

Highpointe Homeowners Association
Board of Trustees

Rule and Regulation 2007-5

Dated: January 15, 2008
Last revised: January 15, 2008

(Notice: This Policy supersedes all previous Association Board actions related to this subject.)

**TITLE: PRESERVATION OF THE ENVIRONMENT: NEW FENCE
INSTALLATION OR REPLACEMENT OF AN EXISTING FENCE**

PRIMARY RESPONSIBILITY: Architectural Control Committee
REFERENCES:

- a) Amended & Restated Declaration Of Covenants
Conditions, And Restrictions For Highpointe Section 7.2
- b) Rule and Regulation 2007-4: Fence Materials
- c) Rule and Regulation 2008-1 Fine Schedule/Right to Hearing

PURPOSE:

To provide for consistent handling of requests for approval of the installation of fencing

STANDARDS / PROCEDURE:

1. Installation of a new fence or replacement of an existing fence requires the approval of The Architectural Control Committee (ACC). No approval for repair or replacement in kind is required. The ACC shall consider the following in making a decision to approve installation or replacement of fencing:
 - (a) Compatibility with landscape and structural surroundings
 - (b) Aesthetic appeal
 - (c) Consistency with Amended & Restated Declaration Of Covenants
Conditions And Restrictions For Highpointe Section 7.2
2. Procedures for requesting approval of fence installation or replacement:
 - (a) Requests must be submitted in writing. The request must contain:
 - (1) Name of homeowner

- (2) Contact phone number
 - (3) Lot number
 - (4) Address
 - (5) Location of proposed fence
 - (6) Description of the fence to be installed (picture and/or sample is desirable)
- (b) The request shall be submitted in duplicate. One copy shall be delivered to the Board President and one copy shall be delivered to the Board Secretary.

3. Consideration:

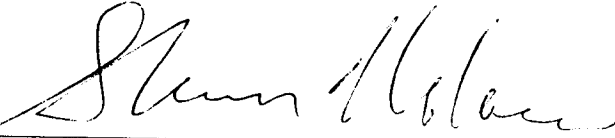
- (a) The ACC may condition approval on the installation of landscaping.
- (b) The judgment of the Architectural Control Committee may be appealed to the full Board. The Board's judgment of whether the proposed fence will maintain or enhance the aesthetic appeal of the neighborhood is final.

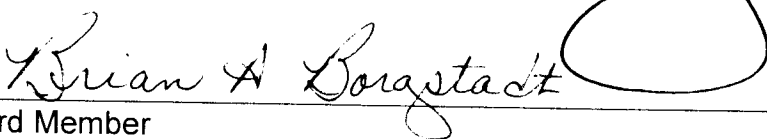
4. PENALTY:

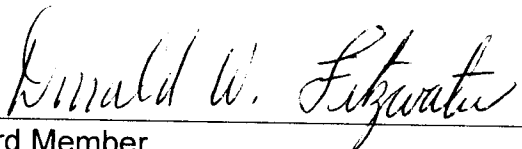
In addition to all available legal remedies for enforcement, violation of this Policy including non-compliance with conditions imposed by the ACC will cause a property owner to be subject to fines/penalty under Rule and Regulation 2008-1 Fine Schedule/Right to Hearing.

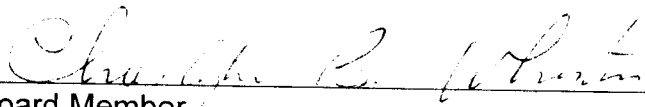
ADOPTED this 22 day of March, 2008.


Board Member


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