



## Architectural Control and Building Guidelines

The following guidelines are in accordance with Article III B, C, & D, VII, VIII, IX, X, XI, XII, XIII, XIV, XXIII, XXIV, XXXIV of the CCRs for outlining the steps necessary to obtain approval for and complete construction of new residential construction.

The Owner must deliver these requirements, as well as a copy of the CCRs to the Building Contractor before the start of construction. The Owner and Building Contractor must return to the ACC a signed copy of this document signifying a commitment to abide by these Guidelines, the plans approved pursuant to the Building Permit, the Procedures for Construction Plan Submittal & Approval Process, and the Hidden Springs CCRs.

**A Building Deposit of \$5,000.00 with \$1,000.00 being non-refundable is due upon issuance of the Hidden Springs building permit.** The landowner is responsible for their Builder. The Building Contractor is responsible for the activities of all Subcontractors. The cost of any damage caused by the Builder or Subcontractors to any common areas, i.e. roadway damage, and cleanup, will be deducted from the Building Deposit. Providing there is no measurable damage after construction, the deposit shall be returned after landscaping is complete, and the lot is returned to its natural state i.e., no slag piles, landscaping materials on the lot.

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- 1. The ACC requires that the builder installs 3 x 5 rip rap rock at the first 50 feet of entry onto the lot (including a culvert, if necessary) prior to any construction or lot improvements (i.e. well drilling, land clearing, home building, etc.)**
- 2.. The Builder is required to provide Hidden Springs with a resume which should include financials, a building history, and three custom home references to include the name and contact number of the homeowner.
3. The Owner is responsible for their Builder ensuring that all construction is in accordance with the approved plans.
4. Prior to commencing construction your Building Contractor must locate and flag property lines for review by the ACC. **Property lines must be clearly marked for the duration of construction.**

5. No construction, earthwork (scraping or digging), or tree clearing is to begin without a Hidden Springs Building Permit with the exception of cedar tree removal and brush clearing.
6. The Owner must secure ACC approval of any exterior changes to previously approved plans before such changes are applied. The ACC can require that such construction be returned to the previously approved plans at the Owner's expense.
7. A dumpster must be located on-site at the start of construction, after site preparation has been finished, through completion. All Contractors will place all waste material and trash in the receptacle on a daily basis and remove it from the site when full. The dumpster must be removed prior to occupancy unless the Owner requests, and the ACC grants, a 7-day maximum extension for the Owner's convenience. The Builder is responsible for the retrieval of all wind-blown trash. If this becomes a problem, a tarp over the dumpster or perimeter fencing must be used.
8. A portable toilet must be on-site at the start of construction and maintained weekly throughout construction.
9. Permanent power must be available before framing starts; no generators are allowed.
10. **Water must be available on-site before construction.** The contractor is required to have the necessary length of hose (at least 100') to the water well for fire protection while construction is in progress.
11. No radios, tape players, or Bluetooth speakers outside the house.
12. The builder may display one sign in accordance with the CCRs. No Subcontractor Signs are allowed.
13. Confine work to the permitted lot. The Contractor, their Subs, and all related employees shall not enter onto or access any other lots without the express written permission of the affected lot's owner. In no event shall any adjacent lots be used, by any of the above, for parking, picnicking, storage, or dumping.
14. No equipment or materials may be stored or dumped on roads, common areas, or other lots.
15. Waste or wash-out residue must be removed from the site and subdivision.
16. Roof Penetrations - All chimneys shall be constructed in accordance with the approved plans. All other roof penetrations shall be to the rear of the main ridgeline of the house that runs parallel to the street. For any roofline that runs perpendicular to the street, the penetrations shall be toward the rear of the house. Any satellite dish shall be toward the rear of the house or in the least visible position depending on the house orientation and the necessary orientation of the dish.

17. In general, equipment and materials shall not be unloaded on any road surface or road right of way unless a failure to do so will cause a danger or safety hazard. In any event, if equipment or materials must be unloaded on the road or right of way, the need for such unloading must be approved in advance by the ACC and shall take place in the road immediately adjacent to the property under construction, and subsequently, equipment and materials unloaded shall be moved immediately onto the lot.

