

FOX RUN MAINTENANCE ASSOCIATION

ASSOCIATION'S CURRENT ADMINISTRATIVE POLICIES REGARDING ARCHITECTURAL REVIEW AUTHORITY

[Recorded Pursuant to Section 209.00505, Title 11, Texas Property Code]

FOX RUN MAINTENANCE ASSOCIATION (the "Association") is a Texas Non-Profit Corporation and a property owners' association. The undersigned, being the Association's President and a Director of the Association, submits this instrument on behalf of the Association. This instrument supersedes only the portions of any prior Association instruments pertaining to the herein described matters filed by the Association. The Association certifies as to the following:

1. The name of the Subdivision(s) is/are FOX RUN, Sections One (1) through Twelve (12), inclusive.
2. The name of the Association is FOX RUN MAINTENANCE ASSOCIATION.
3. The recording data (i.e., Map or Plat reference) for each Section of the Subdivision is as follows:

Map(s) or Plat(s) Records of Montgomery County, Texas:

- (i) Fox Run, Section One - Plat Cabinet A, Sheet 100A.
 - (ii) Fox Run, Section Two - Plat Cabinet B, Sheet 30.
 - (iii) Fox Run, Section Three - Plat Cabinet B, Sheet 25.
 - (iv) Fox Run, Section Four - Plat Cabinet B, Sheet 30.
 - (v) Fox Run, Section Five - Plat Cabinet G, Sheets 023A and 023B.
 - (vi) Fox Run, Section Six - Plat Cabinet G, Sheets 199A and 199B.
 - (vi) Fox Run, Section Seven - Plat Cabinet J, Sheets 168 and 169.
 - (viii) Fox Run, Section Eight - Plat Cabinet N, Sheets 168 and 169.
 - (ix) Fox Run, Section Nine - Plat Cabinet P, Sheet 105
 - (x) Fox Run, Section Ten - Plat Cabinet S, Sheets 166 and 167.
 - (xi) Fox Run, Section Eleven - Plat Cabinet S, Sheet 153.
 - (xii) Fox Run, Section Twelve - Plat Cabinet W, Sheet 95.
4. The recording data for the Declaration (which may be referred to as the "Declaration," the "Restrictions," the "Deed Restrictions," the "Covenants, Conditions and Restrictions," the "Restrictions and Covenants" or the "CC&Rs") for each Section of the Subdivision, including Amendments, Modifications and/or Supplements as applicable, is as follows:

Deed Restrictions (Deed Records of Montgomery County, Texas):

- (i) Fox Run, Section One - County Clerk's File No. 750133; and Amendment County Clerk's File No. 8036859.
- (ii) Fox Run, Section Two - County Clerk's File No. 7713620; Amendment County Clerk's File No. 8036859; and Amendment County Clerk's File No. 2003-013988.

(iii) Fox Run, Section Three - County Clerk's File No. 750133; recorded Warranty Deed(s); and Amendment County Clerk's File No. 8036859.

(iv) Fox Run, Section Four - County Clerk's File No. 7713620; Amendment County Clerk's File No. 8036859; and Amendment County Clerk's File No. 2003-013988.

(v) Fox Run, Section Five - County Clerk's File No. 9229631.

(vi) Fox Run, Section Six - County Clerk's File No. 9440426.

(vii) Fox Run, Section Seven - County Clerk's File No. 9821167.

(viii) Fox Run, Section Eight - County Clerk's File No. 2000-025454.

(ix) Fox Run, Section Nine - County Clerk's File No. 2001-027661.

(x) Fox Run, Section Ten - County Clerk's File No. 2003-040674.

(xi) Fox Run, Section Eleven - County Clerk's File No. 2002-118319.

(xii) Fox Run, Section Twelve - County Clerk's File No. 2004-100703.

