



Section RIVER CITY TAPS - Sample Provision Excerpt (Public Preview)

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ISSUE #1



MARKUP #1 ->

MARKUP #1 · FAIR HOUSING ACT (FHA) LIABILITY RISK

BOARD & COUNSEL REVIEW

Sec. RIVER CITY TAPS (p. 11): Pet restriction clause lacks mandatory statutory carveout for assistance and emotional support animals.

Statutory / Legal Reference: 42 U.S.C. § 3604(f)(3)(B) & 24 C.F.R. § 100.204 (Fair Housing Act - Assistance Animals) & HUD FHEO-2020-01

Statutory Comparison: Restrictive covenants discriminating on the basis of race, color, religion, sex, familial status, or national origin are unenforceable under the Fourteenth Amendment (Shelley v. Kraemer) and illegal to publish, steer, or maintain under the Fair Housing Act (42 U.S.C. § 3604(c); 24 C.F.R. §§ 100.70, 100.75).

CURRENT WORDING IN DOCUMENT:

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SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):