

GLENWOOD CROSSING

HOMEOWNERS ASSOCIATION, INC.

Rules and Architectural Guidelines

Revised February 8, 2011

TABLE OF CONTENTS

1.0 Introduction

- 1.1 Applicability
- 1.2 Purpose
- 1.3 Application and Review Process

2.0 General Architectural Standards

- 2.1 Antennas, Satellite Dishes (DBS, MDS, DSS)
- 2.2 Birdbaths, Birdfeeders, Birdhouses
- 2.3 Clotheslines
- 2.4 Decks, Patios, Screened Porches
- 2.5 Pets
- 2.6 Exterior Colors, Shutters, Doors, Other Exterior Modifications
- 2.7 Exterior Lighting, Seasonal Decorations
- 2.8 Fences
- 2.9 Flagpoles, Flags
- 2.10 Garage Sales, Garage Sale Signs, Items for Sale
- 2.11 Garbage Containers, Recycle Containers, Garbage
- 2.12 Home-Based Businesses
- 2.13 Hot Tubs, Spas, Saunas, Pools
- 2.14 Outdoor Furniture
- 2.15 Parking, Recreational Vehicles, Campers, Boats, Trailers
- 2.16 Signs
- 2.17 Storm Doors
- 2.18 Window Air Conditioners, Fans
- 2.19 Gardens and Play Equipment
- 2.20 Landscaping Maintenance

3.0 Attachments

- 3.1 *Request for Architectural Approval Form*

Introduction

1.1 Applicability

This guide to Rules and Regulations ("Guide") is adopted pursuant to the *Articles of Incorporation*, and the *Declaration of Covenants, Conditions, and Restrictions*, ("Declaration"). These documents provide for the establishment of reasonable rules and regulations concerning the use of individual lots and common areas. The Architectural Review Committee ("ARC") serves as representatives of the Board of Directors ("Board") while enforcing the Guide. Compliance with this Guide is required, but is not the sole basis for review or approval, nor does it guaranty approval of any application. In reviewing each application, the ARC may consider any factors it deems relevant. Decisions may be based purely on aesthetic considerations. Each owner acknowledges that determinations as to such matters are purely subjective in nature and that opinions may vary as to the desirability and attractiveness of a proposed addition or modification.

1.2 Purpose

This document is not intended to replace the Declaration, but to clarify the process by which homeowners may customize and modify the exterior presentation of their homes and/or lots. The intent is to provide consistent guidance to owners regarding requirements for additions and modifications to property in the community, and matters of particular concern to the ARC when considering applications for approval of such conditions and modifications. Additionally, the Guide sets forth various restrictions on other matters relating to community standards and the overall appearance of property in the community.

1.3 Application and Review Process

Unless otherwise specifically exempted by the Declaration or this Guide, **each and every proposed exterior modification/addition to residential units or lots require prior approval of the Architectural Review Committee.** Submit three copies of the *Request for Architectural Approval* form to PPM, Inc., 6739 Falls of Neuse Road, Raleigh, NC 27615.

Each application must include a copy of the lot survey showing the size and location of the proposed modification/addition as well as a list and description of the materials to be used. Color samples may assist the ARC in rendering its decision and expedite the review process. The ARC may require submission of such additional information as may be reasonably necessary to consider any application. Review of the application and notification to the applicants shall be conducted as described in the Declaration. Where specifically permitted to proceed without prior approval, such permission shall only be effective so long as the Owner complies with every requirement of this Guide. The ARC is not responsible for ensuring structural integrity or compliance with state and local building codes. **Homeowners must obtain all necessary building permits and other government approval that may be required for the proposed modification or addition.**

Suggestion: It is strongly encouraged that you share and discuss your ARC plan and request with your neighbors on either side of your property and directly behind or adjacent to your property. Their signature on the form only indicates that they are aware and have viewed the planned activities. This may prevent any questions or an objection surfacing after any installation work has been performed.

Important Note: Architectural Review Committee (ARC) approval does not constitute engineering approval. ARC approval is aesthetic in nature. Improvements and consequences are the sole responsibility of the homeowner or person making the improvements.

2.0 General Architectural Standards

2.1 Antennas, Satellite Dishes (DBS, MDS, DSS)

Homeowners who wish to place a satellite dish on the exterior of the residence are encouraged to submit a *Request for Architectural Approval* to the ARC.

Pursuant to FCC Section 207 of the Telecommunications Act of 1996, the Association will not require prior approval for antennas/dishes in the attic, crawl space, garage, or other interior space of the dwelling, or another approved structure so as not to be visible from the exterior of the residence.

Freestanding antennas/dishes (mounted on a pole anywhere on the lot) are **not** permitted.

