

VIRGINIA RUN COMMUNITY ASSOCIATION

POLICY RESOLUTION NO. 2015 - 01

INTRA-ASSOCIATION COMMUNICATION / DISTRIBUTION OF INFORMATION

WHEREAS, the Virginia Run Community Association (“the Association”) is a property owners’ association organized and operating pursuant to the *Virginia Property Owners Association Act* (Va. Code § 55-508, *et seq.*) (the “Act”) and the Declaration, Articles of Incorporation and Bylaws for the Virginia Run subdivision and the Association;

WHEREAS, Section 55-510.2 (*Distribution of information by members*) of the Act requires the Association’s Board of Directors to “establish a reasonable, effective and free method, appropriate to the size and nature of the association, for lot owners to communicate among themselves and with the board of directors regarding any matter concerning the association”; and,

WHEREAS, it is the intention of the Board of Directors to augment the existing community bulletin boards with an additional capability to be accessed through the Association’s existing website for communication between Association members and between those members and the Board of Directors;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby adopts the following policy pursuant to Section 55-510.2 of the Act.

I. The Website

- A. Currently, the Association’s website is located at: www.virginiarun.com (“the Website”).
- B. The “blog” (hereafter referred to as the “Forum”) for Association members can be accessed by clicking on the “Owner’s Forum” link on the Website.
- C. Members shall be required to register online to access the Forum.
- D. The Forum shall be administered by the Community Manager of the Association, who has been designated by the Board of Directors as the Administrator. The Administrator shall perform her duties in that regard in accordance with this Policy Resolution (“Policy”) and directives from the Board. If the Administrator is absent or otherwise unavailable to perform his/her functions, the Association’s President or the Board or the Board of Directors may designate another officer or director to act as an Interim Administrator.

E. The Board reserves the right to discontinue (delete or deactivate) the Forum.

II. Purpose of the Forum

- A. The Forum's purpose is facilitate the communication between Association members and between the members and the Board of Directors regarding matters concerning the Association or directly affecting members of the Association.
- B. The Forum is intended for use by the Association and its members. It is not intended for nor shall it be used by non-members of the Association.
- C. The Board reserves the right to discontinue or deactivate the Forum. While the decision to do so rests in the Board's sole discretion, examples of possible reasons to deactivate or discontinue this capability include repeated or widespread abuse of the Forum in violation of this Policy, time constraints or other burdens of proper administration of the site, or for other reasons determined to be in the best interests of the Association.
- D. Comments posted on the Forum page do not necessarily reflect the opinions or position of the Association or its officers, directors or management agent.

III. Use of the Forum

- A. The Forum is for use by the Association and its members. It is not for use by members of the general public. Users will be required to register.
- B. By accessing or using the Forum, the user agrees to abide by the terms of this Policy (as may be modified from time to time by the Board) and to hold the Association (including its officers, directors and agents) harmless from any and all damages, injuries, fees or costs incurred or suffered as a result of or arising from his or her access to or use of the Forum. If an individual does not agree to comply with this Policy and/or does not agree to hold the Association harmless, that individual shall not access or use the Forum.
- C. Users are solely responsible for any comments they post. By posting comments on the Forum, the individual who posts the comments thereby agrees to hold harmless and indemnify the Association (including its officers, directors and agents) from and against any and all claims, damages, penalties or liability arising from or caused by that individual's post.
- D. Users shall not create a false identity for the purpose of using the Forum. Users shall not use the Forum to impersonate any person, or to falsely state or otherwise misrepresent your affiliation with any person or entity.

- E. Users are strongly encouraged to exercise the same restraint and judgment they would apply with respect to presenting, speaking or acting in any public forum. Users are cautioned against sharing personal information via the Forum.

