

**WESTWOOD LOA
SECTIONS 1, 2, 3 & 4
ARCHITECTURAL CONTROL COMMITTEE
GUIDELINES AND STANDARDS**

DRAFT DEVELOPED 5/13/10

Introduction

All new residential construction and exterior modifications to a home or lot in the Westwood subdivision must first be reviewed and approved in writing by the Architectural Control Committee (ACC). All commercial construction will first be reviewed by the ACC who will make recommendations prior to the review and approval by the Board of Directors of the Westwood Landowner's Association (LOA).

The LOA is pleased to provide you with these Guidelines and Standards for your use in preparing an application for review by the ACC. The purpose of this is to serve as an adjunct to the Westwood Subdivision Deed Restrictions. In case of any conflict between the Deed Restrictions and these Guidelines and Standards, the Deed Restrictions shall control.

In general, homes in Westwood shall reflect designs that are harmonious with the neighborhood.

The Application

The ACC recommends that the Landowner (LO) provide the application and supporting documents for review by the ACC before submitting the plans to any regulatory agency/governing authority for approval. There is no charge for having plans reviewed by the ACC. The LO is responsible for any interaction that may be necessary with any regulatory agencies/governing authorities.

It is the LO's responsibility to submit an application to the ACC for any changes to the LO's property that is visible from outside the home. With the application, the LO must attach a plot plan that shows a detailed plan of the proposed change or addition. The detailed plan does not have to be professionally done, but it must be done on a copy of the plot plan (copy of the survey) and must be legible and clear. The LO must also provide detailed sketches, drawings, clippings, pictures, and/or catalog illustrations of the proposed change or addition that is proposed. Applications that do not have the plot plan and sufficient information (sketches, clippings, pictures, and/or illustrations) to determine the nature of the proposed change will be rejected, delaying the ACC's review of the application. The ACC has 30 days to approve or disapprove proposed changes. Plans submitted after rejection or disapproval from the ACC will be subject again to this 30-day approval cycle.

The ACC will reject any application that does not have the LO's signature on the application form. The applicant must also include a good contact telephone number and mailing address.

Review Procedure

The ACC will review the application and will respond in writing within thirty (30) days of receipt of the complete application. The ACC will meet to review applications on the 1 & 3rd Thursday of each month, unless that day would happen to fall on a holiday. Meetings may be scheduled and/or rescheduled by the chairperson of the ACC as situations may warrant.

An application with all necessary information will be considered by the committee on its individual merit, and using the Deed Restrictions and The ACC Guidelines and Standards.

During the consideration of an application, ACC members may view the site and talk to the applicant and/or neighbors.

A quorum of the Committee is a majority of the total number of people currently serving on the Committee, usually three (3) to five (5) members. Decisions of the Committee are reached by majority vote. If the Committee membership falls below three members, the Committee will make no rulings until the LOA Board of Directors secures enough new members to serve on the Committee to bring the number up to at least three (3) members. If necessary, a member or member of the LOA Board of Directors can be called upon to serve on the ACC until such time as there are sufficient ACC members to review ACC applications.

The ACC members will be appointed by the LOA Board of Directors. Neither a community builder that owns a lot in Westwood, nor a contractor paid the LOA to oversee new home construction and existing home modifications/additions within the Westwood subdivision cannot serve on the ACC. Each is considered a conflict of interest.

The Committee will consider the application including supporting documentation, comments from the applicant, neighbors, and other members of the Association.

The application will be approved, conditionally approved, or disapproved.

- a) Approval – an ACC authorization sign will be posted at the front of the property as to be seen from the road.
- b) Conditional Approval – This is an approval with restrictions. A copy of the restriction(s) will be sent to the property owner, and if property owner agrees with the restriction(s), then an ACC authorization sign will be posted at the front of the property to be seen from the road.
- c) Disapproval – the applicant will be notified in writing within 30 days of the submission.

