

MARSALA AT TIBURON HOMEOWNERS ASSOCIATION, INC.

A Florida not-for-profit corporation

A RESOLUTION OF THE BOARD OF DIRECTORS ADOPTING RULES AND REGULATIONS

WHEREAS, Marsala at Tiburon Homeowner’s Association, Inc., a Florida not-for-profit corporation (the “Association”) is charged with the operation of Marsala at Tiburon located in Collier County, Florida and governing by that certain Declaration of Neighborhood Covenants, Conditions and Restrictions for Marsala at Tiburon recorded at OR Book 4094, Page 1788 of the Public Records of Collier County, Florida (the “Declaration”);

WHEREAS, Section 2.2 of the Declaration and Section 4.14 of the Bylaws authorize the Board of Directors to promulgate rules and regulations regarding the use of the Common Properties and the operation of the Association consistent with the governing documents; and

WHEREAS, the Board of Directors deems it to be in the best interest of the health, safety, and welfare of the residents and members of the Association to adopt rules and regulations governing the use of the Common Properties and the operation of the Association.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Association that the Rules and Regulations shall be as follows:

MARSALA AT TIBURON RULES AND REGULATIONS

The definitions contained in the Declaration of Neighborhood Covenants, Conditions and Restrictions for Marsala at Tiburon are incorporated herein as part of these Rules and Regulations.

1. Garbage Disposal Receptacles and Collection. No garbage or garbage disposal receptacles shall be placed curbside except between the hours of 6:00 p.m. on the evening before scheduled pickup and 6:00 p.m. on the evening of scheduled pickup. Appliances, electronic items, and other large items may be scheduled for pickup with the waste disposal vendors. These items may be placed curbside only on the scheduled day of collection. Yard waste for collection must comply with Collier County Code Enforcement regulations. (Contact Collier County Utility Billing and Customer Service (239) 252-2380 for any questions regarding trash, recycle, yard waste and other collection regulations)

2. **Pets.** Pets of owners shall be subject to the following rules while located on common properties of the Association which includes the streets, sidewalks, cul-de-sac landscaped areas, front entrance and areas immediately behind the gate: (1) Pets shall be under hand leash or carried at all times; (2) waste made by pets shall be removed by the owner and placed in the owner's trash receptacle; (3) pets shall not be allowed on the common properties unless accompanied by the owner.

3. **Landscaping Operations.** Operation of equipment or conduct of activities normal to residential communities such as but not limited to: lawn care, domestic power tools, lawn mowers, maintenance of trees, agricultural equipment, saws and tractors, and other normal community operations are **exempted from sound level restrictions from 7:00 am to 10:00 pm**, any day of the week. If these activities occur before 7:00 am or after 10:00 pm, applicable sound level restrictions will apply. (Contact Collier Code Enforcement Department and request to speak with a Noise Specialist for questions)

4. **Irrigation.** Owners shall not irrigate their sites except in accordance with the Collier County Water Conservation Ordinance for Landscape Irrigation and other applicable laws. Landscape irrigation shall be prohibited daily between the hours of 10:00 a.m. and 4:00 p.m., except as otherwise provided in the ordinance. For further information, refer to the Ordinance.

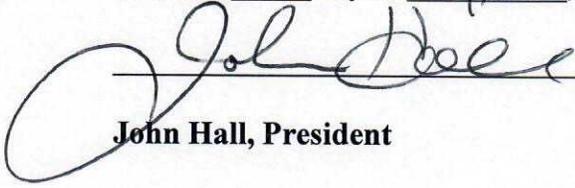
Landscape irrigation systems may be operated during restricted days and/or times for cleaning, maintenance, and repair purposes with an attendant on site in the area being tested. Landscape irrigation systems may routinely be operated for such purposes no more than once per week, and the run time for any one test should not exceed 10 minutes per zone.

Irrigation of existing landscaping shall comply with the following provisions:

1. Even numbered addresses shall have the opportunity to accomplish necessary landscape irrigation only on Tuesday and/or Thursday and/or Sunday.
2. Odd addresses shall have the opportunity to accomplish necessary landscape irrigation only on Monday and/or Wednesday and/or Saturday.
3. No irrigation on Fridays.

5. **South Florida Water Management District Permit Requirements.** Marsala at Tiburon sites and common properties are subject to regulations and permits issued by the South Florida Water Management District as set forth in Sections 4.4(e) and 9.3 of the Declaration. The Association operates a Master Irrigation Distribution System that is regulated by South Florida Water Management District Consumptive Use Permit #11-01910-W, Application #130919-12. The Association is required to operate the Master Irrigation System in accordance with the permit and shall do so by limiting the flow of water as required in order to meet compliance restrictions. Owners shall therefore limit consumption of irrigation water as required by the SFWMD permit.

Approved by the Board of Directors of Marsala at Tiburon Homeowner's Association,
Inc., this 25th day of April, 2018.



John Hall, President

MARSALA AT TIBURON HOMEOWNERS ASSOCIATION, INC.

A Florida not-for-profit corporation

**A RESOLUTION OF THE BOARD OF DIRECTORS ADOPTING AN
AMENDMENT TO RULES AND REGULATIONS**

WHEREAS, Marsala at Tiburon Homeowner's Association, Inc., a Florida not-for-profit corporation (the "Association") is charged with the operation of Marsala at Tiburon located in Collier County, Florida and governing by that certain Declaration of Neighborhood Covenants, Conditions and Restrictions for Marsala at Tiburon recorded at OR Book 4094, Page 1788 of the Public Records of Collier County, Florida (the "Declaration");

WHEREAS, Section 2.2 of the Declaration and Section 4.14 of the Bylaws authorize the Board of Directors to promulgate rules and regulations regarding the use of the Common Properties and the operation of the Association consistent with the governing documents; and

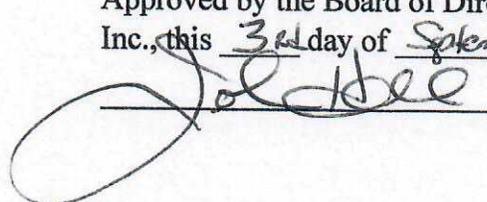
WHEREAS, the Board of Directors has deemed it to be in the best interest of the health, safety, and welfare of the residents and members of the Association to adopt rules and regulations governing the use of the Common Properties and the operation of the Association which Rules and Regulations #1 through #5 were adopted by the Board on April 25, 2018;

WHEREAS, at a meeting of the Board of Directors held on August 30, 2018 and by Motion duly made and unanimously approved the Board voted to adopt Rule #6 set out hereinafter;

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Association that the Rules and Regulations established on April 25, 2018 shall be amended to add the following provision:

6. Speed Limit: The streets in Marsala at Tiburon are located within the common properties and are owned by the Marsala at Tiburon Homeowners Association, Inc. The maximum speed within Marsala at Tiburon shall be 20 miles per hour. The speed limit shall be posted with clearly legible sign(s). The sign(s) shall be placed and painted in such a manner as to be clearly visible and legible in daylight or in darkness when illuminated by headlights. The Architectural, Landscape and Design Review Committee shall determine the proper form and placement of the speed limit sign(s) within the common properties of the subdivision.

Approved by the Board of Directors of Marsala at Tiburon Homeowner's Association, Inc., this 3rd day of September, 2018.


_____, **John Hall, President**