

**HOMEOWNERS  
GUIDELINES AND RESTRICTIONS**

ISSUED BY THE  
MYRTLE TRACE  
ARCHITECTURAL REVIEW COMMITTEE

JULY 1, 2005

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These Guidelines are based on, but not limited to, Article VII of the Master Declaration of Covenants, Conditions, Reservation and Restrictions which has the express purpose of maintaining the original intended appearance of the Myrtle Trace community. The Master Declaration is the basis on which Myrtle Trace was developed and continues to provide a means of control for future modifications, maintenance, and changes in appearance to the residential structures and appurtenances including but not limited to walks, driveways, landscaping and other visible features. In case of conflict between the Guidelines and the Master Declaration, the Master Declaration is the legal document of record for Myrtle Trace.

The Board of Directors has named and delegated the Architectural Review Committee to oversee all the above mentioned modifications/alterations and additions. This is accomplished by submitting a written request to ARC in advance of any planned project. **A PROJECT REQUEST FORM MAY BE OBTAINED AT THE CLUBHOUSE OR FROM ANY MEMBER OF THE ARC.** Requests from a contractor, either verbal or written will not be accepted. There are no contractors who are authorized to begin a job without the homeowner first having received ARC approval.

**FAILURE TO COMPLY WITH THE GUIDELINES CAN RESULT IN LEGAL ACTION TO UNDO ANY PROJECT OR OTHERWISE PENALIZE THE HOMEOWNER.**

**UNLESS OTHERWISE STATED, ALL PROJECTS LISTED WITHIN THIS DOCUMENT REQUIRE WRITTEN ARC APPROVAL. INTERIOR CHANGES DO NOT REQUIRE APPROVAL.** All approved projects should be completed within six (6) months.

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**EXTERIOR EXPANSIONS, ALTERATIONS AND ADDITIONS**

The ARC must approve all changes to house exteriors. This includes, but is not limited to, additions of or modifications to screened porches, external doors, including screen doors or storm doors, windows, skylights, decks, patios and storage areas. It also includes any embellishments to the house, including but not limited to, decorative items visible to others. The color or any painted addition must match that of the house.

**The 45-degree rule:**

In deciding whether to allow modifications to any property, including additions to bushes, tree plantings, etc. the ARC shall take into account the effect on the view of the property owners neighbors. This will be determined by selecting a logical viewing point at the rear of the neighboring house(s) and drawing imaginary lines at 45 degrees to these homes. The neighbors shall be entitled to a clear view through the 90 degrees between these lines.

**Brick Facing:**

Addition or replacement of brick facing requires ARC approval. Approved types of brick are “Savannah River” and “Ship Ballast”. Other designs may be approved on a case-by-case basis.

**Entrance, Screen and Storm Doors:**

Phases I through VII- Full view screen and storm doors are to be color coordinated as per the architect’s design and with the house. White is not an approved color.

Phase VIII- Full view screen and storm doors are to be white.

**All doors** must be approved by the ARC.

**Garage Doors:**

Phases I through VII Garage Doors must be flat panel and painted the color of the house.

Phase VIII Garage Doors must be white, raised panel doors.

Windows are not permitted in garage doors in either Phase I through VII or VIII.

**Painting & Staining:**

**Applicable to Phase I-VII only:**

Approved colors for sidings (exterior walls, fences, etc.) include four (4) varieties of brown, (Lot 7- Brown, Lot 27- Reddish Brown, Lot 30- Brown and Shagbark Brown) and

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seven (7) custom blends, (Monterey Gray, Green-Gray, Blue-Gray, Stonehenge, Beechwood,

Plum and Sandcastle #3006.) All trim colors shall be the same color as the house. Trim colors shall be custom blended with Sherwin Williams or Conway Paint & Wallpaper latex semi-gloss stain.

There are samples of these colors at Conway Paint & Wallpaper or in the clubhouse storage room closet. Approval for painting or staining the exterior of a house (including privacy fencing) is required at all times.