18. No fires.

19. No concrete batching or washing on roads or common areas.

20. At the conclusion of construction, after occupancy, the Property Owner shall attempt to return disturbed areas to their natural condition or the condition approved pursuant to the landscaping plans approved by the ACC. In any event, changes to the property resulting from the Construction Plans approved by the ACC (such as retaining walls, pools, etc. approved as part of the Construction Plan) shall not be considered as property that needs to be returned to its natural condition. Given drought conditions, growing seasons, and other climate-related issues, as long as the property owner is attempting to remediate any scars (not addressed in the Landscaping Plan) through planting of native plants, grass, etc. and such efforts proceed until the areas are remediated, then property owner will be considered in compliance with this requirement.

21. Observe the 30 MPH maximum speed limit in Hidden Springs.

22. No littering in the subdivision.

23. No temporary parking/loitering at entrance gates or on subdivision roads.

**ALL CONSTRUCTION VEHICLES MUST PARK ON THE STREET SIDE OF THE CONSTRUCTION SITE. NO PARKING IS ALLOWED ON ANY OTHER LOT OR ACROSS THE STREET FROM THE CONSTRUCTION SITE.**

24. The cost of any repairs arising from damage caused by the Builder or its Subcontractors to any common areas may be deducted from the Building Deposit. The Owner and Building Contractor will be responsible, over and above the Building Deposit, for any costs associated with damages sustained to any common areas arising from the construction process.

25. Following the occupancy of the home, the Landscaping Plans shall be submitted within three months. The ACC recognizes that the implementation of such plans can vary, due to seasonal climate issues, drought conditions, and growing seasons. A complete discussion of these variables shall be made with the ACC before settling on a final plan so that all parties are aware of the time expectations and what factors might lengthen that time. When designing your layout please keep water conservation a priority as well as choosing drought-tolerant or sustainable plants. **Landscaping Plans must be approved by the ACC prior to the commencement of such landscaping.**

26. The ACC recognizes that additional landscaping or pool installation may be accomplished by a different Building Contractor at the time of the home construction or in the future. Since this usually requires large trucks, trailers & equipment, unlike regular weekly or maintenance contractors for yard/pool/HVAC/septic/etc., **a non-refundable Road Usage Fee of \$500 is required for a pool. A non-refundable Road Usage Fee of \$100 - \$500 is required for additional landscaping, based on the size and scope of the project.**

27. Article VIII, Section 4, part (a) of the CCR indicated that acceptance of a Building Permit assumes that construction of the approved building will be completed within 9 months. Although it is optimal for construction to be finished within 9 months, experience has indicated that several factors beyond the control of the Builder, homeowner, or ACC may contribute to completion periods longer than 9 months. Weather delay, Acts of God, and market conditions causing a lack of availability of materials or labor could contribute to such a delay. It is the intent of the CCRs and ACC that once construction has begun, that the progress in such construction is, more or less, continuous in nature, subject to uncontrollable delays noted above. If it appears that construction will be longer than 9 months, the Property Owner shall contact the ACC as soon as this is known and inform the ACC of the approximate, extended time of construction and an estimated completion date. **There is no time limit to commence building on your property.**

28. During construction, the ACC may, from time to time, inspect the site and improvements (building) to ensure that they are in compliance with this document and the approved plans. If the ACC discovers that the construction is out of compliance in certain areas, the Property Owner must bring the construction back into compliance with the approved plans or request a variance from the ACC regarding the change from the approved plans. The ACC's approval of such variance shall be at their sole discretion. **Administration fees for a variance are \$250.00.**

By signing below, the Property Owner(s) and Builder agree to comply with the construction requirements herein, the Covenants, Conditions, and Restrictions, and to construct the house/improvement in accordance with the plans approved by the Architectural Control Committee in the building permit approval process.

Property Owner (Printed Name) \_\_\_\_\_ Date \_\_\_\_\_

Signature

\_\_\_\_\_

Property Owner (Printed Name) \_\_\_\_\_ Date \_\_\_\_\_

Signature

\_\_\_\_\_

Builder Company Name

\_\_\_\_\_

Builder E-mail Address \_\_\_\_\_ Phone \_\_\_\_\_

Builder Signature \_\_\_\_\_ Date \_\_\_\_\_

Hidden Springs Architectural Control Committee

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November 2021