

ACTION BY DECLARANT UNDER THE DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR PINE MOUNTAIN PARK HOMEOWNERS ASSOCIATION

ADOPTION OF ARCHITECTURAL GUIDELINES

THIS INSTRUMENT is made as of the 7th day of December, 2023, by **BEAZER GAIN, LLC**, a Delaware limited liability company ("Declarant").

WITNESSETH

WHEREAS, Declarant executed that certain Declaration of Protective Covenants, Conditions, Restrictions and Easements for Pine Mountain Park, which was recorded on January 14 2021 in Deed Book 15852, page 4469, *et seq.*, in the Office of the Clerk of the Superior Court of Cobb County, Georgia (hereinafter referred to as the "Declaration"); and

WHEREAS, Article 6, Section 6.3 of the Declaration provides, in pertinent part, that Declarant may adopt written architectural, fencing and landscaping guidelines; and

WHEREAS, Declarant desires to adopt Architectural Guidelines applicable to the Community; and

NOW, THEREFORE, Declarant hereby adopts the additional Architectural Guidelines set forth on Exhibit "A" hereto and by this reference incorporated herein such that from and after the date of this Instrument, such Architectural Guidelines shall constitute the Architectural Guidelines under the Declaration until the same are amended, modified, repealed or expanded, in whole or in part, pursuant to the provisions of Article 6 of the Declaration. To the extent that all or any portion of the Architectural Guidelines conflict with any provision of the

IN WITNESS WHEREOF, the Declarant herein hereby executes this Instrument as of the date first above written.

DECLARANT: **BEAZER GAIN, LLC**, a Delaware limited liability company

By: Melanie Graf (SEAL)
Name: Melanie Graf
Title: Authorized Signatory Southeast Region

EXHIBIT "A"
Architectural Guidelines

[to be attached]

Pine Mountain Park Homeowners Association

Architectural and Community Guidelines

1. GENERAL CONSIDERATIONS

2. APPLICATION INFORMATION

3. COVENANT ENFORCEMENT PROCEDURES

4. COMMUNITY GUIDELINES

- Guideline Number 1 Patios and Walkways
- Guideline Number 2 Exterior, Decorative Objects, Front Porch Flowerpots, Lighting, Holiday Decor
- Guideline Number 3 Garden plots
- Guideline Number 4 Play equipment, playhouses, tree houses
- Guideline Number 5 Basketball Goals
- Guideline Number 6 Private pools
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- Guideline Number 8 Exterior landscaping, maintenance, and composting
- Guideline Number 9 Firewood
- Guideline Number 10 Decks
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5. INSPECTION

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7. LIMITATION OF LIABILITY

8. REQUEST FOR MODIFICATION REVIEW FORM

9. FENCING EXHIBITS

Pine Mountain Park Homeowners Association

Architectural and Community Guidelines

GENERAL CONSIDERATIONS:

These Design Guidelines are intended by Pine Mountain Homeowners Association, Inc. ("Community Name"), to promote a high standard of exterior architectural appearance throughout the Pine Mountain. These guidelines and procedures will assist Owners in the planning and construction of improvements on Lots and provide a uniform process for review and approval of construction plans. Your adherence to these Design Guidelines will enhance the marketability of Lots and homes in Flint Hill Park.

Pursuant to Article VII of the Declaration of Protective Covenants, Conditions, Restrictions and Easements for Pine Mountain Homeowners Association. ("Covenants"), the Board of Directors has reserved the authority to review (and approve or disapprove) plans for any proposed new construction or alteration of any existing structure or Lot within Pine Mountain. In making its review, the Board of Directors will consider aesthetic impact of the design, construction and development including architectural style, colors, textures, materials, landscaping, overall impact on surrounding property, and other aesthetic matters. It is not the intent of the Board of Directors to impose a uniform appearance within Pine Mountain, nor discourage creativity on behalf of Owners. Its intent is to promote and assure that all improvements are aesthetically compatible with each other; incorporate a unique yet pleasing discriminating character; and are constructed to reflect the quality and permanence of timeless residential architecture.

These Guidelines do not include all building, use, and other deed restrictions associated with Pine Mountain Homeowners Association., and, accordingly, each Owner should familiarize themselves with the provisions of the Covenants and By-Laws of the Pine Mountain Homeowners Association. ("Association"). The inclusion of any recommendation in these Guidelines shall not preclude the Board of Directors the right to disapprove any proposed matter to the extent of its power to do so under the Covenants. These Guidelines are intended to serve as guidelines only. In the event of a conflict between these Design Guidelines and the provisions of the Covenants, the provisions of the Covenants shall control.

Pine Mountain Park Homeowners Association Architectural and Community Guidelines

APPLICATION INFORMATION

1. The following exterior modifications, and only these modifications, do not require a Request for Modification Review Form ("Form") to be submitted, if certain conditions are met:
 - Portable Wading Pools (Guideline 6)
 - Ornamental Trees and Shrubbery (Guideline 8)
2. A complete Form must be submitted through to the Manager for all other types of modifications. **THE VERBAL APPROVAL OF ANY SALES AGENT AND/OR NEIGHBORHOODS EMPLOYEE, OR ASSOCIATION REPRESENTATIVE IS NOT SUFFICIENT. ALL MODIFICATION APPROVALS MUST BE IN WRITING.** When plans are required, they must be submitted with the Form. A Form is attached to these Standards. Additional Forms are available from the Manager.
3. The Manager and Covenants Committee typically meets on a regular basis. A response to a modification request must be provided within thirty (30) days from the Property Manager &/or HOA Board.
4. Any deviation from approved plans must also be submitted and approved.

COVENANT ENFORCEMENT

Pursuant to the Covenants, **the Board of Directors** has broad discretionary powers regarding the remedy or removal of any nonconforming improvement constructed within Pine Mountain Park. In this regard, if **the Board of Directors** finds that any improvement was not constructed in substantial compliance with the plans and specifications receiving final approval, **the Board of Directors** may remedy or remove the nonconforming improvement and charge the action to the Owner of the Lot as outlined in Section 9 of the Covenants. **The Board of Directors** also has the right to assess fines for violations of the Covenants and these Design Guidelines. Established fines are as follows:

- A. Fines will be assessed if a violation is not corrected within 30 days of written notification.
- B. If after the first 30 days, no correcting action has been taken, an escalated fine of \$25.00 per day will be assessed until the violation has been corrected.

GUIDELINE NUMBER 1

Patios and Walkways

1. A Form must be submitted for walkways, patio covers, awnings, trellises, permanent seating, railings, and all other items.

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GUIDELINE NUMBER 2

Exterior Decorative Objects, Front Porch Flower Pots, Lighting, etc.

1. A Form must be submitted for all exterior decorative objects, both natural and man-made, including, but not limited to, items such as bird baths, wagon wheels, sculptures/statuary, fountains, pools, antennas, flowerpots, free-standing poles of any type, flag poles, and items attached to approved structures.
2. A Form is not required to be submitted for a single attached flagpole, not to exceed six (6) feet in length, attached to the front portion of the house or attached to the house in the garage entry area. An owner can display the US Flag, a sports team flag or a seasonal flag from the flagpole. A form is also not required for one (1) additional attached flagpole, not to exceed six (6) feet in length, attached to the front portion of the house or attached to the house in the garage entry area for the display of a US armed services flag.
3. A Form must be submitted for all exterior lights or lighting fixtures not included as a part of the original structures. Approval is based on the following criteria:
 - a. Lighting does not exceed twenty-four (24) inches in height.
 - b. The number of lights does not exceed twenty-four (24).
 - c. The total lumens does not exceed 1800 Lumens, all lights are white or clear, non-glare, and located so as to cause minimal visual impact on adjacent properties and streets.
4. Front doors and front entry area decorations must be tasteful and in keeping with the style and colors of the house. Plants and flowers in pots must always be neat and healthy. Neatly maintained front porch flowerpots, (maximum of four (4) that blend with the exterior color of the house, containing evergreens/flowers do not require the submission of a Form.
5. Objects will be evaluated on criteria such as location, proportion, color, and appropriateness to the surrounding environment.
6. Holiday decorations and lighting may be installed in a reasonable manner for the various recognized holidays There shall be no decorations in the lawn or on the exterior of structures except for decorations specific to generally accepted holidays from a time period of forty-five (45) days prior to and fifteen (15) days after said holiday. Holiday decorations and lighting must be placed to have a minimum sensory impact on neighboring properties.
7. Celebratory (i.e., baby, graduation, and birthday) signs shall be allowed for a period of fifteen (15) days.
8. Security signs less than 1 square foot in area shall be permitted.
9. Political signs are limited to 2, measured at a maximum of 18" x 24" each. They may be displayed up to 60 days prior to the election and must be removed within 5 days after the election.

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GUIDELINE NUMBER 3

Garden Plots

1. Form must be submitted for all garden plots. The following conditions must be met:
 - a. The plot is located behind the rear of the house and can't be seen from the street.
 - b. The size of the plot is limited to maximum of 300 square feet.

