

**UNANIMOUS CONSENT TO ACTION
BY THE BOARD OF DIRECTORS
VOLTERRA COMMUNITY ASSOCIATION
c/o Vision Community Management
16625 S Desert Foothills Pkwy
Phoenix, AZ 85048
480-759-4945**

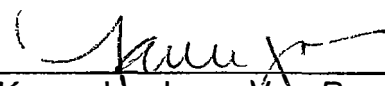
The undersigned, constituting all of the members of the Board of Directors of Volterra Community Association, Inc, an Arizona nonprofit corporation, hereby take the following actions in writing and without a meeting pursuant to Section 10-3821, Arizona Revised Statutes, which actions shall have the same force and effect as if taken by the Board at a duly called meeting of the Board

RESOLVED that the Board of Directors hereby adopts the attached Design Guidelines - Architectural Rules dated November 1, 2004

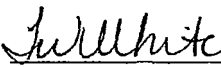
IN WITNESS WHEREOF, the undersigned have executed this consent as of the 9th day of February 2005



Scott Raney, President



Karen Jacobson, Vice President



Tonia Willhite, Secretary/Treasurer

DESIGN GUIDELINES AND ARCHITECTURAL RULES FOR VOLTERRA COMMUNITY ASSOCIATION

November 1, 2004

The Design Guidelines and Architectural Rules (“Rules”), as set forth in this document, shall interpret and implement procedures for the Design Review Committee’s (“Committee”) review and standards, including, but not limited to, architectural design, placement of buildings, landscaping, plant selection, color schemes, exterior finish and material, signage, and wall design. These documents are intended to enhance property values and high standards of development that exist within Volterra Community Association. Unless specifically identified as not requiring submittal for approval within this document, prior approval from the Committee is required. The Rules are established to assist residents in conforming to the standards established, and amended from time to time, by the Committee. Each application will be reviewed on a case-by-case basis.

PRIOR TO THE COMMENCEMENT OF CONSTRUCTION OR INSTALLATION, ALL PLANS MUST BE SUBMITTED, IF REQUIRED, TO THE COMMITTEE. APPROVAL TO PROCEED SHALL BE REQUIRED IN WRITING FROM THE COMMITTEE. FOLLOWING THESE RULES DOES NOT ELIMINATE THE NEED FOR SUBMISSION OF PLANS (UNLESS SPECIFICALLY NOTED).

APPLICATION PROCEDURE

Submittal

Application and plans (which will be kept on file with the Association) should be mailed to:

Volterra Community Association
c/o Vision Community Management
16625 S Desert Foothills Pkwy, Phoenix, AZ 85248
E-Mail: Volterra@WeAreVision.com
OFFICE: (480) 759-4945 / FAX: (480) 759-8683

The following information should be included with the submittal:

1. **Application Form – Architectural Design Review Form:** A completed application form (copies may be obtained from the sales or management office).
2. **Plot Plan:** A site plan showing dimensions, relation to existing dwelling and property lines (setbacks). Measurements must be written on the plans. Plot plans are available at the sales office or from the Builder.

- 3 **Elevation Plans** Plans showing finished appearance of improvement in relation to existing dwelling
- 4 **Specifications.** Detailed description of materials to be used, color samples, and dimensions must be submitted
- 5 **Photograph** If submittal is for an existing structure or improvement, a photograph of the structure or improvement must accompany the submittal application

All buildings, structures and other improvements erected within Volterra Community Association, and the use and appearance of all land within Volterra Community Association, shall comply with all applicable City/County/State zoning and code requirements, as well as the Declaration and these Rules

REVIEW-APPROVAL AND/OR DISAPPROVAL

The Committee shall have forty-five (45) days after submittal of plans to approve or disapprove plans. No verbal approvals/disapprovals will be given by the management company. All decisions will be mailed via US Mail.

Review will include, but is not limited to, consideration of material, quality of workmanship, colors, and consistency with the external design and color of existing structures on the lot and impact on neighboring lots. The location of the improvement with respect to topography and finished grade elevation is also considered.

Neither the Committee, nor the Board of Directors, nor the Declarant shall have any liability in connection with or related to approved plans, specifications, or improvements. The approval of the plans does not mean that judgment is passed on the structural soundness of the improvement nor its effect upon existing or future drainage. The review of the plans is for aesthetic purposes only.

Approval Expiration Construction must be started within ninety (90) days of the date of the Committee's approval of the application, or the Committee's approval shall be deemed withdrawn and plans must be resubmitted in accordance with these Rules.

