

DESIGN REVIEW GUIDELINES & COMMUNITY RULES

THE FOOTHILLS COMMUNITY ASSOCIATION

Amended September 1, 2013

Amended September 11, 2019

Amended June 22, 2022

Amended December 13, 2023

Amended August 28, 2024

Amended March 26, 2025

Amended November 12, 2025

Amended February 12, 2026

Amended May 14, 2026

Amended August 13, 2026

TABLE OF CONTENTS

<u>SECTION</u>		<u>PAGE</u>
1.0	DESIGN REVIEW PROCEDURE	
1.1	Design Review Committee	1
1.2	Submission of Plans	2
1.3	Review of Plans	3
1.4	Change and Re-submittal	3
1.5	Inspection and/or Completion	4
1.6	Construction	4
1.7	Community Association Acceptance	4
1.8	Right-of-Waiver	4
2.0	THE FOOTHILLS DEVELOPMENT PHILOSOPHY	
2.1	Overall Philosophy	5
2.2	Hillside and Scarred Areas	5
2.3	Paths and Trails	6
2.4	Lake Regulations	6
3.0	SITE PLANNING CRITERIA	
3.1	Climatic Design Concepts	7
3.2	Construction Trailers	7
3.3	Landscape Planning	7
3.4	Natural Features	8
3.5	Storage, Loading, and Trash Areas	8
3.6	Site Massing	8
3.7	Streetscape	8
3.8	Utilities	8
3.9	Water Edge Treatment	8
4.0	DESIGN REVIEW STANDARDS	
4.1	Arid Region Design	8
4.2	Artificial Turf	9
4.3	Basketball Goals	10
4.4	Building Envelope	10
4.5	Driveways	10
4.6	Elevation Massing	10
4.7	Entry Elevations	10
4.8	Exterior Materials	10
4.8.1	Front Yard Patio and Courtyard Fencing	10

TABLE OF CONTENTS (Cont'd)

<u>SECTION</u>	<u>PAGE</u>
4.9 Free-Standing Structures	11
4.9.1 Temporary Free-Standing Structures	11
4.9.2 Casitas, Guest Houses & Attached Dwelling Units (AtDUs)	12
4.10 Play Equipment and Trampolines	14
4.11 Flags and Flag Poles	14
4.12 Golf Ball Netting	14
4.13 Mechanical Equipment and Trash Screening	15
4.14 Minor Building Elements	15
4.15 Paint Colors, Window and Door Treatment	15
4.16 Patios and Courtyards	15
4.17 Privacy and Perimeter Walls	15
4.18 Roofs	16
4.19 Satellite Dishes and Antennas	16
4.20 Site and Building Lighting	17
4.20.1 Temporary Decorative and Holiday Lighting	17
4.21 Site Drainage and Grading	20
4.22 Solar Energy	20
4.23 Street Decorative Items and Water Features	21
4.24 Storage Tanks	21
4.25 Swimming Pools and Spas	21
4.26 Recreational Courts & Sporting Installations	22
4.26.1 Pickleball Courts	22
4.26.2 Tennis Courts	22
4.26.3 Sports Courts / Multi-Sport Pads	22
4.26.4 Batting Cages	23
4.26.5 Putting Greens (Artificial Turf)	23
4.26.6 Golf Chipping Nets & Practice Screens	23
4.27 Water Conservation and Planting Limitations	24
4.27.1 Wildflowers	24
 5.0 COMMUNITY RULES	
5.1 Bulk Trash	25
5.2 Parking	25
5.3 Pets	26
5.3A Barking Dogs	26
5.3B Urban Chickens	26
5.4 Motor Vehicles	27
5.5 Signage Concept	27
5.5A For Sale/For Lease Signs	27
5.5B Political Signs	28
5.5C Children Cautionary Signs	28
5.6 Trash Containers	28

THE FOOTHILLS COMMUNITY ASSOCIATION DESIGN GUIDELINES AND REVIEW PROCESS

The requirements, objectives, standards, and procedures contained within these Design Guidelines (hereinafter sometimes referred to as the "Guidelines") are all intended to establish and maintain the aesthetic appeal of The Foothills. Through these Guidelines and the design review process, a consensus is achieved between the aesthetic judgment and the broader interests of community standards.

In accordance with the Declaration, written approval must be obtained prior to making improvements or alterations on a home or lot. Residents who are considering making changes to their homes or lots must first complete the attached Design Review Committee Submittal Form. Please be advised that a drawing showing the lot dimensions and the exact location and dimensions of the proposed improvements or alterations must be attached to the submittal. The Design Review Committee (sometimes referred to herein as the "Committee") reviews your submittal and makes its decision in a fair and equitable manner to ensure that any proposed construction is coordinated with, and where applicable, approved by local, state and federal government agencies.

DESIGN GUIDELINES

Adopted 09/01/13

Revised 09/11/19

Revised 06/22/22

Revised 12/13/23

Revised 8/28/24

Revised 3/26/25

Revised 11/12/25

Revised 2/12/26

Revised 5/14/26

Revised 8/13/26

These Design Guidelines have been developed in accordance with the Declaration of Covenants, Conditions, and Restrictions for The Foothills (the "Declaration"), first recorded on April 10, 1987 as instrument No. 87-218943; First Amendment recorded on June 4, 1987, as instrument No. 87-352729; Second Amendment recorded on December 31, 1987, as instrument No. 87-767440; Third Amendment recorded on October 11, 1988 as instrument No. 88-501865; Fourth Amendment recorded on March 17, 1989, as instrument No. 89-121260, official records of Maricopa County, Arizona. The Design Guidelines are binding upon all properties in The Foothills, persons, and Owners (as the term is defined in the Declaration), who at any time construct, reconstruct, alter, modify, or maintain any improvement at The Foothills or make any change in the natural or existing surface, drainage, or plant life thereof. The Design Guidelines shall be administered by the Design Review Committee in accordance with the Declaration and the procedures set forth herein. These Guidelines supersede and replace all previous versions of all Design Guidelines.

The Design Review Committee may amend or repeal all or any portion of the Design Guidelines at any time, without being obligated to notify any Owner. Consequently, it is the responsibility of each Owner to obtain and review a copy of the most current Design Guidelines in effect.

If these Design Guidelines are inconsistent with the terms of the Declaration, the terms of the Declaration shall control. Unless otherwise defined herein, all capitalized terms used herein shall have the same meanings assigned to such terms in the Declaration.

1.0 DESIGN REVIEW PROCEDURE

1.1 Design Review Committee

The Design Review Committee shall be constituted as provided in Article 11 of the Declaration.

The Design Review Committee shall hold regular meetings and shall keep minutes of their meetings. The vote or written consent of a quorum of members attending a meeting shall constitute a final decision by the Design Review Committee. A record will be kept of all decisions made at such meetings.

The Design Review Committee shall have the sole discretion of approving or disapproving plans. Every owner or applicant who submits plans to the Design Review Committee for approval agrees, by submission of such plans, that he will not bring any action or suit against the Design Review Committee, successors, assigns, or any member, agent, or employee thereof. Approval of plans by the Design Review Committee or member thereof shall not be deemed an approval of the engineering design or representation that the applicant, in design and/or actual construction, has complied with applicable governmental regulations or ordinances. It is the responsibility of the owner or applicant submitting plans to comply with all applicable governmental ordinances, codes, or regulations.

