

1 **POLICY: 500-A-37**

2  
3 **SUBJECT: Opt-In Association Garbage Spill Cleanup Program**

4  
5 **DESCRIPTION:**

6 A member of the Association may opt-in to the Blue Lake Springs Homeowners Association's  
7 "Garbage Spill Cleanup Program" (the "Program") in order to aid in the quick cleanup of  
8 household waste that has been spilled outside residential disposal containers during routine  
9 trash collection.

10  
11 **PROGRAM OUTLINE:**

12 Members have the option to fill out the Garbage Spill Cleanup Program Form and participate in  
13 the Program. Members who opt-into the Program thereby authorize the Association to enter  
14 onto the member's property to cleanup and dispose of household waste that has been spilled  
15 outside the disposal container. Program is not a waste collection program and is not a monthly  
16 disposal program. The Program is designed to aid those members that have an unforeseen  
17 circumstance in which household waste is littered on their property outside of their control,  
18 and to assist such members in timely clean up thereby avoiding fines and other penalties from  
19 the Association.

20  
21 The Association will give a participating member a 24-hour notification before any cleanup will  
22 be initiated in order to allow the member the option to correct the situation and perform the  
23 necessary cleanup his/herself in lieu of incurring fees under the Program. Notice will be  
24 provided by phone and email.

25  
26 Members who do not elect to participate in the Program are responsible for ensuring that their  
27 property is clear of spilled household waste and a failure to do so may result in the levy of fines  
28 of other sanctions by the Association.

29  
30 **MEMBER AGREEMENT:**

31 In filling out the Garbage Spill Cleanup Form, participating members authorize the Association  
32 to enter onto the member's property to cleanup and dispose of household waste, and to bill  
33 the member for the cleanup and disposal fees pursuant to this policy. The fee will be a set  
34 amount determined by the Board of Directors and members will be provided with at least 30  
35 days' notice of any fee increase.

36  
37  
38 Participating members agree to pay in full the amount of the services provided under the  
39 Program pursuant to the fee schedule outlined in this policy. Failure to pay by the set due date  
40 will result in a late fees and collection costs, including any and all legal fees that may be  
41 incurred by the Association in the collection process.

42  
43 A participating member may opt-out of the program in writing at any time they choose. If a  
44 member chooses to opt-out of the program, any amounts due before opting-out are still owned  
45 to the Association and are still subject to collections.

46  
47 **DATE OF ISSUANCE:**  
48  
49 **DATE(S) OF REVISION:**  
50  
51 **DATE OF CANCELLATION:**  
52

53 **GARBAGE CLEANUP COST**

54

Employee Cost: One hour of labor, taxes and workers comp.	\$20.00
Vehicle Usage & Gas	\$3.75
Materials & Supplies: gloves, trash bags (two bag minimum).	\$1.00
Disposal Fee: Shall be disposed of in HOA garbage bins.	\$13.25
<b>Total cleanup cost</b>	<b>\$37.00</b>

56  
57

58 **ASSOCIATION GARBAGE SPILL CLEANUP PROGRAM FORM**

59  
60 Members Name: \_\_\_\_\_

61  
62 Lot: \_\_\_\_\_ Unit: \_\_\_\_\_ Street Address: \_\_\_\_\_

63  
64 Phone Number: \_\_\_\_\_ Secondary Phone: \_\_\_\_\_

65  
66 Email Address \_\_\_\_\_

67  
68 I, \_\_\_\_\_, agree on behalf of myself and all co-owners of my Lot, to  
69 participate in the Blue Lake Springs Homeowners Association’s “Garbage Spill Cleanup  
70 Program” (the “Program”). By participating in the Program I expressly authorize the Association  
71 or its vendor to enter my Lot for the purpose of cleaning up and disposing of household waste  
72 spilled onto my property during the course of municipal trash collection. I understand that the  
73 Association will provide me with 24 hours’ notice of such entry and that at the time of such  
74 notice I may inform the Association of my intent to decline service from the Association and  
75 perform such cleanup myself within the next 24 hours.

76  
77 I agree to pay the cleanup and disposal fees associated with participation in the Program and  
78 understand that late payment will result in a late fee, and may result in additional collection  
79 fees and costs, including attorneys’ fees.

80  
81 I agree to hold the Association harmless from any liability, claims or damages which arise from  
82 or are connected with my participation in the Program, except to the extent such liability,  
83 claims or damages are caused by the negligence of the Association or its vendor.

84  
85 I understand that I may opt-out of participation in the Program at any time by providing the  
86 Association with written notice of my decision. I understand that I am responsible for any fees  
87 incurred for services performed under the Program prior to the date of my opt-out.

88  
89  
90 By signing this agreement, I agree to all the provisions of the Program as outlined in this Form  
91 and in the Association’s Policy 500-A-37 – “Opt-In Association Garbage Spill Cleanup Program.”

92  
93 \_\_\_\_\_  
94 Member Signature

\_\_\_\_\_

Date

95  
96 \_\_\_\_\_  
97 Association General Manager Signature

\_\_\_\_\_

Date