

# ADDITIONAL RULES AND REGULATIONS RELATING TO PROPERTIES<sup>1</sup>



## ARC Rules and Regulations for Flags, Banners, and Flagpoles<sup>2</sup>

Approved on November 28, 2022

ARAs are available from the WLCA website [www.mywaterfordlakes.org](http://www.mywaterfordlakes.org) or from the WLCA office. External property improvement may not be started until the (1) homeowner submits Architectural Review Application (ARA), (2) the local Neighborhood Architectural Review Committee (ARC), if applicable, and the WLCA ARC approve the ARA, and (3) the homeowner receives a letter of approval from WLCA. If no response is received from WLCA after 30 days have elapsed from the receipt date stamped by WLCA, the ARA application is considered approved.

### What These Rules and Regulations Cover:

These rules cover official and casual flags.

Garden flags are covered under Rules and Regulations for Landscaping as non-living objects.

Also see the WLCA Amended Declaration, Article IX Section 1-X prohibiting signs. Permissible signs are listed under Rules and Regulations for Landscaping.

### Basic Information:

1. Applicants must comply with the present Rules and Regulations as well as any applicable provisions contained in the governing documents of the neighborhood HOA for the subject property. For additional information which may impact the type of improvements described herein, please see the WLCA Amended Declaration, Article IX. For additional information, please see the WLCA Amended Declaration, Article IX Section 1-Y (Lighting).
2. Definitions:
  - a. Banner: a long strip of fabric bearing a name, slogan, or design, hung in a public place or carried in a demonstration or procession.
  - b. Flag: a piece of fabric attachable by one edge to a pole or rope and used as the symbol or emblem of a country or institution or as a decoration during public festivities.
3. Orange County Signage Code Chapter 31-5 Article IV restricts political sign displays to 90 days before an election or referendum and 10 days after the election or referendum.
4. An association such as WLCA is private and not actually a "government entity," which means federal protections pertaining to free speech may not necessarily apply within the boundaries of

<sup>1</sup> The WLCA declaration, as amended from time to time (the current version of which will be referred to as the "WLCA Declaration"), contains certain rules and regulations relating to properties that are subject to the WLCA Declaration. The WLCA Declaration permits the board of directors to adopt additional rules and regulations relating to properties that are subject to the WLCA Declaration. The present document reflects some of those additional rules and regulations.

<sup>2</sup> The requirements for Flags, Banners, and Flagpoles were formerly reflected in "ARC Guidelines for Flags, Banners, and Flagpoles". The requirements are now contained in the present "ARC Rules and Regulations for Flags, Banners, and Flagpoles".

an HOA. When an owner purchases a home inside of an HOA, the owner agrees to the association's governing documents in the same manner as when the owner executes a contract.

**Rules for Modifications:**

5. No more than a total of four (4) flags and banners may be displayed at any one time.
6. One permanent free-standing flagpole, no more than 20 feet high, may be installed on each property. No more than 3 additional flagpoles may be mounted on the house.
7. The flagpole must be within the property and not in an easement such as the land between the sidewalk and the curb.
8. Flagpoles and displays of a banner are subject to all building codes, zoning setbacks and other applicable government regulations; including, but not limited to noise and lighting ordinances in Orange County. Flags and banners must be kept in good, clean condition and not be torn or faded. Please see [www.usflag.org](http://www.usflag.org) for US National Flag guidelines.
9. All official flags shall be displayed in the prescribed manner.
  - a. One official United States flag, not larger than 4 ½ feet by 6 feet, may be displayed on a flagpole.
  - b. In addition, one official flag such as a flag of the State of Florida, the United States Army, Navy, Air Force, Marines, Coast Guard, or Space Force, or a POW-MIA flag may be displayed below the United States flag. Such additional flags must be equal or smaller in size than the United States flag.
  - c. The United States flag may be displayed 24 hours a day if properly illuminated during the hours of darkness. "Proper illumination" is a light specifically placed to illuminate the flag (preferred) or having a light source sufficient to illuminate the flag so it is recognizable as such by the casual observer.
  - d. Official flags of other countries must be displayed on separate flagpoles of the same type, at the same height, and of the same size as the United States flag. If two or three national flags are displayed, they shall be displayed on house-mounted flagpoles.
10. Unofficial and casual flags and banners shall be displayed in accordance with Rules 5, 6, 7, and 8, and
  - a. shall be no larger than 4 feet by 6 feet, and
  - b. shall not contain expressions, implications, or depictions of profanity, curse words, or vulgar or obscene expressions or graphics.
11. No more than 2 banners may be hung on a house for no more than 100 days.
12. Banners shall be no larger than 15 square feet in area.

**What Is Needed for the Architectural Review Application:**

13.  Completed General Application.
14.  Plat or Survey Plan showing location. Homeowner shall call 811 before digging and installing a free-standing flagpole.
15.  Photo or image of the flag or banner.