If you prefer to use another supplier other than the above mentioned, please follow these procedures: Contact any member of ARC to get an unstained cedar chip, have the dealer of your choice paint the cedar chip the color they have mixed for the approved color you have chosen. Submit this chip to the ARC along with your request for approval. If this color does not match the approved color, the request will be denied, and this procedure will be repeated until it meets the standards of the approved color.

### **Gutters**

Phase I-VII gutter color should match the color of the house.

Phase VIII gutter color is to be white.

If it is necessary to modify, add or eliminate gutters, consideration should be given to the following:

Size of gutters and down spouts

Discharge from down spouts and dispersion

Water flow from down spouts is not to impact neighboring property.

### **Applicable to Phase VIII only:**

Approved color for vinyl siding include Linen, Almond, Cameo, Champagne, Desert Sand, Classic Cream, Brookstone, Everset, Pebblestone Clay, Sage, Sandstone, Silver Gray, and Victorian Gray. Custom blended paints to match these colors shall be used for attachments to the house.

Approved colors for doors and shutters are custom blended gloss latex in the following Sherwin Williams colors: Boathouse #2265, Tricorn Black #2126, Olympic Range #2385, Greylock #2096, Summit Grey #2127, Forest Berry #2300m Nantucket #2066, Fencepost White #2074, Studio Taupe #2021, and Reflection #2122. Garage doors, garage entry doors, door trims, gutter and downspouts are to be Fencepost White #2074.

### **Applicable to all Phases:**

Any exterior pipe, dryer vent, irrigation control panel, arbor, etc. must be color keyed to match the color of the house. Any items that are attached to the house must be painted to match the house. The sole exception is decks and their adjuncts, which may be painted to match the house color or left to weather.

Paint & Wallpaper, both located in Conway. This statement is for information only and not meant to indicate a preference for any vendor or manufacturer.

**Roofing:**

Phases I through VIII approved shingles:

GAF Mfg., Timberline-style, Charcoal Blend color

ELK Mfg., Prestique Style, Sablewood color

Architectural GAF or ELK shingle 25 yr. Colors same as above.

**Phases I & II only:**

The above shingle styles in GAF Burnt Sienna and ELK Barkwood.

Samples of these colors are available for viewing in the Clubhouse Storeroom.

**Winterized Screen Porches:**

Plastic, acrylic, Plexiglas, or any similar material may not be attached to the exterior of the house for weatherproofing.

If plastic sheeting, etc. is used, it must be installed in the inside of the screen and of a material sufficient thickness and tautness to eliminate wrinkles. It must be completely inconspicuous from the outside, and is allowed only for the period of Nov. 1<sup>st</sup> through March 1<sup>st</sup>.

Prior approval of the ARC is required for each installation.

### **Air Conditioners:**

Installation of window type air conditioners to supplement heat pumps requires prior ARC approval. A sketch showing the proposed location of the unit must be submitted with the request.

### **Dog Runs:**

Dog runs are permitted with ARC approval providing they are not visible from the street, and providing that the size is kept to a minimum considering the size of the dog. Fencing shall be of standard Myrtle Trace design, and shall be painted to match the house unless it is close in proximity to an unpainted deck. In this case, it may be left to weather. Notification of affected neighbors is also required prior to approval.

### **House Numbers:**

House numbers attached to the houses shall be of standard format and size and color coordinated with the house. (The house numbers are made by Signature Custom Signs.)

### **Hurricane Panels:**

Hurricane panels may be installed during times of a hurricane warning or watch. All externally mounted hardware must be painted the same color of the house.

### **Lightning Rods:**

Installation of lightning rods requires prior ARC approval. A qualified professional must make the installation. Only the simple spike type is allowed. The ARC may require that the cables be painted to match the house or roof, as applicable.

### **Propane Tanks:**

Installation of Propane Tanks requires ARC approval. A sketch showing the relationship of the proposed tank to the house should be submitted with the approval request. Propane tanks are permitted only for the purpose of fueling gas burning fireplace logs. Tanks should not be placed between houses, but rather to the rear of the house. Maximum size allowed for above ground installations is 24 inches in diameter and 48 inches long or high. Tanks must be totally shielded from view, either by fencing or by living shrubbery fence. Fencing must adhere to the Myrtle Trace standards, be of sufficient height to conceal the tank, and be painted to match the house. Notification of affected neighbors is required prior to installation, and must be made prior to requesting ARC approval. It is the homeowner's responsibility to insure that the installation is

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in compliance with all local, state and federal code requirements. This includes pressure testing and location. Because of the complexity and legal requirements, professional installation is

required.

