

**RESOLUTION REGARDING GARAGE SALES AND
ADVERTISEMENTS
THE KIRKWOOD SOUTH COMMITTEE
A TEXAS NON-PROFIT CORPORATION**

WHEREAS, the By-Laws governing The Kirkwood South Committee, (“The Committee”), as well as the Articles of Incorporation, Declaration of Covenants, Conditions and Restrictions governing the Kirkwood South subdivision, Chapter 204 of the Texas Property Code, and the Texas Non-Profit Corporation Act, authorize the Committee to exercise all powers reasonable and necessary for the governance and operation of the Committee; and

WHEREAS, the Texas Property Code further authorizes the Committee to regulate the use, maintenance, repair, replacement, modification, and appearance of the Kirkwood South subdivision; and

WHEREAS, the Committee’s Board of Directors has determined that certain policies, rules and guidelines are necessary and desirable to enhance and protect the value and attractiveness of Kirkwood South and to prevent nuisances, offensive trade/sale activities, illegal and/or unattractive posting of garage sale advertisements, and traffic flow obstructions within and/or adjacent to Kirkwood South; and

WHEREAS, the Committee’s Board of Directors has also determined that it is in the neighborhood’s best interest to adopt certain policies, rules and procedures regarding garage sales and the advertisement thereof within and adjacent to Kirkwood South.

NOW, THEREFORE, BE IT RESOLVED that the following policies, rules and procedures regarding the holding of garage sales and the advertisement of said sales within and adjacent to Kirkwood South are hereby adopted on behalf of the Committee;

1. Owners and occupants of property within Kirkwood South are expressly forbidden from having more than two (2) garage sales per year. There shall be no more than two (2) garage sales (including but not limited to lawn sales, estate sales, and public sales of other name) conducted on any property within Kirkwood South, during any calendar year.

2. Garage Sale signs or posters are not to be attached in any manner to city or county signposts or utility posts within or adjacent to Kirkwood South. The board of directors or managing agent may ask the appropriate law enforcement agencies to issue citations or tickets with respect to any illegal posting of advertisements.
3. All garage sale signs must be staked and in the ground within Kirkwood South.
4. The placement of garage sale signs within and/or adjacent to the entrances to all Kirkwood South subdivisions is expressly forbidden.
5. All garage sale signs must be picked up and removed from view no later than two o'clock p.m. of the garage sale date.
6. Advertisement in the area community paper is strongly encouraged, rather than posting signs throughout the subdivisions.
7. Kirkwood South will allow a "yearly community garage sale" in addition to the aforementioned two (2) per year garage sale limit. The community garage sale will be conducted as a collective effort for a specific cause or fundraiser event.
8. Failure to abide by the rules set forth above will result in the assessment of a fine of \$100.00 per offense, plus any attorney fees and/or other costs incurred by the Association in its enforcement efforts.

Adopted on the 28th day of October, 2004.

THE KIRKWOOD SOUTH COMMITTEE

Estella Davis

By: Estella Davis, President

Paul J. L.
Secretary

Kerri Edens
Vice President

Jim McDonald
Treasurer

ATTEST: