

# VILLAGE AT TOWNE CENTER

## Flag Display Policy & Resolution

*Approved July 20, 2020*

WHEREAS Arizona HOA Statutes Code §33-1261 allows owners in HOAs the limited right to display certain flags; and

WHEREAS, the Association desires to adopt reasonable rules and regulations regarding the placement and manner of display of said flags;

THEREFORE, BE IT RESOLVED, that to the extent any dedicatory instrument of the Association prohibits the display of flags in contravention of Arizona Property Code, the Association shall enforce that restriction only to the extent allowable by law, and effective immediately and until further notice, adopts the following guidelines:

- Flags permitted to be displayed shall be the flag of the United States of America, the flag of the State of Arizona, the flag of any branch of the United States Armed Forces, the POW/MIA flag, an Arizona Indian nations flag, and the Gadsden flag.
- All flag displays must comply with relevant Federal law. With respect to the United States flag, any such display must be in accordance with United States Code Sections 4 through 10.
- Flag displays shall be permitted only on property owned by the owner or over which the owner has exclusive control and use.
- Freestanding ground-mounted flag poles are not permitted.
- Requests for a wall-mounted flag pole installation must be submitted to the Architectural Review Committee for approval. The Committee will determine where the wall-mounted flag pole may be placed.
- A wall-mounted, angled flagpole may be attached to a condo building, provided the following conditions are met:
  1. The pole must be constructed of a permanent, long-lasting material, either wood or metal, with a finish appropriate to the materials used in the construction of the flagpole and harmonious with the dwelling. The flag pole shall be commercial grade (i.e. no electrical conduit or water pipe poles allowed).
  2. The flag pole must be attached to the condo using a supporting bracket that is constructed of a permanent, long-lasting material, is either white or other neutral color, or is painted to match the exterior color of the building to which it is attached, and allows the pole to be removed from the mounting bracket.
  3. The pole **must** be removed whenever there is not a flag being displayed.
  4. Wall-mounted flagpoles shall be a maximum of 70 inches in length.
  5. Only one (1) wall-mounted flagpole shall be permitted per Unit.
- The maximum size of an approved flag shall be three (3) feet by five (5) feet.
- All poles and flags must be maintained in excellent condition according to the United States Code. It will be the responsibility of the Resident of the Unit on which the flag is displayed to do so with proper respect and flag etiquette. Any deteriorated flag, or deteriorated or structurally-unsafe flagpole must be repaired or removed at the owner's expense.

To the extent these guidelines contradict with any previous guidelines, rules, covenants, or restrictions, these guidelines shall control. These guidelines are supplementary and are in addition to any and all other covenants, conditions, restrictions, rules, and guidelines in effect for the Association.