GUIDELINE NUMBER 4

Play Equipment

1. A Form is required to be submitted for play equipment. Approval is based on meeting the below criteria:
 - a. Located in the rear yard.
 - b. Must be located in the extended left or right of the home.
 - c. Does not exceed fifteen (15) feet in height and will have a minimum visual impact on adjacent properties.
2. All play equipment, including, but not limited to, swing sets, slides, seesaws, jungle gyms, etc., exclusive of wearing surfaces (slide poles, climbing rungs, swing seats, etc.) will generally be required to blend into the surrounding environment through the use of earthen colors comparable to dark green or brown.
3. A baseball backstop or similar item is not considered as play equipment and must comply with the fence Standards.

Play Houses and Tree Houses

1. A Form must be submitted for all playhouses and tree houses.
2. Playhouses and tree houses must be located where they will have a minimum visual impact on adjacent properties. In most cases, material used should match existing materials of the home.

GUIDELINE NUMBER 5

Basketball Goals

1. Basketball goals may not be attached to the house. Portable goals are permissible in the owner's driveway; provided, however, such portable goal must be stored out of view of streets and neighboring property if not in use for periods exceeding 24 hours.
2. A Form is required to be submitted and considered for approval if all the following requirements are not met:
 - a. The backboard is perpendicular to the primary street on which the house is located;

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- b. The backboard is white, beige, light gray, or clear;
- c. The backboard post is painted black; and
- d. The homeowner obtains written approval of any neighbor who may be impacted by play.
- e. Exposed sandbags are not permitted

GUIDELINE NUMBER 6

Private Pools

1. A Form is not required to be submitted for portable wading pools (those that can be emptied at night) that do not exceed eighteen (18) inches in depth and whose surface area does not exceed thirty-six (36) square feet. Pool must be removed within a reasonable amount of time. Please remove pools when not in use.
2. Pools located above the ground are not allowed.
3. A Form must be submitted for all in-ground pools.
 - a. Appearance, height, and detailing of all retaining walls must be consistent with the architectural character of the house. Some terracing may be acceptable.
 - b. The pool must have adequate fencing. Privacy fencing for lots with pools or spas must be consistent with the attached privacy fence exhibit.
 - c. The maximum allowable pool area is 1000 square feet.
 - d. Glaring light sources that have a visual impact on neighboring lots are not allowed.
 - e. Landscaping enhancement of the pool area and screening with landscaping is required and must be included with the submitted Form and plan.
4. A Form must be submitted for all exterior spas or hot tubs. Spas and hot tubs must be screened from adjacent properties and streets.

GUIDELINE NUMBER 7

Fencing

1. The original design concept of your community promotes a feeling of open space; therefore, fencing is not generally encouraged. For any type of fencing to be considered, a Form must be submitted
2. Chain link fences or chain link dog runs are not allowed. Vinyl fences are not allowed.
3. See **FENCE DETAIL EXHIBITS**
 - a. Material must be cedar, cypress, or #2 or better pressure treated wood.
 - b. Black wrought iron, aluminum, steel fences are also permitted.
 - i. No spear picket tops are allowed.
 - ii. Fences must have double top railings (see exhibit)
 - iii. Fences may be 4' to 6' tall.
 - c. 4-board Horse fences painted black with galvanized wire backing are also permitted.

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- i. Fences must be five feet tall and have a minimum of 4" X 6" posts and 1" X 6" rails. (see exhibit)
 - ii. The spacing between the posts must be eight feet.
4. Fences shall not be located closer to any street more than ten (10) feet from the rear edge of the home. On corner lots, solid wood fences (only) shall not be closer to any side street than the building line of the lot. However, exceptions may be made to this based on topography (a downward slope from the property line to the house) and site distance from the road and sidewalk.
5. All Forms must include the following information:
 - a. Picture or drawing of the fence type (see attached Exhibits for acceptable styles)
 - b. Dimensions - Maximum heights are noted above. The maximum span between posts shall be ten (10) feet. The minimum post size shall be 4 X 4 inches and must have two 2 X 4 inch rails.
 - c. Color - Wood privacy fences must be stained as noted below.
 - d. **Site Plan - An exact site plan denoting the location of the fence, house, and property lines must accompany the Form.**
 - e. Crossbeam - Crossbeam structure shall not be visible from any street (must face inside toward the yard).
6. All Fences constructed on any lot shall be of uniform style and construction with adjoining neighbor and other lots in close proximity. The ACC may make exceptions to this requirement in the event an owner's adjoining neighbors have different style and construction of fencing.
7. All fence posts for all fences must be set in concrete.
8. Interior porches - Should the house plan include an interior, corner porch, the fence may begin at the front most corner of the porch in lieu of the rear corner of the house. An interior porch is defined as a porch located on the rear corner of the house, built into the first floor of the house, and covered above by a second-floor heated living space. Neighboring house who does not have an interior porch and the corner of their house exceeds the corner of the interior porch may line up with their neighbor's fence. For detailed standard, (See Exhibit "B").
9. Excessive splitting, rotted or detreated slats or warping of existing slats and posts must be replaced. Any warped fence boards creating a gap or hole greater than 1" in diameter must be repaired.
10. The fence must not impede the flow of water in any drainage easement or swale.
11. Fences must be stained within 120 days of installation. Approved stain colors are clear, Woodridge SW 3504, or Riverwood SW 3507

