

Section THE PRESERVE AT HONEY CREEK - Sample Provision Excerpt (Public Preview)

THE PRESERVE AT HONEY CREEK DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS 4843-7346-0653v.2 54969-65 on the entry door or door frame of the residence, does not exceed twenty-five (25) square inches;
(vi) permits as may be required by legal proceedings; and
(vii) permits as may be required by any governmental entity.

ISSUE #1



MARKUP #1 ->



MARKUP #1 · SUBJECTIVE OR OVERBROAD WORDING

BOARD & COUNSEL REVIEW

Sec. THE PRESERVE AT HONEY CREEK (p. 19): Clause restricts religious displays using the repealed 25-square-inch front-door cap or prohibits religious items in violation of Tex. Prop. Code § 202.018 (SB 1588).

Statutory / Legal Reference: Tex. Prop. Code § 202.018 (SB 1588)

Statutory Comparison: Effective September 1, 2021, SB 1588 amended Tex. Prop. Code § 202.018 to expand protection for religious items displayed or affixed on the owner's or resident's property or dwelling (not solely the front entry door) and repealed the former 25-square-inch size limitation.

CURRENT WORDING IN DOCUMENT:

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(vi) permits as may be required by legal proceedings; and
(vii) permits as may be required by any governmental entity.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

**THE PRESERVE AT HONEY CREEK DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS 4843-7346-0653v.2 54969-65 on the entry door or door frame of the residence, does not exceed twenty-five (25) square inches;
(vi) permits as may be required by legal proceedings; and
(vii) permits as may be required by any governmental entity. An Owner or Resident will be permitted to post a "no soliciting" and...**