Appeal Procedure & Protest: If the applicant disagrees with the decision of the ACC Committee in its application review, the applicant may request a meeting with the ACC to discuss the decision. If the applicant is unable to come to an agreement with the ACC, then the applicant may meet with the Westwood BOD to discuss the application. The BOD is the only authority that may reverse a decision made by the ACC.

GENERAL: Keep it simple (except for new homes) Draw a sketch on a Plat plan showing the planned improvement. Provide all dimensions and drainage flow, front and side views and any pictures or pamphlets showing a similar project.

FENCING: Materials used may be of wood, chain link or wrought iron. Vinyl fencing is permitted. Average maximum height will be 8'. The line posts shall be a maximum of 8' apart (except for gate openings). Some fence styles may require a shorter distance. All posts must be set in concrete to a minimum depth of 12". Wood fencing must be constructed of pressure-treated lumber or a naturally rot-resistant species such as cedar or redwood. Fences can normally be placed right on the property line. You

may want to move the fence line in 6" to 12" to compensate for survey discrepancies and to prevent neighbor disputes. If you want to connect to a neighbor's existing fence, be sure to get their permission. Fences may cross drainage easements but may not impede the natural flow. Fences may be constructed in the existing utility easement. (The Utility Company may remove the fence to gain access if needed. The cost of replacement will fall on the home owner)

OUTBUILDINGS: Is defined as any structure, which is not attached to the main structure. The color and materials should reflect that of the main residence. Storage buildings, work-shops etc. shall not impede the natural flow of the existing drainage. Out buildings shall be constructed (weather site built or per-fabricated) using a solid foundation and shall have storm-ties that will with stand a wind of 150 MPH. **NOTE:** Any building larger than 16'X20' will require a concrete foundation and will follow the outline under **PATIOS and DECKS.**

DRIVEWAYS: Must be constructed using hard surface materials such as properly designed reinforced concrete or asphalt. Driveways must have a minimum width of 10' and may not change or impede existing drainage.

PATIOS and DECKS: Any concrete structure that is to be attached to the existing house slab must incorporate a perimeter beam at least 18" deep and 12" wide and be reinforced using #4 steel rebar. The slab area must be at least 4" thick reinforced concrete and dowelled to the existing slab to prevent movement. Decks will be constructed of treated materials and be built using standard construction methods. No addition may impede or change the existing drainage.

PATIO/DECK COVERS: Should be constructed of materials that complement the main structure. If the cover is attached to the main structure it must be integrated into the existing roofline. All exposed materials (posts, soffits, etc.) must be painted or stained. If the cover is to be shingled the shingles must match the existing roof. Patio covers must be situated on the lot to provide drainage solely onto the owner's lot. Any cover post or upright that is not situated on a foundation beam will have to have a concrete pier that is at least 18" deep. The following is a list of the construction materials:

- Painted Aluminum
- Painted Wood
- Treated Wood or Cedar wood

WESTWOOD LANDOWNERS' ASSOCIATION

406 Mackintosh Dr.
Magnolia, TX 77354

Office: 936-321-1414
Fax: 936-321-1425

**EXISTING COMMERCIAL IMPROVEMENT REQUEST
COMMUNITY: WESTWOOD SECTION _____ (1,2,3,4)**

All exterior modifications to your property must be approved in advance by the Architectural Control Committee (ACC). The ACC will review your request to verify that the improvement will be done in a professional, sound manner and it will fit with the aesthetics of the community as well as comply with any applicable deed restrictions. Please provide as much detail as possible so the ACC can properly understand your request. Without a complete description of your request, this form will be returned for additional information. Please return the completed form with building plans, driveway plans, and water drainage plans (as applicable) to the address shown above. Thank you for your cooperation and concern for your community.

OWNER NAME _____

PROPERTY ADDRESS (Section/Block/Lot) _____

PROPERTY ADDRESS (Street Address) _____

YOUR CURRENT ADDRESS _____

EMAIL (Required) _____

PHONE (Day) _____ **PHONE (Evening)** _____

DESCRIBE THE IMPROVEMENT (be specific. If the request is for a building, architectural blueprints including but not limited to: foundation plan (including elevation of pad in respect to the street), location of structure on lot plat, driveway plan, and water drainage plan are **REQUIRED**) _____

LOCATION OF IMPROVEMENT ON EXISTING DWELLING. (Include plot plan with location of proposed improvement).