GUIDELINE NUMBER 8

Exterior Landscaping and Maintenance

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A modification form is required for any exterior changes of your home.

1. Grass Height (Bermuda)

There shall be no predominance of seed heads so as to be visible from the street.

2. Grass Height (Cool Season Grasses such as Fescue)

Height shall be no greater than 6 inches.

3. Grass Type

Front lawns shall be of the variety established at each particular lot by the builder at the time of original construction and must be properly maintained. Back lawns must be established and maintained and shall be of any turf type grass.

4. Grass Edging

Edging shall be required along boundaries between turf and pine or mulch islands, concrete, structures, curbing, and objects used for landscaping.

5. Grass Clippings

Dumping grass clippings in the road or down storm drains is prohibited.

6. Weeds

Weed height shall be no greater than 2 inches above the grass height.

All islands and shrubbery areas shall be properly maintained with pine straw, shredded natural mulch and relatively free of weeds and grass.

Areas covered by pine straw or other similar material should have sufficient quantities to entirely cover the ground.

No artificial mulch or other bed covering may be used without the approval of the architectural control committee.

7. Shrubbery

Shrubbery shall be pruned to accomplish a neatly shaped appearance based on horticultural standards. No tree or bush should be allowed to grow over the street or walkways.

8. Lawn and Exterior Decorations

There shall be no decorations in the lawn or on the exterior of structures except for decorations specific to generally accepted holidays from a time period of forty-five (45) days prior to and fifteen (15) days after said holiday.

9. Garden Tools and Hoses

Outdoor storage of garden tools and hoses must be screened from view from the

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street.

10. Pressure Washing/Gutter Cleaning

All exterior surfaces of units must be maintained/pressure washed as to not allow mold/algae to grow. Gutters must remain clear of debris and fully functional.

Driveways and concrete walking paths must also be kept clean of stains and mold.

GUIDELINE NUMBER 9

Garbage and Firewood

1. Garbage Bins should be located either in the garage or in the rear of the home except on service day. A modification request to install a 4'X4' screen on the side of the home may be submitted for consideration.
2. Firewood piles are to be maintained in good order and must be located in the rear yard and not visible from the street.
3. Woodpile coverings are allowed only if the cover is an earthen color, and the woodpile is screened from the view of the street. For example, a woodpile located under a deck may be covered with an earthen colored tarp and screened with appropriate shrubs.
4. Woodpiles must never be stacked within 24" of fences.

GUIDELINE NUMBER 10

Decks (Opened or Screened-In)

1. A Form must be submitted for all decks.
2. The Form must include a site plan denoting location, dimensions, materials, and color.
 - a. In most cases, the deck may not extend beyond the right and left sides of the home.
 - b. Materials must be cedar or #2 or better pressure treated wood. Any other decking materials must be specifically approved by the architectural control committee.
 - c. Color must be natural, stained, or painted to match the exterior of the home.
3. Vertical supports for wood decks must be a minimum of four by six (4" X 6") inch wood posts OR painted metal poles, boxed in to give the appearance of wood columns.
4. The following, without limitation, will be reviewed: location, size, conformity with design of the house, relationship to neighboring dwellings, and proposed use.
5. Owners are advised that a building permit is required for deck construction.
6. Decks must be stained within 120 days of installation. Approved stain colors are clear or Charwood SW3542.