Construction Period Once started, construction shall be pursued diligently in order to assure prompt completion thereof. Absent a different deadline for completion of construction (which may be shorter or longer, at the Committee's discretion), such construction shall be completed within six (6) months of the date of the Committee's approval of the application.

THESE DESIGN GUIDELINES AND ASSOCIATION RULES MAY BE AMENDED FROM TIME TO TIME BY A MAJORITY VOTE OF THE BOARD OF DIRECTORS

DESIGN GUIDELINES

ANTENNAS To the extent permitted by applicable law, the installation of antennas, satellite dishes or other devices for the transmission or reception of television or radio signals or any other form of electromagnetic radiation shall be subject to the prior written approval of the Committee unless applicable law prohibits the Committee from requiring such approval. If the applicable law prohibits the Committee from requiring prior approval for the installation of certain antennas, any such antennas are to be installed as follows

The preferred installation locations are as follows in descending order of preference

- 1 A location in the back yard of the Lot where the Receiver will be screened from view by landscaping or other improvements,
- 2 An unscreened location in the backyard of the Lot,
- 3 On the roof, but below the roofline,
- 4 A location in the side yard of the Lot where the Receiver and any pole or mast will be screened from view by landscaping or other improvements,
- 5 On the roof above the roofline,
- 6 An unscreened location in the side yard,
- 7 A location in the front yard of the Lot where the Receiver will be screened from view by landscaping or other improvements

Wires must be securely attached to the dwelling and painted to match where attached

AWNINGS All awnings must be approved by the Committee. Awnings over all windows shall be canvas or similar material, of solid color on both sides, which match the color of the body of the exterior of the home or roof color and shall be installed only on the side and/or rear of the home. All awning submittals must include a drawing with the location of the proposed awning installation. A sample of the material to be used, along with the color and design of the proposed awning, is required. Owner is responsible for maintenance and repair of awnings. Association retains the right to determine when an awning must be repaired and or replaced due to weathering, fading, tearing, ripping, etc.

BASKETBALL GOALS: Permanent basketball goals are not allowed within Volterra. Portable basketball goals will be considered if they meet the following requirements

- 1 Basketball equipment must be stored in the backyard when not in use
- 2 All basketball poles used in front of the home must be placed on the interior side of the driveway, furthest away from neighboring property
- 3 Backboards must be of a predominantly neutral color (gray, black or white) or match the color of the body of the exterior of the home. (Clear backboards are acceptable without painting.)
- 4 Basketball poles must be painted to match the color of the body of the exterior of the home or black in color

- 5 All equipment must be constantly maintained Broken backboards, disfigured or bent rims, ripped or torn nets, chipped and/or peeling paint, etc , should be promptly repaired or replaced
- 6 Only nylon or similar cord nets are acceptable Metal or chain nets are expressly prohibited
- 7 Painting of "keys" on driveways is prohibited
- 8 Lighting of courts for night play is prohibited

CHIMNEYS Chimneys shall be constructed of the same material, texture, and color of the home Exposed flues are prohibited

DECORATIVE ITEMS: Front yard item(s) must be submitted for approval by the Committee The Board of Directors reserves the right to require removal of decorative items in front yards based on size, quantity, color and location and any other criteria that the Board may determine

Seasonal and Decorative Flags Seasonal and decorative flags which are house mounted below the roofline do not require approval Seasonal flags must be removed within thirty (30) days after the date of the holiday to which the flag pertains Flags must be maintained in good condition at all times Flags that are torn, ripped, faded, etc , constitute grounds for fines and removal Flags shall not be offensive to the Association The Board of Directors shall make this determination at its sole discretion

Holiday Decorations Holiday decorations may be installed thirty (30) days prior to the holiday and must be removed within fourteen (14) days after the holiday

Decorative and Seasonal Items The Board of Directors reserves the right to require the removal of decorative items in front yards based on size, quantity, color, location and any other criteria The Board of Directors, at its sole discretion, shall make its determination on a case-by-case basis

Decorative Art on Houses Decorative Art on houses shall be neutral in color and may be limited in number, so as to not dominate the appearance of the home Dimensions of decorative art shall be no greater than three feet (3') in length, width, and height

Water Features, Statuary, Etc.. Items such as fountains, statuary, etc , are permissible within the rear yard and do not require submittal to the Committee, except on Lots with view fencing or if these items will be visible above the fence These items must be approved by the Committee prior to installation in the front yard Water features may not exceed four and one half feet (4-1/2') in height It is recommended that water features be chlorinated The Committee reserves the right to limit the size and quantity of statuary in the front yard, as well as in rear yards with view fencing

