



LEGACY PARK COMMUNITY ASSOCIATION, INC.

DESIGN STANDARDS

AND

COMMUNITY RULES

&

REGULATIONS

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I. Introduction

Legacy Park is a unique distinctive master-planned community featuring traditional homes designed to enhance and support today's active lifestyle.

The Design Guidelines and Rules and Regulations ("Design Standards") are intended to ensure the protection of the Legacy Park concept, community lifestyle, and individual property values through the establishment of architectural standards, design reviews, and community rules. The Design Standards, which apply to your entire property including your house and your yard (front and back), and your driveway/walkway, have been updated to ensure an ongoing quality control necessary to maintain the "traditional" character of the community.

All homeowners in Legacy Park are bound by these Design Standards and acknowledge and agree to this requirement by signature at the closing of your home.

As provided for in the Declaration of Covenants, Conditions, and Restrictions for Legacy Park, as amended (the CCRs), the Architectural Committee (ARC) plays a critical role in ensuring that the requirements set out in the updated Design Standards document are met.

The Design Standards document identifies various circumstances in which the homeowner must obtain prior approval in writing from the ARC for modifications to be considered. If you are in doubt as to the need to seek such approval from the ARC, you would be well advised to consult the HOA office staff before proceeding.

It should also be noted that, in accordance with the CCRs, *the Board may modify the Design Standards and Community Rules and Regulations subject to the provisions of the CCRs and Bylaws*. Since design standards may change over time, each homeowner is responsible for verification of and compliance with all current Design Standards.

The New Construction portion of the original Design Guidelines has been archived. Any new construction in Legacy Park is subject to the ARC process.

II. Strategic Mission Statement – Adopted January 26, 2021

The *strategic mission of the Legacy Park Homeowners Association* is to align our leadership vision by driving the direction, resources, and decisions to meet the following shared goals and objectives:

- To *protect the integrity of Legacy Park* and to ensure the collective rights and interests of all homeowners are respected and preserved.
- To ensure *accelerating property values* for homeowners by driving the process towards community excellence.
- To utilize *best practices* with *absolute integrity* using real case situations reflected by community goals and circumstances.
- To *hold down costs* and develop efficient processes, tools, and teams to deliver prudent use of assets.
- To *improve the appeal of Legacy Park* through enhanced and well-maintained landscaping of our green spaces, walking trails, and amenities.
- To *strengthen resident satisfaction* through consistent, transparent communication, listening, and acting on frequent feedback from a diversity of homeowners and to *develop a culture of consensus building*.
- To *increase homeowner participation* by practicing openness and transparency, building greater trust, reducing conflict, and increasing opportunities for involvement.
- To constantly *update our technology* to stay on the cutting edge so that the community we serve receives quality service and easily accessible information.
- To *create a partnership team* with our management staff and our homeowners striving for community well-being, inclusivity, peace of mind in *home ownership, and community excellence*.

III. Your House

A. Paint

1. If you wish to repaint your house – siding, stucco, brick, trim, gutters, garage doors, or any other exterior surface – you need to be aware that **ALL** paint colors must be approved in advance by the ARC, even if they are currently on the house.
2. A paint sample of color and sheen is required for approval. Failure to have paint approved in advance by the ARC may require you to correct the colors to an approved color at your own expense.

B. Additions

1. Any addition to your home requires prior written approval from the ARC. Any addition or change to the exterior must be composed of construction, design, and materials consistent with your home.
2. Vinyl siding is not allowed.

C. Doors

1. Any addition or replacement of exterior doors, including storm doors and screen doors, requires prior written approval from the ARC. Front doors, the surrounding windows and trim, and any lighting fixtures must be in keeping with the traditional architectural theme.
2. Storm doors must be full glass, full screen, or a combination of both. Both must be in the original factory finish.
3. Prior ARC approval is required for any window coverings, textured glass, or films on front doors. Curtains are not allowed on front doors.
4. All garage doors must be fully operational. Any broken or damaged garage door must be promptly repaired, repainted, or replaced. Any modifications to a garage door must align with the traditional architectural theme and receive prior written approval from the ARC.
5. Carriage-style garage doors and decorative hardware require prior approval from the ARC. These features must complement the home's overall appearance, and the ARC reserves the right to decline applications that do not meet this standard.
6. Garage doors are to remain closed while not in use.

D. Windows

1. Front windows must display a uniform style: either all gridded windows, top-half grids with the bottom section grid-free, or all windows without grids. Gridded windows must feature a consistent grid type (e.g., interior grids, exterior grids, or grids embedded within the glass). All operable windows must be single or double-hung and open vertically.
2. All window replacements require prior ARC approval. The ARC will evaluate each request based on the architectural style of the home.
3. Window air conditioning units, venting/exhaust hoses, window fans, and any other items placed in windows are prohibited.
4. Window treatments visible from streets or neighboring properties must have a white or off-white backing, including blinds, shutters, shades, drapes, or curtains. Natural wood blinds are also acceptable. The use of foil, paper, plastic, towels, sheets, or other temporary coverings is strictly prohibited.
5. Window film used for sun/UV control must receive prior written approval from the ARC. The film should not create a mirror effect and must complement the overall appearance of the home. It must be in good condition, and free from peeling, bubbles, distortion, or color change. If the film deteriorates, you may be required to remove it. Samples of film colors that align with the traditional architectural theme of Legacy Park homes are available in the HOA office.

E. Roof

1. Roof replacement requires ARC approval.
2. All roofs must be replaced in their entirety. Pre-approved architectural roofing colors are available for review at the HOA office.

F. Decks

1. Deck designs and colors require prior written approval from the ARC and must not negatively impact adjacent streets and properties. If lattice or arbors are added to a deck, they must also receive prior written approval from the ARC and must match or complement the deck's color.
2. Any items stored beneath a deck must be concealed from the view of streets and neighboring properties through approved screening or landscaping. Amenity lots are also subject to the restrictions outlined in Section VII.

G. Porch Decorations and Flags

1. Front door and entry area decorations and front porch furniture must be in good condition and repair, in keeping with the style and character of the house upon which it is located, and meet the community-wide standard as determined in the

sole discretion of the Association. One front door decoration along with one other front porch decoration that meets the community-wide standard is permitted. Any decoration or alteration in addition to the two (2) aforementioned decorations requires the prior written approval of the ARC prior to installation or display.

2. Flowerpots should be earth tone in color (such as clay or beige) or white or black and made of ceramic, concrete, or wood. All other colors and materials shall require the prior written approval of the ARC prior to installation or display. Empty pots or flower boxes are prohibited. Flowers and plants must be kept neat, healthy, and attractive in appearance. The use of faux or silk plants and flowers is prohibited.
3. Owners, occupants, and residents may install or erect one of the following properly maintained flags or banners, not greater than three (3) feet by five (5) feet in size, on either a customary mast not longer than five (5) feet in length, on the exterior of the dwelling adjacent to an exterior door or by a bracket attached to the dwelling:
 - a. An unaltered and official American flag; or
 - b. An unaltered and official Georgia State flag; or
 - c. A Customary, appropriate, and timely Seasonal and Holiday Flag; or
 - d. A Customary and appropriate Patriotic flag; or
 - e. An official and customary current United States military branch flag; or
 - f. An unaltered and official school flag.
4. In addition to the flag allowed under Paragraph 3 above, Owners, occupants, and residents may install or erect one of the following yard or garden flags or banners, not greater than 12.5 inches by 18 inches and on a pole or stake not to exceed 3 feet:
 - a. An unaltered and official American flag; or
 - b. An unaltered and official Georgia State flag; or
 - c. A Customary, appropriate, and timely Seasonal and Holiday Flag; or
 - d. A Customary and appropriate Patriotic Flag; or
 - e. An official and customary current United States military branch flag; or
 - f. An unaltered and official school flag.
5. For the purposes of Paragraphs 3 and 4 above, the following terms are defined below:
 - a. “Seasonal and Holiday Flag” shall refer to flags used to celebrate the four seasons (spring, summer, fall, and winter) and to celebrate federally recognized holidays by the American government. Such flags shall be displayed timely for the appropriate season or applicable holiday. For a Holiday Flag, such flag shall be displayed no earlier than 30 days prior to the date of the federally recognized holiday and removed no later than 15 days after the date of the federally recognized holiday.

