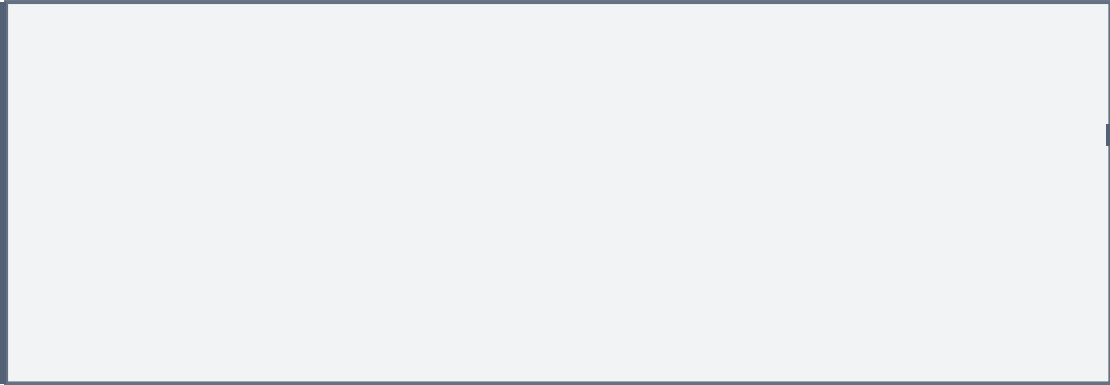




Section ARTICLE THREE - Sample Provision Excerpt (Public Preview)

(b) The right of the Association to suspend voting rights of lot owner for any period during which any assessments against his lot remains unpaid; and for a period not to exceed sixty (i.e. 60) days for any infraction of its published rules and regulation.

ISSUE #1



MARKUP #1 ->

MARKUP #1 · SUBJECTIVE OR OVERBROAD WORDING

BOARD & COUNSEL REVIEW

Sec. ARTICLE THREE (p. 5): Landscaping covenant prohibits rainwater harvesting, composting, or drought-resistant landscaping/xeriscaping in violation of Tex. Prop. Code § 202.007.

Statutory / Legal Reference: Tex. Prop. Code § 202.007

Statutory Comparison: Under Texas Property Code § 209.0059(a), a provision in a dedicatory instrument that would disqualify a property owner from voting in a property owners' association election of board members or on any matter concerning the rights or responsibilities of the owner is void.

CURRENT WORDING IN DOCUMENT:

(b) The right of the Association to suspend voting rights of lot owner for any period during which any assessments against his lot remains unpaid; and for a period not to exceed sixty (i.e. 60) days for any infraction of its published rules and regulation.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

(b) The right of the Association to suspend voting rights of lot owner for any period during which any assessments against his lot remains unpaid; and for a period not to exceed sixty (i.e. 60) days for any infraction of its published rules and regulation. [STATUTORY VOTING RIGHTS PROTECTION]: Pursuant to Tex. Prop.