



Section (d) - Sample Provision Excerpt (Public Preview)

approval of the Architectural Control Committee.
(e) Time for Completion: All exterior construction of the primary residential structure, garage, porches, and any other appurtenances or appendages of every kind and character on any Lot and all interior construction (including, but not limited to, all electrical outlets in place and functional, all plumbing fixtures installed and operational, all cabinet work completed.

ISSUE #1



MARKUP #1 ->

MARKUP #1 · HIGH LEGAL & ENFORCEMENT RISK

BOARD & COUNSEL REVIEW

Sec. (d) (p. 7): Absolute prohibition on FCC-licensed amateur (ham) radio operations lacks a reasonable accommodation framework.

Statutory / Legal Reference: 47 C.F.R. § 97.15(b) (FCC PRB-1 Policy) & Federal Amateur Radio Emergency Communications Policy

Statutory Comparison: Federal telecommunications policy under 47 C.F.R. § 97.15(b) (PRB-1) establishes a strong federal interest in promoting amateur radio emergency communications. Absolute covenant bans on FCC-licensed amateur radio operators without architectural review for stealth or minimally intrusive installations expose the association to federal preemption challenges and state statutory amateur-radio protections.

CURRENT WORDING IN DOCUMENT:

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SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

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