- b. “Patriotic Flag” shall be considered a flag conveying love of one’s country generally and shall not include any message or imagery conveying partisanship, political parties, political candidates, political leaders, or offensive, inappropriate viewpoints.
6. In the event of any ambiguity or disagreement as to the definitions or the type of flags allowed hereunder, the Association’s Board of Directors shall have sole discretion in determining whether any flag, with the exception of an unaltered, official American flag, may be displayed and may require the removal of any flag or banner reasonably considered by the Board to be inappropriate, offensive, in poor taste, intended to incite conflict, or not maintained properly and in accordance with the community-wide standard.
7. Windsocks of any kind are prohibited.
8. Owners, occupants, and residents may install one permanent, in-ground metal or fiberglass flagpole for the sole purpose of displaying the official, unaltered American flag only. Such flagpoles shall be no higher than 20 feet (the standard height available at retailers) and shall require the prior written approval of the ARC prior to installation. Applications for ARC approval of such flagpoles shall include the material of the flagpole and the location of the flagpole on the Unit. If approved, the flagpole and flag thereon must be properly maintained and kept in good condition and repair.

H. Satellite Dishes & Antennas

1. Satellite dishes and antennas must be in working order or removed if no longer in use. They must not exceed one meter (approximately 39 inches) in diameter. Roof-mounted exterior television antennas may not extend more than 12 feet above the roofline.
2. Satellite dishes or antennas must be placed in the least visible location that allows for clear reception. The ARC may require landscaping, painting, or screening to minimize their visual impact.

I. Solar Panels

1. Solar Panels require prior written approval from the ARC. Panels should not be visible from the front of the home, street, or sidewalk.
2. All panels must be aesthetically pleasing and align with the roof materials and structures.
3. Panels cannot negatively impact any neighboring properties.
4. Upon removal of the panels (by sale or no longer the desire to own), the roof must be returned to its original condition.

IV. Your Vehicles & Driveway

A. Parking

1. The designated parking area is within the garage. If an owner has more vehicles than garage spaces, additional vehicles may be parked in the driveway, provided they comply with the City of Kennesaw and Cobb County Ordinances.
2. Recreational vehicles, commercial vehicles or equipment, mobile homes, inoperable vehicles, boats, and other watercraft, and trailers may be parked *only* in an enclosed garage or offsite.
3. The use of vehicle covers, including those provided by the car manufacturer, is not permitted.

B. Commercial Vehicles

1. “Commercial vehicle” is defined as:

Panel trucks, buses, trucks with a load capacity over one (1) ton, full-size vans (excluding vans used by handicapped persons, minivans, or sport utility vehicles used as passenger vehicles and receiving a “car” or “passenger vehicle” classification by the Georgia Department of Motor Vehicles, or full-size vans configured as family passenger vehicles), vehicles used primarily for commercial purposes and containing visible evidence of commercial use (such as tool boxes or tool racks), and vehicles with commercial lettering or graphics covering an area greater than one square foot per side (rear, left side or right side) of the vehicle, or any commercial lettering on (or above) the roof or on the front of the vehicle (except for Sheriff’s, Marshall’s or police officer’s vehicles marked as such).

All those vehicles thereby classified as ‘commercial’ are prohibited from being parked in Legacy Park, except in garages or other areas designated by the Board as parking areas for these particular types of vehicles.

2. Notwithstanding the above, trucks, vans, commercial vehicles, and vehicles with commercial writings on their exteriors shall be allowed temporarily on the Common Area during normal business hours for the purpose of servicing any Lot or the Common Area; provided, that, no such vehicle shall remain on the Common Area overnight or for any purpose unless prior written consent of the Board is first obtained.

C. Driveway

1. Driveway repairs, extensions, and additions, including lining with brick, stone, or timber, must have prior written approval from the ARC.
2. No colored concrete stain is allowed on driveways or front walkways. Driveways may be sealed with clear sealants only.

3. Stamped concrete driveways are not allowed.

D. Electric Charging Station

Charging Stations cannot be visible on the exterior of the property. Approval must be granted by the ARC.

V. Your Yard

A. Play Equipment

1. All permanent play equipment, including trampolines, requires prior written approval from the ARC before installation. Play equipment should be placed in the backyard or at the rear of the house. Metal play equipment must be painted to blend with the surrounding environment. Trampolines must be screened from the view of the street and neighboring properties.
2. Freestanding playhouses and treehouses are not permitted. Semi-permanent play equipment of any material larger than 4' x 4' x 4' requires prior written approval from the ARC. *Play equipment must be located in the backyard and screened from view, using approved plantings, if visible from the street.* The species, number, and placement of plantings must be included on the Home Modification Form for ARC approval. Portable play equipment should be removed when not in use. Amenity lots are subject to additional restrictions as outlined in Section VII.
3. Permanent basketball goals require the prior written approval of the ARC and should be mounted on black poles with standard white, gray, or clear backboards. Basketball goals or backboards cannot be attached to the home. Portable basketball goals must be kept adjacent to the house or positioned within **15 feet** of the garage when not in use. If goals are used on the street they must be returned to their proper location by the end of the day. All basketball goals must be painted and properly maintained.

B. Fencing

1. All fencing, including replacement requires the prior written approval of the ARC which will review submissions on a case-by-case basis. Backyard fences should generally start within the rear third of the house. On corner lots, fencing into the side yard adjacent to the roadway may be subject to additional restrictions as determined by the ARC.
2. Fences not for privacy purposes must be three (3) rails, split rail, or cedar up to four feet (4') in height. These fences may have 2" x 4" wire mesh stretched and stapled on the inside face of the fencing. Privacy fencing may be approved with a cedar design up to a maximum of six feet (6') in height. The following additional fence types may also be acceptable: 3-rail ranch, solid cedar, solid pressure treated, shadowbox, wrought iron, or picket.

3. Wrought iron and black aluminum fences will only be approved by the ARC for pool security and other life safety situations such as the rear of driveways where there is a three-foot (3') or more drop and a fence or barrier is required by code. These will be considered as special circumstances by the ARC.
4. All fences must be well maintained. Repairs to fences must be consistent in appearance with the entire fence.
5. The fence color must be a natural wood finish. Fences may not be painted, stained with a solid stain, or textured.
6. The finished side of the fence must face the neighboring streets and properties on all sides. Fenced dog runs or pens are not permitted. Chain link fencing is not permitted.
7. The ARC reserves the right to review submissions, which MUST include a plot plan, on a case-by-case basis. Amenity lots are subject to additional restrictions as set forth in Section VII.

C. Pools

1. Installed pools of any size and design must have prior written approval from the ARC. Submissions must include detailed contractor plans, including a plot plan. These must demonstrate that pool equipment such as pumps, etc. will have no visual or noise impact on neighboring homes.
2. Exterior hot tubs, spas, or pools require prior written approval of the ARC and must be screened in areas visible from the street, sidewalk, or neighboring homes. All pumps, filters, equipment, etc. must also be screened from view from neighboring properties. No above-ground pools shall be allowed.
3. Small wading pools less than 18" in height and 8' in diameter that are of a temporary nature with minimum visibility from the streets are allowed. Such items must be removed during the off-season (October to April).

D. Yard Structures

1. Freestanding storage buildings or prefabricated structures of any kind are not permitted.
2. Pet houses require prior written approval from the ARC. Exterior colors and materials for these must match the exterior of the house. Pet houses must be screened from the view from surrounding streets and adjacent properties. Fenced dog runs or pens are not permitted.
3. Trellises, arbors, pergolas, etc. may be permitted provided the style, size, location, and quantity agree with the character of the house and community-wide standard. Prior written approval from the ARC is needed for all such structures.

