

**Aston Meadows Homeowners Association Annual Meeting**  
**Minutes for Monday, Aug 29, 2016**  
**Location: Life Community Church, Haslet**  
**Board Members In attendance; Michael,Kat, Troy,Geoff, and Rick**

- **Call to order for Annual Meeting and Welcome;** 7:06
- **Financial Report/update;**
  1. Troy Talked about the Budget and reserves the Board would like to retain.
  2. Tom and Kathrine Haenszel asked about Accounts Receivable entry's. It was explained that it was due to the timing of the end of the fiscal year when the dues came in for this year.
  3. Dale and Londa Pontius asked about Fines for ACC Violations. Explained in next section
  4. Charles Cannon asked what the procedure was for fines and if they were forgiven. Explained in next section
- **ACC Enforcement Report;**
  1. Geoff discussed Violations and fines. He stated that most fines were for Flowerbeds, Lawns, and Trash. He also went over the fine structure and how they were dealt with. At the present time we have 3 outstanding fines. Michael explained that we try to work with the homes owners to get the violations corrected without causing too much hard ship on the owners. The object being to get the violation corrected.
- **Questions for the Board as Submitted by HOA Members;**
  1. Edward and Erin Pavlak-
    - a. Request for better high speed internet service. The Board its self cannot do anything about the Internet Service. We are the last in the line and until something changes all we can do is to complain to our service providers to get better service.
    - b. Request to monitor all land purchases/permits near Aston Meadows. This would require a Real-estate License of which the Board does not have.
  2. Dale and Londa Pontius – ACC
    - a. How many Violation Letters were issued – this was discussed in the ACC Report
    - b. How many fines issued - this was discussed in the ACC Report
    - c. How many fines were waived - this was discussed in the ACC Report
    - d. How many fines outstanding and amounts - this was discussed in the ACC Report
  3. Robert and Judy Field
    - a. If chickens are allowed will they have to be housed or can they roam freely – Both CCR changes on chickens failed
  4. Mark and Cindy Johnson-
    - a. Why have homeowners had chickens in the past? Were they fined for all those years
    - b. If chickens are allowed will they have to be housed or can they roam freely and how will it be monitored?
    - c. How would you enforce a “No Roosters” policy?
    - d. Why are 4-wheelers allowed on the roads? Rick Dennis had a Sherriff's Deputy come by and reieved information on this subject. As part of this report the Deputy sited one section that he considered would appear more to the neighborhood. For the complete law section contact one of the Board Members or The Management Company.

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Sec. 663.037. OPERATION ON PUBLIC ROADWAY PROHIBITED. (a)  
A person may not operate an all-terrain vehicle on a public street, road, or highway except as provided by this section.

(b) The operator of an all-terrain vehicle may drive the vehicle across a public street, road, or highway that is not an interstate or limited-access highway, if the operator:

(1) brings the vehicle to a complete stop before crossing the shoulder or main traveled way of the roadway;

(2) yields the right-of-way to oncoming traffic that is an immediate hazard; and

(3) makes the crossing:

(A) at an angle of approximately 90 degrees to the roadway;

(B) at a place where no obstruction prevents a quick and safe crossing; and

- **Report on Community Vote changes to CCR's;**

Both questions Failed – There are no Chickens allowed in the Neighborhood.

- **Introduction of Board for 2015-2016; 8:00**

Michael Sheehan, Kathleen Biemer, Troy Huhmann, Charles Axmacher, Geoffrey Green

Positions to be determined at the next Board Meeting

- **Adjournment: 8:25**

Rick Moved to adjourn, Seconded by Geoff

Sec. 663.031. SAFETY CERTIFICATE REQUIRED. (a) A person may not operate an all-terrain vehicle on public property or a beach unless the person:

(1) holds a safety certificate issued under this chapter or under the authority of another state;

(2) is taking a safety training course under the direct supervision of a certified all-terrain vehicle safety instructor; or

(3) is under the direct supervision of an adult who holds a safety certificate issued under this chapter or under the authority of another state.

(b) A person to whom a safety certificate required by Subsection (a) has been issued shall:

(1) carry the certificate when the person operates an all-terrain vehicle on public property or a beach; and

(2) display the certificate at the request of any law enforcement officer.

Acts 2013, 83rd Leg., R.S., Ch. 895 (H.B. 1044), Sec. 6, eff. September 1, 2013.

Sec. 663.032. OPERATION BY PERSON YOUNGER THAN 14. A person younger than 14 years of age who is operating an all-terrain vehicle must be accompanied by and be under the direct supervision of:

(1) the person's parent or guardian; or

(2) an adult who is authorized by the person's parent or guardian.

Sec. 663.033. REQUIRED EQUIPMENT; DISPLAY OF LIGHTS. (a) An all-terrain vehicle that is operated on public property or a beach must be equipped with:

(1) a brake system maintained in good operating condition;

(2) an adequate muffler system in good working condition; and

(3) a United States Forest Service qualified spark arrester.

(b) An all-terrain vehicle that is operated on public property or a beach must display a lighted headlight and taillight:

(1) during the period from one-half hour after sunset to one-half hour before sunrise; and

(2) at any time when visibility is reduced because of insufficient light or atmospheric conditions.

(c) A person may not operate an all-terrain vehicle on public property or a beach if:

(1) the vehicle has an exhaust system that has been modified with a cutout, bypass, or similar device; or

(2) the spark arrester has been removed or modified, unless the vehicle is being operated in a closed-course competition event.

(d) The coordinator may exempt all-terrain vehicles that are participating in certain competitive events from the requirements of this section.