A maximum of two satellite dishes each measuring one meter or less in diameter may be erected on any lot. If installation is required in other than the following approved locations, include a statement from the installer with the ARC application. Standard, approved placement of a satellite dish is:

- Attached to or mounted on a deck or patio in the rear of the residence and extending no higher than the eaves of that portion of the roof of the dwelling directly in front of such antenna; or,
- Attached to or mounted on the rear wall or rear roof of the residence so as to extend no higher than the ridgeline of the residence at a point directly above the position where attached or mounted to the wall.

If installation of the satellite dish antenna meets the foregoing requirements, no ARC approval is required. However, ARC approval is encouraged.

2.2 Birdbaths, Birdfeeders, Birdhouses

Birdbaths require ARC approval. Birdfeeders and birdhouses are pre-approved provided they are no larger than one foot in width, one foot in depth, and one foot in height. Any pole on which a birdhouse or birdfeeder is located may not exceed two inches in diameter, and six feet in height (including the house or feeder).

Birdbaths, feeders and houses will not be placed in the front yard, side yard, or in common areas or wetlands/marshes.

2.3 Clotheslines

Clotheslines of any type are not approved or will not be allowed to remain on any Lot.

2.4 Decks, Patios, Screened Porches

No indoor-outdoor carpeting, hot tub or screened porch may be installed. Any furniture on the deck, patio or porch shall be appropriate outdoor furniture and shall be maintained in a neat, tidy and good condition. Personal property such as bicycles and recreational equipment should be stored inside a Dwelling Unit or garage.

2.5 Pets

It is required that owners maintain control of pets at all times. Pets must be on a leash, or restrained in the rear yard by use of invisible fencing or an approved fence.

Animal nuisance of any kind will not be tolerated, including noise and improper waste disposal. While outside the confines of the owner's property, animal waste will immediately be collected by the owner and disposed of in an approved waste receptacle. For disease prevention and sanitary reasons violators will be subject to aggressive penalties, including fines.

Other than normal household pets, no other animals, livestock or poultry of any kind shall be raised, bred or kept on the properties. Dogs, cats or other normal household pets may be kept in homes provided that such pets are not kept, bred or maintained for any commercial purpose. It is suggested that homeowners familiarize themselves with any applicable municipal ordinances relating to pets.

2.6 Exterior Colors, Shutters, Doors, Other Exterior Modifications

Exterior color change is permitted provided an ARC approval form is submitted, and approved, prior to the change. Exterior colors must conform to the original community color scheme designed by the builder. Shutters and doors will compliment the exterior color scheme, and maintain the original community colors intended by the builder.

When submitting a request for a color change, color chips or siding samples must be attached to the standard ARC request form.

All Other Exterior Decorative Modifications not addressed elsewhere in the Rules and Regulations require ARC Approval prior to the change.

2.7 Exterior Lighting, Seasonal Decorations

Ground landscaping lights are pre-approved provided they are conservative in design, use white lights, are limited to 2,000 lumens and are directed towards the house or ground.

Seasonal holiday decorative lights are pre-approved from Thanksgiving through the 15th of January. Seasonal decorations are approved two weeks prior to the event until two weeks after the event.

2.8 Fences

Fencing or fencing type of any kind shall require ARC approval prior to being installed. That being said, after ARC approval, such fencing will be the complete responsibility of the homeowner to maintain. The HOA accepts no responsibility for fencing in any

manner. Homeowners shall contact all utilities prior to installation to ensure that any easements are not impeded. If such fencing must be removed or modified due to being installed in an easement or for any other reason, the total expense shall fall upon the homeowner and not the HOA. Installed fencing shall be the same fencing to match the type installed by the Declarant.

2.9 Flagpoles, Flags, Statuary and Fountains

Freestanding flagpoles are not permitted. Flags, which, in the Board's judgment, tend to incite or antagonize are not permitted. Flags meeting the following criteria are pre-approved:

- One flagpole, not to exceed two inches in diameter and sixty inches (60") in length, may be mounted on the front of a dwelling.
- Flags shall not exceed 5' x 8' in size. Flags must be maintained in good condition and shall not be displayed if mildewed, tattered, or faded.
- Statuary is limited to one statue or fountain under three (3) feet in height to be placed in the natural area in either the front or rear yard space. Statues and fountains require architectural approval prior to installation.
- Artificial vegetation is not approved.

2.10 Garage Sales, Garage Sale Signs, Items For Sale

It is recommended that Garage sales be limited to a maximum of four times/year per residence. Each garage sale may last a maximum of 48 hours. Sale items must be kept in the immediate area of the garage area.

Advertising signs may be placed at the residence 48 hours in advance of the sale and must be removed immediately after the conclusion of the sale. Signs placed other than at the residence must follow the guidelines in paragraph 2.21.

Other than garage sales, items for sale such as cars, boats, lawnmowers, etc. may not be displayed at the residence or on any common areas.

2.11 Garbage Containers, Recycle Containers, Garbage

Garbage containers and woodpiles must be stored in one of the following pre-approved locations:

- Inside the garage, or
- In the rear of the lot, screened so to be concealed from view of neighboring streets and property.