IV. The Association's architectural review authority may be referred to as "Architectural Control Committee," "Architectural Committee," "Architectural Review Committee," "Architectural Standards Committee," "Committee" or other similar name. The Association's current Administrative Policies regarding Architectural Review are as follows:

1. Effective September 1, 2021, a person may not be appointed or elected to serve on an architectural review authority if the person is: (1) a current Board member; (2) a current Board member's spouse; or (3) a person residing in a current Board member's household.
2. The members of the architectural review authority are appointed by the Association's Board of Directors (the "Board"). The members of the architectural review authority are subject to being removed or replaced by the Board at any time. A member of the architectural review authority may resign at any time in writing or by electronic communication, effective upon the Association's receipt of such resignation.
3. The architectural review authority shall report its actions to the Board on a regular basis as established by the Board. The Board may appoint a Director liaison for the architectural review authority so as to enhance communications between the architectural review authority and the Board.
4. Architectural standards and/or architectural guidelines are promulgated and implemented by the Board. The architectural review authority shall enforce any such Board approved standards/guidelines.
5. A decision by the architectural review authority denying an application or request by an owner for the construction of improvements in the subdivision may be appealed to the Board. A written notice of the denial must be provided to the owner by certified mail, hand delivery,

or electronic delivery. The notice must: (1) describe the basis for the denial in reasonable detail and changes, if any, to the application or improvements required as a condition to approval; and (2) inform the owner that the owner may request a hearing before the Association's Board of Directors on or before the 30th day after the date the notice was mailed to the owner.


6. The Association's Board of Directors (the "Board") shall hold a hearing not later than the 30th day after the date the Board receives the owner's request for a hearing and shall notify the owner of the date, time and place of the hearing not later than the 10th day before the date of the hearing. Only one such hearing is required.
7. Pursuant to *Section 209.0051(h), Title 11, Texas Property Code*, an owner's appeal to the Board of a denial by an architectural review authority shall be heard in an open Board meeting for which prior notice was given to owners.
8. During a hearing, the Board or the designated representative of the property owners' association and the owner or the owner's designated representative will each be provided the opportunity to discuss, verify facts, and resolve the denial of the owner's application or request for the construction of improvements, and the changes, if any, requested by the architectural review authority in the notice provided to the owner.
9. Regarding an owner's appeal to the Board, the Board or the owner may request a postponement. If requested, a postponement shall be granted for a period of not more than 10 days. Additional postponements may be granted by agreement of the parties.
10. Regarding an owner's appeal to the Board, the property owners' association or the owner may make an audio recording of the meeting.
11. The Board may affirm, modify, or reverse, in whole or in part, any decision of the architectural review authority as consistent with the Subdivision's Declaration.

(Certification and Acknowledgment are Contained on Page 4 Hereof)

CERTIFICATION

"I, the undersigned, being the President of FOX RUN MAINTENANCE ASSOCIATION, hereby certify that the foregoing Association's Current Administrative Policies Regarding Architectural Review Authority were adopted by at least a majority of the Association's Board of Directors, and such Policies/Guidelines have never been modified or repealed, and are now in full force and effect."

FOX RUN MAINTENANCE ASSOCIATION

By: 

ROGER FLEMING, President

ACKNOWLEDGMENT

THE STATE OF TEXAS §
 §
COUNTY OF MONTGOMERY §

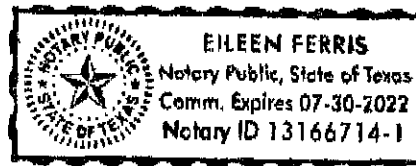
BEFORE ME, A NOTARY PUBLIC, on this day FOX RUN MAINTENANCE ASSOCIATION, a Texas Non-Profit Corporation, known to me to be the person whose name is subscribed to the foregoing instrument and, being by me first duly sworn and declared that he executed same in the capacity and for the consideration therein expressed, and as the act and deed of such Corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 9 day of August 2021.



**NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS**

After recording, return to:
Consolidated Management Services
128 Vision Park Boulevard, Suite 110
Shenandoah, Texas 77384



FOX RUN MAINTENANCE ASSOCIATION - Association's Current Administrative Policies Regarding Architectural Review Authority

E-FILED FOR RECORD

09/01/2021 09:35AM



COUNTY CLERK
MONTGOMERY COUNTY, TEXAS

STATE OF TEXAS,
COUNTY OF MONTGOMERY

I hereby certify that this instrument was e-filed in the file number sequence on the date and time stamped herein by me and was duly e-RECORDED in the Official Public Records of Montgomery County, Texas.

09/01/2021



County Clerk
Montgomery County, Texas