4. Awnings on the front and the rear of the house must have prior written approval from the ARC.

E. Landscaping

1. Any changes or additions to your landscaping, excluding annuals, perennials, or replacement shrubs (no more than two), require prior written approval from the ARC.
2. All landscaping must be related to the existing terrain and natural features of the property. The amount and character of landscaping must conform to the standards established for each neighborhood of Legacy Park.
3. Landscape borders must be of natural material and color and no more than four (4) inches in height. No plastic edging is allowed other than that of continuous, heavy-duty black plastic edging installed per manufacturers' specifications.
4. Gravel, pebbles, stone, slate, rock, lava, or similar material may only be used to remedy a drainage or erosion issue. Materials used must blend in with the existing landscaping (white material, for example, is not permitted under any circumstances). All ground cover, with the exception of pine straw, must be manufactured, color-enhanced mulch or wood chips. Any type of rock or use of rock or stone, including usage for a border, requires the prior written approval of the ARC.
5. Homeowners may be required to remove unapproved items at their own expense.
6. Property owners must maintain their yards on a regular basis, including regular weeding, mulching, edging, and removal of debris. Grass must be mowed every 7-10 days during the growing season. All cut grass clippings must be bagged and placed at the curb for trash pickup no earlier than the evening prior to the day of pickup.
7. Front yards must be sodded with either Bermuda or Zoysia grass, *but not a combination of the two*.
8. Side and rear yards may be sodded, seeded, or treated naturally, but they must be maintained in a tidy manner and not negatively impact adjacent property owners. All property owners are required to provide regular landscape maintenance for their yards.
9. All construction involving grading, landscaping, or retaining walls must have prior written approval from the ARC. Such approval will generally be given when the sole purpose of the work is to prevent water from flowing across one lot to another. The work must not have a negative impact on adjacent properties and, if approved, must adhere to current Kennesaw ordinances and codes, and reflect changes concurrent with state and federal law.

10. All drainage must flow to the front or rear property lines or to an existing drainage easement or structure. Sheet flow across one lot to another is prohibited. The homeowner is responsible for maintaining proper grades at all times.
11. No land-disturbing activities, including clearing, can be performed on any property adjacent to or backing up to, a stream, creek, or drainage area without prior written approval from the ARC *and the City of Kennesaw*. A land disturbance buffer - including silt fencing as specified by City codes - is required by the City of Kennesaw, and changes within this area must have a land disturbance permit issued by the City of Kennesaw.
12. Trees posing an imminent danger may be removed. However, in all other circumstances, any tree thought to be diseased or dead, having a diameter of three inches (3") or more, as measured two (2) feet from the natural grade, CANNOT be destroyed or removed from the property without prior written approval from the City of Kennesaw and the ARC.
13. Homeowners may remove fallen trees without prior approval from the ARC. All cut trees must be removed from the property or be properly stored for firewood.
14. Landscaping that has deteriorated (e.g., dying, sparse, or brown shrubs) must be removed and replaced with new plantings. A new landscape plan requires prior written approval from the ARC. Please provide the species, number, and placement of the new plantings.
15. Any increase or decrease in landscape bed sizes or around trees from the existing footprint must be approved by the ARC.

F. Yard Contents

1. Garden objects including, but not limited to pots, birdbaths, barrels, statues, sports mascots, bird feeders, wind sticks, yard art, etc., must receive prior written approval from the ARC and are not permitted where visible from the street. All benches must be approved by the ARC in writing prior to placement and must complement the architectural style of the home. Placement of benches may be approved within ten feet (10') of the front door and must be kept in pristine condition.
2. Woodpiles must be located to the rear of the house and have a minimal visual impact on neighboring streets and properties. Any tarp covering a woodpile must be in a neutral color such as dark green, brown, or black.
3. Water hoses must be neatly stored adjacent to the water source when not in use. If stored in the front yard, the hose (neutral color only) must be screened from view.
4. Any vegetable or herb gardens must be located between the rear of the dwelling and the rear lot line and should have a minimum visual impact on neighboring streets and properties. Such gardens must be properly maintained throughout the year, including the removal of dead plants at the end of the growing season.

G. Clotheslines

Clotheslines are not permitted.

H. Outside Lighting

1. Landscape lighting must be standard outdoor landscape lighting and in keeping with the architectural style of the home. Landscape lighting and lighting hardware must be approved in writing by the ARC prior to installation. Please include the style, number, and placement of lights. Lighting must impose minimal impact on surrounding areas, including homes and streets.
2. Exterior lighting must be of a low-level, non-glare type, located to cause a minimum visual impact on adjacent properties and streets.
3. Colored lights are not permitted, except for decorative holiday lights and ornamentation used during the holiday season, from Thanksgiving through the weekend following New Year's Day.
4. All outdoor landscape lighting must be well maintained.

I. Noise

No sound devices that are audible to occupants of other Units, other than those exclusively used for security purposes, are permitted.

J. Mailbox

1. Mailboxes including post and house numbers must conform to the approved Legacy Park design and color (high gloss black) for its specific neighborhood. Numbers may be retained in the original bronze color (until faded), or painted silver or gold.
2. No additional decoration or information is allowed on the mailbox, with the exception of vining flowers around the mailbox post or approved landscape, which must be properly pruned and maintained.
3. The source for purchasing mailbox posts may be obtained from the HOA Office. It is the responsibility of each homeowner to maintain the appearance of the mailbox. All damaged mailboxes must be repainted (high gloss black) or replaced with the same style as the original. Proper installation must be completed within thirty days of damage.
4. Painted house numbers on curbs are not allowed.

K. Signage

1. The Association and its duly authorized agents shall have the right to remove any signage in violation of the requirements set out below and are not responsible for damage or replacement of property.
2. Signage shall include, but not be limited to, signs, advertising posters, political placards, banners, displays, or billboards of any kind.
3. No signage of any kind shall be erected on any Common Area without the prior approval of the Association except for signs required by legal proceedings. Violation of this rule will result in an immediate fine of \$25.00 per sign.
4. No signage of any kind shall be erected on any portion of the Properties, including, but not limited to yard signs, window signs, tree banners, etc., without prior written approval from the ARC, except for the following:
 - a. such signs required by legal proceedings;
 - b. one professional security sign not greater than 64 square inches in size;
 - c. Such signs as are expressly authorized in Paragraphs 5, 6, 7, 8, and 9 below.
5. The Association shall allow the display of up to three, unaltered, official campaign, yard signs featuring the name of a candidate or candidates, the office for which the candidate(s) are running, and the election date or year of the election, provided that the signage or display is:
 - a. less than 2 feet by 2 feet in size; and
 - b. Installed, erected, or placed by using removable metal stakes to minimize the impact to the yard of the Property; and
 - c. is erected, installed, or placed on the Property not more than 30 days prior to an Election Day, as such date is determined by federal, state, or local law officials and in which the candidate(s) on the signage is on the ballot, and must be removed no later than 48 hours after the polls close on that Election Day.

“Election Day” shall be defined as the day set by federal, state, or local law for the election in question and shall be the last and final day for in-person voting in each duly set election. “Election Day” shall not be construed or understood to include any early voting, absentee voting, mail-in voting, or election season generally. Wherein any ambiguity in this rule is found, the rule shall be construed in favor of the Association and clarified in the sole discretion of the Association’s Board of Directors. In any association elections, “Election Day” is defined as the final day of voting.
6. Maintenance signs less than 2’x 2’ may be erected on individual properties but may only remain while the maintenance company is actively working on that property.

7. The Association shall allow the temporary display of graduation signage provided that:
 - a. the signage is obtained from the Association or approved by the Association; and
 - b. erected, installed, placed, or displayed on an individual Unit between May 1 through June 30 of each calendar year.
8. Only one (1) “Home for Sale” or related signage shall be allowed on each individual Unit. Directional signage is prohibited, except for the approved Legacy Park “Open House” signs. Homeowners/agents shall check out “Open House” signs for a refundable deposit of \$40.00 per sign. Signs will be available on a first-come, first-served basis. Agents/homeowners shall not check the signs out for more than 1 weekend at a time. Checked-out signs shall only be displayed on Saturday and Sunday and must be removed before midnight on Sunday. If a sign remains out after Sunday evening at midnight, the homeowner/agent agrees that the Association shall retain the \$40.00 deposit and shall not return the deposit to the homeowner/agent.
9. Homes for sale by an owner shall display the approved Legacy Park “Home for Sale” sign. These signs shall be rented from the HOA office for a fee of \$40.00. No other “For Sale by Owner” signs are permitted. Repeat violations will incur an immediate fine of \$250.00 in addition to \$25.00 per day until the signage has been removed.
10. “For Lease” or “For Rent” signs are prohibited. Any violation of this rule is ‘per owner’ so those repeat offenses involving one or more properties within Legacy Park will incur an immediate fine of **\$250.00** in addition to \$25.00 per day until the signage has been removed. Subsequent offenses will incur an immediate fine of **\$500.00** in addition to \$25.00 per day until the signage has been removed.
11. The Association’s Board of Directors shall have sole discretion in determining whether any signage, with the exception of the signage allowed by the Declaration and listed above in Paragraph 4(a) and (b), may be displayed and may require the removal of any signage reasonably considered by the Board to be inappropriate, offensive, in poor taste, intended to incite conflict, or not maintained properly and in accordance with the community-wide standard.