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GUIDELINE NUMBER 11

Exterior Building Alterations

1. A Form must be submitted for all exterior building alterations, including, but not limited to, storm doors or windows, removal or installation of shutters, construction of driveways or parking pads, garages, carports, porches, attached storage space, and room additions to the home.
2. The original architectural character or theme of any home must be consistent for all components of the home. Once the character is established, whether it is traditional, contemporary, etc., no change may alter that character.
3. A paint color change requires that the following information be submitted along with the Form:
 - a. A paint sample plus manufacture's model and color code of paint you wish to use.
 - b. Area of home to be re-painted.
 - c. Photograph of your home and homes on either side (in most cases, adjacent homes cannot be painted the same color).
4. Storm windows and doors must be made of anodized bronze or anodized aluminum with baked enamel finish compatible with the primary and trim colors of the house. The Form must contain the following information:
 - a. Picture or drawing of all windows or doors on which storm windows or doors will be installed
 - b. Picture depicting the style of storm window or door to be installed and color.
5. If County authorities make any changes to the plans as approved by the Covenants Committee or during construction, the owner must submit changes for re-approval, prior to construction.
6. Detached buildings, Exterior Buildings, Sheds
 - a. May not be used for any purpose that may be deemed by the architectural control committee to cause disorderly, unsightly, or unkempt conditions.
 - b. May not be used for living space
 - c. Exterior materials must match the architectural character of the home and be constructed in the same materials
 - d. No plastic or metal sheds permitted
 - e. Must be located in the extended left or right of the home
 - f. Must be less than 100 square feet
 - g. Must go through the formal modification process

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7. Owners are advised that a building permit may be required for certain exterior building alterations.
8. A Form must be submitted for all dog houses, including a site plan denoting location, dimensions, materials, and color. All dog houses must be located where they will have a minimal visual impact on adjacent properties.

GUIDELINE NUMBER 12

Vehicles. Parking, and Traffic

1. Commercial vehicles are to be parked in homeowner's garage at all times and the advertised writing on any part of the commercial vehicle is to be covered when parked outside in their own driveway. Ladders and or other items may not be stored on or attached to the vehicle when parked outside even if all other commercial markings are covered or removed. No commercial vehicle of a size that will not fit within the homeowner's garage is permitted to be parked in any part of the subdivision including homeowner's driveway.
2. All vehicles parked in open view and not in a garage must be operable and may not be unsightly.
3. No vehicle may be parked on any yard. Parking of vehicles on the street is prohibited. Temporary parking (four (4) hours or less) is allowed if not an impediment to traffic flow. Homeowners are responsible for guest parking and must insure that guests park in a safe manner and do not impede access to other driveways and traffic.
4. All vehicle operators should observe all local, county and State traffic regulations at all times while in the Neighborhood.
5. Boats, trailers, and RVs are not permitted to be parked in the community.

GUIDELINE NUMBER 13

Satellite Dishes

1. No transmission antennas or satellite dishes of any kind, and no direct broadcast satellite (DBS) antennas or multi-channel, multi-point distribution service (MMDS) antennas larger than one (1) meter in diameter, shall be placed, allowed, or maintained upon any portion of the Neighborhood, including any Lot, without the prior written consent of the Board of Directors or its designee.
2. DBS and MMDS antennas and satellite dishes one (1) meter or less in diameter and television broadcast service antennas may be installed per FCC regulations. The Association asks Owners to install them in the least conspicuous area that receives signal.
3. The Board and Declarant and its affiliates reserve the right to (but shall not be obligated to) erect any type and size of master antenna, satellite dish, or other similar master

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system for the benefit of the Neighborhood. Each Owner and Occupant acknowledges that this provision benefits all Owners and Occupants and each Owner and Occupant agrees to comply with this provision despite the fact that the erection of any individual outdoor antenna or similar device would be the most cost-effective way to receive the signals sought to be received.

4. A standard modification Form must be submitted for any installation of more than one satellite.

GUIDELINE NUMBER 14

Solar Panels - HOA Guideline

1-12-22

Solar panels shall not be installed by an Owner without first obtaining the written approval of the Board of Directors in accordance with Article VIII of the Declaration.

General:

- A modification request must be submitted for any solar panel installation request, which includes sufficient details to satisfy the requirements as follows in this Guideline. The modification request shall include a site plan with the home outline and the home's roof line shown in plan view and the solar panel layout accurately included on the plan. The site plan shall accurately include all property lines and the street/curb line. Because of the potential negative aesthetics for the community and therefore the need to have such an accurate detailed submittal for review, digitally drawn plans are preferred, and hand sketched plans discouraged. The plans should be drawn to scale with the scale provided on the plans.
- The quality, style, configuration and location of the proposed solar panels and pertinent accessories must be compatible and visually integrated with the house.
- The HOA Board will have final determination whether a solar panel modification request satisfactorily conveys the needed information for the Board to determine a decision regarding a requested solar panel installation. Only when the Board deems to have sufficient information as provided by the homeowner will a review and decision be provided.