These Design Guidelines shall be enforced by the Master Association of Declarant as provided herein or in Article 11 of the Declaration.

1.2 Submission of Plans

All development proposals, exterior remodels, or additions within The Foothills are subject to review and approval by the Design Review Committee. Construction shall not begin until written Design Review Committee approval has been received.

The review process consists of two submittals:

- 1) The initial submittal will include a complete review by all necessary parties associated with the Design Review Committee. Two (2) sets of plans shall be submitted; one (1) red-lined set shall be returned.
- 2) The final submittal shall be a compliance review (i.e., compliance with the initial requirements). Two (2) sets of revised plans, plus the initial, red-lined set, shall be resubmitted. If the revised plans comply with the initial requirements, the plans will be signed by the Design Review Committee.

For design review purposes, "Applicant" will be any Owner, builder, or developer contemplating any construction activities at The Foothills. The submitted drawings will be of such quality as required for submittal to the City of Phoenix. All submittals shall include the following as applicable:

- A. An approximate time schedule indicating start and completion of construction, completion of landscaping, and expected occupancy.
- B. Site plan, if applicable (at no less than 1"=50'), showing parking areas, streets, landscape and open space areas, setbacks, and any other items as required by the City of Phoenix.
- C. Landscape and Irrigation Plan (at no less than 1"=50') showing location and dimension of proposed landscaping and materials to be used. Additionally, the location and size of all existing protected plants shall be indicated, along with the protection method for said plants. The irrigation method shall also be included.
- D. Improvement plans for review, which include but are not limited to the following:
 - 1) A preliminary plat and grading plan, approval of which must be granted prior to review of the final plat and grading plan.
 - 2) A final grading and drainage plan.
 - 3) A final water and sewer plan.
 - 4) A final culvert plan; and,
 - 5) A final paving plan.
- E. Survey prepared by a licensed Surveyor or Civil Engineer showing: Lot boundaries and dimensions; topography on a scale standard in the industry for similar projects; all site features, such as rock outcroppings and washes; and all protected plants, indicating those plants which will be removed during construction or that are within 20 feet of the proposed improvements. Any Applicant submitting plans to the Design Review Committee shall certify to the accuracy of all lot dimensions, grades, elevations, and the location of all natural features in his development, before the Design Review Committee will undertake its review.
- F. Elevations and Floor Plan at no less 1/8"=1'0" for residential developments and 1/16"=1'0" for commercial, office, and industrial developments. Color and type of materials shall also be included.
- G. Schematic building section at no less than 1/16"=1'0" showing relationship to existing topography and proposed contour changes. (Required only in areas with 10% or greater slope.)
- H. Note all exterior materials and colors to be used and provide color and material samples to the Design Review Committee.
- I. Note rate of flow of plumbing fixtures as addressed in Section 4.19.
- J. Location and screening of all mechanical equipment.
- K. Designs of all street furniture, mailboxes, and entry features, including walls, landscaping, and lighting.
- L. Sign package including specific design, location, color, lighting method, and size of all signs to be used in the project.

Comments by the Design Review Committee will be issued to the applicant in writing, or the stamped plan will be returned within 60 days of Applicant's submittal; otherwise, plans will be deemed approved.

Except for the original builder of commercial facilities and subdivision tract or semi-custom homes, applications must be accompanied by a fee, the rates which will vary based on the application, and which rates will from time to time be set by the Committee. Fees may be waived on a case-by-case basis at the discretion of the Design Review Committee.

The Design Review Committee reserves the right to retain outside consultants under special circumstances at the expense of the Applicant.

These guidelines are not intended to supersede City of Phoenix or Maricopa County ordinances, codes, regulations, or processes. If these Guidelines conflict with the above, the more restrictive shall govern. The securing of a building permit is the responsibility of the Applicant and/or Owner. Construction documents are to be in accordance with the final design and plans approved by the Design Review Committee and appropriate governmental entity.

1.3 Review of Plans

The Design Review Committee shall review all pending applications and plans for which fees have been paid or waived. Meetings shall convene as required for review of all submittals. Owners, Architects, or Builders shall attend the meeting when requested. They are also allowed to present their plans in person if they so desire.

One set of plans will be returned to the Applicant with Design Review Committee comments written on them. Any changes to the plans required by the Design Review Committee shall be made on the original drawings. Two (2) revised sets of plans, with the red-lined set, must be resubmitted for final approval. If the owner has issue with the Design Review Committee comments, the owner must respond in writing, addressing specifically those items of issue.

If a response from the Design Review Committee is not provided within 60 days of receipt of Applicant's complete set of plans and properly completed application, each of which must comply with the applicable requirements in the Declaration and Guidelines, then said plans will be deemed approved. Noncompliant and/or incomplete plans and/or applications will be deemed rejected.

Final Design Review Committee written approval must be received before commencement of construction.

1.4 Changes and Re-submittal

Any revisions to an approved final design shall be submitted per the normal submittal procedure. No changes or deviations shall be made until the revisions are approved and a variance is given by the Design Review Committee in writing.

Any changes after completion of an approved development, or additional construction, landscaping, or other alterations, must be submitted for approval by the Design Review Committee prior to making such changes and/or additions.

If the Design Review Committee disapproves a submittal, a resubmission of plans shall be necessary, following the same requirements outlined for the original submittal.

1.5 Inspection and/or Completion

All work in progress is subject to random inspection by an agent of the Design Review Committee. Construction materials will be of generally accepted industry quality and are also subject to random inspection and approval. Written notice will be given to the owner of any non-compliance with the Design Review Committee approved plans. Absence of such inspection or written notice during construction does not imply approval of the Design Review Committee with work in progress or compliance with these Design Guidelines or the Declaration.

Upon completion of any development approved by the Design Review Committee, the owner shall give written notice of completion to the Design Review Committee. Following receipt of such written notice of completion, the project will be inspected by an agent of the Design Review Committee. If the work was not done in compliance with the approved final plan, the owner will be notified in writing. The notice will list in reasonable detail the specific areas of non-compliance and shall require the owner to correct them. If the corrections are not made within a reasonable period, remedies available pursuant to the Declaration may be invoked as determined by the Design Review Committee.

1.6 Construction

Owners and Builders must assure the Design Review Committee that protected plants and all other natural features will not be damaged during construction. Materials that cannot be removed shall be marked and protected by flagging or other barriers.

All excess excavation material must be promptly hauled from The Foothills or to a designated area within The Foothills. Any damage or scarring to preserves, adjacent properties, or landscaping must be restored promptly by the party responsible to at least the condition prior to said damage.

Owner and Builders shall remove all trash and debris in the construction area on a reasonably regular basis. Dirt, mud, or debris resulting from construction activity shall be removed from all streets, sidewalks, driveways, and common areas on a reasonably regular basis.

Construction vehicles and machinery will not park on, or otherwise use, adjacent property or common areas. The contractor shall be responsible for controlling dust and noise on the construction site.

All owners will be responsible for the conduct of their agents, representatives, contractors, and subcontractors during the construction process at The Foothills.

1.7 Community Association Acceptance

Certain open areas or landscaping within The Foothills will ultimately be maintained by The Foothills Community Association. Those items or areas an Owner, builder, or developer wishes to convey to the Association must be a) inspected and approved by a representative of the Association or Design Review Committee in writing prior to acceptance; b) constructed and improved in accordance with approved plans and must conform and adhere to The Foothills Design Guidelines as set forth herein; and c) conveyed to the Foothills Community Association with a Title Transfer prior to acceptance. A Builder/Developer Acceptance Checklist is provided as Exhibit G.