DRIVEWAY EXTENSIONS AND SIDEWALKS Driveway extensions will be reviewed for approval providing the following conditions are met

- 1 Only driveway extensions located in the side yard of the property will be considered
- 2 Parking on the driveway extension will not be allowed
- 3 Submittals must include a plot plan with the following noted thereon a) the location and dimensions of the proposed extension, b) the existing driveway dimensions, and c) the total linear feet of lot frontage
- 4 The total parking area may not exceed thirty feet (30') of contiguous frontage or fifty percent (50%) of the lot width (existing plus extension) as measured at its widest point, whichever is greater
- 5 Homeowners with four (4) car garages will not be permitted to add a driveway extension since this will exceed the provision directly above Rather, these owners will be permitted to request one of the following options
 - a A stabilized decomposed granite driveway, which matches the existing granite in the front yard Homeowners may not park vehicles on this extension Color samples of existing and proposed granite must be submitted
 - b A sidewalk no more than three feet (3') in width from the rear of the yard to the existing driveway Additionally, the sidewalk may not exceed three feet (3') past the front edge of the home and shall not run parallel to the driveway as to exceed the 30-foot limit
 - c Either option must be submitted to the Committee for approval
- 6 Painting of paved surfaces is prohibited

Additional Sidewalks Sidewalks installed to utilize the side gates do not need to be submitted if all the following conditions are met

- 1 The additional sidewalk is three feet (3') or less in width, is one foot (1') or more from the property line, and is one foot (1') or more from the home
- 2 The area between the home and the sidewalk addition must have groundcover installed per the landscaping guidelines or to match the existing front yard ground cover (i e , decomposed granite)

The Committee reserves the right to review and request changes to the addition per these requirements

Additional sidewalks in any other location must be submitted for approval

FENCES AND WALLS INCLUDING DECORATIVE WALLS Plans to raise the height of a party wall must be submitted for approval The application must include written permission from the adjacent neighbor(s), as well as information on the height of all walls that will abut the wall(s) being raised, material to be used to raise wall, and texture and color of finished wall Side and rear walls may not exceed six feet (6') in height from ground level, as measured from the lowest side of the wall

Plans for new fences or walls must be submitted to the Committee prior to construction
Walls must match the existing wall in texture and color

Access for pool installation must be through the front gate access or by removing a portion of the front wall
Corner lots must receive prior approval to remove a portion of the sidewall

Decorative or garden walls may not exceed thirty-six inches (36") in height
Decorative or garden walls must be submitted for approval prior to installation, and be finished to match the base color of the home

FLAGPOLES Flag display requirements

- 1 Only the flag of the United States and either the Arizona State flag or a nationally recognized Military Unit Flag (not both) may be displayed
- 2 The maximum size of any flag shall be three feet by five feet (3' x 5')
- 3 The maximum height of a permanent, removable or freestanding pole shall be twenty feet (20') or the height of the roof peak, whichever is less and must be submitted for approval by the Committee
- 4 Wall mounted flag poles shall be a maximum of five feet (5') long with attaching brackets painted to match the attachment area and will not require prior approval
- 5 All poles and flags must be maintained in excellent condition according to the United States Flag Code, Title 36, U S C , Chapter 10
- 6 Only one (1) permanent, removable, wall mounted or freestanding pole will be permitted per residence or lot
- 7 It will be the responsibility of the homeowner or resident of the lot on which a flag is displayed to do so with proper respect and flag etiquette

***These requirements are within the context of State Bill 1055, as approved by the Governor on April 29, 2002**

GATES All requests for additional gates or gates other than those which were offered by the original developer/builder of the lot/home must be submitted for Committee approval
Placement of gate(s) must be approved by the Committee
Double gates may be installed to allow wider access to rear yards
All gates (double or single) should be of the same material, design and color as the originally installed single gates, unless approved by the Committee

Gates may be painted to match the fence with approval from the Committee

GUTTERS AND DOWNSPOUTS Gutters and downspouts will be considered for approval if the finish matches the color of the home
The Association strongly recommends use of high quality materials that offer long life, as the gutters must be maintained in good condition at all times

HVAC INCLUDING EVAPORATIVE COOLERS Except as initially installed by the Declarant, no heating, air conditioning or evaporative cooling unit shall be placed, installed, constructed or maintained upon any lot without the prior written approval of the Committee. All units shall be ground mounted, located within the perimeter of the rear yard and screened or concealed from view of all neighboring property.