Legal:

- By applying for approval from the HOA Board to install solar panels, the homeowner agrees as follows:
 - 1) The homeowner represents and warrants to the HOA that the owner has or will obtain all required governmental permits and will otherwise comply with all applicable laws, codes, and ordinances relating to the panels.
 - 2) The homeowner will indemnify the HOA and all other affected owners in the Community against any damage or loss caused by or otherwise relating to the solar panels.

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Location:

- Placement of solar panels is subject to approval by the HOA Board and must be situated so as to be concealed from the street.

Size:

- The size of the solar panel system shall be in scale with the roof of the home to the extent possible.

Color:

- In the interest in preserving high aesthetics for the community, owners are urged to consider the color and quality of the panels to be installed. Black (mono-crystalline) is the recommended color for solar panels. Black mono-crystalline panels with black frames are widely considered to be aesthetically superior to blue poly- crystalline panels.
- The supports or standoffs shall be black, dark grey or dark brown in color so that they match as closely as possible with the color of the existing roof shingles.
- All conduits must be colored to match the surface to which it is attached or adjacent.

INSPECTION

The Association and its designated representatives shall have the right to enter upon and inspect any property at any time before, during, or after the completion of work for which approval is required under these Guidelines or the Declaration. Upon completion of construction, an Owner shall give written notice to the Association. Upon "Final Inspection" of the improvements by the Association and/or its designated representative and provided that such inspection determines that the improvements were constructed in substantial compliance with the plans and specifications approved by the Association, the Association shall issue a final approval.

Owners are forewarned that the Covenants have reserved Pine Mountain Homeowners Association broad discretionary powers regarding the remedy or removal of any non-conforming improvements constructed within Pine Mountain. In this regard, if the Association finds that any improvement was not performed or constructed in substantial compliance with the submittals receiving in approval at its recommendation, Pine Mountain Homeowners Association or the Board of Directors of the Association may remedy or remove

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the non-conforming improvement, and assess all costs of such action against the Owner of the lot and if not timely paid, file a lien against the lot in the county land records.

CONDUCT

All Owners of Lots shall be held responsible for the acts of their employees, contractors, sub-contractors, suppliers, and any other persons or parties involved in construction or alteration of a Lot. In this regard, the Owner shall be responsible for the following:

- A. Ensuring that the construction site is kept clean and free of all debris and waste materials, and that stockpiles of unused materials be kept in a neat and orderly fashion. Keeping the Pine Mountain Park roadways free of construction mud or other materials. Enforce the parking of vehicles on the same side of the road of the construction site only. If portable toilets are necessary, the location of such must be included in the plans and specifications submitted and must be approved.
- B. Prohibiting the consumption of alcoholic beverages, illegal drugs or other intoxicants that could hamper the safety or well-being of other personnel on the site or other parties within Pine Mountain, or affect the quality of workmanship. Profanity or any other unacceptable actions will not be tolerated. The Owner will be required to permanently bar such workers as described above from the job site.
- C. Assuring that the aforementioned are properly insured. The Owner or Contractor must carry a minimum of five hundred thousand (\$500,000) dollars liability insurance and provide the Designated Representative with proof of same.
- D. Assuring the aforementioned do not commit any violations of the rules and regulations of the Pine Mountain Homeowners Association. or these Guidelines.
- E. Ensuring that all disturbed areas are seeded with a permanent vegetative cover once construction is complete.

LIMITATION OF LIABILITY

Plans and specifications are not approved for engineering or structural design, quality of materials or for compliance with applicable building codes, permitting requirements, zoning conditions or other applicable laws and ordinances governing construction in the Community and by approving such plans and specifications the Declarant, the Association and their respective directors, officers, members, representatives, agents or employees assume no liability or responsibility therefor or for any defect in any structure or improvement constructed from such plans and specifications or for any violation of applicable building codes, zoning conditions or applicable laws and ordinances governing construction within the Community. Neither Declarant, the Association, nor their respective officers, directors, members, employees and agents shall be liable in damages to anyone submitting plans and specifications for approval or to any Owner of property affected by these restrictions by reason of mistake in

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judgment, negligence or nonfeasance arising out of or in connection with the approval or disapproval or failure to approve or disapprove any such plans or specifications. Every Person who submits plans and specifications and every Owner agrees that such Person or Owner will not bring any action or suit against the Declarant, the Association or their respective officers, directors, members, employees and agents to recover any damages and hereby releases, remises, quitclaims and covenants not to sue for all claims, demands and causes of action arising out of or in connection with any judgment, negligence or nonfeasance and hereby waives the provisions of any law which provides that a general release does not extend to claims, demands and causes of action not known at the time the release is given.

