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2023 Board of Director Candidate Application

Name _____

Property Address _____

Lot/Tract _____ Account/Member # _____

Telephone _____ Email Address _____

Application Documents. *Candidate must submit Board of Director Candidate Application with a photo and brief biography providing information about candidate's qualifications and personal history as desired.*

Candidate biographies/photos must be received by Heritage Ranch Owners Association **before 4:30 pm on Wednesday, June 1, 2023.**

A Candidate Information Statement providing details of the candidate's desire and purpose for running for the Board of Directors will be requested at a later date, closer to the ballot mailing.

Request to be a candidate for the Heritage Ranch Owners Association Board of Directors

I request that I be considered for nomination for the 2023 Election of Directors. I understand and meet the Director candidate qualifications and agree to provide information about any prior criminal convictions.

Signature _____ Date _____

Print Name _____

The deadline to submit the attached candidate nomination application, bio and photo is Wednesday, June 1, 2023 at 4:30 p.m. Candidates are required to submit a bio and photo as part of their application. Please return Candidate applications to Heritage Ranch Owners Association Member Services Office, 2130 Heritage Loop Road, Paso Robles, CA 93446. If you have any questions, please contact the Member Services Office at (805) 238-9641. It is the responsibility of the candidate to confirm that their candidate application and statement including photo has been received by the deadline.

Candidate and Director Qualifications. Members must meet the qualifications in the subsections hereafter to be eligible for nomination as a candidate for, or to serve as a Director, on the Board. These qualifications also apply to Director Appointments.

1. *Candidates Must be Members.* The **Association** must disqualify the nomination of a candidate who is not a Member of the Association at the time of nomination.
2. *Prior Ownership for One Year.* To be eligible for nomination and/or to serve on the Board, a candidate for the Board or serving as a Director must be the record Owner of a Separate Interest for a period of at least one year, proof of which must be a recorded deed. Persons holding a fee simple interest in a Separate Interest merely as security for the performance of an obligation are not eligible to either be a candidate for or to serve on the Board.
3. *Member in Good Standing.* To be eligible for nomination and/or to serve on the Board, the person or impersonal entity must not be delinquent by more than thirty (30) days in the payment of any regular or special Assessment (following proper notice, hearing, and a finding by the Board), except:
 - a. A person may not be disqualified from nomination for nonpayment of fines, fines characterized as assessments, collection charges, late charges or costs levied by a third party.
 - b. A person may not be disqualified from nomination because the person has paid the regular or special assessment under protest.
 - c. A person may not be disqualified from nomination due to delinquent assessments if the person has entered into a payment plan with the Association pursuant to Civil Code §5665 and is fulfilling the terms of the payment plan.
4. *Co-Owners Eligible for Only One Position.* To be eligible for nomination and/or to serve on the Board, the person or impersonal entity must not have a record fee simple ownership interest in a Separate Interest which is part of the Development with another person or impersonal entity concurrently serving as a Director. Where two or more co-Owners concurrently seek election to the Board, only the first nomination will be effective.
5. *Criminal Conviction.* A person who has disclosed, or concerning whom the Board has become aware, of a past criminal conviction that would, if the person is elected, either prevent the Association from purchasing the fidelity bond coverage required by Civil Code Section 5806, or any successor statute, or which conviction would cause such coverage to be terminated, is ineligible for nomination to the Board. Each nominee, at the time of nomination, shall disclose the existence of any past criminal conviction and the details thereof, with sufficient details in order to allow the Association to determine whether the criminal conviction will prevent the Association from purchasing the required fidelity bond coverage.
6. *Internal Dispute Resolution.* Before any candidate for nomination or serving Director may be disqualified, the person or impersonal entity must be provided the opportunity to engage in internal dispute resolution as provided in the Davis-Stirling Act.

Impersonal Entities. If title to a Separate Interest is held by a legal entity that is not a natural person, the governing authority of that legal entity shall have the power to appoint a natural person to be a Member for the purpose of candidacy or serving on the Board. The designation by the impersonal legal entity must be in writing, in accordance with the Association's governing documents, with documentation confirming both the designation and its authority to do so.

Trusts. If title is held in the name of one or more trustees, subject to a trust, a sole trustee or one of several trustees are permitted to be a candidate for a position on the Board or to serve on the Board subject to all qualifications and/or requirements of the Association's governing documents and/or the law. The designation of one of several trustees must be in writing, in accordance with the Association's governing documents, with documentation confirming both the designation and the authority of the designator to do so.

One Directorship Only. No current Director may hold multiple positions on the Board. Any Director, whose term extends beyond a current election and who wishes to become a candidate for that election, must first resign his/her seat on the Board. This rule does not apply to a candidate whose term is expiring and who wishes to run for re-election.