LIST EXTERIOR MATERIAL TO BE USED. (i.e. Lumber, Brick, Rock, Hardy Plank, etc.) _____

PROVIDE DRIVEWAY PLAN. (i.e. type of material such as concrete or asphalt and size of culvert). _____

All driveways must be paved from the point which County/State pavement terminates and include all locations where vehicles may normally be expected to travel.

CULVERT IS TO BE PLACED BEFORE CONSTRUCTION IS INITIATED. _____ Please initial.

A COPY OF THE APPROVAL FORM FROM THE COUNTY COMMISSIONER'S OFFICE SHOWING THAT THE COUNTY WILL INSTALL THE DRAINAGE CULVERT MUST BE ATTACHED. _____ Please initial

PROVIDE WATER DRAINAGE PLAN (i.e. where does water run off of property, show on plot plan). _____

OTHER COMMENTS OR INFORMATION WHICH WILL AID THE ACC IN THEIR REVIEW AND DECISION. _____

PLANNED START DATE _____ **PLANNED COMPLETION DATE** _____ **PER THE WESTWOOD DEED RESTRICTIONS; THE ACC HAS UP TO 30 DAYS FROM RECEIPT OF THIS APPLICATION AND SET OF PLANS TO MAKE A DECISION.**

Construction site will be cleaned up once a week from all trash and debris. _____

Ditches and roadways will be kept free of debris, dirt pilings & construction materials. _____

Site shall not be elevated without prior board approval. _____

SIGNATURE: _____ **DATE:** _____

NOTE: By your signature above, you are acknowledging your intent to comply with ALL DEED RESTRICTIONS AND WILL COMPLY WITH THESE RULES SUBJECT TO THE JOBSITE DEPOSIT SUBMITTED WITH THE APPLICATION.

March 11, 2010

“Amended Notice” All building contractors building in Westwood 1, 2, 3, and 4.

No building shall be started previous to Contractors receipt of approval of Architectural Control Committee of plan drawings and/or prints that actually pertain to the building intended to be built.

All drawings or prints shall be of a professional scalable Architectural type that fully represents the particular building. They, the specifications, drawings or prints shall be complete, and not made up from various gatherings of drawings or prints and sketched in notations.

Failure to comply with the above will be cause for legal actions to be taken to rectify the cause of non-compliance.

Builders, Contractors, and any individuals with an application for a new building, home, or business, shall submit along with this application a \$1,000.00 refundable deposit based upon the “Rules and Regulations for Builders and Contractors in Westwood Sections 1, 2, 3, and 4”. This \$1,000.00 refundable deposit is set up as a good faith effort account for the time period of construction. This account may be charged for any violation to the Building Application and Rules and Regulations. If no violations are charged against this deposit, then the deposit will be refunded to the Builder, Contractor, or Individual who placed the deposit after a thorough inspection is completed of the completed construction site within 10 business days.

Signed Directors of Westwood Landowner’s Association, Inc. (on date of this notice)

President Pat Troy

Vice-President

Secretary Mike Pidotella

Treasurer Diana Maichetti

Member at Large Julie Vanderhorst

Westwood Landowners Association, Inc.