**Satellite Dishes and Compact VFH Receivers:**

Satellite dish installation are subject to review and approval of the ARC. Eighteen (18) inch dishes are preferred. However, no dish larger than one (1) meter, (39.2) inches, will be approved.

The homeowner is required to provide a written description of the satellite dish, accompanied by a diagram depicting the proposed location in relation to the home and property boundaries.

The location of the dish will be reviewed based on:

Maintaining the original intent of the community as a pleasant place to live and visually pleasing to its residents and visitors.

Provision for adequate screening to camouflage the installation.

Provide the homeowner with optimum placement for good reception.

**Solar Tubes:**

Solar tube installation requires ARC approval. Maximum allowable projection above the roof is 12 to 13 inches. However, in no case will it be above the ridge line of the roof section on which it is installed.

**Window Boxes:**

Attached window boxes and garden windows are allowed with prior ARC approval. Window boxes must be painted the same color as the house.

### **Border Block:**

Any homeowner wishing to install border blocks must provide a sample block to the ARC along with the request prior to doing any installation. Any work done not following this procedure will be subject to removal. Poured cement border color must be approved prior to installation.

### **Driveways/Walkways:**

Any change or addition of shape, size, surface material or location requires approval of the ARC. Approval is not required for resurfacing driveways with the same material as presently applied. In addition, the following guidelines apply:

Paving material shall not protrude above the sod on either side of the driveway, as a ridge would interfere with grass cutting of the county right-of-way.

Paving material shall not protrude above the edge of the existing roadway.

Paving material should not be deposited and left on the roadway, as roads are county property.

Approved coating materials for Phases I through VII are Color Crown Acrylic Pearl Gray, and H & C Silicone Acrylic Concrete Stain (Gull Gray) & **Champagne**. Materials approved for Phase VIII are the same as Phases I through VII. Additionally, Smoke, Silver Screen Plus (Brick Accent) Color Crown #10 are approved for Phase VIII. Brick stenciling is approved only along the sides of the driveways, walkways, etc. and along expansion joints, but not along the street.

### **Edging/Ground Cover:**

Edging: Concrete, wood (pressure treated) Polypropylene materials are acceptable. Colors shall be predominately subdued earth tones that blend in with the natural landscape.

Ground Cover: stone/mulch (white or black are not acceptable).

### **Exterior Lighting:**

White lighting fixtures and globes are not allowed in Phases I-VII. Addition of external lighting fixtures requires ARC Approval.

### **Flag and Flagpoles:**

Flagpoles which comply with all of the following criteria are acceptable and require ARC approval:

Material shall be steel, aluminum or fiberglass.

Height shall not exceed eighteen (18) feet.

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Flag size shall not exceed 4' x 6'. Non-obtrusive lighting is required for 24 hour display.

Only the flag of the United States may be flown.

Flagpoles attached to houses or garages may fly seasonal or recreational flags.

### **Gardens:**

Hot tubs, ponds, fences, walls, screens, trellises and arbors all require prior ARC approval. For any gardening requiring significant landscaping change, refer to the section entitled Landscaping, Drainage and Drainage systems.

### **Landscaping, Drainage, Drainage Systems:**

When planning a new or the modification of a landscaping project, the design and plant types should be in harmony with both our natural geographical environment as well as the existing landscapes within our community. Prior ARC approval is necessary in any of the following instances:

Berm or mound construction

Any action that will create or alter sales, installation of drainage lines/grates, or any project which could impact the drainage process.

New irrigation systems or addition to existing systems.

When considering a landscaping project, the homeowner is also directed to the guideline items covering (1) Trees, (2) Gardens, (3) Lawn Ornaments, (4) the 45 degree rule, and (5) Drainage systems.