L. Yard Sales

No garage, yard, moving, or estate sales are permitted other than the HOA-designated Spring and Fall community-wide garage sales. Violation of this rule will result in an immediate fine of **\$250.00**.

M. Garbage & Recycling Bins

1. All garbage containers and recycling bins, including those issued by the City of Kennesaw must be stored at the side or rear of the house or in the garage to minimize visual impact and must not be placed in front of the house. They may be

placed curbside the evening before or on the scheduled collection day but must not obstruct the sidewalk, gutter, or traffic flow. Containers must be removed from the curbside by the evening of the scheduled collection day.

2. The city also has a weekly schedule for the collection of yard debris. Again, this may be placed curbside on the previous evening or on the scheduled day of collection, but must not obstruct the sidewalk, storm drain, or the free movement of traffic.
3. Storage pods, dumpsters, and any other type of large receptacles for trash disposal cannot be stored on the property for more than seven (7) days; otherwise, you must have prior written approval from the HOA office.

N. Holiday Displays

1. Holiday displays must not create a nuisance for adjacent property owners and should not result in increased traffic flow to the area. All decorations, including lighting displays, should be considerate of the surrounding community.
2. Holiday season displays may only be used from Thanksgiving through the weekend following New Year's Day.
3. Decorations for other holidays may only be displayed up to two (2) weeks in advance of the occasion, or the month of the occasion, whichever is longer, and must be removed no later than seven (7) days following the holiday.

VI. Use and Installation of New Materials & Equipment

Residents are encouraged to explore new materials and technologies, such as synthetic mulches, synthetic grass, or other innovative solutions. The ARC is open to considering these options if they align with the neighborhood's overall appearance. However, residents must obtain prior written approval from the ARC for any such initiatives. The review process for new technologies may require additional submissions and extended review time.

VII. Amenity Lot Additional Restrictions

Amenity lots are properties with either a side or rear building line adjacent to Legacy Park Circle, Lake Legacy, Legacy Park Boulevard, or neighborhood parks. Due to their high visibility, these lots are subject to additional restrictions. The following guidelines apply specifically to amenity lots. A complete list of amenity lots is provided in Addendum A.

1. Fencing: In addition to the requirements set out in section V.B., no side yard fence may be installed adjacent to the Legacy Park Circle or Entry Boulevard right of way. All fences must be installed on the house side of any tree buffer or landscape easement adjacent to Legacy Park Circle, Boulevard, or Lake Legacy. All fencing must be comprised of 3 rail or split rail which may then have 2"x4" wire mesh stretched and stapled on the inside face of the fence to a maximum of 4' in height.
2. Decks: In addition to the requirements set out in section III.F., all posts must be a minimum of 6" x 6" wood, or they may be steel posts wrapped with wood, brick, or stucco.
3. All homes that back up to the lake, park, or boulevard and circle have an undisturbed buffer as shown on the recorded plan of the individual Legacy Park neighborhood. No clearing activity is permitted.
4. No land disturbance of any type can take place within these buffers described in 3 above. No resident is permitted to construct a dock or any other type of structure on the lakefront. No fencing can encroach within the buffer area. Any structure including play equipment needs prior written approval from the ARC. Play equipment of any construction (plastic, metal, wood) larger than 4x4x4 must be natural in color and complement and blend into the natural surrounding areas. All play equipment smaller than 4x4x4 must be removed when not in use.
5. The following items are prohibited on Amenity lots:
 - a. Rear/side signage of any kind.
 - b. Rear entry garages.
 - c. Exterior floodlights or spotlights that produce a glare on Legacy Park Circle or Entry Boulevard.
 - d. Vehicle access to Legacy Park Circle.

VIII. Civility Policy – *Adopted November 19, 2024*

Every owner, resident, occupant, guest, vendor, licensee, and invitee at Legacy Park is expected and required to treat all other people in the Legacy Park community or related to the Legacy Park community or the Association with Civility. Specifically, the following are minimum requirements and standards of conduct applicable to all people while at the Legacy Park community and/or in all interactions with Association officers, directors, committee members, managers, agents, staff, and vendors:

- While within the Legacy Park community, every person shall treat all other people with respect, civility, and courtesy.
- Every owner, resident, and guest shall treat Association directors, officers, committee members, managers, agents, staff, and vendors with respect, civility, and courtesy in all interactions with such individuals, whether in person, by phone, text, email, or otherwise.
- No person shall engage in disruptive conduct or demonstrate inappropriate, offensive, hostile, threatening or intimidating behavior: (i) at Association or Board of Directors meetings; (ii) in interactions or communications with or regarding Association directors, officers, committee members, managers, staff, or vendors; or (iii) at any Association events or activities.
- No person shall use inappropriate, abusive, or foul language or curse in any communications to or with Association directors, officers, committee members, managers, staff, or vendors, or at any time while on the Legacy Park Common Area.
- No person shall engage in any fighting, raucous behavior, or insobriety: (i) at any time on the Legacy Park Common Area.
- No person shall threaten physical or emotional harm or engage in conduct that threatens physical or emotional harm towards any Association director, officer, committee member, manager, staff member, or vendor or towards any Association resident or guest.
- No person shall engage in any unlawful conduct at the Legacy Park community, or any conduct, action or activity which, in the Board's reasonable discretion, creates any danger or risk of injury to others or damage to Legacy Park Common Area or the personal or real property of any other person, or creates any threat to health or safety of any owner, resident or guest.
- No person shall engage in any conduct, action or activity at the Legacy Park community which unreasonably interferes with the peaceful use and enjoyment of other Units or use of the Common Area by any other owner, resident, or guest.

The Board of Directors may enforce this policy through all or any enforcement remedies available under the Declaration, By-Laws, and/or Georgia law, including, but not limited to, levying fines of up to \$1,000.00 per incident of violation, assessing the costs of any damage to the Common Area against the owner responsible for such damage, suspending voting rights, suspending Common Area use rights, obtaining injunctions and/or protective orders, restricting communications with Association representatives, and/or specifically assessing enforcement costs and attorneys' fees, in accordance with the Declaration and Georgia law.

IX. Covenant Violation Policy

(Adopted May 17, 2007, Revised June 18, 2009, October 24, 2023)

Pursuant to the Declaration of Covenants, Conditions, and Restrictions for Legacy Park:

Each owner shall maintain his or her Unit (property) and all structures, parking areas, and other improvements comprising the property in a manner consistent with the Community-Wide Standard and all applicable covenants. The Association shall afford the Owner reasonable notice and an opportunity to cure the problem.

**SCHEDULE OF VIOLATION NOTICES, RIGHT OF APPEAL,
FINES AND OTHER PENALTIES**

The Board of Directors hereby adopts the following policy regarding enforcement of the Covenants, Rules, Regulations, or Guidelines pertaining to Unit (property) maintenance, repair, and appearance:

A violation of the Covenants, Rules, Regulations, or Guidelines will result in a notice from the Association. The violator will have **10 days** to correct the situation or appeal *in writing* to the Association. If there is no response to the notification within **10 days** of the date of the letter, a fine will be imposed in the amount of **\$25.00 per day**, per violation, until such time as the violation is corrected.