Procedures to be followed to help speed up the approval by the Westwood Landowner’s Architectural Control Committee before any building is started:

1. Scalable Plat Plan layout of property, building(s) location(s) on the property, allowing for and agreeing to the deed restrictions, property lines, clearances, and dimensions.
2. Concrete foundation details, beams depth’s, widths, end view of typical beam, showing location of rebar, rebar size, also give mesh gauge and concrete slab thickness.
3. Building Plans and Material Specifications:
Scalable drawings and or prints must be submitted at building application time for building or buildings to be built conforming to the deed restrictions of the square footage of living space required. A complete set of scalable drawings or prints must be submitted to and remain with Westwood Landowner’s Association, Inc. and filed for record.
4. Sewage and/or Septic System approval to conform to Montgomery County Building Permit Division Control Specifications.
5. Montgomery County Building Permit shall be prominently displayed on property during the building process.
6. As specified in the deed restrictions, the driveway shall be finished and complete before home is occupied.
7. Water Taps are to be paid to respective agencies that supply to the building location. Aqua Texas is the current water supplier for Westwood Sections 1 & 2, and Westwood North Water Supply Corp is the water supplier for Westwood Sections 3 & 4. Each has their own rates and tariff agreements with the TNRCC.
8. Home Builder _____ Date: _____

Signed

**WESTWOOD LANDOWNERS ASSOCIATION
GUIDELINES FOR GARAGES, STORAGE BUILDINGS, AND POOLS**

SEPTEMBER 2007

GARAGES:

- All garages must be set upon a permanent concrete foundation common to the standard practices in residential construction.

TEMPORARY BUILDINGS

- No Temporary building of any sort, on Commercial Property.
- No Fireworks stand
- No Snow-cone stand

STORAGE BUILDINGS

- Up to 6' X 6' with unitized floor, shall be set upon a smooth and level area. It is preferable that the building is stabilized with metal anchors.
- Up to 6' X 6' with no unitized floor, shall be set upon a wood frame or concrete block supports and stabilized with metal anchors
- Greater than 6' X 6' shall meet one of the following: **If your storage building is greater than 6' X 6', please mark which one of the three guidelines below that you will adhere to.**

- _____ 1. Shall be set upon a stable concrete foundation
- _____ 2. Shall be attached to a wood frame floor that is affixed to pilings set in cement. The pilings shall be placed at regular intervals throughout the structure and provide for a stable structure.
- _____ 3. Shall be stabilized over concrete block or wood supports with metal anchors. The anchors shall be regularly spaced and provide for overall stabilization. Metal anchors must be at least 12" long.

The Board of Directors shall maintain the right to accept or reject any design or structure, including any new technologies or construction methods.

POOLS

- If property has an aerobic septic system, it is the owners' responsibility to relocate the discharge heads to assure no contact with the pool water. (County requires spray of the septic to be a minimum of 25' away from the pool. County permission must be obtained for moving of spray heads.)
- All pools must be in an enclosed area. Fenced.
- All gates must have gravity locks installed.
- Discharge line from pool must conform to water drainage plan for home.

Please sign here to accept these pool guidelines: _____

PLEASE DO NOT MARK ON THIS PAGE
(FOR OFFICE USE)

DATE OF REQUEST _____

DATE RECEIVED _____

DATE SENT TO ACC _____

DATE OF ACC DECISION _____

DATE RETURNED TO BUILDER _____

ACC COMMENTS CONCERNING REQUESTS

() APPROVED WITH NO ADDITIONAL RESTRICTIONS.

() APPROVED WITH THE FOLLOWING RESTRICTIONS:

() DISAPPROVED FOR THE FOLLOWING REASONS:

ACC SIGNATURES:

ACC MEMBER SIGNATURE: _____

ACC MEMBER NAME (PRINTED) _____

DATE SIGNED: _____

ACC MEMBER SIGNATURE: _____

ACC MEMBER NAME (PRINTED) _____

DATE SIGNED: _____

ACC MEMBER SIGNATURE: _____

ACC MEMBER NAME (PRINTED) _____

DATE SIGNED: _____

COMPLETE ONLY IF COMMERCIAL PLANS:

MEMBER OF WESTWOOD BOARD OF DIRECTORS SIGNATURE: _____

BOARD MEMBER'S PRINTED NAME: _____

DATE OF WESTWOOD B.O.D. APPROVAL: _____

RESTRICTIONS/REQUESTS OR COMMENTS FROM BOARD OF DIRECTORS:

