



Who sets speed limits and safety policies on HOA roads?

For gated communities, streets are owned and maintained by the HOA. That includes setting speed limits and parking restrictions, as long as policies don't conflict with local law and safety enforcement.

Whose job is it to enforce speed limits in our gated community?

State laws generally dictate that police departments can only enforce traffic laws on public streets. It's therefore up to your HOA to develop policies on enforcing speed limits. The exception is when an association enters into a traffic enforcement agreement with their local municipality, requesting enforcement on their roads.

What about if our HOA isn't gated?

HOAs that aren't gated with streets that are owned and maintained by local government are generally not allowed to develop their own enforcement. They need to work with local authorities to address speeding or safety concerns.

Can we issue tickets or fines to people who violate community speed limits?

HOAs may fine a member, tenant, or guest, up to a certain dollar amount, as specified in their state laws. The association usually has to provide 14 day notice and an opportunity for a hearing before the fine is approved.

Our HOA policies don't have provisions for speeding violations or fines. Where does this fit in to HOA policy?

Most HOAs have a Nuisance Clause in their governing documents as a catch-all term for behavior that presents a threat to residents. If people are speeding, this inhibits the safety of your residents and would allow you to intervene. While automated warnings sent through a system like the Traffic Logix Guardian cameras would not affect someone's public driving record, the fine alone is generally sufficient to discourage future speeding.