LANDSCAPE GUIDELINES

Front Yard Landscaping If landscaping is not installed by the Builder, it shall be installed by the homeowner within ninety (90) days after becoming the Owner of a Lot. The landscaping and irrigation improvements shall be installed in accordance with plans approved in writing by the Committee. Prior to installation of such landscaping, the Owner shall maintain the front yard of the Lot in a weed-free condition.

Front yard landscaping must have a minimum of one (1) fifteen-gallon tree, five (5) five-gallon shrubs, organic or inorganic ground cover and underground irrigation to plant material. The tree requirement may be substituted with approved cactus with a minimum height requirement of five feet (5).

Rear Yard Landscaping Rear yard landscaping does not require Committee approval, except on Lots with view fencing. All rear yard landscaping must be installed within ninety (90) days after becoming the Owner of a Lot.

Hardscape Any hardscape items proposed for front yard installation must be approved by the Committee prior to installation. Materials included in hardscape are concrete, brick, tile, wood, pavers, etc. Examples of hardscape items are planters, walkways, retaining walls, decorative walls and fountains.

Rock Ground Cover If decomposed granite or other landscape rock is used, it must be of an "earth tone" color and not painted white, green, blue or other bright colors. No more than two (2) different colors of rock are allowed in the front yard. River rock shall be one (1) to six (6) inches in diameter and not more than fifteen percent (15%) of the front yard landscaping.

Prohibited Plant Material The following vegetation types and varieties are expressly prohibited:

- A Olive trees (*Olea europaea*) other than the "Swan Hill" variety
- B Oleanders (*Nerium oleander*) other than the dwarf variety and *Thevetia* (*Thevetia* species)
- C Fountain Grass (*Pennisetum setaceum*) or Pampas grass (*Cortaderia selloana*)
- D All varieties of Citrus are permissible within the confines of the rear yard only
- E Mexican Palo Verde (*Parkinsonia aculeata*)
- F All varieties of mulberry trees

LIGHTING Please refer to Security Lighting

MACHINERY AND EQUIPMENT No machinery, fixtures, or equipment of any type, including, but not limited to, heating, cooling, air conditioning, refrigeration equipment, and clotheslines, may be placed on any lot or parcel without screening or concealment from view from non-residential neighboring property or public property

Oil pans, carpet, boards or any other object used to collect oil spills from driveways must be removed when not in use to prevent them from being visible

PAINT COLORS The paint colors used by the original developer are highly recommended for use in all instances. In the case of any variation from the original colors, the preferred colors are earth tones. Trim colors shall not dominate the exterior appearance and shall be of the same color range as the major color. The Committee must approve colors prior to painting.

PATIO COVERS Roofing materials should match that which were installed by the builder on the original roof of the home or that which were offered as an option by the builder for a patio cover.

Color and material of supports should match the home. Roof shall be flat or match the pitch of the roof of the home. All patio covers not installed by the builder will need to be reviewed by the Committee on an individual basis prior to installation, with strong consideration being given to any impact of architectural features in the neighborhood.

PLAYGROUND EQUIPMENT Plans for play structures and similar recreational equipment must be submitted for approval since in most instances they protrude over the fence line. This is not to eliminate play structures, but to consider privacy issues for adjacent neighbors, and to assure the aesthetic appeal.

The maximum height that will be considered for approval of swing sets is ten feet (10'). The maximum height for any deck/platform is four feet (4) above ground level.

The play structure may be placed no closer than ten feet (10) to any lot line. When considering plan approval, the Committee will consider the appearance, height and proximity to neighboring property. Submittals must include a picture or brochure of the structure, total dimensions, materials and a plot map or drawing indicating the proposed location and its proximity to adjacent property lines.

The color of canopy of the play structure must be one of the following: 1) a "neutral" color of off white, beige, or light brown, 2) a single solid color of red, blue, green, or yellow, or 3) striped with white or another primary color and one (1) other color of red, blue, green, or yellow. Prints and multi-colored striped canopies are prohibited.

POOLS AND SPAS Pools and spas do not require the prior approval of the Committee. Perimeter walls on lots bordering common areas and shared Homeowners Association walls may not be torn down to allow access to rear yards.

Access must be gained by removing a portion of the front wall on the side of the home. Repairs to the wall must be completed in a timely fashion and include repairing the wall to match the texture and color of the remaining wall. All pool and spa equipment must be screened from view of neighboring property. (Lots with view fencing must submit plans for screening for approval by the Committee.)

Pools may not be backwashed into any common area or off of the lot on which the pool has been installed. Check with your pool contractor concerning City ordinance requirements for backwashing. Damage to common areas due to backwashing, including erosion, will be repaired by the Association, and all expenses incurred by the Association will be billed to the homeowner.