If a property owner makes a modification to their property without receiving an approved modification request for that modification as required by the covenants of the Association or makes a modification that does not conform to the modification request that was approved, the property owner shall be subject to a fine in an amount not to exceed **\$250.00**. Modifications covered under this provision include but are not limited to, painting and architectural changes. Specifically excluded from this provision are modifications that do not require an approved modification request, per the Association's Covenants.

Further sanctions will include suspension of voting rights and use of the Legacy Park amenities. If the violation goes unresolved, the account will be turned over to the Association's legal counsel for collection of the delinquent fines and the filing of a lien on the county deed records.

The violation letter will also serve as 10 days' notice that the Association *may* exercise its right to come onto your property to correct the violation. If it is necessary for the Association to correct the violation, the owner will be charged all related expenses and costs, *including a \$25.00 administrative fee*.

Any *reoccurrence* of the same violation in a 12-month period will automatically result in a \$25.00 per day fine from the date of the violation letter. The owner will have **10 days**, to rectify the violation or appeal *in writing* to the Association. If the violation is corrected or appealed within the 10-day period, the Association is not obligated to waive the fines but may do so at the Board's discretion.

X. Appeals Procedure – Covenant Violations & ARC Decisions

Introduction

Any resident wishing to appeal a denied modification or covenant violation notice has the right to appear (or to submit a written appeal) before the Covenant Appeals Committee (CAC), appointed by the Legacy Park Board to hear appeals.

Membership of the Covenant Appeals Committee (CAC)

The CAC is made up of a Chairperson and volunteers are drawn from Legacy Park residents. Appeals meetings require a quorum of at least three members. A representative from the HOA office will also attend each meeting.

Submitting an Appeal

Residents have ten (10) days after the receipt of the violation notice or ARC decision to submit a written request, through the HOA Office, to have the appeal heard. Ordinarily, no appeal will go to the Board of Directors without initially being heard by the CAC.

The CAC will meet to consider appeals – whether in person or in writing – on the first Tuesday of every month (unless otherwise notified), between 7:00 pm and 8:00 pm in the Clubhouse.

In exceptional circumstances, the CAC may decide that the issue being appealed is best handled by the Board itself. The HOA Office will advise the appellant accordingly.

The Appeals Hearing

Appeals may be made in person or in writing. The time for an in-person appeal will be limited to 10 minutes. Residents are encouraged to submit any material such as pictures, diagrams, receipts, etc. to support their appeal.

Notifying the CAC's decision

The CAC will not give its decision at the time of the appeal. All decisions will be available the next business day through the HOA office, confirmed in writing within ten (10) business days.

Further appeal to the Legacy Park Board of Directors

Once advised of the CAC decision the resident may decide to appeal that decision to the Board of Directors.

If not satisfied with the CAC decision, the resident will have ten (10) days after the receipt of the CAC decision to make a written request, through the HOA Office, to have the appeal heard by the Board. The appeal, which may be in person or in writing, will be considered at a scheduled monthly Board of Directors meeting. The Board will not make its decision known at the time of hearing the appeal. All decisions will be available the next business day through the HOA Office, confirmed in writing within ten (10) business days.

For additional questions or further clarification concerning the appeals process, please contact the Legacy Park HOA office at 770-919-2556.

XI. Amenity Policy Generally and Access Identification Card Policy

Use of any and all amenities and LP property or Common Area shall be at your own risk. Improper use of any amenity, equipment, LP property, or Common Area is prohibited.

Each owner and authorized occupant (“Resident or Residents”) of a Legacy Park (“LP”) household, in good standing with the Legacy Park Community Association, Inc. is required to have an LP-issued photo-identification card (“LP ID”). LP IDs are available from the HOA and are issued to any Resident 12 years of age and older. LP IDs are the property of the HOA and must be shown when requested by authorized personnel as detailed and defined below.

The HOA Staff, Board of Directors, Lifeguards, Security Personnel, and Kennesaw City Police officers (“Authorized Personnel”) have the authority to enforce the rules and regulations of LP. These people may ask people to show their LP ID, to vacate LP property and amenities if unable to produce a valid LP ID, or if a person(s) is in violation of the rules and regulations of LP. Identification cards will be given to all Authorized Personnel, except City Police Officers, and will be displayed accordingly.

Please note that any misuse of the amenities or breaking of rules may result in the suspension of amenity privileges. Please also note that LP IDs should only be used by the person to whom that LP ID belongs. No Resident shall allow another person to borrow or use his or her LP ID for any reason. No person may steal or improperly use an LP ID. Residents must promptly report the misplacement or loss of an LP ID to the HOA.

A. Guest Policy Generally

The Common Area and amenities are for the enjoyment of residents and their accompanied guests only. Unless prior written approval is obtained from the HOA, residents over the age of 18 are allowed to have up to two (2) guests when using the Trails, Town Green, Playgrounds, Amphitheater, Bandstand, Outdoor Fitness Center, Baseball Field, Swimming Pools, Tennis Courts, Volleyball Court, and Basketball Court. Unaccompanied individuals between the ages of 12 and 18 are allowed one (1) guest while on LP property and when using the amenities, except as otherwise provided herein. No guests are permitted in the indoor Fitness Center. Neither the Amphitheater nor the Bandstand shall be used as sports fields without prior written approval from the HOA. ***Guests are considered to be non-LP residents. LP residents who have had their privileges revoked cannot come as a guest of another resident.***

Residents must accompany guests while on the LP properties or while using any of the amenities. Long-term guests (persons visiting for more than two weeks) may obtain a guest pass from the HOA office. As a reminder, residents are responsible for ensuring that their guests are informed of the rules of LP and that these guests follow the rules at all times. ***The LP HOA reserves the right to suspend privileges, ~~or~~ prosecute an individual, Resident, or guest, for destruction, abuse, or misuse of property, and assess the costs and expenses of any damage to LP property to the Resident responsible.***

B. Parking and Towing Procedures

Parking on Legacy Park Circle will be on the inside of the circle only while also adhering to City of Kennesaw guidelines (e.g., within 12 inches of the curb, not in a curve, not on a hill, with the flow of traffic).

The following situations may be subject to towing a vehicle at the owner's expense:

- Vehicles parked on the grass around Legacy Park Circle.
- Vehicles illegally parked.
- Vehicles parked overnight in any of the Legacy Park parking lots.

C. Pet Policy

The City of Kennesaw Control of Animal Ordinance Sec. 10-11 provides that it shall be unlawful for the owner of any animal to permit such animal to be out of his immediate control and restraint, or to be left unattended off the premises of the owner, or to be upon the property of another person without the permission of the owner or person in possession of such other property. Every animal shall be restrained and controlled so as to prevent it from causing property damage, harassing or physically threatening pedestrians, bicyclists, or passersby, motorized and non-motorized vehicles, or attacking persons or other animals. Whenever any animal is outside of its owner's lot such animal shall, at a minimum, be maintained on an appropriate chain, leash, or tie not exceeding six feet in length, and in the hands of a person who possesses the physical ability to restrain the animal.

Pets, other than service animals, are ***not*** permitted within any fenced area owned and maintained by LP (e.g., ball field, tennis courts, pickleball courts, pool area, basketball courts, playgrounds, etc.). Residents are responsible for the immediate pickup and prompt, proper disposal of their pet's waste at all times. Failure to adhere to this rule may result in the suspension of amenity privileges or an assessment of the costs of cleaning up the waste. Trash receptacles are located throughout LP to aid in the disposal of such waste.

D. Rules for Use of Common Areas and Amenities

The following information contains rules for the LP properties and common areas. These rules have been created to preserve the natural beauty and community atmosphere within LP. Owners are responsible for ensuring that their Residents and guests follow these rules at all times. Failure to do so may result in the suspension of amenity privileges. LP Common Area and amenities are for the enjoyment of residents and accompanied guests only. ***The LP HOA reserves the right to suspend privileges, ~~or~~ prosecute an individual for destruction, abuse, or misuse of the Common Area and amenities, or assess the cost of any damage against the Owner or Lot responsible.***

- Use of the amenities, equipment, LP property, and Common Area is at your own risk.
- Improper use of any amenity, equipment, LP property, or Common Area is prohibited.
- All Residents and their guests shall be respectful of others in their conduct when using the Common Area and Amenities.
- The LP Common Area and Amenities are open daily from 6 am until 10 pm unless otherwise noted. During inclement weather, LP Common Area and Amenities are closed.
- ***The town green and baseball fields are closed to team sports from November 15 – March 1 of each calendar year.***
- Residents must carry their LP ID card while on LP property.

- Residents must accompany guests while on LP property.
- The use of profanity is prohibited.
- No loud music or music with explicit or offensive lyrics may be played or broadcast on the Common Area or in any portion of the Amenities.
- No littering, no excuses. All trash must be properly disposed of in trash cans. If trash cans are full, trash should not be placed next to the trash cans and should be removed from the common area and properly disposed of elsewhere.
- No glass containers, sharp objects, or hazardous materials are allowed.
- No vehicles of any kind or motorized toys of any kind, including, but not limited to, bicycles, skateboards, skates, scooters, hoverboards, or ATVs are allowed on the courts, ball field, amphitheater, pool areas, or playgrounds.
- Motorized vehicles are not permitted on the walking trails or Town Green. This includes motorized scooters, motorbikes, mopeds, electric/gasoline hybrid vehicles or bicycles, etc. Non-electric or gas-powered bicycles and other man-powered vehicles are permitted. The HOA reserves the right to approve the limited use of motorized vehicles, but such use requires prior approval and notice to other residents, before such motorized use may be authorized. *The fine for the first offense is \$50 and for subsequent offenses is \$100 for each occurrence.*
- No group, organization, or team may use any of the LP amenities or common property without first obtaining permission from the HOA.
- Unless otherwise properly reserved as provided herein, use of the amenities shall be shared equally with all residents. For information on reserving space for a party or event, please refer to the Amenity Reservation Policies or contact the LP HOA office. *See Amenity Reservation Policy to reserve any common areas or amenities.*

E. Swimming Pools

The hours for LP swimming pools will be posted annually during the swimming season.

- Use of the swimming pools and surrounding pool decks and areas is at your own risk. Swimmers swim at their own risk.
- All people using the pools should do so with the utmost care and caution to avoid accidents and injuries to themselves and others.
- The pools may occasionally operate under 'Swim at Your Own Risk' (SAYOR) conditions, during which no lifeguard will be on duty.
- *The lifeguard's decision will be final regarding the enforcement of pool rules. Any subjects not covered by the rules will be handled by the best judgment of the Pool Manager, or the lifeguard on duty.*
- **Safety Break:** Every hour, pools will undergo a brief closure, clearing out ALL individuals for 10 minutes. These breaks will occur precisely 10 minutes before the start of the next hour and ***begin when the last person is out of the pool.*** Throughout this interlude, lifeguards will not be available on duty, the pool will be temporarily closed, and neither the lifeguards nor Swim Atlanta will assume responsibility for individuals utilizing the pool during this time.
- All residents must have a current LP ID to enter the pool area. Periodic checks may be performed to ensure pool usage is restricted to residents and their guests only.
- Guests must be accompanied by an LP Resident at all times.
- All swimmers must shower before entering the pools.

- All swimmers must wear appropriate swim attire; the HOA and/or the lifeguards have sole discretion in determining appropriate swim attire.
- Any individual who does not have complete control of their bodily functions must wear a swim diaper or swim pants that adequately protect from leakage (regular disposable and cloth diapers are not allowed).
- Solo swimming is not permitted.
- Individuals under the age of 12 must be accompanied by an adult over the age of 16 at all times. Individuals between the ages of 12-15 may be unaccompanied during lifeguard hours only. Each pool will have hours posted.
- No risky, obnoxious, or offensive conduct, including, but not limited to, running, pushing, bullying, wrestling, boisterous conduct, jumping in or on top of others, dunking, or holding others underwater is permitted in or near the pool.
- No games or activities that require extended breath-holding.
- No glass, sharp objects, or hazardous materials are allowed in the pool area.
- Water-squirting or shooting toys, including but not limited to water guns, are not permitted in the pool area.
- No floats larger than 36 inches are permitted.
- No hard objects are permitted to be thrown in the pool area. (No footballs, baseballs, tennis balls, basketballs, or similar type items). Beach balls are allowed.
- No person under the influence of alcohol or drugs should use the pool.
- No animals other than service animals, are allowed in the pool area.
- Absolutely no profanity of any kind is permitted. No loud music or music with explicit or offensive lyrics.
- Spitting, spouting water, blowing the nose, etc., are strictly prohibited in the pools.
- No smoking or smoking devices, including, but not limited to vaping devices, allowed in the pool or inside the fenced area.
- No pool furniture shall be removed from the pool area.
- No one, other than the lifeguard or Authorized Personnel, is permitted on the lifeguard stands at any time.
- People who have an infectious or communicable disease that can be transmitted by water, shall be excluded from the pool. People with open sores or cuts are not permitted in the pool. People should not use the pool at any time who have diarrheal illness.
- A fine of \$100.00 per occurrence will apply to members who allow their child/guests to enter the pool without the proper swimming attire and cause the pool to close due to fecal contamination.
- Any Resident or guest of a Resident, who is observed by Authorized Personnel, breaking these rules is subject to having their pool privileges suspended.
- **In the event of an emergency, dial 911.**

** Please note that the pools may close periodically for swim team meets, practice, and other scheduled LP activities.*

F. Tennis & Pickleball Courts

- Courts are open daily from 7:00 am (or sunrise, whichever is later) to 10:00 pm.
- All players play at their own risk.
- LP tennis facilities are for the use of homeowners, Residents, and their accompanied guests only. Non-resident players who are on an LP team may take lessons from the LP tennis pro during the same season only. Residents and their guests may participate in tennis drills. Each Resident is allowed two guests and must be a participant in the drill.
- The courts are for tennis and pickleball use only as other activities are damaging to the court surface. No other activities are allowed on the tennis court other than tennis. No other activities are allowed on the pickleball court other than pickleball.
- The use of loud or profane language is prohibited.
- No loud music or music with explicit or offensive lyrics.
- Animals, other than service animals, are not permitted in the courts.
- Proper tennis shoes and attire are required at all times.
- Smoking and smoking devices or the use of tobacco products are not permitted inside the fenced area.
- Chairs are not allowed on the courts other than those owned and maintained by LP.
- Courts may be reserved on ReserveMyCourt.com.
- Please visit the LP website at www.legacypark.org for additional rules, and restrictions and for tennis league, lessons, and drill information.
- Tennis Club dues are to be paid by each non-resident playing on an LP-sanctioned team.

G. Town Green

- Organized team practices or games, other than LP Leagues, are not allowed.
- *The Town Green is closed to team sports from November 15 – March 1 of each calendar year.*
- Facilities are on a first-come, first-served policy except for LP-scheduled leagues or events. These leagues receive priority for field use.
- LP leagues wishing to use the Town Green must submit a game and practice schedule for approval by the HOA prior to the start of the season.
- Be respectful; please keep noise levels to a minimum. The use of profanity is prohibited.
- No loud music or music with explicit or offensive lyrics may be broadcast.
- Vehicles are not permitted on the Town Green or walking paths.
- The LP pet policy and Kennesaw City leash laws must be observed when pets are in this area.

H. Amphitheater & Bandstand

- The LP Amphitheater & Bandstand are available for use by LP residents and accompanied guests during the hours of 6 am to 10 pm.
- The use of motorized vehicles, skateboards, rollerblades, bikes, or scooters is not permitted on the amphitheater stage, stairs, sidewalks, or the bandstand.
- The LP pet policy and Kennesaw City leash laws must be observed when your pets are in the Amphitheater and/or Bandstand area.
- Prior approval, reservation, and deposits are required through the Association to reserve the Amphitheater and/or Bandstand area for groups of 15 or more people.