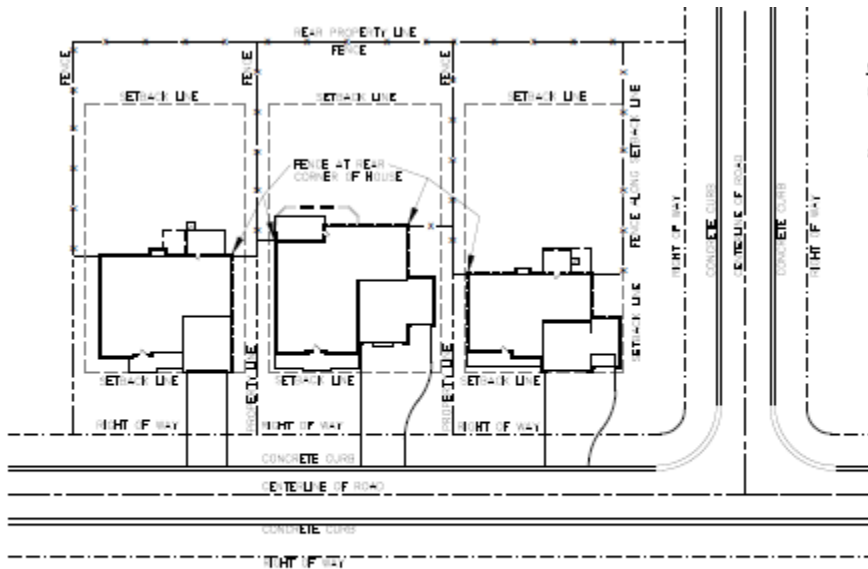
These guidelines do not apply to the activities of the Declarant, or anyone acting on behalf of the Declarant.

REQUEST FOR MODIFICATION REVIEW FORM

Please visit www.fieldstonerp.com/pinemountain

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Fencing Exhibit



FENCE LOCATION SPECIFICATIONS
SINGLE FAMILY DETACHED
ATLANTA DIVISION, GEORGIA
JANUARY 18, 2011

LINE TYPE	SYMBOL
FENCE LINE	— X — X — X —
ET-4-1 U.E.	— — — — —
RIGHT OF WAY	— — — — —
PROPERTY LINE	— — — — —
CURB LINE	— — — — —
CENTERLINE	— — — — —



REQUEST FOR MODIFICATION REVIEW

PINE MOUNTAIN PARK

PER ARTICLE 6.2, THIS APPROVAL MAY TAKE UP TO 45 DAYS FOR APPROVAL AFTER ALL REQUIRED INFORMATION IS RECEIVED

Name	Date
Address	Lot and Phase
City, State Zip	Phone Number
Email(s)	

Please provide the Architectural Control Committee with all information necessary to evaluate the request thoroughly and quickly. Requests must include, without limitation, the following information: site plan (including all dimensions), color chips (if applicable), detailed description of request, list of materials, pictures (if applicable), and any other information as specifically required below or as required by the Design Guidelines approved for the community. Modifications without approval from the Committee are a violation of the Covenants and may result in fine and legal action by the Association.

Description of Modification Requested

Estimated Start Date

Estimated Completion Date

Acknowledgment of Adjacent Homeowners (*all homeowners sharing common boundary line, or those with a direct view*) will be considered by the Architectural Control Committee but will not be binding upon the Committee. No application will be considered unless this section is completed, or the Applicant Homeowner has made a reasonable effort, in the sole discretion of the Board, to have this section completed.