### **Lawn Ornaments:**

Lawn ornaments, which comply with all of the following criteria, are acceptable. References to lawn ornaments are interpreted in the broadest possible sense. However, they do not include functional lawn furniture, excepting for color restrictions mentioned below.

+Ornaments shall be a maximum of two (2) feet in the largest dimension.

+Birdbaths may be no taller than three (3) feet.

**+Fountains may be no taller than four (4) feet.**

+No more than two (2) such ornaments on any property shall be visible from the front of the property. There is no limit on the number of ornaments not visible to others.

+The subject matter shall adhere to the requirements of the Declaration of Covenants. That is, they should not be unsightly, unpleasant or of a nature which would diminish the enjoyment of other property owners.

+Colors shall be predominately subdued earth tones that blend in with the natural environment.

Holiday decorations on display during appropriate times of the year are exempt from the restrictions other than those concerning good taste.

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### **Mailboxes:**

Mailboxes, newspaper boxes, and their supporting posts shall be standard size and color throughout Myrtle Trace. Names, where desired, and house numbers shall be attached to the top

of the mailbox in the polished aluminum letters on a dark brown (burnt umber) background. Replacement posts or boxes are to be obtained through the Property Committee.

### **Perimeter Boundary Fencing:**

Installation of fencing along the perimeter of the Myrtle Trace community is allowed. Only the properties backing up to future developments and/or roads of the community, i.e., Burning Ridge Road, Highway 501 and Myrtle Ridge Road will be considered on an individual basis and must have prior ARC approval. Other locations may be considered, however, in no case will perimeter fencing be allowed on properties backing up to the golf course and/or lakes.

These perimeter fences should be wood and be constructed of vertical boards as in the case of air conditioner fences. They are to conform to Myrtle Trace standards; that means a height of 6 1/2 feet and painted Burnt Umber or equivalent,(the same color as the mail box posts.) Burnt Umber is manufactured by Pittsburg Paints. The rule of privacy screening, as indicated in the above section, still applies.

### **Privacy Screening:**

Installation of fences along property lines in no longer permitted. Privacy screening may be provided by planting of shrubbery. Prior ARC approval is required.

### **Retaining Walls:**

Retaining walls for lake banks require approval from ARC. The Type "A" wall is the recommended wall for most lake banks. The ARC Material Supply Cabinet contains diagrams and instructions pertaining to Type A and Type B retaining wall construction. Other types will be considered on an individual basis.

### **Trees:**

The planting of trees or bushes in areas affecting other resident's enjoyment of their property requires approval from ARC. Planting of trees on the county right-of-way or on lake banks is prohibited. The 45 degree rule is to be observed.

**Requests for tree removal from homeowner property must be submitted to ARC. No more than 4 trees may be removed during any 6 month period. This limit may be waived in the event of special circumstances. (See Below)**

Approval for tree removals will be granted for the following reasons:

1. Diseased, leaning or wind damaged.
2. Tree thinning where clustered trees have grown too close.  
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3. Tree roots are causing damage to sidewalks, driveways, etc.
4. Trees where roots have undermined the house foundation.
5. Trees which have become overgrown with branches laying on roofs or gutters.

Each written request will be reviewed on site by a member (s) of the ARC and the homeowner. Written approval will be granted where appropriate. When trees are approved for removal, the

homeowner is required to discuss replanting, if feasible, with the committee, for continuance of proper screening and community appearance, or to replace the tree with a new planting.

**Special Circumstances:**

When a tree (s) have fallen or have become a danger to the residence due to a hurricane, high winds, or winter storm, they may be removed without approval. The resident must complete a Project Request Form in this case to establish record of the removal.

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**PROHIBITED ITEMS**

**Free Standing Storage Sheds**

**Gazebos**

**Large external antennas**

**Laundry:**

The drying of laundry, towels, etc. on lines, poles or any exterior surface of the house or deck/patio is prohibited.

**Private swimming pools**

**Retractable Awnings:**

Plastic, Vinyl or similar fabric awnings are prohibited.

**Tents**