th day of April, 2010, at the monthly meeting of the Board of Directors of the Oak Highlands/Deer Valley Homeowners Association, Inc., with a quorum of Directors present, the following Resolution, bearing Agenda number 20090414-04, was discussed and passed by not less than a majority of the Directors present at said meeting:

### DEER VALLEY STREET LIGHT FEE

Effective immediately, there will be a charge of six dollars (\$6) per month assessed to all **current and future homeowners** of the properties listed below to cover the cost of electricity for the eleven (11) public street lights installed by the builder in Section I of the Deer Valley development, including: Deer Valley Trail, Streamdale Point East, Streamdale Point West and Creekedge Court. This resolution is pursuant to the proxy votes approved in writing as of August 23, 2009 by two-thirds of the impacted homeowners listed below.

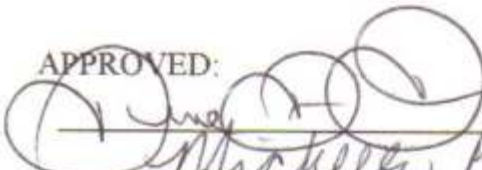
904 CREEKEDGE CT	5633 DEER VALLEY TRL	1104 STREAMDALE PT E	1128 STREAMDALE PT E
905 CREEKEDGE CT	5636 DEER VALLEY TRL	1105 STREAMDALE PT E	1129 STREAMDALE PT E
908 CREEKEDGE CT	5640 DEER VALLEY TRL	1108 STREAMDALE PT E	1132 STREAMDALE PT E
909 CREEKEDGE CT	1000 STREAMDALE PT W	1109 STREAMDALE PT E	1133 STREAMDALE PT E
912 CREEKEDGE CT	1001 STREAMDALE PT W	1112 STREAMDALE PT E	1136 STREAMDALE PT E
913 CREEKEDGE CT	1004 STREAMDALE PT W	1113 STREAMDALE PT E	1137 STREAMDALE PT E
5609 DEER VALLEY TRL	1005 STREAMDALE PT W	1116 STREAMDALE PT E	1141 STREAMDALE PT E
5613 DEER VALLEY TRL	1008 STREAMDALE PT W	1117 STREAMDALE PT E	1144 STREAMDALE PT E
5621 DEER VALLEY TRL	1009 STREAMDALE PT W	1120 STREAMDALE PT E	1145 STREAMDALE PT E
5625 DEER VALLEY TRL	1012 STREAMDALE PT W	1121 STREAMDALE PT E	1148 STREAMDALE PT E
5629 DEER VALLEY TRL	1013 STREAMDALE PT W	1124 STREAMDALE PT E	1149 STREAMDALE PT E
5632 DEER VALLEY TRL	1016 STREAMDALE PT W	1125 STREAMDALE PT E	1153 STREAMDALE PT E

This charge shall be due and collected twice per year, in two equal payments of thirty-six dollars (\$36) due in June and December annually, and shall be considered past-due if not received by the Association within ten business days after the invoice due date pursuant to the provisions offered in Article IV, Section 8 of the Declaration of Covenants, Conditions and Restrictions for the Deer Valley Subdivision.

This fee shall be a charge on the land and shall be a continuing lien upon the Lot to which the street light fees apply. This charge shall also be subject to all of the enforcement provisions of the Covenants applicable to the collection of assessments including, without limitation, those provisions providing for the costs of collection, interest, attorneys fees and enforcement by lien and/or lawsuit.

The aforementioned biannual fee of \$36 may be adjusted without prior notice in the event that the service provider increases its fees for electrical services. Also, payments into this escrow account for the payment of fees to NES and/or any other provider of electricity is non-refundable, and shall not be used for purposes outside of payments for the street lighting in the effected areas of Deer Valley.

APPROVED:

  
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Michelle Parnell  
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Mary C Canavan  
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Mary C Canavan

  
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Jani White  
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Ann Taylor  
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