The conveying party will warrant the quality of the materials and workmanship from acceptance date for:

ITEM	WARRANTY PERIOD
Walls	One (1) Year
Landscaping (plants)	Thirty (30) Days
Irrigation	One (1) Year
Signage	One (1) Year
Other Improvements	One (1) Year

1.8 Right-of-Waiver

The Design Review Committee reserves the right to waive or vary any of the procedures or standards set forth in the Design Guidelines at its discretion on a case-by-case basis. A waiver by the Design Review Committee shall not imply that a like wavier will be granted for other similar plans submitted for approval. The approval by the Design Review Committee of any plans, specifications or other matter shall not be deemed to be a waiver of any right to withhold approval of any similar plans, specifications or other matter subsequently submitted for approval.

2.0 THE FOOTHILLS DEVELOPMENT PHILOSPHY

2.1 Overall Philosophy

The natural beauty of foothills and valleys comprise a majority of the total development; although portions exist that have been extensively scarred due to past construction equipment testing. The sensitive treatment of remaining hillside and rock outcropping along with the rehabilitation of damaged areas are key elements in the planning philosophy of The Foothills.

To maintain harmony with the Sonoran Desert and existing mountain terrain, designs shall reflect styles, materials, and colors consistent with this theme.

Water conservation and the use of native and drought tolerant plant material throughout The Foothills is required. City water will ultimately be utilized throughout the project in the irrigation of the golf course, as well as the maintenance of lake levels to remain consistent with current trends in water conservation.

The establishment of design criteria which encourages a cohesive and workable environment, related to South Mountain Park and water conservation, will ultimately create a unique identity for The Foothills.

2.2 Hillside and Scarred Areas

The extensive hillsides at The Foothills provide a unique opportunity for enhanced views. Scarred areas are viewed as special opportunity areas. The utilization of various design techniques, for example, steps to repair these areas to their natural state, which utilize and/or mask

the existing scars, are encouraged. Innovative massing and the development of residential enclaves will replenish the “natural” character of the environment. Roadways shall be designed to minimize cut and fill thereby reducing destruction of native rock facings and promoting a positive visual impact.

Where an Owner acquires a parcel with a boundary that is entirely or partially contiguous with the hillside area, it will be that Owner’s responsibility to repair any scars on that portion of the hillside which front onto the property, unless said scars will be incorporated in the improvement of the subdivision’s development. Such scarring, if it is a roadway, may be improved as hiking or bicycle paths, which may be incorporated into The Foothills Master Pedestrian/Bicycle Path Plan.

The following City of Phoenix hillside stipulations shall be adhered to throughout development of The Foothills, with all plan reviews to be conducted by the City of Phoenix and the Design Review Committee.

1. That a slope analysis be submitted on each development unit or portion thereof, prior to subdivision or site plan approval, to determine the allowed hillside density. All areas that have been previously scarred, both restored and un-restored, are to be defined on the slope analysis.
2. Those waivers to exceed the hillside density limitations shall be considered only within areas below the 25 percent slope line and/or have been previously scarred and meet the conditions of the Hillside Ordinance under which the City Council may grant waivers.
3. The hillside portion utilized in each development, excluding those designated open space areas, will be restored to the extent practicable by the application of such processes as chemical color testing (e.g., eoniting), re-vegetation (e.g., desert mulch), or re-grading or combination thereof, especially in the upper slope areas. Any other process proposed must be approved by the City of Phoenix Development Coordination Office.
4. That no development occurs within the City Planned Community District (PCD) above the 1,600-foot elevation or the 25 percent slope line, except for lots 1 to 55, and pads 1 to 23, 25, 26, 34, and 37 within Development Unit 8 as designated on Exhibit A of the zoning stipulations or areas below the 1,600-foot contour elevation where extensive scarring has occurred and as approved by the Development Coordination Office. Provided, however, if the developer demonstrates that additional lots (not to exceed 9) can be developed which will generally not be visible from adjacent properties, the developer is not precluded by this stipulation from developing these additional lots. Appropriate agreements shall be executed to preserve open space as determined by the City’s Law Department.
5. That approval of hillside development within Development Unit 8 is conditioned upon the provision of a roadway that assures accessibility for emergency and service vehicles and is designed in a manner that emphasizes aesthetics and safety.
6. Those roadways within the hillside areas are to be designed to minimize cut/fill slopes and shall include retained slopes with native rock facing, where feasible, or fill slopes or existing roads which will be used are to be chemically color treated and/or landscaped. New cuts shall be included in the 10 percent allowable grading or each development unit. The intent of this stipulation is to minimize the visual impact of roadways, particularly the access from west within Development Unit 8.
7. That all developments providing single-family detached units shall submit individual grading and drainage plans prior to the issuance of building permits and shall be accompanied by a set of building plans. No lot shall grade more than 20 percent of the net lot area, or 6,000 square feet, whichever is less, exclusive of those areas under structural roof, regardless of the overall 10 percent grading allowed on the development unit or portion thereof. In addition, no tennis/game courts are to be provided on said hillside lots.
8. The residences within Development Unit 8 shall contain no exterior lighting on either the individual lots or roadways leading to the lots that exceed 3 feet in height.
9. That commercial and multi-family residential developments within hillside areas be designed in a manner sensitive to the native Arizona environment and shall include compatible architectural treatment design and landscaping. Skyline of structures is to be avoided except where hilltops have been leveled, and the development will help restore a “natural” character to the slopes.

2.3 Paths and Trails

Bicycle and pedestrian paths are planned to link The Foothills with adjacent developments as well as South Mountain Park. Hiking trails located in mountainous terrain will also provide active recreational opportunities for the community. Builders will be required to expand the open space network by incorporating paths, trails and other recreational amenities into their site plans as stated in the following zoning approval stipulation:

“That prior to issuance of any building permit for individual building within the project, a master pedestrian/bike circulation plan shall be submitted and approved by the City’s Parks, Recreation and Library Department and the Planning Department. All individual projects within the development shall be required to make accommodations necessary to implement this plan.”

2.4 Lake Regulations

The Lakes at The Foothills provide a pleasing visual amenity while serving a practical retention area, storage for irrigation purposes, and sources of water circulation. The surrounding environment enhances the existence of the Lakes. Specific Lake rules are:

1. No swimming or wading in the Lakes. If boating or fishing takes place, then this will be at the user’s sole risk, and the user will absolve the Homeowner’s Association of any claim occurring from said action. Fishing is always “catch and release” only.
2. All watercraft shall be approved in advance by the Association prior to use.
3. All watercraft approved for lake use shall display a permit decal provided by the Association for a registration processing charge of five dollars (\$5.00) one-time fee and complete and return the indemnification insurance form.
4. U.S. Coast Guard approved floatation gear will be carried on each watercraft, or an approved life vest shall be worn. Children under six (6) years of age shall always wear a life vest.
5. No windsurfing allowed at any time.
6. Propulsion shall be limited to electric motors and watercraft shall not exceed five (5) miles per hour at any time. The Association may use a gasoline powered boat for maintenance or other approved uses.
7. No use of Lakes at night by watercraft.
8. Other rules that may be adopted from time to time.
9. Dock to conform to the typical details provided at Exhibit C.2.(e) or otherwise approved by the Design Review Committee or Board of Directors.

