



April 6, 2011

The Honorable Alfred M. Pollard
General Counsel
Federal Housing Finance Administration
Fourth Floor
1700 G Street, NW
Washington, DC 20552

RE: *Proposed Rule on Private Transfer Fee Covenants, (RIN) 2590-AA41*

Dear Mr. Pollard:

On behalf of the Community Associations Institute, we are submitting this letter as our addendum to our comments submitted on March 30, 2011.

On page five of our comments, we encourage the Agency to consider adopting the definition of "Common Interest Community" as defined in Section 1-103(9) of UCIOA (2008). Our comments paraphrased this section and read:

(9) "Common interest community" means real estate described in a declaration with respect to which a person, by virtue of the person's ownership of a unit, is obligated to pay for a share of real estate taxes, insurance premiums, maintenance, or improvement of, or services, or other expenses related to, common elements, other units, or other real estate described in the declaration...

Please note that this language leaves out an important and unique area of common interest ownership, a cooperative. To that end, please consider the following language, which includes related provisions of UCIOA definitions as our suggested definition on this matter.

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“Common interest community” means real estate with respect to which a person, by virtue of his ownership of a unit, is obligated to pay for real estate taxes, insurance premiums, maintenance, or improvement of other real estate described in a declaration, or in the case of a cooperative, where the obligation to pay for real estate taxes, insurance premiums, maintenance or improvement of real estate is described in a proprietary lease, occupancy agreement or the bylaws of the corporation owning the real estate. “Ownership of a unit” does not include holding a leasehold interest of less than [20] years in a unit, including renewal options

This more encompassing definition will ensure that all forms of common interest property are defined in a recognized manner that will ensure fair application of any final regulatory guidance.

If you require additional information or you wish to discuss the contents of this letter, do not hesitate to contact me or Andrew S. Fortin, Esq., Vice President of Government Affairs at 703-970-9220.

Sincerely,

A handwritten signature in black ink that reads "Thomas M. Skiba". The signature is written in a cursive style with a large, stylized initial 'T'.

Thomas M. Skiba, CAE
Chief Executive Officer