

Board of Directors
Regular Session Board Meeting Agenda
Wednesday, February 17, 2021 - 5:00 P.M.
Virtual Meeting
This meeting will be conducted online only

Join the virtual meeting at vm.clpoa.net
Dial into the meeting by phone: 1-669-900-6833
Meeting ID: 868 9110 1316

1. Welcome and Call to Order

- Pledge of Allegiance
- Verification of Quorum

2. Board Action Items

2.1 Emergency Rule Changes – GR.4.5 and GR.4.6 Signs, Flags, and Banners (President Poland)

Proposed Resolution: That the Board of Directors enact the attached emergency rule changes related to clarifying that the rule applies to signs, posters, flags and banners, defining the term "Political Signs", including their placement on watercraft, and illustrating the terms "obscene material or fighting words" as written on the attached document.

3. Member Comments on Non-Personnel Issues (Limited to three minutes per person)

As a member of this association, you are welcome to address the Board of Directors at Regular Open Session Board Meetings. Please submit a written request to the clerk of the board via email at board@canyonlakepoa.com or a chat request through Zoom interface. Please include your Name and Tract and Lot with your written member comment. All comments shall be limited to three (3) minutes and must be relevant to matters within the CLPOA jurisdiction. The Board of Directors reserve the right to limit this section of the meeting to a time they believe is appropriate. Please note: Pursuant to Civil Code §4930, the Board of Directors is prohibited from discussing or taking action on items not on the agenda. Therefore, if a response is given, it will be limited to the following: the matter will be taken under advisement, the matter will be referred to appropriate personnel or a very limited factual response will be provided.

4. Next Meeting Date

- Thursday, February 18, 2021 at 6:00 p.m. – Regular Session
- Tuesday, March 9, 2021 at 2:00 p.m. – Executive Session
- Tuesday, March 9, 2021 at 6:00 p.m. – Regular Session

5. Adjournment

Please be courteous and respectful to other members, Board of Directors and representatives from Management at all times. We ask that you do not raise hands or interrupt the Board or anyone else who may be speaking. No alcohol shall be permitted and/or consumed at Board meetings and/or Membership meetings. **A member not adhering to these protocols and/or who becomes unruly may be asked to leave the meeting. Failure to comply will result in a special hearing with the Board where disciplinary action may be taken.**

DATE: February 17, 2021 **ACTION:**

TO: Board of Directors

FROM: Chris Poland, Board President

RE: Emergency Rule Change – GR.4.5 and GR.4.6 Signs, Flags, and Banners

Background

Controversy related to the number, location and content of political signs, flags, posters, and banners has been an issue in Canyon Lake for many years that was particularly prominent this past election cycle. Strong opinions continue to be sent to the board by email and were expressed at the meeting on both sides of the issues. They include wide ranging opinions on the duration of permissible display, their location on golf carts, and their content. Restrictions on display of the American Flag is not an issue and, in fact, is protected by law.

As is our current practice, the decision to change rule started with the open discussion at the Board Meeting on February 9th. The Board appreciated the diversity of opinions expressed and has received well over 100 emails and comments. The Board has decided to move toward resolution in two steps. The first will be to enact emergency rule changes that appear to be widely accepted. When enacted, they will become effective immediately and remain in place for 120 days or until they are made permanent by the normal process. Other changes are currently under review and may be presented at a later time.

Fiscal Impact

None

Recommendation

It is recommended that the Board enact the attached emergency rule changes related to clarifying that the rule applies to signs, posters, flags and banners, defining the term "Political Signs", including their placement on watercraft, and illustrating the terms "obscene material or fighting words" as written on the attached document.

Chris Poland

Chris Poland, Board President

GR.4.5 Signs, posters flags and banners in the Community Setback

This is the criteria for ~~these types of~~ signs, posters, flags, and banners (referred to hereafter as signs) in the community setback.

GR.4.5a Political Sign Requirements - A resident may temporarily place a maximum of two (2) political signs used to support or oppose a past, present, or aspiring politician, candidate or ballot measure in that portion of the Community Setback that lies between their front lot line and the adjacent street, subject to compliance with the following provisions: Political signs can only be placed in the Community Setback in the ninety (90) day period prior to an election in accordance with the following requirements:

GR.4.5a.1 - No political sign may be more than nine (9) square feet, and the top of the sign may not extend more than three (3) feet above grade.