3.0 SITE PLANNING CRITERIA

3.1 Climatic Design Concepts

Site planning for all structures shall optimize environmental orientations whenever possible. Street patterns shall also be planned with this in mind, whenever economically feasible.

An attempt should be made to keep East or West building openings at a minimum and to protect them from direct sun during the months of March through September. Design of overhangs and other shading devices is encouraged. Emphasis should be placed on passive solar planning techniques. Exterior spaces should be designed to take advantage of the cooling effects of predominant southwesterly winds.

3.2 Construction Trailers

Construction trailer location, screening, landscape, parking, parking surface, and traffic flow shall be presented to the Design Review Committee for approval prior to initiating any of these activities. The Design Review Committee shall review construction trailer location in context to The Foothills development. The Design Review Committee shall consider the impacts on other developments in the area, including, but not limited to, traffic conflicts between construction equipment, residents, and potential buyers, views from adjacent streets, dust, and screening of materials.

3.3 Landscape Planning

A native desert landscaping theme shall be used throughout the community and shall be the basis for establishing an acceptable palette of water-conserving plant materials for all types of development. The intention of this guideline is to carry the project theme from the Common Areas into and through each and every part of the community. In conjunction with drought-tolerant and water-conserving plants, grass and other ground covers shall be utilized to create relief areas of greenery and dense vegetation. Particular attention shall be given to subdivision entries, Common Areas, and front yards. All landscaping shall be in conformance with the Master Landscape Plan.

Grass must be kept of weeds and trimmed with no bare spots or replaced with other approved covering. Be sure to refer to the approved plant list (available upon request). Include the number of palm trees and citrus trees currently on your property and their location. (You are allowed a total of 3 palm and citrus trees combined. Citrus trees are not allowed in front yard.)

Existing plants shall be saved and reused whenever possible. Native trees along major roads and all commercial, office, and industrial areas shall be encouraged. Builders are recommended to provide a complete landscape package with each dwelling. There is a maximum of one (1) tree per 1000 square feet of lot; the definition of (tree) is anything that can grow above (10) feet.

All commercial, office, industrial and multi-family developments shall be fully landscaped prior to occupancy or within 90 days of substantial completion, whichever occurs first. All residential developments shall have fully landscaped front and side yards within six (6) months of completion of the dwelling. Any rear yards that may be adjacent to or are visible from the Golf Course, Golf Course Lakes, Lakes, Common Areas, or any public right-of-way shall be fully landscaped within six (6) months of substantial completion. Any lot with a rear yard fully enclosed by a wall or fence not visible from the Golf Course, Golf Course Lakes, Lakes, Common Areas, or any public right-of-way shall be fully landscaped within six (6) months of date of issuance of the Certificate of Occupancy.

Total turf areas allowed for each lot of residence shall be limited to forty percent (40%) of the total landscapable area of a lot or residence. Artificially colored rock or decomposed granite will not be allowed to be used in landscaping. Use of indigenous materials is highly encouraged. All turf, plant materials, and sprinkler components should be kept a minimum of 24 inches away from any demising wall of the home and any exterior concrete, including patios, driveways, and walks (other than sidewalks). No plastic liner or groundcover of any type should be installed within 36 inches of the foundation of exterior concrete. Trees and bushes that will become large and/or have extensive root systems should be planted a minimum of 4 to 6 feet away from the foundation, exterior concrete, and fences. Irrigation systems should be run in front of trees, shrubs, etc. rather than on the wall side.

Common landscape areas, as identified in the Declaration and owned by the Master Association, shall be maintained by the Master Association. A Homeowner's Association specific to a particular subdivision may be formed to maintain certain tracts within the subdivision. Each Owner is responsible for any damage done by him to common area landscaping and shall promptly repair or replace the landscaping as required.

To ensure the continued general attraction of the Community, all street-facing homeowner property be landscaped and maintained to comply with the following standards:

- Totally bare (plain dirt) street-facing yards will not be allowed.
- Natural grass or artificial turf are allowed but must be properly maintained.
- Trees, native plants, or cacti from the approved "Plant List" are desirable.
- Potted plants and decorative stand-alone pots are also allowed.
- Artificial plants are allowed but must appear natural and native to our environment.
- "Rock" gardens, paved pathways, or granite-scaped yards must follow existing approved guidelines and be free of weeds.
- Fountains must be operational.

3.4 Natural Features

Desert washes, natural rock outcroppings, and existing plant materials shall be preserved, whenever economically feasible, at all levels of development within The Foothills. Building sites shall be designed to incorporate existing natural elements into the overall project design, or the existing elements shall be relocated in an acceptable manner, when feasible.

3.5 Storage, Loading, and Trash Areas

Storage, loading, and trash activities shall be screened when visible from adjacent public streets or sites and designed such that disruption of on-site and off-site traffic flows is minimal. These areas shall be designed as an integral part of the building architecture such that the entire operation is conducted within the confines of the site.

Articles, goods, materials, machinery, equipment, vehicles, trash, animals, or similar objects shall not be stored or kept in the open or exposed to view from adjacent streets or sites. All outdoor refuse containers shall be visually screened within a durable 6'-0" or higher non-combustible enclosure so as not to be visible from adjacent lots or sites, neighboring properties, or streets. Refuse enclosures shall be designed of durable materials with finishes and colors which are unified and harmonious with the overall architectural theme. Refuse collection areas shall not be permitted between a street and the front of a building. Deposited refuse shall not be visible from outside the refuse enclosure. Trash containers are allowed only to be in view from the street on the days of collection. Otherwise, these containers must be stored within the unit or behind the perimeter wall of the unit or otherwise out of view from neighboring properties. Any trash enclosure exposed to the public must be screened from view by a masonry stucco wall and gate.

3.6 Site Massing

Buildings shall be arranged on their site such that a lower profile face is adjacent to the street, particularly perimeter and corner lots. Buildings should be designed to follow the contours of the land in hillside areas whenever possible. Building setbacks shall vary to prevent monotony and to achieve interest in the overall site massing. Working with adjacent builders to achieve harmonious site massing is desirable in high density, commercial, industrial, and office park developments. Medium and low-density housing developments should also respond to various site massing techniques to provide variety and interest along any one street.

3.7 Streetscape

An overall design concept for the streetscape shall carry the project theme throughout The Foothills. The Developer shall build the major roadways and infrastructure and shall develop and/or shall require the Builder to install the streetscape along those corridors including landscape, street lighting, signage, paving patterns, and median development. The Builder shall be expected to carry the theme of the streetscape into and through his specific development. Unless otherwise required in the Declaration or in a Tract Declaration relating to a Parcel, the Owner shall provide a fifteen (15) foot variable landscape easement along all major arterials and collectors on which his specific property fronts.

Owners will also be expected to screen large parking areas from street view with berms, landscaping, and/or low-profile walls which integrate with the streetscape theme. Perimeter walls shall be designed to vary in height and setback and be used in combination with berms to provide visual relief along the streets of the community. For continuity, the Owner will use as a design guideline The Foothills standard wall details as provided in Exhibit C.2.a and C.2.b. The Owner will also attempt to design a wall consistent with that of adjacent subdivisions or other established walls.

3.8 Utilities

All permanent utilities shall be installed underground, except for control vaults, cable boxes, power meters to be read, and other similar items which may be required by the respective utility to remain above ground. All utility appurtenances within a site, including telephone pedestals, utility meters, transformers, and other similar items shall be screened from view or integrated into the streetscape (i.e., painted to match perimeter walls). They will also be subject to utility company regulations and approval from the Design Review Committee.