IV. Content.

- A. Comments posted on the Forum shall conform to this Policy and other governing documents of the Association, and shall serve to further the above-stated purposes of the Association's communication / distribution of information.
- B. The Association (acting through the Board, the Administrator and the Association's legal counsel) is not obligated to screen, police, edit, monitor or respond to content posted on the Forum. The Association does not guarantee, warrant or endorse the accuracy, completeness, timeliness or reliability of any advice, opinion, statement displayed by any user. The Association reserves the right to remove content in accordance with this Policy (see subsection F. below).
- C. No non-member of the Association shall be allowed to register for or use the Forum.
- D. Linked Sites. The Association is not responsible for the content of any linked site or any link contained on a linked site, or any changes or updates to such sites. If a member's comments on the Forum include a link to any other site, that link does not imply endorsement by the Association of that site.
- E. Posting Official Content.
 - 1. The Administrator shall be responsible for posting Board-authorized content (*i.e.*, for official communications from the Association through the Forum).
 - 2. No other officer, director, committee member or other representative of the Association shall post any content on behalf of the Association (including responding to posted comments) without the prior approval of the Board. Unless circumstances dictate otherwise, the Board shall normally communicate on the Forum page only through the Administrator. If individuals who serve as Association directors, officers or committee members wish to post their own individual content in their capacity as members of the Association (rather than on behalf of the Association), those individuals shall make it clear in their posting that they are speaking for themselves and not on behalf of the Association or the Board.
- F. Removal of Content.
 - 1. The Administrator is responsible for removing official Association content that has become outdated or as otherwise directed by the Board.
 - 2. The Association reserves the right to remove any posting on the Forum of any content that is deemed to be in violation of this Policy. Any failure or omission, however, to

remove noncompliant content shall in no way be deemed to be the Association's acceptance or endorsement of, agreement with, or responsibility for such content.

3. On behalf of the Association, the Administrator is responsible for removing content identified by the Administrator or the Board as in violation of this Policy. It is anticipated that on occasion some noncompliant content may be posted and that there may be some delay from time to time in removing noncompliant content that comes to the attention of the Administrator or the Board.
 - a. If the Administrator is unsure whether particular content should be removed, the Administrator shall consult with the Board or the Association's legal counsel. The Board's determination as to the appropriateness of the content (as established by a majority vote of the Board) shall be final.
 - b. If the Administrator removes content from the Forum which is later deemed to be compliant with this Policy, the Board may require the Administrator to re-post content that the Administrator previously removed.
 - c. When reasonably possible, a record of the content removed under this Policy will be kept by the Association (including the time, date and identity of the offender when available).
4. If any user believes that posted content violates this Policy and should be removed, the user should contact the Administrator at 703 815-1136, or, alternatively, contact the Board (c/o the Association's management agent or by attending a Board meeting).

G. Prohibited Content. Users shall not post on the Forum page anything (including comments, documents, links, pictures, etc.) that contains or includes, in whole or in part, any of the following:

1. Content that clearly does not involve matters concerning the Association and that does not directly affect members within the Association;
2. Vulgar, profane, indecent or obscene language or content;
3. Personal attacks of any kind (such as comments that harass, threaten or defame an individual);
4. Any content that may or does promote, foster or perpetuate discrimination on the basis of race, creed, color, age, religion, sex, national origin, or physical or mental disability;
5. Sexual content or links to sexual content;
6. Links to other websites or content that appears to violate this Policy;

7. Any type of solicitation;
 8. Conduct or encouragement of illegal activity;
 9. Infringement on copyrights or trademarks;
 10. Confidential or privileged information (as determined by applicable law or contract rights);
 11. Any type of file that may damage or corrupt the operation of other devices or an individual's computers or mobile devices;
 12. All postings must be in the English language. Any postings in a foreign language shall be removed by the Administrator.
- V. **Remedies for Violations**. In addition to--or in lieu of--removing noncompliant content from the Forum, the Board may, in its sole discretion, issue a warning notice to the offender and/or take any other enforcement action authorized under the Association's governing documents or applicable law.

EFFECTIVE DATE: Upon activation of the Owner's Forum on the Virginia Run website.