

Section M - Sample Provision Excerpt (Public Preview)

Antennas and Satellite Dish System Permitted Antenna Limitations on Permitted Antenna ACC Approval and Notice as to Permitted Antenna Prohibited Antenna Signs General Prohibited Signs Permitted Signs Exterior Lighting ... Tree Removal. Traffic Sight Line Areas: Solat and Other Energy Devices..... Exterior Colors vi S1

ISSUE #1



MARKUP #1 ->



MARKUP #1 · SUBJECTIVE OR OVERBROAD WORDING

BOARD & COUNSEL REVIEW

Sec. M (p. 26): Board meeting clause provides less than the mandatory 144-hour (regular) / 72-hour (special) owner notice or permits secret/unnoticed board votes on fines, assessments, or budget adoption in violation of Tex. Prop. Code § 209.0051(e)-(h).

Statutory / Legal Reference: Tex. Prop. Code § 209.0051(e)-(h) (SB 1588)
Statutory Comparison: The FCC Over-the-Air Reception Devices rule (47 C.F.R. § 1.4000, as expanded by the 2021 OTARD Report and Order, FCC 21-10) preempts community association restrictions that prohibit, charge application fees for, require prior architectural approval for, or impose sub-1-meter (39.37-inch) diameter caps on the installation, maintenance, or use of television broadcast antennas, direct-broadcast...

CURRENT WORDING IN DOCUMENT:

Antennas and Satellite Dish System Permitted Antenna Limitations on Permitted Antenna ACC Approval and Notice as to Permitted Antenna Prohibited Antenna Signs General Prohibited Signs Permitted Signs Exterior Lighting ... Tree Removal. Traffic Sight Line Areas: Solat and Other Energy Devices..... Exterior Colors vi S1

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

Antennas and Satellite Dish System Permitted Antenna Limitations on Permitted Antenna ACC Approval and Notice as to Permitted Antenna Prohibited Antenna Signs General Prohibited Signs Permitted Signs Exterior Lighting ... Tree Removal. Traffic Sight Line Areas: Solat and Other Energy Devices..... Exterior Colors vi S1 [FEDERAL OTARD CARVEOUT]: Provided that this...