3.9 Water Edge Treatment

Water edges shall be designed to integrate with the natural desert landscaping theme of the community. Modifications of these edges shall not be permitted. Turf areas surrounding the water shall be kept to a minimum, with the exceptions of golf course frontage. Natural-appearing stone formations, decomposed granite, and plant materials shall be utilized along water edges in such a manner that does not obstruct neighboring views.

4.0 ARCHITECTURAL DESIGN STANDARDS

4.1 Arid Region Design

From March 21 through September 21, the intense sun of the Phoenix valley creates a climate which should be moderated by arid design solutions. Passive solutions include shading building openings and courtyards, plan orientation for maximum solar protection, design for encouraging cooling breezes, low glare exterior building materials, and keeping building profiles low or below grade; however, this shall not preclude two-story development. Light colors and a palette of muted desert hues are recommended to minimize heat gain and to allow the natural colors of the desert to predominate. Pure whites shall not be permitted because of excessive reflectivity.

- A. Awnings and canopies shall be compatible with the architectural character of the home in terms of style, materials, color, and visual scale.
- B. Awnings and canopies over all windows shall be canvas or similar material of solid color on both sides.
- C. If visible from neighboring property or golf course, metal or wood frames for awnings shall be painted to match the trim or dominant color of the home.
- D. Plastic or rigid metal awnings or canopies are not permitted. The location of any awning or canopy shall not adversely affect views, sunlight, or natural ventilation of adjacent properties.
- E. All awning and canopy submittals must include a drawing with the location of the proposed installation.
- F. A sample of the material to be used, along with the color and design of the proposed awning or canopies, is required.
- G. 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.

As with all other elements of the Design Guidelines, the principal concern with awnings is both their relationship to the individual dwellings as well as their effect on the overall community and the street scene. It is desirable, for example, that if awnings are used on any one side of the home, they be used on all sides. For corner lots, it is mandatory that awnings are utilized on the two sides which face the intersecting streets.

The awning base and trim colors shall be selected from or match one of the following colors manufactured by Sunbrella Products:

- 1) Terra Cotta (4622)
- 2) Salmon (4627)
- 3) Toast (4628)
- 4) Linen (4633)
- 5) Beige (4620)

The trim color shall not exceed 5% of the total of one side of the awning fabric. The same trim color and pattern shall be used on the entire dwelling unit.

All fabric shall be 100% acrylic and pulled taut with no exposed framing, grommets, or lacing. All seams shall be sewn.

Awnings shall be always maintained to prevent fading and wear.

Submission requirements:

- 1) Awnings shown on unit elevation at ¼" – 1'0"
- 2) A site plan depicting consistent awning treatment when viewed from all adjacent streets.
- 3) Wall paint colors and roof colors for the unit submitted on an 8 ½" x 11" color card.
- 4) Selected body and trim color for the awning fabric.
- 5) Selected trim pattern.

All awning packages shall be submitted to the Design Review Committee for written approval prior to installation.

4.2 Artificial Turf

The allowance of Artificial Turf was adopted February 27, 2008. The Design Review Committee and /or the Board of Directors require submittal for approval of the product, installation process as well as answer questions regarding discoloration, warranty, and resistance to the harsh elements of Phoenix.

Artificial Turf is allowed with the following conditions:

1. Color is to remain unchanged from the dark "lawn green" appearance.
2. Faded turf will have to be removed or replaced, and the responsibility remains with the homeowner.
3. Texture and length of the artificial turf is to remain the same length and texture of the originally installed product.
4. Patches will not be allowed unless they are seamless and the exact "lawn green" color as the originally installed product.
5. A smooth or flat installation must be maintained to keep the turf from gathering or rolling (if rain or wind should erode the base which the turf sits on, then the base must be leveled).
6. No additional artificial turf will be allowed on the property without additional approval from the Design Review Committee.
7. Warranty disputes with the manufacturer of the artificial turf are the responsibility of the homeowner. The Board will allow a reasonable time frame not to exceed sixty (60) days to resolve the dispute and restore the turf back to the originally installed condition.
8. Replacement of the artificial turf must be pre-approved by the Design Review Committee to ensure like type, color and quality of the replacement product.
9. Removal of the turf at the request of the Design Review Committee/and or Board of Directors will be at the sole cost of the property owners. The Owner shall be responsible for all attorneys' fees and costs incurred by the Design Review Committee should the Design Review Committee need to employ legal counsel to enforce any portion of this agreement.
10. The turf area shall be maintained like any other landscaped area and is to remain free of weeds and debris.
11. Physical sample with the manufacturer's specification must be submitted.
12. Artificial turf may be installed in the front yard only if the coverage does not exceed forty percent (40%) of the front yard softscape.
13. Abide by the City of Phoenix ordinances.

If any of these terms and guidelines are not met or it is otherwise deemed by the Design Review Committee and/or Board of Directors that the artificial turf no longer looks the same as originally installed and as viewed by the Design Review Committee, then the Board reserves the

right to rescind approval and the turf will have to be removed and the property landscaped under the guidelines set forth by the Design Review Committee. The removal and any subsequent work, and all associated costs, will be the sole responsibility of the property owners.

4.3 Basketball Goals

Basketball court pads and similar recreational hardscape installations are governed by Section 4.26.3 (Sports Courts / Multi-Sport Pads). Please refer to Section 4.26.3 for all requirements.

4.4 Building Envelope

An appropriate location for the building envelope on a site considers the existing topography, natural features such as rock outcropping, views, solar orientation, and relationship to adjacent buildings. Plan shape and roof configuration also have a strong impact on the perception of the building envelope. A variety of plan shapes and building setbacks shall be provided to promote an interesting street scene.

4.5 Driveways

Total concrete driveway width shall not exceed 27 ft. On narrow width lots, the Committee shall reserve the right to limit driveways to two cars so as not to result in a front yard consisting of an inordinate amount of concrete.

Driveway extensions will be reviewed on an individual basis with strong consideration of any impact on the architectural features of the neighborhood. Driveway extensions, materials and finishes will be reviewed on an individual basis with strong consideration of any impact of the architectural features of the neighborhood.

4.6 Elevation Massing

Elevations shall be designed to vary in height and setback. All two-story residences shall attempt to incorporate single-story elements. Where a one-story residence occurs next to a two-story residence, the single-story elements shall be adjacent to each other whenever possible. All single-story houses shall include some variation of the ridge line.

4.7 Entry Elevations

Deeply recessed entrances provide both protection from the elements and a sense of individuality. When used with all extensions, the entire entry can result in a courtyard effect which is very appropriate to the region. Individual entrances shall be distinctive architectural features. Combinations of overhanging roofs and some change in the plan configuration also work well with entrances. For multi-family or attached units, care should be taken to create a sense of privacy and identity.

4.8 Exterior Materials

Exterior surfaces shall blend with the mountain backdrop and desert landscape. Adobe, masonry, local stone, or stucco will be the predominant material palette. Large expanses of wood surfaces or wood-like sidings will not weather well in desert conditions and, therefore, shall not be permitted. Material changes are most successful if combined with a change of building plane or off-set.

4.8.1 Front Yard Patio and Courtyard Fencing

Height:

- Maximum allowable height: 36 inches (3 feet), measured from finished grade.
- All patio and courtyard fencing shall maintain a visually low and unobtrusive profile to ensure continuity with surrounding streetscapes and neighborhood design character.

