



Section 5.3.2 - Sample Provision Excerpt (Public Preview)

Including, color changes, sun porches, arbors, gutters, satellite dishes, etc. -Vehicles must be parked in closed garage vehicle, boat, R.V., motorcycle, trailers or recreational equipment may be parked longer than 24 hours. -Pets must comply with rules related to objectionable noise, inconvenience or nuisance to other residents.

ISSUE #1



MARKUP #1 ->

MARKUP #1 · CONFLICTS WITH MANDATORY STATE STATUTE

BOARD & COUNSEL REVIEW

Sec. 5.3.2 (p. 25): Covenant suspending owner voting rights for delinquency or covenant violations is void under the Texas Property Code.

Statutory / Legal Reference: Tex. Prop. Code § 209.0059(a) & § 209.00592

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:

Including, color changes, sun porches, arbors, gutters, satellite dishes, etc. -Vehicles must be parked in closed garages. -No vehicle, boat, R.V., motorcycle, trailers or recreational equipment may be parked longer than 24 hours. -Pets must comply with rules related to objectionable noise, inconvenience or nuisance to other residents.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

Including, color changes, sun porches, arbors, gutters, satellite dishes, etc. than 24 hours. other residents.