Garbage containers and Recycle Containers may be placed at the curb no earlier than dusk the day prior to collection and must be retrieved and stored back inside the garage before dusk the day of collection. Recycle containers should be stored inside the garage area only.

2.12 Home-Based Businesses

Home-based businesses are permitted provided the following criteria are met:

- Prior approval must be obtained from the Board by the homeowner and continued annual registration of the business obtained from the Board as long as the business is in existence.
- It is not evident that home-based business is being conducted.
- No unusual traffic, other than normal residential traffic, is permitted. The Board may have sole discretion as to whether amount of traffic generated is unusual.
- Only removable signs are permitted on vehicles and said vehicles must be parked in the garage or the signs may be required to be removed while in the community. Any additional signs indicating that the Lot or Residence is being utilized for anything other than a residence are prohibited.
- No items or equipment related to the business may be stored or otherwise kept on owner's lot outside of the dwelling or garage.
- Business activities should comply with applicable federal, state and local laws.

2.13 Hot Tubs, Spas, Saunas, Pools

Hot tubs, spas, saunas and pools are not permitted.

2.14 Outdoor Furniture

No furniture shall be used, stored or kept on the exterior of any residence except on porches, patios, and decks. Furniture not enclosed in a room shall be limited to such types as is designed for outdoor use.

2.15 Parking, Recreational Vehicles, Campers, Boats, Trailers

All vehicles owned, leased or operated by an Owner, family member or occupant/tenant shall be parked only in the garage or driveway of the Lot. A maximum of two (2) vehicles may be parked outside the garage on the driveway. Community designated parking areas may be utilized by visitors and residents. Visitor parking in these areas shall not exceed 72 consecutive hours.

No vehicle, including recreational, camper, boat, trailer, car, motorcycle or truck, shall be parked on the grass or sidewalk of any lot. Curbside parking is prohibited and vehicles may be towed at the owner's expense. It is strongly encouraged that homeowner vehicles be parked in driveway or the garage at all times.

All commercial use vehicles, recreational vehicles, trailers, campers, and watercraft must be kept in the garage out of view except temporarily in preparation for use if such period does not exceed 24 hours.

Inoperable or stored vehicles must be stored within a garage within 72 hours of becoming inoperable. Vehicles may be towed from property after this time.

2.16 Signs

The placement of any signs on any portion of the Glenwood Crossing property requires the submittal of an ARC Application. This includes the following:

- A single "For Sale" or "For Rent" sign which shall be limited to six (6) square feet. Hand written signs are prohibited.
- A single garage sale sign as described in paragraph 2.10.
- Such permits as required by legal/government agencies.
- Official community events as approved by the Board.

All signs must comply with all applicable federal, state and local laws and ordinances.

The Declarant, during the Declarant's development period, and the HOA Board reserve the right to deny the request for placement of any Sign on any Lot or Common Area per the Glenwood Crossing Covenants.

2.17 Storm Doors

Storm doors are permitted using the standard *Request for Architectural Approval* form. They must be full-view glass or glass/screen and must match the existing facade color scheme. Door hardware must also match the existing hardware (brass handle for brass lights, etc.).

2.18 Window Air Conditioners, Fans

Window air conditioning units and window fans are not permitted.

2.19 Gardens and Play Equipment

Vegetable gardens and play equipment require prior written consent from the Architectural Review Committee. Location of approved gardens and equipment must be between the rear dwelling line and the rear lot line.

All toys should be neatly stored at the end of each day away from view or placed inside the garage or inside the dwelling unit.

Temporary basketball goals are subject to prior approval by the ARC and must be stored within a garage when not in use.

Playhouses, tree houses, storage sheds and detached garages are not approved.

2.20 Landscape Maintenance

All landscaping changes and additions, including the replacement of dead shrubs, bushes and trees, shall require the submission of an ARC application prior to installation. Homeowners shall be required to water the grass and plantings on their lots as needed as well as being responsible for replacing any dead plantings with material similar in nature to the original landscaping. This includes keeping the same color scheme of mulch and/or pine straw utilized throughout the community and in neighboring lots. All landscaping improvements made by the homeowner will be the responsibility of the homeowner to maintain and not that of the Glenwood Crossing HOA.

Pertaining to homeowner lots, the Glenwood Crossing HOA will be responsible for the regular mowing, edging, and fertilization of such lots (Based on the contracted scope of the maintenance contract). The HOA shall not be responsible for watering, replacing or maintaining any grass, trees, shrubs, mulch or plants on homeowner lots.

**THIS DOCUMENT MAY BE AMENDED FROM TIME TO TIME BY A MAJORITY
VOTE OF THE GLENWOOD CROSSING SUBDIVISION BOARD OF DIRECTORS**

John Wagner, Board Member

Date

Amar Mehta, Board Member

Date

John Bradley, Board Member

Date

Angela Miles , Board Member

Date

Susan Schmidt, Board Member

Date