

CASTEL DEL MARE CONDOMINIUM ASSOCIATION, INC.

Hearing Committee Charter

1. Purpose

The Hearing Committee (the "Committee") is established in accordance with Section 718.303(3), Florida Statutes, by the Board of Directors to assist in enforcing the Association's Governing Documents, including the Declaration, Bylaws, and Rules and Regulations. The Committee's purpose is to provide a **fair, impartial hearing** for residents accused of violations and to determine whether fines or suspension levied by the Board should be imposed.

2. Composition and Term

- **Members:** The Committee shall consist of at least three (3) members appointed by the Board.
- **Independence:** Members must be residents in good standing (no outstanding fines, suspensions, or violations). Per §718.303(3)(b), Florida Statutes, the Committee must consist of at least three members who are not officers, directors, or employees of the association, or the spouse, parent, child, brother, or sister of such persons. This independent committee must **approve any fine or suspension proposed by the board, following a 14-day notice and a hearing.**
- **Term:** Members shall serve a one-year term.

3. Authority and Responsibilities

- **Review Violations:** The Committee reviews evidence of violations submitted by the Board, management, or owners.
- **Hold Hearings:** The Committee conducts hearings to allow accused members to present testimony, evidence, or witnesses.
- **Fines and Suspensions:** The Committee determines whether a fine or suspension levied by the Board should be imposed.
- **Approval Process:** The Board cannot unilaterally impose a fine. The Board levies the fine or suspension, and the Hearing Committee must vote to confirm or reject it. The Committee's determination shall be transmitted to the Board of Directors.
- **Notice of Hearings:** Upon the Board levying a fine or suspension, the Board shall schedule a meeting of the Committee to hold a hearing (at least 14 days' written