



Desirey Laine <desireylaine@gmail.com>

Fwd: ACC Request

3 messages

MichaelDesirey LaineVanWhy <srhoambtemp2@comcast.net>
 To: "Desireylaine@gmail.com" <Desireylaine@gmail.com>

Tue, Aug 30, 2022 at 8:46 PM

----- Original Message -----

From: Megan Westberg <meganwestberg@yahoo.com>
 To: "surreyridgehoa@gmail.com" <surreyridgehoa@gmail.com>
 Date: 08/29/2022 2:43 PM
 Subject: ACC Request

Hello, I am requesting all documents and information about the ACC's consideration and approval of the fence at 9717 Sorrel. This request includes correspondence between members of the ACC about this fence prior to the application for approval, as well as any correspondence following the approval.

As I understand it, there may be some confusion by prior members of the ACC about the legal relationship between county permits and Surrey Ridge covenants/architectural controls. To clarify, county permits and regulations do not control over more restrictive and locally binding covenants. Any permit issued by Douglas County does not control Surrey Ridge ACC, HOA, or residents of Surrey Ridge individually from enforcing the restrictive covenants that govern all our properties--for example, the architectural controls over fence types. For a timely discussion on this point, please review commentary made by Abe Laydon, Chair of the Douglas County Board of Commissioners, during the August 23, 2022, land use hearing (specifically, that HOA covenants and architectural controls will govern over uses and building restrictions otherwise permitted by the county). Although that meeting was disappointing in its outcome, the commentary provided by Mr. Laydon provided support for local communities with HOAs and architectural controls to keep its residential nature intact (and to enforce violations).

Please provide the requested documents within the next ten business days. As this fence is a violation of the Surrey Ridge restrictive covenants, I encourage the ACC to use its authority to address the issue prior to the necessity of filing any legal action. Putting this kind of a fence in our neighborhood is a safety hazard as well as an eyesore for the community, and sets a precedent for others to also violate the restrictive covenants.

Thank you,

Megan Peitzmeier, Esq.
 9052 N Palomino Dr.

MichaelDesirey LaineVanWhy <srhoambtemp2@comcast.net> Tue, Aug 30, 2022 at 9:03 PM
 To: "Desireylaine@gmail.com" <Desireylaine@gmail.com>, "hutchens.surreyridge@gmail.com" <hutchens.surreyridge@gmail.com>, "shebiz9983@comcast.net" <shebiz9983@comcast.net>, "Jp@postrealestategroup.com" <Jp@postrealestategroup.com>
 Cc: Amber Paciotti <amber.paciotti@gmail.com>, "edward.burns@wheelpros.com" <edward.burns@wheelpros.com>, "ryan.peitzmeier@yahoo.com" <ryan.peitzmeier@yahoo.com>, "fayrid@gmail.com" <fayrid@gmail.com>, "jerryec@comcast.net" <jerryec@comcast.net>, "Ripvw32@gmail.com" <Ripvw32@gmail.com>

Forwarded to the Surrey Ridge Mailbox

[Quoted text hidden]

MichaelDesirey LaineVanWhy <srhoambtemp2@comcast.net>

Fri, Sep 30, 2022 at 7:25 PM

To: Megan Westberg <meganwestberg@yahoo.com>, "edward.burns@wheelpros.com" <edward.burns@wheelpros.com>, "fayrid@gmail.com" <fayrid@gmail.com>, "jackie.nunesrivera@gmail.com" <jackie.nunesrivera@gmail.com>, Amber Paciotti <amber.paciotti@gmail.com>, "ryan.peitzmeier@yahoo.com" <ryan.peitzmeier@yahoo.com>, "Desireylaine@gmail.com" <Desireylaine@gmail.com>, "shebiz9983@comcast.net" <shebiz9983@comcast.net>

Megan,

I apologize for the delay. Auto-Forwarding to the Board Members/ACC members was not functioning. This is only the second email we have from you.

I have forwarded this on to the other board members and the ACC members.

Michael W. Van Why, Board Secretary

On 09/16/2022 7:20 PM Megan Westberg <meganwestberg@yahoo.com> wrote:

I am taking the lack of response to assume that there is no interest in engaging on this issue, or to provide information that the fencing request was properly handled by the ACC. This is my third email since March on this issue with no response. Please advise by the end of day on Tuesday, September 20, whether the ACC has a registered agent for service, or whether the ACC has counsel who will waive service. Without a response I will assume that neither exists in this case.

Thank you,

Megan

[Quoted text hidden]