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HB2298BoardRes-3-1-1--
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**COOPER COMMONS COMMUNITY ASSOCIATION
RESOLUTION CODIFYING THE MEMBERSHIP VOTE
AUTHORIZING THE CONTINUED REGULATION OF PUBLIC ROADWAYS**

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**COOPER COMMONS COMMUNITY ASSOCIATION
 RESOLUTION CODIFYING THE MEMBERSHIP VOTE
 AUTHORIZING THE CONTINUED REGULATION OF PUBLIC ROADWAYS**

By an affirmative vote of the majority of the eligible voting Members of the Cooper Commons Community Association (“Association”) at a Meeting held on May 22, 2024, the Members hereby authorized the following resolution (the “Resolution”) of the Board of Directors (the “Board”) of the Association, as an official action of the Board that confirms the vote of the Membership regarding continuing regulation of public roadways, at a Membership Meeting held on May 22, 2024.

WHEREAS, on October 30, 2023, Arizona House Bill 2298 (“HB 2298”) went into effect, and HB2298 amended the content of A.R.S. § 33-1818. HB 2298 affects planned communities with deed restrictions recorded prior to 2015 that govern public roadways;

WHEREAS, the Board determined that HB 2298 applies to the Association, as the Declaration of Covenants, Conditions, Restrictions, Assessments, Charges, Servitudes, Liens, Reservations and Easements for Cooper Commons (“Declaration”) was recorded in 1998, and the Declaration restricts the parking or storage of vehicles on public roadways within the Association;

WHEREAS, HB 2298 requires that the Association hold a Membership vote prior to June 30, 2025 to determine whether the Members wish to authorize the Association to continue enforcing the Declaration provisions regarding public roadways within the community;

WHEREAS, if the number of Association Member votes at the Meeting is sufficient to constitute quorum of the Membership, and a majority of those Members vote to continue regulating public roadways in the Association, then the Association will retain its authority to enforce the Declaration provisions regarding public roadways, pursuant to A.R.S. § 33-1818. If the vote fails to approve, the Association will lose its authority to enforce the Declaration provisions regarding public roadways, pursuant to A.R.S. § 33-1818;

WHEREAS, the Association held a Meeting of the Membership to vote on whether the Association would continue regulation of the public roadways in the community, on May 22, 2024. To reach quorum, Members representing ten percent (10%) of the eligible voting membership were to be present, either in person or by Absentee Ballot, pursuant to Section 2.4 of the Association Bylaws;

WHEREAS, at the May 22, 2024 Membership meeting, the Association’s Members met quorum for a vote of the Members regarding the contents of HB 2298, and more than a majority

of those voting Members voted "Yes" for the Association to continue enforcing the Declaration provisions regarding public roadways in the Association.

BE IT THEREFORE RESOLVED, the Association's Members voted on May 22, 2024 for the Association to retain its authority to enforce the Declaration provisions regarding public roadways, pursuant to A.R.S. § 33-1818, and the Association will continue to enforce the Declaration provisions regarding public roadways.

IN WITNESS WHEREOF, the President of the Association's Board of Directors has executed this Resolution as of this 22th day of MAY, 2024.

Larry Palmer
Name

Larry Palmer - President
Signature