POOL FENCING AND EQUIPMENT The specifications for rear yard wrought iron pool fencing installation on a Lot with view fencing shall be of a neutral earth tone color to match or blend with the exterior color of the home and meet all City, County, State and Federal requirements.

Pool equipment on lots with view fencing must be screened from view from common areas. Screening may be through plant material or hardscape enclosure. Hardscape enclosures do not require approval if the enclosure does not exceed four feet (4) in height and painted to match the base color of the home. All other screening material requires approval from the Committee.

ROOF AND ROOF STRUCTURES If the dwelling unit has pitched roof, the roofing material for that portion visible from neighboring property must be clay or concrete tile. Unless specifically authorized in this document, no heating, air-conditioning, ventilation equipment, or any other equipment or structures shall be located or installed on any roof (please see SOLAR PANELS). In addition, any such equipment or structures shall not be located or installed or maintained anywhere on a Lot, if it is visible from neighboring property.

SANITATION No garbage or trash may be placed on any lot or parcel except in covered containers meeting the City specifications, and must be stored out of sight. Trash cans may be placed out for pickup no more than twelve (12) hours prior to pickup and must be removed from view no more than twelve (12) hours after pickup. Rubbish, debris and garbage shall not be allowed to accumulate. The suggested time for a trash can to be placed at the curb is from the evening of the day before pick-up to the evening the day of pick-up.

Each owner shall be responsible for removal of rubbish, debris and garbage not only from his lot or parcel, but also from all public right-of-ways either fronting or alongside his lot or parcel, excluding (a) public roadway improvements, and (b) those areas

specified on a Tract Declaration or subdivision plat to be maintained by the City or the Association

SECURITY LIGHTING/DEVICES: Security lighting must be directed as not to shine on neighboring property

Security features including but not limited to doors and windows must be submitted for approval

SECURITY/SCREEN DOORS/SUNSCREENS: Wrought iron security/screen doors need not be submitted for approval provided they are painted to match the base color of the home, or are a neutral "earth tone" color

Silver colored aluminum screen/security doors and/or wire screen mesh doors are strictly prohibited on front doors

Bronze, gray, charcoal, brown or beige sunscreen material may be installed and not submitted for approval provided that the window frame matches the sunscreen material or the existing window frames

Reflective window films are expressly prohibited Bronze or charcoal non-reflective window tinting may be installed without Committee review

SIDEWALKS Please refer to DRIVEWAY EXTENSIONS AND SIDEWALKS

SIGNS No signs shall be displayed on any lot except the following

- 1 Signs used by the Declarant to advertise the lots and residence thereon for sale
- 2 One temporary "For Sale" or "For Rent" sign with a maximum face area of five hundred (500) square inches in size, and no sign is placed closer to the street than six (6) feet
- 3 Such signs as may be required by law
- 4 One residential identification sign with a maximum face area of eighty (80) square inches
- 5 Signs approved by the Committee

All signs shall conform and comply with City ordinances Signs advertising landscaping or pool contractors, etc must be removed within forty-eight (48) hours of completion of work

Security Signs Security signs must be located a maximum distance of two feet (2') from the front of the home Security signs must not exceed twelve inches by twelve inches (12"x12") and must be maintained in good condition at all times

SOLAR PANELS AND EQUIPMENT Roof mounted solar equipment (excluding the solar panels) must match the roof material Panels must be an integrated part of the

roof design and mounted directly to the roof plane. Solar units must not break the roof ridge line, visibility must be minimized from public view, and may be required to be screened from neighboring property in a manner approved by the Committee.

STORAGE SHEDS. Storage sheds will be permitted and need not be submitted for approval, provided the maximum height of the shed, including roof, do not exceed the height of the immediately surrounding walls(s) or fences(s). Sheds shall have a minimum setback of five (5) feet from any rear yard walls.

Sheds whose maximum height exceeds the height of the immediately surrounding wall(s) or fence(s) must be constructed of block, stuccoed and painted to match the home, and have a tile roof to match the existing tile on the home.

Storage sheds on lots with a view fence are subject to the following provisions: 1) The shed may not be placed adjacent to the view fence, 2) The shed must be screened from view with approved plant materials, and 3) Placement of the shed must be approved prior to installation.

WINDOWS Permanent draperies or suitable window treatments shall be installed on all front-facing windows within sixty (60) days of occupancy. No reflective materials, including but not limited to, aluminum foil, reflective screens or glass, mirrors or similar type material, shall be installed or placed upon the outside or inside of any windows. Exterior window coverings or treatments used to shelter or decorate openings must be compatible, with respect to materials and color, with the style and color of the home.