

# Amendment of Electronic Transportation Policy Resolution Worksheet

Date: January 15, 2025

## Suggested Motion:

“I move to approve the amendment of the Electronic Transportation Policy.”

2<sup>nd</sup>:

## Vote:

	In Favor	Opposed	Abstained	Absent
Scott Buchanan				
Dave Bush				
Caitlin Counihan				
Elaine Lawler				
Jeff Lisanick				
Scott Mulrooney				
Mike Rothenberg				
Jim Wicker				

**PARKFAIRFAX CONDOMINIUM UNIT OWNERS ASSOCIATION**

**POLICY RESOLUTION NO. 9**

**Policy Regarding Electronic Transportation Devices**

**WHEREAS**, Article III, Section 2 of the Bylaws of Parkfairfax Condominium Unit Owners Association (the “Association”) grants and assigns to the Board of Directors (“Board”) the power to perform such duties and lawful acts as are not required by statute or the Bylaws to be performed by the Unit Owners; and

**WHEREAS**, Article III, Section 2 of the Bylaws further provides that the Board shall have “... all of the powers and duties necessary for the administration of the affairs of the Unit Owners Association,”; and

**WHEREAS**, Article III, Section 2 of the Bylaws further provides the Board with the power and authority to adopt rules and regulations from time to time governing the Condominium;

**WHEREAS**, Article III, Section 2(c) of the Bylaws provides that it is the responsibility of the Board to provide for the operation, care, upkeep, and maintenance of the Condominium;

**WHEREAS**, the recharging and storage of electronic transportation devices (including, but not limited to, scooters, skateboards, hoverboards, all classes of pedal and throttle assist bicycles, and roller blades) (“Electronic Transportation Devices”) can pose an increased risk of fires that could be dangerous and have an adverse impact on the Association's insurability;

**WHEREAS**, the Board has determined that the recharging, storage, and use of Electronic Transportation Devices within the Condominium buildings is unsafe and hazardous to persons and property, regardless of whether they are commercially or personally owned and must be prohibited within the Condominium building for health, safety and insurance renewal purposes.

**NOW, THEREFORE, IT IS HEREBY RESOLVED THAT** the Board duly adopts the following rule as part of the Association's rules and regulations:

1. Rule: No person shall ride, operate, charge, store, or otherwise use any Electronic Transportation Device within the Condominium buildings, including Condominium Units and their appurtenant patios. This prohibition applies to all Electronic Transportation Devices, even if a battery has temporarily been removed from the device. Electronic Transportation Devices may continue to be permitted outside of the Condominium buildings, including in the parking lot, however, Electronic Transportation Devices may not be stored underneath an overhang of and of the buildings.

2. Exception: In accordance with applicable federal, state and local laws, exceptions may be made by the Board for individuals who are required to use an Electronic Transportation Device(s) (such as an electric mobility scooter) as a result of a disability or handicap, or as otherwise

authorized by the Board of Directors (e.g., Association contractors in the performance of their maintenance responsibilities).

3. Enforcement: The Board reserves the right to enforce this rule using any one or more remedies available to the Association under the Association's Bylaws or applicable law.

**EFFECTIVE DATE OF POLICY:**

The effective date of this Policy is: December 18, 2024.