

## ENFORCEMENT PROCEDURES FOR COMPLIANCE WITH SANDHURST CLUB RESIDENTIAL CODE

Our Code is seen by the vast majority of Members as a very valuable asset of the Club that helps protect and enhance the current and future amenity of our estate, which has a direct flow on effect to the value of our properties. Enforcement of our Code is also seen by most Members as critically important for the Club. It is very pleasing that most Members want to and do comply with our Code. However there have been some circumstances where ongoing non compliance with our Code has caused a problem for the Club.

Consequently, as an outcome of our review of our Code, the Club has determined to amend the penalty system if a Member fails to comply with our Code after having been advised of the problem and given reasonable time to rectify the matter.

Commencing from 1 October 2009 the following policy for enforcement of the Code will be implemented when a breach occurs:

- Upon determination by Club's Management or it's representative that a breach of the Residential Code has occurred, a Notice to Comply will be issued advising of the problem and requesting that the compliance matter be rectified within a nominate period of time.
- If the breach is still not remedied within the time frame then a Penalty Notice and monetary fine will be issued. If the breach continues to remain outstanding another Penalty Notice and monetary fine may be issued and continued to be issued on a monthly basis until the breach is rectified.
- If a fine is imposed then it becomes a debt owed to the Club by the member and the debt is recoverable in accordance with the provisions of the Club's Constitution.

Club Management reserves it right to refer matters on non compliance other relevant authorities such as Frankston City Council Local Laws department to assist in the enforcement of the Residential Code.

Please note that the Club's Management reserves it right to have discretion in the application of these enforcement procedures. Management is always happy to discuss individual matters with Members and assist Members in understanding the Code and how to comply. Members can also apply to the Club in writing for a temporary permit when they are aware that a circumstance may arise that may be at odds with our Code.

For your information the following clause has been added to the Residential Code reflecting the introduction of this policy:

*14.1 if the Member is in breach of any part of this Residential Code and fails to remedy the Breach after having been issued with notification of the breach, Sandhurst Club Ltd may issue the Member with a Penalty Notice and associated monetary fine. The fines will be determined by Sandhurst Club Ltd from time to time. If the Member fails to pay the fine within 30 days, it will be a debt owed to Sandhurst Club Ltd and can be recovered in accordance with the provisions of the Sandhurst Club Ltd Constitution.*

A list of the fines that may be imposed for breaches of our Code is attached. These fines will be reviewed from time to time and may vary in the future.

A copy of the Sandhurst Club Residential Code can be found on the Club website

[http://www.sandhurst.com/Member%20Info/living\\_constitutions.aspx](http://www.sandhurst.com/Member%20Info/living_constitutions.aspx)

We look forward to the cooperation of Club Members with this policy.



## ENFORCEMENT PROCEDURES FOR COMPLIANCE WITH SANDHURST CLUB RESIDENTIAL CODE

Clause from Code	Title	Breach Fine
3.14	Cease Construction on Demand	\$200
5.1	No Tennis Court/Exterior Lighting Without Approval	\$200
5.2	Restrictions on Certain Kinds of Fences	\$50
5.3	Prohibition on Certain Sheds	\$50
5.4	Restrictions on Equipment	\$50
5.5	Restriction on Solar Hot Water Heaters	\$50
5.6	Restrictions on Installation of Clothesline/Rainwater Tank	\$50
5.7	Restrictions on Television Antenna/Radio/Satellite Dishes	\$50
6.2	Construction of Driveway	\$50
6.3	Landscaping of a Lot	\$50
6.4	Construct Fences & Garages	\$50
6.5	No Rubbish Disposal Containers Unless Screened	\$50
8.2.1	Restrictions on Carparking	\$250
8.2.2	Restrictions on Carparking	\$50
8.3	No Vehicle Repairs	\$50 + clean up costs
8.4	No Signs	Confiscation of sign \$165 bond for collection of sign (current policy)
8.6	Not plant or grow certain plants or vegetation	\$50
8.7	Not Neglect Maintenance	\$100
8.8.1	Fencing	\$50
8.8.2	Fencing	\$50
8.8.4	Fencing	\$50
8.9	Golf Carts	\$50
9.2.1	Golfside Lots – Golf Course Fence	\$50
9.2.2	Golfside Lots – Golf Course Fence	\$50
9.2.3	Golfside Lots – Golf Course Fence	\$50
9.2.4	Golfside Lots – Golf Course Fence	N/A
9.2.5	Golfside Lots – Golf Course Fence	\$50
9.2.6	Golfside Lots – Golf Course Fence	\$50
10.2	Watercourse Lots	\$250
10.3	Watercourse Lots	\$50
10.4	Watercourse Lots	\$50



*Sandhurst Club reserves the right to vary this information sheet at anytime as required without notice.*