I. Ball Field

- Use at your own risk. Improper use of the ball field is prohibited.
- The ball field is available for recreational use by LP residents accompanied guests during the hours of 6 am to 10 pm.
- ***The baseball field is closed to team sports from November 15 – March 1 each calendar year.***
- ***Organized team practices or games, other than LP Leagues, are not allowed.***
- Facilities are on a first-come, first-served policy except for LP-scheduled leagues or events. These leagues receive priority for field use.
- LP leagues wishing to use the baseball field must submit a game and practice schedule for approval by the HOA prior to the start of the season.
- Be respectful; please keep noise levels to a minimum. The use of profanity is prohibited.
- ***No pets, other than service animals, are allowed inside the fenced area.***
- Smoking or smoking devices are not permitted inside the fenced area.
- Balls are not to be thrown or hit into the fence. No hitting the fence with the bat.
- The ball field is to be used for playing ‘base’ sports only. Other activities, such as soccer, are not permitted.
- The use of motorized vehicles, skateboards, rollerblades, bikes, or scooters on the ball field is prohibited.
- Prior approval, reservation, and deposits are required through the LP HOA to reserve the field for groups of 15 or more people.

J. Neighborhood Playgrounds & Picnic Grove

- Use at your own risk. Improper use of playground equipment is prohibited.
- The neighborhood playgrounds and picnic grove are available for use by LP residents and accompanied guests between dawn and dusk.
- These areas cannot be exclusively reserved at any time and are on a first-come, first-served policy.
- ***Pets, other than service animals, are not allowed at the playgrounds.***
- The LP pet policy and Kennesaw City leash laws must be observed when pets are in the Picnic Grove Area.
- The use of motorized vehicles, skateboards, rollerblades, bikes, or scooters within the playgrounds or at the Picnic Grove is prohibited.
- No individual under the age of 12 is permitted to use the playground unless supervised by an individual of suitable discretion and maturity.

K. Basketball Court

- Use at your own risk.
- The basketball court is available for recreational use by LP residents and accompanied guests during the hours of 6 am to 10 pm.
- ***No organized team practices or games, other than LP leagues, are permitted.***
- The basketball court is on a first-come, first-served policy, ***except*** for LP-scheduled leagues or events.
- LP leagues wishing to use the basketball court must submit a game and practice schedule for approval by the HOA prior to the start of the season.

- Be respectful; please keep noise levels to a minimum. The use of profanity is prohibited. Including music with explicit language.
- Hanging from the rims, backboards, or goals is not allowed.
- Pets, other than service animals, are not allowed on the court.
- Smoking and smoking devices are not permitted inside the fenced area.
- The use of motorized vehicles, skateboards, rollerblades, bikes, or scooters on the basketball court is prohibited.
- Prior approval, reservation, and deposits are required through the LP HOA to reserve the court for groups of 15 or more people.

L. Clubhouse – *See Clubhouse Rules and Rental Guidelines*

M. Fitness Center

- The fitness center, located in the Clubhouse, is available for use by LP residents from 4 am – 10 pm daily.
- Entry to the exercise room is by card access only.
- Users must be at least 16 years old to use the equipment.
- All users must sign a release prior to equipment usage. Residents under the age of 18 must have a guardian sign the release.
- No guests are permitted in the Fitness Center.
- Use of the fitness center and its equipment is at your own risk.
- All equipment must be used in accordance with manufacturer specifications.
- Proper athletic attire must be worn at all times. Tennis shoes must always be worn, absolutely no sandals, open-toe shoes, or bare feet.
- Keep breakable objects out of the fitness center.
- No alcoholic beverages.
- Be respectful; please keep noise levels to a minimum. The use of profanity is prohibited. This includes music with explicit language.
- Pets, other than service animals, are not allowed in the building.
- Smoking or smoking devices are not permitted inside the building or on the deck.
- Users must comply with all posted rules in the fitness center.

N. Volleyball Court

- Use at your own risk.
- The volleyball court is available for recreational use by Legacy Park residents and accompanied guests during the hours of 6 am to 10 pm.
- No organized team practices or games, other than LP leagues, are permitted.
- The volleyball court is on a first-come, first-served policy *except* for LP-scheduled leagues or events and resident reservations through “Reserve My Court”. These leagues receive priority for court use.
- LP leagues wishing to use the volleyball court must submit a game and practice schedule for approval by the HOA prior to the start of the season.
- Be respectful; please keep noise levels to a minimum. The use of profanity is prohibited, this includes music with explicit language.
- Hanging from the nets or poles is not allowed.
- Pets, other than service animals, are not allowed on the court.

- Smoking or smoking devices are not permitted on the court.
- Prior approval, reservation, and deposits are required through the LP HOA to reserve the court for groups of 15 or more people.

O. Outdoor Fitness Center

- Use at your own risk.
- The outdoor fitness center is available for recreational use by Legacy Park residents over age 14 and accompanied guests during the hours of 6 am to 10 pm.
- Be respectful; please keep noise levels to a minimum. The use of profanity is prohibited.
- You assume all risk and responsibility for the use of the exercise equipment at this facility.
- No loud music or music with explicit or offensive lyrics.
- You must be at least 14 years old to use this equipment.
- Parents/Guardians: To avoid injuries, do not let your underage children use the equipment.
- Consult your physician prior to starting any physical fitness training program.
- Legacy Park does not provide any supervision for the use of the equipment.
- Any potential users with known adverse health conditions should not use this equipment.
- Before using the equipment, check for loose parts, breaks, cracks, or other conditions needing attention. If any abnormalities are noticed, do not use the equipment and report any issues or abnormalities to the HOA staff or call 770-919-2556.
- Perform exercises according to instructions on each piece of equipment.
- Breathe normally during physical activity.
- Perform resistance exercises according to instructions in a slow, controlled manner over the full range of motion. Performing the movements too quickly may result in an injury.
- During exercise, pay attention to how your body feels. If pain or discomfort occurs, **STOP THE EXERCISE IMMEDIATELY.**
- Rest and recovery are important between sets and exercises. Please allow 2 minutes of rest between exercises.
- Keep a safe distance from exercise equipment when in use by others. Legacy Park shall not be liable for any personal injury to any person resulting from the use of the exercise equipment at this facility.

The LP HOA reserves the right to change and update these rules and regulations at any time without prior notice.

N. Legacy Park Amenity Reservation Policy

The amphitheater, bandstand, and baseball field are the only amenities that may be reserved for exclusive use within LP. The resident/guest ratio must be adhered to for all reservations. A usage fee will be charged for each reserved activity and must be paid in full to the HOA office at least 10 days prior to the scheduled event. A portion of these fees are non-refundable and are used for maintaining the area(s). Based on the size of the private activity, additional restrictions or requirements may be set (i.e. additional security).

The Clubhouse may be rented, and those rules, regulations, and costs may be located at www.legacypark.org.

The swimming pools*, neighborhood playgrounds & picnic grove may not be exclusively reserved for private resident activities except by official LP groups or organizations. However, small gatherings of no more than 20 people are permitted within these amenities during normal operating times. Residents wishing to use one of these areas should contact the HOA office for additional details and to check availability.

Residents wishing to hold a gathering at any of the LP common areas or amenities of more than 15 people must submit a formal request to the HOA office at least 10 days prior to the scheduled event. The HOA Board, or its appointee, will review all amenity reservation requests and ensure no conflicts exist.

Only one event per amenity, per day, can be scheduled and is on a first-come, first-served basis. The property manager, HOA Board, or its appointee reserves the right to set a limit on the usage of each amenity. Reservations may be made no earlier than 90 days and not less than 10 days in advance. No reservation may interfere with any LP-sanctioned function.

The resident(s) making the reservation request must complete and sign a reservation form, and usage agreement, and must be in good standing with the HOA. The resident shall be fully and wholly responsible for all activity at the event and must be in attendance at the event.

The HOA board, or its appointee, reserves the right to set a limit on the usage of each amenity. No reservation may interfere with any LP-sanctioned function. The HOA shall not be liable for any issues that may arise from the activity of the resident(s) or guest(s) before, during, or after the scheduled event. It is the responsibility of the reserving resident to provide the necessary insurance, safety measures, security, setup, and clean-up.

LP-owned equipment is not to be used for any non-sanctioned LP groups or events. The LP Board of Directors reserves the right to change fees, terms, and conditions on the above policy.

