

HOA HAPPENINGS

5/2/24 to 5/8/24

LANDSCAPER'S LIABILITY FOR DAMAGE

For some weeks the newsletter published by the park owners has had a notice that informs home owners that the landscaping service retained by the park owners is not responsible for damage to your home. Nothing could be further from the truth. The legal system of the State of Florida makes anyone who damages another's property liable for damages. Period. This ridiculous claim is exactly the same as putting a sign on your car that you are not responsible for causing an accident. Guess what – that doesn't work!

No one and nothing have unilaterally granted, or can unilaterally grant, the Wynne Building Corporation the authority to waive your right to collect for damages to your property.

If your home is, or has been, damaged by the landscape contractor, it is my very strong recommendation that you submit a claim for repair. If you have already paid to repair landscaper damages, you should submit a bill for reimbursement.

Also, the disclaimer suggests you add material around the perimeter of your home to prevent damage to your skirting. If you have done so, simply because you wished to avoid uncompensated damage to your home, I strongly suggest you submit a bill for those expenses as well.

LITIGATION UPDATE

Things have been happening in our litigation over rent issues against the Wynne Building Corporation, the park owners. When involved in a legal action there are, of course, some things that shouldn't be discussed and some things that should. Within these limits, as always, your HOA will do everything they can to keep you informed as we move through this process.

First and foremost, we have changed attorneys. Our new attorney is Jacob Ensor, an attorney with *Ross Earle Bonan Ensor & Carrigan, P.A.* with offices in Stuart and Vero Beach. Meeting with our attorney now requires only a short trip as opposed to a three-and-a-half-hour journey to Cape Coral. We believe this change will result in a number of positive changes. Paperwork has been filed with the court and the change of attorneys has been approved by Judge Levin. Jacob has filed a Motion for Case Management meeting with Judge Levin. This, hopefully, will get things moving and back on track.

The other significant event is that Spanish Lakes 1 has decided to no longer participate as a co-plaintiff, and are dropping out of the lawsuit. I'm sure everyone wants to know why they have made this decision, but it is not up to us to explain their reasoning, which is their own.

It is extremely important that everyone understands that Country Club Village and Golf Village remain united and committed to see this through to the finish. We are convinced that we will ultimately win, and in so doing, right some wrongs that have affected everyone who lives here. Please remember, our beef is with the folks who own the park, and not the people who work here.

UPCOMING EVENTS

- **MAY 2nd - GENERAL MEMBERSHIP MEETING @ 7 PM in the Auditorium**
- **May 24th – BUNCO @ 7PM in the Auditorium**
- **May 26th – SUNDAY BREAKFAST at the GRILLE from 9:30 AM to 12:30 PM**
- **May 27th – MEMORIAL DAY - We need volunteers to do a program. Please contact a member of the Board to volunteer.**

The last regularly scheduled HOA Grille day for the season will be Tuesday, May 21. We plan to restart on September 9th.

STAYING UP-TO-DATE – Go to www.spanishlakesgolfhoa.com to get the latest HOA HAPPENINGS, review HOA minutes (also in the HOA binder in the clubhouse), see the park newsletter, access a variety of reference documents and more. You can also find updates and communicate with friends and neighbors on the Spanish Lakes Golf Village HOA Facebook page. Remember – anyone can look at the page, but only current members may post to it.