

DUCK HAVEN HOMEOWNERS' ASSOCIATION, INC.

FLAG DISPLAY GUIDELINES

1. General.

These Flag Display Guidelines apply only to property that is individually owned by members of the Association and do not apply to properties held in common. Individual owners shall not locate a flag or flagpole on property held in common by, or property maintained by, the Association. Flags may be flown on owners lots within the subdivision following these guidelines:

- 1.1. All flags and flagpoles must be properly maintained at all times, including, but not limited to, immediate replacement of faded, frayed or torn flags and replacement of poles that are scratched, bent, rusted, faded, leaning or damaged in any way;
- 1.2. If evening display of the flag is desired, the flag shall be lit from the base of the flagpole (maximum of two bulbs) with a total of no more than 150 watts. The light must shine directly up at the flag and cannot cause any type of light spillover onto adjoining properties;
- 1.3. Erecting a freestanding flagpole within an easement is solely at the owner's risk;

2. Flags

Flags must be attached to a flagpole in order to be displayed. The size of the flag must be appropriate for the length of the flagpole on which it is flown. The following flags may be displayed on the permitted flagpoles:

- 2.1. U.S. flag displayed in accordance with federal law;
- 2.2. Texas flag displayed in accordance with Texas state law;
- 2.3. An official or replica flag of a branch of the U.S. armed forces; and
- 2.4. The official or replica flag of a school, college, or university.

3. Flagpoles

Owners may have a total of three (3) flagpoles per lot. All flagpoles must be constructed of permanent, long-lasting materials, with a finish appropriate to the materials used in the construction of the flagpole and harmonious with the dwelling. All flagpoles must be installed per the manufacturer's guidelines. Flagpoles may be either freestanding or mounted to the dwelling, under the following parameters:

- 3.1. A single freestanding flagpole is permitted per lot, it shall not be taller than twenty feet (20') when measured from the ground level (including the pole ornamentation);
 - 3.1.1. Flagpoles and appurtenant lighting require ACC approval before installation;
 - 3.1.2. Freestanding flagpoles must be mounted on an appropriate footing;
 - 3.1.3. Flagpole halyards must not make noise under any conditions. Halyards must be securely fastened at all times;
- 3.2. Two (2) flagpoles no greater than five feet (5') in length may be attached to the front or back of a dwelling or garage;
 - 3.2.1. Flagpoles mounted to a dwelling do not require approval from the ACC, provided the terms of this Policy are complied with;
 - 3.2.2. Flagpoles mounted to a dwelling or garage must be removed from view when no flag is displayed.

4. ACC REVIEW

Prior to installing a freestanding flagpole owners shall submit a completed application to the ACC via the PayHOA web site at <https://www.payhoa.com/>. Applications shall include a site plan showing the proposed location of the improvement, along with pictures showing the location of the modification and the manufacturer's brochures or sample of material, if applicable.