** Special note for swimming pool functions: Gatherings cannot be scheduled during peak weekend pool hours, those being from 10:00 am to 6:00 pm. Gatherings can be scheduled at the Main Pool or Lullwater Pool only.*

Amenity Rental Rates

Amphitheater

Usage Fee: \$400.00

Maximum Usage: 4 hours

Bandstand Areas

Usage Fee: \$200.00

Maximum Usage: 2 hours

Baseball Field

Usage Fee: \$50.00

Maximum Usage: 2 hours

Town Green (This applies to groups of 50 or more)

Usage Fee: \$50.00

Maximum Usage: 4 hours

The LP Board of Directors reserves the right to change fees, terms, and conditions on the above policy.

XII. Camera Surveillance Policy – Adopted August 27, 2024

The Association has installed and operates certain surveillance cameras throughout the Legacy Park Community, which may capture and record both video and audio as well as recognizing and recording license plate information. The Association installed the cameras, including, but not limited to Flock cameras, in an effort to both deter criminal behavior and assist law enforcement in pursuing and solving crimes occurring within the Legacy Park Community.

While these cameras may deter some criminal activity, the cameras are not regularly monitored and do not ensure or guarantee the protection or safety of owners, occupants, tenants, guests, licensees, or invitees on any portion of the Properties located within the Legacy Park Community. The Association is NOT a provider of safety, security, or law enforcement. Each owner, occupant, tenant, guest, licensee, and invitee in the Legacy Park Community is responsible for the protection and security of his/her own person and property.

The Board adopts the following policy regarding the use and review procedures of the Association's surveillance cameras within the Legacy Park Community:

- All recordings and data gathered from such cameras or systems are the exclusive property of the Association;
- The Association may use the recordings and data to aid the Association in enforcing Association rules and regulations;
- The Association shall provide recordings and data to local law enforcement to aid in the investigation of a suspected crime, traffic offense, or suspicious activity;
- **Access to the camera equipment, all recordings, and data captured by the cameras will be limited to the Association's Board, managing agents, and such local law enforcement personnel as are authorized by the Board for access to the cameras, recordings, and data;**
- Any other access to the recordings and data, including, but not limited to requests for access by individual owners, occupants, tenants, guests, invitees, and licensees, must be pursuant to a subpoena or court order;
- The cameras, recordings, and data will not be regularly or constantly monitored, and the Board may delete the recordings and data after a reasonable period of time determined solely by the Board. The data is stored for a rolling 30-day period until it is no longer available.

Please note that the Association may, but shall not be required to, provide measures or take actions that directly or indirectly improve security in the community. Each owner, for himself/herself and his/her occupants, tenants, guests, licensees, and invitees, acknowledges and agrees that the Association is not a provider of security and that the Association has no duty to provide security in the community. Furthermore, the Association does not guarantee that owners, occupants, and other people will not commit criminal acts in the community or that unauthorized people will not gain access to the community. It shall be the responsibility of each person in the community to protect his or her person and property, and all responsibility to provide such security shall lie solely with each such person. The Association shall not be held liable for any loss or damage by reason of failure to provide adequate security or ineffectiveness of measures undertaken.

The police, law enforcement and the courts have the exclusive authority to handle criminal conduct in the Legacy Park community. Each owner, occupant, tenant, guest, licensee, and invitee should contact the police directly if he/she witnesses any unusual or concerning conduct or activity, or if he/she is concerned for his/her personal safety.

ADDENDUM A – LEGACY PARK AMENITY LOTS

Amenity lots are those lots, which have either a side or rear building line adjacent to Legacy Park Circle, Lake Legacy, Legacy Park Boulevard, or the neighborhood parks:

	Annandale				
4000	Annandale Main	4233	Carillon Trace	4198	Winthrop Downs
4001	Annandale Main	4234	Carillon Trace		
2553	Fairlawn Downs	4235	Carillon Trace		
4139	Havenwood Court	4236	Carillon Trace	3629	Lullwater
4141	Havenwood Court	4237	Carillon Trace	3000	Bancroft Main
4143	Havenwood Court	4238	Carillon Trace	3002	Cranbrook Walk
4145	Havenwood Court	4239	Carillon Trace	3796	Harris Boulevard
4147	Havenwood Court	4240	Carillon Trace	3089	Kirkwood Drive
4149	Havenwood Court	4241	Carillon Trace	3841	Kirkwood Run
4151	Havenwood Court	4242	Carillon Trace	3951	Lullwater Main
4025	Willowmere Trace	4244	Carillon Trace	3989	Mapleton Downs
4027	Willowmere Trace	4245	Carillon Trace	3992	Mapleton Downs
4028	Willowmere Trace	4246	Carillon Trace		
4029	Willowmere Trace	4250	Carillon Trace		
4031	Willowmere Trace			3995	Madison
4033	Willowmere Trace			3999	Madison Main
4035	Willowmere Trace	2694	Gramercy	3954	Marquette Way
4037	Willowmere Trace	2696	Claredon Trace	3957	Marquette Way
4039	Willowmere Trace	2698	Claredon Trace		
4041	Willowmere Trace	2699	Claredon Trace		
4047	Willowmere Trace	2700	Claredon Trace	2409	Olmsted
		4179	Gramercy Main	2419	Brookgreen Commons
		4190	Gramercy Main	2439	Brookgreen Commons
3947	Bellingrath Main	4244	Piedmont Landing	2449	Brookgreen Commons
3949	Bellingrath Main	4245	Piedmont Landing	2460	Brookgreen Commons
3950	Bellingrath Main	4247	Piedmont Landing	2469	Brookgreen Commons
3951	Bellingrath Main	2683	Steeplehill Court	2479	Brookgreen Commons
3953	Bellingrath Main	2684	Steeplehill Court	2307	Holden Way
3954	Bellingrath Main	4188	Steeplehill Drive	2309	Holden Way
3955	Bellingrath Main	4190	Steeplehill Drive	2311	Holden Way
3956	Bellingrath Main				
3957	Bellingrath Main				
3958	Bellingrath Main	4321	Highcroft	4092	Palisades
3959	Bellingrath Main	4322	Brighton Way	4094	Mill Creek Gate
3960	Bellingrath Main	4201	Cornell Crossing	3969	Mill Creek Gate
3961	Bellingrath Main	4210	Highcroft Main	3972	Palisades Main
3963	Bellingrath Main	4211	Highcroft Main	3974	Palisades Main
3964	Bellingrath Main	4222	Highcroft Main	3976	Palisades Main
3965	Bellingrath Main	4256	Revere Walk	3978	Palisades Main
3966	Bellingrath Main	4257	Revere Walk	3980	Palisades Main
3967	Bellingrath Main	4259	Revere Walk	3982	Palisades Main
3968	Bellingrath Main	4305	Sentinel Place	3984	Palisades Main
3969	Bellingrath Main	4306	Sentinel Place	3988	Palisades Main
3970	Bellingrath Main	4308	Sentinel Place	4049	Palisades Main
3971	Bellingrath Main			4050	Palisades Main
3972	Bellingrath Main			4092	Palisades Main
3973	Bellingrath Main	4151	Kentmere	3956	Springtide Grove
3974	Bellingrath Main	4153	Berkeley Landing	3958	Springtide Grove
3975	Bellingrath Main	4155	Berkeley Landing		
		4157	Berkeley Landing		
		4159	Berkeley Landing	3520	Revere
4222	Carillon Trace	4161	Berkeley Landing		Brandywine Road
4223	Carillon Trace	4163	Berkeley Landing		
4224	Carillon Trace	3000	Fairhaven Ridge		
4225	Carillon Trace	3001	Fairhaven Ridge	2691	Winterthur
4226	Carillon Trace	4101	Kentmere Main	2693	Blairsdon Place
4227	Carillon Trace	4130	Kentmere Main	2695	Blairsdon Place
4228	Carillon Trace	4248	Sheffield Court	3897	Greensward View
4229	Carillon Trace	4250	Sheffield Court	3731	Somerset Ridge
4230	Carillon Trace	4181	Winthrop Downs	3732	Somerset Ridge
4231	Carillon Trace	4182	Winthrop Downs	3733	Somerset Ridge
4232	Carillon Trace	4183	Winthrop Downs	2602	Winterthur Main