Materials and Finish:

- Permitted Materials:
 - Stucco walls finished in the home's body color or trim color.
 - Stone or tile veneer that complements the home's architectural style and existing façade materials.
- Prohibited Materials:
 - Wrought iron, tubular steel, view fencing, chain link, wood, vinyl, or composite products.
 - Exposed or unfinished block.
 - Bright, reflective, or non-earth-tone finishes.

4.9 Free Standing Structures

Free-standing structures shall consist of Gazebos, Ramadas, Pergolas, Storage Sheds, and other similar structures that will be permanently (not seasonally) installed and are not attached to the house.

All free-standing structures shall be constructed in accordance with the following guidelines:

- All parts of the structure shall be a minimum of five (5) feet from any lot line and comply with the City of Phoenix building codes and setback requirements,
- Shall have a maximum height of twelve (12) feet,
- Must be painted or fabricated to match or complement the exterior color of the house,
- Exposed wood will not be considered regardless of finish; requests for other finishes will be reviewed on a case-by-case basis,
- Stucco columns must be a minimum of 12"x12" and painted to match the color of the house,
- Columns of any other material must be a minimum of 8"x 8" square or 25" in circumference,
- The structure must be kept in good repair, in a quality condition and adequately painted and finished, as applicable, such that it will not detract from the high quality of the community,
- Lots adjacent to a golf course, view corridor, lakes, common area or parks may be subject to the additional design specifications and setback requirements,
- If the structure has a pitched roof, it must be tiled to coordinate with the roof tiles of the existing home.

Please use the correct terminology to help the Design Review Committee accurately review your request:

1. Ramadas are generally shade structures with a solid roof, supported by four (4) columns or a maximum of one wall, (maximum of 25% of the structure) enclosed.
2. Pergolas are generally shade structures that have an open trellis, slatted, or louvered roof, supported by four (4) columns or a maximum of one wall, (maximum of 25% of the structure) enclosed.
3. Gazebos are generally shade structures with a solid roof, but they are circular, octagonal, or hexagonal in shape.
4. Cantilever structures are generally a rigid shade structure that extends horizontally and are supported on one side, by two columns or a solid wall. They can have a solid roof or an open trellis, slatted, or louvered roof.
5. A storage shed is generally defined as a structure that is 100% enclosed, with a solid roof.

Individual Consideration: There is a wide variety of structures to which these terms are applied, so each application for a structure of this type will be reviewed on a case-by-case basis. All structures must integrate into the existing architecture of the home as well as the design of any existing ancillary structures. The DRC reserves the right to limit the number of such structures in any yard based on the size of the yard, the number of proposed structures and the overall impact of the structures to neighboring properties. If multiple structures are appropriate, consistency in style, material, and color will be required.

4.9.1 Temporary Free-Standing Structures

Temporary Structures may consist of canvas gazebos and umbrellas, and similar items. Temporary Structures shall comply with the following guidelines:

- The type of structure (i.e., canvas gazebo) and dimensions shall be included on the architectural request form.
- The structure shall be 18" away from the nearest perimeter wall, for every 12" it is visible above fence line.
- The color shall match the body color of the house or have a natural color as follows:
 - Terra Cotta
 - Salmon
 - Toast
 - Linen
 - Beige
- The structure shall not be affixed to party or common walls.
- The structure will not be compliant and will be considered a violation if any of the following occurs:
 - The frame is visible standing without the canvas.
 - The canvas is faded.
 - The canvas is torn or ripped.
 - If the structure is not a temporary type of application (i.e., it is a permanent or permanently affixed structure).

4.9.2 Casitas, Guest Houses & Attached Dwelling Units (AtDUs) - Approved 2.12.2026

4.9.2.1 Purpose and Intent

The purpose of this guideline is to establish clear, consistent standards for **Casitas, Guest Houses, and Attached Dwelling Units (AtDUs)** within the Foothills Community Association (FCA).

These standards ensure accessory structures:

- Comply with the FCA CC&Rs and Design Review Guidelines (DRGs)
- Are architecturally compatible with the community
- Do not negatively affect neighboring properties
- Preserve the appearance, privacy, and value of all homes within FCA

This guideline applies to all primary and sub-association lots unless further restricted by parcel-specific documents or applicable municipal code.

4.9.2.2 Prohibited Structures

4.9.2.2.1 Accessory Dwelling Units (ADUs)

Accessory Dwelling Units (ADUs) are **not permitted** within the Foothills Community Association. ADUs are defined as dwelling units that include permanent kitchen or cooking facilities and constitute a second legal dwelling unit on a single-family residential lot. ADUs are prohibited pursuant to the FCA CC&Rs and applicable land-use classifications.

4.9.2.3 Definitions

4.9.2.3.1 Casita / Guest House

A detached or attached auxiliary structure containing:

- Sleeping and/or living area
- Optional bathroom
- **No fixed kitchen or cooking facilities**

Casitas may include mini-refrigerators, microwaves, or portable counter appliances, but may **not** include:

- Stoves
- Cooktops
- Ovens
- 220V cooking circuits
- Hard-plumbed food preparation sinks

4.9.2.3.2 Attached Dwelling Unit (AtDU)

A space constructed within or directly attached to the primary residence that is used as:

- Guest quarters
- In-law suite
- Office or studio
- Bedroom or bathroom expansion

An AtDU does not create a separate legal dwelling unit and may not include full kitchen facilities.

Examples include:

- Interior conversions (garage, loft, storage room)
- Attached bedroom suite with bathroom
- Attached casita with separate entrance but no cooking facilities

4.9.2.3.3 Kitchen / Cooking Facilities

For FCA purposes, a kitchen is defined as any area containing:

- Stove, cooktop, or oven
- Range or 220V circuit intended for a range

- Hard-plumbed food preparation sink
- Gas line stubbed for cooking
- Built-in hood or venting for cooking appliances

4.9.2.4 Submittal Requirements

All Casita, Guest House, and AtDU requests must include:

- Completed, signed FCA Design Review Submittal Form
- Architectural drawings, including:
 - Floor plan
 - Elevations
 - Roof plan
 - Electrical and plumbing layouts
- Site plan showing:
 - Exact location of the structure
 - Dimensions
 - Distances to all property lines
 - Setbacks
- Color and material samples matching or complementing the primary residence
- Full-yard photos and photos of the proposed construction area
- Mechanical and equipment locations
- Front of home photo
- Utility connection details
- Neighbor acknowledgment letters; confirmation of consent
- Sub-association approval letter, if applicable

4.9.2(e) Setbacks, Height, and Materials

A. Setbacks

- All Casitas, Guest Houses, and Attached Dwelling Units (AtDUs) shall maintain a **minimum setback of five (5) feet from all property lines**, unless a greater setback is required by:
 - City of Phoenix zoning or building codes, or
 - Recorded easements or sub-association governing documents.
- No structure may encroach into any recorded easement.

B. Height Restrictions

- **Casitas / Guest Houses:** Maximum height of **fifteen feet (15')** measured from finished grade to the highest roof point.
- **Attached Dwelling Units (AtDUs):** May not exceed the height or roofline of the primary residence.

C. Materials & Architectural Compatibility

- Structures must use materials, finishes, colors, roof pitch, and detailing that match or are substantially similar to the primary residence.
- Prefabricated, modular, or non-site-built structures are prohibited unless specifically approved by the Design Review Committee.
- Roofing materials must match the primary residence in type and color.

