

**RESOLUTION  
OF THE  
PINE CREEK VILLAGE ASSOCIATION, INC.  
REGARDING HARASSMENT**

**SUBJECT:** Prohibition of harassment.

**PURPOSE:** To provide notice of the adoption of a resolution that defines and prohibits harassment in the community.

**AUTHORITY:** The Amended and Restated Declaration of Covenants, Conditions and Restrictions for Pine Creek Village at Briargate (“Declaration”), Bylaws and Articles of Incorporation of the Association and Colorado law.

**EFFECTIVE  
DATE:**

April 28, 2020

**RESOLUTION:** Pine Creek Village Association, Inc. (the “Association”) hereby gives notice of its adoption of a Resolution prohibiting harassment in the community. The Resolution adopted is as follows:

I. Harassment: Owners, their residents, guests, agents, and invitees are prohibited from harassing any agent or contractor of the Association including the Association’s directors, officers, committee members, volunteers, employees, and managers. It shall additionally be a violation of this Resolution to harass other Owners, and/or such Owners’ residents, guests, agents, and/or invitees.

Harassment shall include one or more of the following actions:

- (a) Striking, shoving, kicking, or otherwise touching a person or subjecting such person to physical contact without their consent; or
- (b) In a public place directing obscene language or making an obscene gesture to or at another person; or

- (c) Following or stalking a person in or about a public place; or
- (d) Initiating communication with a person, anonymously or otherwise, by telephone, computer, computer network, or computer system in a manner intended to harass or threaten bodily injury or property damage, or making any comment, request, suggestion or proposal by telephone, computer, computer network, or computer system which is obscene; or
- (e) Making a telephone call or causing a telephone to ring repeatedly, whether or not a conversation ensues, with no purpose of legitimate conversation; or
- (f) Making repeated communications at inconvenient hours that invade the privacy of another and interfere in the use and enjoyment of another's home or private residence or other private property; or
- (g) Repeatedly insulting, taunting, challenging, or making communications in offensively coarse language to another in a manner likely to provoke a violent or disorderly response; or
- (h) Repeatedly badgering through telephone calls, emails, in person and other communications requesting an answer that has already been provided; or
- (i) Sending excessive correspondence, including mail, e-mails or phone calls, beyond what is reasonable in the ordinary course of business; or
- (j) Refusing to resolve differences in good faith and in a reasonable manner; or
- (k) Making repeated communications without allowing a reasonable amount of time for adequate research, verification and a transmitted response to be prepared; or
- (l) Engaging in non-verbal forms of harassment such as physical intimidation, posturing, aggression, gesturing, failure to adhere to Board requests, belittling, or any other reasonable form of non-verbal harassment which the Board or committee feels harassed.



Owners have the right to attend Board, committee and Owner meetings, as permitted by Colorado law, and subject to this Resolution and any other meeting policies and procedures adopted by the Board. Should an Owner wish to raise a discussion item at a Board, committee or Owner meeting, the Owner may do so at the time designated by the Board or committee in a civil and dignified manner, without the use of profanity, physical or verbal threats, or derogatory or hurtful comments. The Board or committee will respond to any issue in a civil and dignified manner, and attempt to resolve any such issue in a fair and equitable manner, either at the meeting at which the issue was raised, or within a reasonable period thereafter.

Any other communications to any agent or contractor of the Association, including the Association's directors, officers, volunteers, employees, and managers, whether verbally or in writing, shall be done in a dignified and civil manner, without the use of profanity, physical or verbal threats, or derogatory or hurtful comments.

II. Enforcement: A violation of this Resolution shall be deemed to be a violation of the Association's rules/policies. The alleged violator shall be subject to any and all enforcement rights of the Association including, but not limited to, fines (after notice and opportunity for hearing pursuant to the Association's Covenant and Rule Enforcement Policy), initiation of legal proceedings, the reporting of criminal acts to law enforcement, and any other terms and provisions of the Declaration and the law of the State of Colorado governing the community.

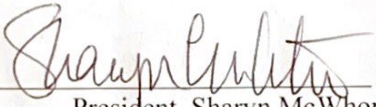
If the Board of Directors, or any committee, has to adjourn a meeting twice because of a person's harassment, that person will not be able to be physically present at the meetings for the next 12 months.

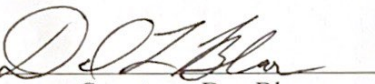
In addition, if an Owner is found to be in violation of this Resolution, the Board may require any and all future communications from such Owner to the Association or any agents of the Association including its directors, officers, volunteers, employees, contractors and managers, to be in writing only.

**PRESIDENT'S CERTIFICATION:** The undersigned, being the President of Pine Creek Village Association, Inc. a Colorado nonprofit corporation, certifies that the foregoing Policy

was adopted by the Board of Directors of the Association, at a duly called and held meeting of the Board of Directors on 28 April, 2020, and in witness thereof, the undersigned has subscribed his/her name.

**PINE CREEK VILLAGE ASSOCIATION, INC.**  
a Colorado nonprofit corporation

By:   
President, Sharyn McWhorter

By:   
Secretary, Dan Bloom