

FINE AND PENALTY APPEAL REGULATION

Revised and Adopted June 27, 2024

1. **Title.** This Regulation shall be known as the “Fine and Penalty Appeal Regulation.”
2. **Purpose.** The purpose of this Regulation is to establish a means and procedure by which persons subject to fines and other penalties pursuant to (i) the provisions of the Declaration, (ii) the Bylaws of Beaver Creek Resort Company (“Bylaws”), or (iii) any of the rules and regulations of the Resort Company, may appeal such fines or penalties.
3. **Definitions.** Unless otherwise stated herein, all capitalized terms have the meanings given to them in the Amended and Restated Declarations for Beaver Creek, Eagle County, Colorado as recorded with the Clerk and Recorder of Eagle County, Colorado on December 27, 1979, in Book 296 at Page 446, as amended or supplemented from time to time (the “Declaration”), or, alternatively, if such terms are not defined in the Declaration, the meaning given to them in the Bylaws.
4. **Applicability.** This Regulation shall apply to the fining and to the appeal of any and all fines or other penalties imposed for violations of the Declaration, the Bylaws, Resort Company rules and regulations.
5. **Fines.** Fines for violations affecting public safety and health shall be assessed as provided for in Article IV. C. of the Beaver Creek Resort Company of Colorado Standard Policies and Procedures (the “Standard Procedures”). Fines for all other violations shall be as provided for in Article IV. D. of the Standard Procedures.
6. **Hearings.** Any request for a hearing or a hearing shall be requested and administered in accordance with Article IV. of the Standard Procedures.
7. **Final Decision.** All decisions made in accordance with Article IV. of the Standard Procedures shall be final.