GR.4.5a.2 - The political sign may not extend beyond the back of curb toward the street.

GR.4.5a.3 - No political sign shall obscure the view of a fire hydrant and all signs shall have a professional appearance.

GR.4.5a.4 - The political sign must have its own stake and shall not be affixed to any improvement.

GR.4.5a.5 - Balloons, streamers and similar material may not be added to the political sign.

GR.4.5a.6 - Non-conforming political signs may be removed from the Community Setback by the Association.

GR.4.5a.7 - Political signs shall be removed within ten (10) days following the election.

GR.4.5a.8 - Political signs may not be placed, painted or wrapped in the street, on vehicles, on golf carts, on watercraft, or on trailers. Political signs may not be placed on CLPOA common ground.

GR.4.5b CLPOA Election Sign Requirements - A resident may temporarily place a maximum of three (3) CLPOA signs in that portion of the Community Setback that lies between their front lot line and the adjacent street, subject to compliance with the following provisions: CLPOA signs can only be placed in the Community Setback in the sixty (60) day period prior to an election in accordance with the following requirements:

GR.4.5b.1 - No CLPOA sign may be more than nine (9) square feet, and the top of the sign may not extend more than three (3) feet above grade.

GR.4.5b.2 - The CLPOA sign may not extend beyond the back of curb toward the street.

GR.4.5b.3 - No CLPOA sign shall obscure the view of a fire hydrant and all signs shall have a professional appearance

GR.4.5b.4 - The CLPOA sign must have its own stake - and shall not be affixed to any improvement.

GR.4.5b.5 - Balloons, streamers and similar material may not be added to the CLPOA sign.

GR.4.5b.6 - Non-conforming CLPOA signs may be removed from the Community Setback by the Association.

GR.4.5b.7 - CLPOA signs shall be removed within seven (7) days following the election.

GR.4.5b.8 - CLPOA election signs may not be placed, painted or wrapped in the street, on vehicles, on golf carts, on watercraft, or on trailers. CLPOA election signs may not be placed on CLPOA common ground.

GR.4.5c Open House Sign Requirements - A real estate agent/realtor may temporarily place a maximum of six(6) open house signs in that portion of the Community Setback that lies between the front lot line and the adjacent street, subject to compliance with the following provisions:

GR.4.5c.1 – No Open House sign may be more than three (3) square feet, and the top of the sign may not extend more than three (3) feet above ground. Exception: Open house banner/flag (up to six feet in height) may be placed on subject property during the time of the open house.

GR.4.5c.2 – The Open House sign may not extend beyond the back of curb towards the street. Only one (1) open house sign may be placed on any specific property and only one (1) sign may be placed at any one intersection.

GR.4.5c.3 – Open House signs, except for approved Canyon Lake logo Broker Open House signs may not be placed at the following intersections:

- Canyon Lake Drive South & Continental
- Canyon Lake Drive & Vacation Drive
- Vacation Drive & Longhorn Drive

Limit of one sign per Broker on any one of these intersections.

GR.4.5c.4 - No Open House sign shall obscure the view of a fire hydrant and all signs shall have a professional appearance.

GR.4.5c.5 - The Open House sign must be placed in such a manner that does not cause damage to property and/or landscape.

GR.4.5c.6 - Balloons, streamers, and similar material may not be added to any Open House sign. Exception: One standard size rider, not to exceed one (1) square foot, may be placed on top of each A-frame sign.

GR.4.5c.7 - Unauthorized and/or non-conforming Open House signs may be removed from the Community Setback by the CLPOA

GR.4.5c.8 - Open House signs may not be placed out prior to one (1) hour before the start of an open house and must be removed immediately following the conclusion of the open house.

GR.4.5c.9 - Open House signs may not be placed in the street, on vehicles, on golf carts, or on trailers. Open House signs may not be placed on CLPOA common ground.

GR.4.6 No Signs / Flags with Obscene Content or Fighting Words

Regardless of size, no sign, poster, flag, or banner viewable from the common area shall contain or imply any “obscene material” or “fighting words”, such as one of the Carlin “Seven dirty Words.” ~~as those terms are defined in the law.~~