D. Compliance with Codes

- All structures must comply with:
 - FCA CC&Rs
 - FCA Design Review Guidelines
 - Applicable City of Phoenix zoning and building codes
- Where standards conflict, the **most restrictive requirement shall apply**.

4.10 Play Equipment and Trampolines

Homeowners must submit a request with the required forms and specifications prior to installation to the Design Review Committee for trampolines, surrounding net cages, play equipment as well as any other free-standing structures visible over a perimeter wall. The equipment shall reflect the following guidelines:

- Must be a minimum of 18" away from the nearest perimeter wall for every 12" that the highest point of the structure exceeds the wall height,
- A distance greater than 18" may be required, depending on circumstances, for example, the adjacent property considerations,
- Only black or dark green netting will be acceptable for play equipment net cages,
- The frame color must match either the netting color or the color of the house using an appropriate covering material, if necessary,
- Bright colors are not acceptable,
- Additional stipulations may be applied in specific cases, if deemed necessary by the design review committee.

4.11 Flags and Flag Poles

Flags may be displayed subject to the following:

A. Only the following flags may be displayed on a Lot:

1. The American flag or an official or replica of a flag of the uniformed services of the United States by an association member on that member's property if the American flag or a uniformed services flag is displayed in a manner consistent with the federal flag code (P.L. 94-344; 90 Stat. 810; 4 United States Code sections 4 through 10).
2. The POW/MIA flag.
3. The Arizona state flag.
4. An Arizona Indian nations flag.
5. The Gadsden flag.
6. A first responder flag. A first responder flag may incorporate the design of one or two other first responder flags to form a combined flag.
7. A blue star service flag or a gold star service flag.
8. Any historic version of the American flag, including the Betsy Ross flag, without regard to how the stars and stripes are arranged on the flag.

B. The maximum size of a flag shall be three feet in height by five feet in width (3'x5').

C. Only one permanent, removable, wall mounted, or freestanding flagpole is permitted on a single-family Lot.

D. Only one permanent, removable, wall mounted flag bracket may be mounted to structures on a condominium, after approval of location by the Committee, or displayed on a patio or balcony on a flagpole not to exceed six feet (6') in height.

E. The height of a flagpole shall be no taller than the highest point of the roofline.

F. Wall mounted flagpoles shall not exceed 5 feet (5') in length and must be painted to match the color of the attachment area.

G. No flags that are ripped, torn or shredded may be displayed on a Lot.

H. No flags may be displayed on any of the Common Areas.

I. A maximum of only two (2) flags may be flown at one time.

4.12 Golf Ball Netting

Golf ball netting may be installed in the community per the following guidelines:

- Netting:
 - Typical 3/16" golf rope netting
 - Entire unit; net, poles, and hardware to be black in color or an exact match
 - Maximum height may not exceed height of home
 - All nets must be approved in writing prior to installation
- Vertical Poles:
 - Minimum round pole size 2 3/8" schedule 10 (must be installed in 2' concrete footing)
 - Maximum round pole size 4" tough 40 (must be installed in 3' concrete footing)
- Horizontal Poles:
 - Minimum round poles size 1 5/8" schedule 10
 - Maximum round pole size 1 7/8" schedule 10

4.13 Mechanical Equipment and Trash Screening

All mechanical equipment shall be screened from view by adjacent properties and public rights-of-way. Screen walls and/or landscape buffers may be used to accomplish this. Any condensing units/air conditioners or other equipment must be screened by a stucco masonry wall, painted to match that of the related dwelling or building. So as not to be visually obtrusive to neighbors or public, trash receptacles kept outside should be fully enclosed by a stucco masonry wall, with landscape screening where possible. All mechanical equipment locations are subject to review and approval by the Design Review Committee on a case-by-case basis.

4.14 Minor Building Elements

Elements such as chimneys, chimney screen caps, porches, stairways, railings, or trellises shall be designed as integral architectural elements which enhance the structure.

4.15 Paint Colors, Window and Door Treatment

IMPORTANT – Paint colors printed off the Foothills Community website may not be the exact color as the Dunn-Edwards paint swatch. Please make sure to go to one of the Dunn-Edwards store locations to obtain a color sample or paint swatch to use when selecting colors, color matching, etc. It is the homeowner's responsibility that the colors approved by the Design Review Committee are correctly painted onto the home. The Gloss or Sheen used on the Body of the house may be no higher than Eggshell. Specific paint colors are attached hereto as Exhibit K. Windows and doors utilizing wood, anodized aluminum, or baked enamel frames are acceptable for the desert climate. They shall be architectural features and, whenever possible, grouped into recessed areas or bordered by projections which provide a shadow pattern. Windows in the rear and side elevations or perimeter lots that may be directly viewed by the public, such as golf course or lake lots, shall be treated by installing pop-outs or surrounds. Consult with the Design Review Committee to determine which windows require pop-outs or surrounds. Shading devices such as awnings shall blend with the overall character of the building or structure. Skylights can also cause glare, and view of them from neighboring properties and the hillside shall be avoided.

4.16 Patios and Courtyards

Patios and courtyards shall be designed as an integral part of the architecture. Inward orientation of outdoor spaces minimizes impact on the desert environment as well as increasing the amount of privacy. Open areas shall be designed to take advantage of the natural environment of The Foothills.

- The patio roof shall be covered with the same tile as that used on the roof of the house,
- A flat roof patio may be allowed, provided that the patio roof has a minimum two (2) foot parapet wall (see Detail C.4),
- Porches or patios not designed as part of the roof system must include a parapet wall to screen the patio sheeting as shown by the typical detail in Exhibit C.4.a,
- Lattice type roof structures will be considered, provided they meet all other Design Review guidelines; these structures may be exempt from the parapet provision,
- Composite materials may be considered for these types of structures; however, the color must match the exterior color of the house,
- The structure must be kept in good repair, in a quality condition and adequately painted and finished, as applicable, such that it will not detract from the high quality of the community,
- Lots adjacent to a golf course, view corridor, lakes, common area or park may be subject to additional design specifications and setback requirements,
- Balconies will be considered based on location and shall also have a minimum two (2) foot parapet wall, topped with wrought iron to function as a protective railing,
- Exposed wood will not be considered regardless of finish,
- Stucco columns shall be a minimum of 12" x 12" square finish matching the house color (see Detail C.4.),
- Composite material columns shall be a minimum of 8" x 8" square or 25" in circumference with a finish matching the house color,
- Decorative columns may be considered if they match the architectural design of the structure and/or house.

4.17 Privacy and Perimeter Walls

Privacy and perimeter walls shall be of stucco over masonry, adobe, or local stone or brick and shall be a visual extension of the structure or structures. Standard subdivisions shall use The Foothills project wall standard detail provided as Exhibit C.2.b. The raising or increasing in height of existing walls shall be generally limited to six (6) feet and require prior approval of the Design Review Committee. Wall should not exceed City of Phoenix building code.

Any perimeter wall installed shall have a stucco finish the same as that of the project wall and shall be painted Foothills Brown. Interior walls shall have the same finish and color as the primary structures within the subdivision or as approved by the Design Review Committee. Walls shall vary in height and setback to prevent monotony. Front yard walls of single-family dwellings will not be approved unless the wall is designed to integrate with the structure. In other cases, such as multi-family or non-residential development, decorative walls will be reviewed and approved on a case-by-case basis.