Lot	Signature	In favor of <input type="checkbox"/>	Not in favor of <input type="checkbox"/>
Lot	Signature	In favor of <input type="checkbox"/>	Not in favor of <input type="checkbox"/>
Lot	Signature	In favor of <input type="checkbox"/>	Not in favor of <input type="checkbox"/>

Under each of the most common categories below, all the items listed must be submitted. Please refer to the Covenants for other necessary information required for modifications such as detached structures, outdoor play equipment, pools, etc. **Incomplete requests will be disapproved.**

LANDSCAPING, including gardens, landscape blinds, landscape edging

Asbuilt/HLP/Lot Plat/Survey
**identify location of landscaping modification*

Description: _____

Photo(s) of the requested location(s) to be modified

Plan denoting hardscape/plant materials, location and quantities

EXTERIOR LIGHTING, including exterior and landscape lighting

Description: _____

Number of lights: _____

Photo(s) of the requested location(s) of the lighting

Photo of the lighting

EXTERIOR DECORATIVE OBJECTS, including planters, statuaries

Description: _____

Photo(s) of the requested location(s) of the object(s)

Photo(s) of the object(s)

FENCING, including fenced blinds

Fencing must conform to the standards stated in the Design Guidelines

Fence type: _____

Height and maximum width of spans: _____

Color/stain: _____

Fence beams must be inside facing (*interior*), not visible to streets or lots

Asbuilt/HLP/Lot Plat/Survey
**identify location of fencing and existing neighboring fencing*

Permit (*if applicable*)

Materials: _____

All nails, screws or fasteners shall be aluminum or hot-dipped galvanized

All posts shall be anchored in concrete; ground clearance must be 2 inches

DRIVEWAY, PATIO or WALKWAY

Asbuilt/HLP/Lot Plat/Survey
**identify location of driveway/patio/walkway modification*

Photo(s) of the requested location(s) to be modified

Materials: _____

PLAY EQUIPMENT, including basketball goals

- Asbuilt/HLP/Lot Plat/Survey
**identify location of play equipment modification*
- Location must have minimum visual impact
- Photo example of modification, requested location
- Materials used should match existing materials of home

PRIVATE SWIMMING POOL, including hot tubs

- Asbuilt/HLP/Lot Plat/Survey
**identify location of pool, pool deck and pool equipment*
- Pool type: _____
- Dimensions (maximum size 1,000 sq ft): _____
- Color (must be white or blue): _____
- Lighting (if any): _____
- Permit
- All pool related landscaping modifications must meet requirements of the Landscaping category

DECK or PORCH, including screened porches

- Asbuilt/HLP/Lot Plat/Survey
**identify location of deck/porch modification*
- Photo of the location of the deck/porch
- Design rendering or scope of work
- Dimensions: _____
- Color must be clear or stained to match existing color scheme
- Color code: _____
- Materials must be Cedar, Cypress or No. 2 grade or better PT-wood
- Permit

STORM DOORS and WINDOWS

- Description and photo example of the storm door/windows including color
- Color must be compatible with existing primary and trim colors
- Photo(s) of the requested location(s) to be modified

EXTERIOR BUILDING ALTERATIONS, including painting and roofing

- Colors/Materials to be used that are different than those existing
- Paint Brand, color name(s) and color code(s)
- Photos of your home and the homes on either side and those facing (in most cases adjacent/facing homes cannot be painted the same)
- Permit (if applicable)

BUILDING ADDITIONS

- Asbuilt/HLP/Lot Plat/Survey
**identify location of building addition*
- Photo(s) of the requested location(s) to be modified
- Photo(s) from the location of the area to be modified of adjacent lots
- Scope of work from contractor
- Size, color, and detailed architectural drawing of addition
- Exterior materials used must match existing exterior materials of home
- Permit

**** Submit this form and all documents to the Association Manager in one email/file ****

Owner Acknowledgement: I understand and agree that no work on this request shall commence until written approval of the Covenants Committee has been received by me. I represent and warrant that the requested changes strictly conform to the community Design Guidelines and that these changes shall be made in strict conformance with the Design Guidelines. I understand that I am responsible for complying with all city and county regulations.

Neither Fieldstone Realty Partners, LLC, the Association Board of Directors, the Association Advisory Committee or the Association Architectural Control Committee nor their respective members, Secretary, successors, assigns, agents, representatives or employees shall be liable for damages or otherwise to anyone requesting approval of an architectural alteration by reason of mistake in judgment, negligence or nonfeasance, arising out of any action with respect to any submission. The Architectural Review is directed toward review and approval of site planning, appearance and aesthetics. None of the foregoing assumes any responsibility regarding design or construction, including, without limitation, the structural integrity, mechanical or electrical design, methods of construction, or technical suitability of materials. I hereby release and covenant not to sue all of the foregoing from/for any claims or damages regarding this request or the approval or denial thereof.

Owner Signature _____

Date _____

ARCHITECTURAL CONTROL COMMITTEE USE		Approved <input type="checkbox"/>
Date Received _____	Reviewed by _____	Approval stipulations <input type="checkbox"/>
Approval stipulations or comments _____ _____ _____		Not approved <input type="checkbox"/>