Acts 1995, 74th Leg., ch. 165, Sec. 1, eff. Sept. 1, 1995.

Amended by:

Acts 2013, 83rd Leg., R.S., Ch. 895 (H.B. 1044), Sec. 7, eff. September 1, 2013.

Sec. 663.034. SAFETY APPAREL REQUIRED. A person may not operate, ride, or be carried on an all-terrain vehicle on public property or a beach unless the person wears:

(1) a safety helmet that complies with United States Department of Transportation standards; and

(2) eye protection.

Acts 2013, 83rd Leg., R.S., Ch. 895 (H.B. 1044), Sec. 8, eff. September 1, 2013.

Sec. 663.035. RECKLESS OR CARELESS OPERATION PROHIBITED.

A person may not operate an all-terrain vehicle on public property or a beach in a careless or reckless manner that endangers, injures, or damages any person or property.

Acts 1995, 74th Leg., ch. 165, Sec. 1, eff. Sept. 1, 1995.

Amended by:

Acts 2013, 83rd Leg., R.S., Ch. 895 (H.B. 1044), Sec. 9, eff. September 1, 2013.

Sec. 663.036. CARRYING PASSENGERS. A person may not carry a passenger on an all-terrain vehicle operated on public property or a beach unless the all-terrain vehicle is designed by the manufacturer to transport a passenger.

Acts 2013, 83rd Leg., R.S., Ch. 895 (H.B. 1044), Sec. 10, eff. September 1, 2013.

Sec. 663.037. OPERATION ON PUBLIC ROADWAY PROHIBITED. (a)

A person may not operate an all-terrain vehicle on a public street, road, or highway except as provided by this section.

(b) The operator of an all-terrain vehicle may drive the vehicle across a public street, road, or highway that is not an interstate or limited-access highway, if the operator:

(1) brings the vehicle to a complete stop before crossing the shoulder or main traveled way of the roadway;

(2) yields the right-of-way to oncoming traffic that is an immediate hazard; and

(3) makes the crossing:

(A) at an angle of approximately 90 degrees to the roadway;

(B) at a place where no obstruction prevents a quick and safe crossing; and

(C) with the vehicle's headlights and taillights lighted.

(c) The operator of an all-terrain vehicle may drive the vehicle across a divided highway other than an interstate or limited access highway only at an intersection of the highway with another public street, road, or highway.

(d) The operator of an all-terrain vehicle may drive the vehicle on a public street, road, or highway that is not an interstate or limited-access highway if:

(1) the transportation is in connection with:

(A) the production, cultivation, care, harvesting, preserving, drying, processing, canning, storing, handling, shipping, marketing, selling, or use of agricultural products, as defined by Section 52.002, Agriculture Code; or

(B) utility work performed by a utility;

(2) the operator attaches to the back of the vehicle on top of an eight-foot-long pole a triangular orange flag;

(3) the vehicle's headlights and taillights are illuminated;

(4) the operator holds a driver's license, as defined by Section 521.001;

(5) the operation of the all-terrain vehicle occurs in the daytime; and

(6) the operation of the all-terrain vehicle does not exceed a distance of 25 miles from the point of origin to the destination.

(d-1) Provisions of this code regarding helmet and eye protection use, safety certification, and other vehicular restrictions do not apply to Subsection (d).

(e) The director of the Department of Public Safety shall adopt standards and specifications that apply to the color, size, and mounting position of the flag required under Subsections (d) (2) and (g) (2).

(f) Except as provided by Subsection (g), this section does not apply to the operation of an all-terrain vehicle that

is owned by the state, a county, or a municipality by a person who is an authorized operator of the vehicle.

(g) A peace officer may operate an all-terrain vehicle on a public street, road, or highway that is not an interstate or limited-access highway only if:

(1) the transportation is in connection with the performance of the officer's official duty;

(2) the officer attaches to the back of the vehicle on top of an eight-foot-long pole a triangular orange flag;

(3) the vehicle's headlights and taillights are illuminated;

(4) the officer holds a driver's license, as defined by Section 521.001; and

(5) the operation of the all-terrain vehicle does not exceed a distance of 25 miles from the point of origin to the destination.

Sec. 663.0371. OPERATION ON BEACH. (a) A person may not operate an all-terrain vehicle on a beach except as provided by this section.

(b) A person operating an all-terrain vehicle on a beach must hold and have in the person's possession a driver's license issued under Chapter 521 or a commercial driver's license issued under Chapter 522.

(c) Except as provided by Chapters 61 and 63, Natural Resources Code, an operator of an all-terrain vehicle may drive the vehicle on a beach that is open to motor vehicle traffic.

(d) Except as provided by Chapters 61 and 63, Natural Resources Code, a person who is authorized to operate an all-terrain vehicle that is owned by the state, a county, or a municipality may drive the all-terrain vehicle on any beach if the vehicle is registered under Section 502.140(b).

(e) The Texas Department of Transportation or a county or municipality may prohibit the operation of an all-terrain vehicle on a beach if the department or the governing body of

the county or municipality determines that the prohibition is necessary in the interest of safety.

Added by Acts 2013, 83rd Leg., R.S., Ch. 895 (H.B. 1044), Sec. 11, eff. September 1, 2013.

Sec. 663.038. VIOLATION OF CHAPTER; OFFENSE. (a) A person commits an offense if the person violates a provision of this chapter.

(b) Except as otherwise provided by Title 6 or this title, an offense under this section is a Class C misdemeanor.



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**S** heriff's  
**C** ommunity  
**O** riented  
**P** olicing  
&  
**E** ducation



**K. Biggs #26045**

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