

THE GARDENS OVER TAPATIO SPRINGS OWNERS ASSOCIATION
RAIN BARREL POLICY

STATE OF TEXAS §
 §
COUNTY OF KENDALL §

WHEREAS, the property encumbered by this Rain Barrel Policy is that property restricted by the Amended and Restated Declaration of Reservations, Covenants, Conditions and Restrictions for The Gardens Over Tapatio Springs (Garden Home Subdivision) recorded in the Kendall County Real Property Records, Volume 779, Page 257, as same has been or may be amended from time to time ("Declaration"), and any other subdivisions which have been or may be subsequently annexed thereto and made subject to the authority of The Gardens Over Tapatio Springs Owners Association (the "Association"); and

WHEREAS, any reference made herein to approval by the Gardens Architectural Committee ("GAC"), means prior written approval by the GAC.

NOW THEREFORE, pursuant to the authority granted in Section 202.007(d) of the Texas Property Code, the Board of Directors (the "Board"), hereby adopts this Rain Barrel Policy ("Policy"), which shall run with the land and be binding on all owners and lots within the subdivision. This Policy replaces any previously recorded or implemented policy that addresses the subjects contained herein.

An application must be submitted for review by the GAC, and formal written approval from the GAC shall be required before installation may begin.

I. RAIN BARRELS

A. Prohibited Rainwater Harvesting Systems/Rain Barrels

Rainwater harvesting systems or rain barrels (collectively referred to herein as "Rain Barrels") are prohibited in the following circumstances:

1. Rain Barrels that are located on property owned by the Association;
2. Rain Barrels that are located on property that is owned in common by the members of the Association;
3. Rain Barrels that are located between the front of the owner's home and an adjoining or adjacent street;
4. Rain Barrels that are of a color not consistent with the color scheme of the home; and
5. Rain Barrels that display language or content other than the manufacturer's typical display.

B. Rain Barrels Located in Area Visible from a Street, Lot, or Common Area:

Rain Barrels that are located on the side of a house or at any other location that is visible from a street, another lot, or a common area must comply with the following:

1. Rain Barrels must have adequate screening, as determined by the GAC;
2. Only commercial and professional grade Rain Barrels are permitted;
3. All Rain Barrels must be fully enclosed and have a proper screen or filter to prevent mosquito breeding and harboring; and
4. Rain Barrels may not create unsanitary conditions or be of nuisance to any neighboring properties.

II. GAC APPROVAL

Applicant's submission of plans must include a completed application for GAC review and 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. The color of the materials being used in relation to the house color, the visibility from public streets and neighboring properties/common areas and any noise created are of specific concern to the Association and the GAC.

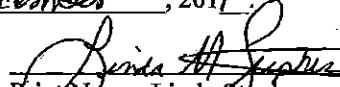
Any installation not in compliance with this Policy will be considered a deed restriction violation.

This Rain Barrel Policy does not apply to property that is owned or maintained by the Association.

CERTIFICATION

I hereby certify that, as President of The Gardens Over Tapatio Springs Owners Association, the foregoing Rain Barrel Policy was approved on the 29th day of December, 2011, by unanimous written consent of the Board of Directors.

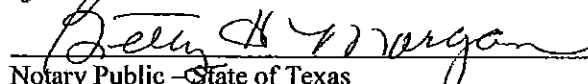
DATED, this the 29th day of December, 2011.

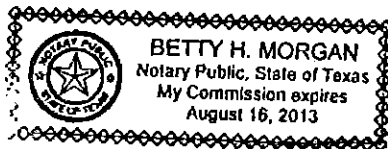

Print Name: Linda Stephens
Title: President

STATE OF TEXAS §
 §
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BEFORE ME, on this day personally appeared Linda Stephens, the President of The Gardens Over Tapatio Springs Owners Association, known by me to be the person whose name is subscribed to this instrument, and acknowledged to me that s/he executed the same for the purposes herein expressed and in the capacity herein stated, and as the act and deed of said corporation.

Given under my hand and seal this the 29th day of December, 2011.


Notary Public - State of Texas



After Recording Please Return To:
Stephanie L. Quade
Roberts Markel
2800 Post Oak Blvd., 57th Floor
Houston, TX 77056

Filed & Recorded in :

KENDALL COUNTY
DARLENE HERRIN
COUNTY CLERK

01/03/2012 8:10AM

Document Number: 00262474

Total Fees : \$ 19.00

This Document has been electronically received by
this office for Recording into the Official Public
Records.

We do hereby swear that we do not discriminate
due to Race, Creed, Color, Sex or National
Origin.

STATE OF TEXAS, COUNTY OF KENDALL

I hereby certify that this instrument was e-filed
in File Number Sequence on the date and
at the time stamped hereon and was duly
recorded in the OFFICIAL RECORDS Records of
Kendall County, Texas on

01/03/2012

DARLENE HERRIN, COUNTY CLERK
Kendall County, Texas

By: Paula Pfeiffer Deputy