

**RESOLUTION OF THE BOARD OF DIRECTORS
OF CAPITOL PARK IV CONDOMINIUM ASSOCIATION, INC.**

(RULES AND REGULATIONS FOR BICYCLE STORAGE)

WHEREAS, Capitol Park IV Condominium Association, Inc., (the "Condominium") is a duly created Condominium Association by virtue of the recordation of its Declaration of Condominium in the Official Records of the Recorder of Deeds for Washington, DC, at Document #197320262, in accordance with the Horizontal Property Act of the District of Columbia, which has been superseded by the District of Columbia Condominium Act of 1976, as amended; and,

WHEREAS, the Condominium has validly adopted its Amended and Restated Bylaws, and validly recorded those same Amended and Restated Bylaws in the Official Records of the Recorder of Deeds for Washington, DC, at Document #2006156574 (hereinafter the "Bylaws"); and,

WHEREAS, Article I, Section D of the Bylaws provides that all present and future Unit Owners and their tenants, occupants, invitees, agents, employees, and other person or persons who are permitted to use the Condominium shall be subject to the Bylaws, other Condominium instruments, and the Rules and Regulations; and,

WHEREAS, Article I, Section E of the Bylaws provides that except as to those matters that the Condominium Act of the District of Columbia specifically requires to be performed by the Unit Owners, the administration of management responsibilities over the Condominium shall be performed by the Board of Directors; and,

WHEREAS, Article II, Section B of the Bylaws provides that the Board of Directors shall have the powers and duties necessary for the administration of the affairs of the Condominium and may do all such acts and things as are not prohibited by the Condominium Act, the Declaration, or the Bylaws; and,

WHEREAS, Article II, Section B of the Bylaws further provides that the Board of Directors shall have the power to adopt any Rules or Regulations deemed necessary or desirable at the time, provided such Rules and Regulations shall not be in conflict with the Condominium Act, the Declaration, or the Bylaws; and,

WHEREAS, Article IX, Section D(1)(a) of the Bylaws provides that no activity shall be conducted or maintained in any Unit or upon any of the Common Elements that is not in conformity with the Zoning Regulations of the District of Columbia; and,

WHEREAS, Article IX, Section D(1)(b) of the Bylaws provides that no owner shall permit any nuisance to occur, or permit any use or practice which is a source of annoyance to other Unit owners, within his or her Unit or on Condominium property; and,

WHEREAS, Article IX, Section D(1)(i) of the Bylaws provides that no activity shall be done or maintained in any Unit or upon any Common Element which will increase the rate of insurance or result in the cancelation of insurance for the Condominium; and,

WHEREAS, Article IX, Section D(1)(j) of the Bylaws provides that Unit Owners shall abide by all valid laws, ordinances, zoning regulations, governmental regulations, and Rules and Regulations adopted by the Board of Directors; and,

WHEREAS, Article II, Section C(9) of the Bylaws provides that the Board of Directors shall have the power to enforce by legal means the provisions of the Declaration, the Bylaws, and the Rules and Regulations adopted by the Board of Directors; and,

WHEREAS, Article II, Section C(23) of the Bylaws provides that the Board of Directors shall have the power to do such other things and acts not inconsistent with the Condominium Act, the Declaration, and the Bylaws; and,

WHEREAS, Article XII, Section A(1) of the Bylaws provides that the failure to comply with any of the terms of the Declaration, Bylaws, or Rules and Regulations shall be grounds for legal action to include damages, injunction, fines, sanctions, foreclosure, and any other relief provided for within the Bylaws; and,

WHEREAS, Article XII, Section A(2) of the Bylaws provides that Unit Owners shall be responsible for the expense of any maintenance, repair, ore replacement necessitated by his or her act, if such amount is not covered by the insurance carried by the Condominium; and,

WHEREAS, Article XII, Section A(3) of the Bylaws provides that in any proceeding arising out of any alleged default or violation by any Unit Owner, the prevailing party shall be entitled to recover costs and reasonable attorneys' fees; and,

WHEREAS, Article XII, Section C of the Bylaws provides that the violation of any Rule or Regulations shall give the Board of Directors the right, after notice and opportunity to be heard, to

enter the offending Unit and remove at the expense of the offending owner the violation, or to enjoin or abate such remedy by law or equity; and,

WHEREAS, in conformity with the Declaration, the Bylaws, and as otherwise provided by law, the Board of Directors desires to establish Rules and Regulations governing bicycle storage within the Condominium;

NOW THEREFORE, BE IT RESOLVED, THAT the Board of Directors of Capitol Park IV Condominium Association, Inc., on behalf of Capitol Park IV Condominium Association, Inc., duly adopts the following Rules and Regulations for bicycle storage.

1. **PROHIBITED:** For the safety of owners and Capitol Park IV Units, Common, and Limited Common Elements, the following is prohibited in Capitol Park IV:

- attaching or locking bicycles to CPIV-owned light poles, sign posts, shrubs or trees.
- storing a bike in such a manner that it protrudes onto sidewalks or other common elements.

2. **PENALTY:** Owners found to be in violation of this rule will, after notice and an opportunity to be heard, be fined \$50 per occurrence. Bicycles found in violation of this rule may be removed by the Association if, after a reasonable attempt, the owner of the bicycle cannot be located and given an opportunity to move the bicycle..

3. **RIGHT TO REVOKE:** The Board of Directors reserves the right to modify or revoke this Resolution at any time.

Aug 18, 2015
DATE

Robert W. Hall
PRESIDENT

I hereby certify this Policy Resolution was duly adopted by the Board of Directors on April 16, 2013 and that I caused this Resolution to be mailed or hand delivered to the Unit Owners of Capitol Park IV Condominium Association, Inc. on this 25 day of June, 2015.

This policy resolution shall become effective on August 18 2015.

ATTEST:

FAUG 2015
DATE

[Signature]
SECRETARY