Properties fronting on Golf Courses shall utilize a uniform wall design of masonry and rust resistant wrought iron as specified by the Design Review Committee. All Golf Course lots must have uniform fencing along the border of the Golf Course in accordance with the standard detail provided. All such fencing shall be placed so that each fence on any Golf Course lot connects with the fence placed on the adjacent lots. See Exhibits C.2.c and C.2.d for Golf Course wall details. No gates shall be constructed in a golf course or perimeter wall.

Side yard walls of lake lots shall incorporate a masonry and wrought iron design as shown by the typical detail in Exhibit C.

For hillside lots, the side yard masonry wall should be the typical wall detail and will extend up the hillside to the limit of the graded area of the lot. The rear yard wall design will utilize the typical golf course detail of Exhibit C.2.c. and will be stuccoed and painted on both sides.

Where cul-de-sacs end at perimeter walls, Developers/Builders should creatively incorporate an open metal design into the perimeter wall, thereby providing a break in the wall and allowing a view corridor into the subdivision.

For wall drains located two feet or more above adjoining grades, to eliminate exterior stains, the drains shall incorporate the wall scupper design of Exhibit C.2.f.

4.18 Roofs

All roofs shall be of a color, material, and texture approved by the Design Review Committee. Muted desert hues which are compatible with the environs are preferred for roofs to avoid conflict with the accent colors of the desert. Blending with the hillside and the desert landscape is the overall intention. Reflective roof coatings that create glare will not be permitted.

No mechanical equipment of any kind shall be allowed on roof tops in residential developments, except as noted in Section 4.7. In commercial developments, a minimum of roof openings and roof-top equipment will be allowed if screened from view and approved by the Design Review Committee prior to construction. The intention of this restriction is to avoid destruction of sight lines from open spaces and hilltops both within and around The Foothills. Chimney cap design shall be included with the submittal of elevations for review and approval by the Design Review Committee.

4.19 Satellite Dishes and Antennas

The Federal Communications Commission Over the Air Reception Devices Rule ("FCC Rule") governs Direct Broadcast Satellite dishes (DBS) less than 1 meter in diameter, multichannel multipoint distribution reception devices (wireless cable) and traditional television broadcast antennae (hereinafter referred to as "Direct Broadcast Satellite dish").

This section of the Design Guidelines does not apply to satellite dishes that are greater than 1 meter in diameter or other types of antennas not covered by the FCC Rule. Satellite dishes and antennas not subject to or covered by the FCC Rule are subject to the relevant provision of the CC&R's and, to the extent allowed by the Declaration, may only be erected or installed after obtaining the prior, written approval of the Committee.

All Direct Broadcast Satellite dishes must be installed in the least obtrusive manner possible. Specifically, the goal of these guidelines is to have as many Direct Broadcast Satellite dishes as possible ground mounted or otherwise obscured from view from adjacent property, streets, or common areas.

a) DIRECT BROADCAST SATELLITE DISHES LESS THAN 1 METER IN DIAMETER

- An attempt should first be made to ground mount a Direct Broadcast Satellite dish in the rear yard.
- If installation of a Direct Broadcast Satellite dish on the ground does not provide an acceptable quality signal, the Direct Broadcast Satellite can be placed on the home.
- In placing the Direct Broadcast Satellite dish, the placement is required to be the least visible from the front and sides of the home as possible.
- If installation of the Direct Broadcast Satellite dishes or antennas cannot receive an acceptable signal mounted either on the ground or home, the Direct Broadcast Satellite dish may be placed on interior of a party wall between neighbors or shared walls within Association.
- All Direct Broadcast Satellite dishes are required to be painted the color of the house if it is installed in any manner other than a "ground mount".
- All Direct Broadcast Satellite dishes or antennas must be removed from lot if not in use.

4.20 Site and Building Lighting

Lighting plans are an integral part of the overall streetscape of the community. The intent of the lighting plan is to unify the community by keeping lighting to a minimum so that its use does not interfere with the reasonable use and enjoyment of any adjacent property. All lighting shall comply with the City of Phoenix Outdoor Lighting Ordinance Number G-2699, as may be amended or superseded, the applicable Hillside Development Ordinance provisions, and the Master Lighting Plan for The Foothills.

All exterior lighting, whether temporary, seasonal, permanent, architectural, decorative, security, programmable, or accent lighting, shall comply with the standards contained within this section.

4.20.1 Temporary Decorative and Holiday Lighting

Temporary decorative and holiday lighting may only be installed and displayed during the approved holiday and seasonal periods identified within this Section.

Approved seasonal display periods include:

- **Winter Holiday Season:** November 1 through January 7
- **Halloween:** October 1 through October 31 Approved federal holidays include:
- **New Year's Day:** January 1
- **Martin Luther King Jr. Day:** Third Monday in January
- **Washington's Birthday (Presidents' Day):** Third Monday in February
- **Memorial Day:** Last Monday in May
- **Juneteenth National Independence Day:** June 19
- **Independence Day:** July 4
- **Labor Day:** First Monday in September
- **Columbus Day:** Second Monday in October
- **Veterans Day:** November 11
- **Thanksgiving Day:** Fourth Thursday in November
- **Christmas Day:** December 25

Lighting associated with an approved federal holiday may be displayed for a period not to exceed seven (7) days, unless the holiday falls within the approved Halloween or Winter Holiday Season display period. The date of installation and the date of removal shall each count as one of the seven (7) permitted days.

Consecutive federal holidays may not be stacked to extend a display beyond the seven (7) day allowance applicable to each individual holiday. Each approved holiday period stands alone, and lighting must be fully removed between holidays before a subsequent display period may begin, except when the holiday falls within an approved seasonal display period expressly established by this Section.

All other holidays, celebrations, observances, events, or homeowner-requested lighting displays not specifically identified above must be submitted to the Association's management company for short-term written approval before installation or display.

Requests must include the proposed display dates, lighting colors, lighting location, and confirmation that the display will comply with all applicable lighting standards.

Approval may be granted for a period not to exceed seven (7) days, inclusive of installation and removal days, and shall remain subject to the no-stacking requirement stated above.

Continuous year-round display of temporary decorative lighting is prohibited.

All temporary decorative lighting shall:

- Be maintained in good condition.
- Remain residential in scale and character.
- Not create glare or nuisance conditions.
- Not interfere with neighboring properties.
- Comply with all brightness, shielding, curfew, and operational standards contained in Section 4.20.
- Be physically removed, including all fixtures, strands, and mounting hardware, no later than the end of the approved display period. Powering off the lighting or leaving it installed but not illuminated does not satisfy the removal requirement.

4.20.2 Permanent Exterior Lighting and Colored Lighting Standards

Purpose

These standards establish clear and enforceable requirements for permanent exterior lighting and colored lighting within The Foothills Community Association in order to:

- Preserve community aesthetics
- Address modern lighting technology including RGB and app-controlled systems
- Provide consistent review and enforcement standards
- Allow reasonable seasonal and holiday use

Daily Lighting Requirement

All permanent exterior lighting must operate in warm white only, defined as 2700K to 3000K.

This requirement applies to:

- Architectural lighting
- Coach lights
- Wall sconces
- Landscape lighting
- Pathway lighting
- Roofline lighting
- Accent lighting
- Security lighting
- Bistro and string lighting
- Entry lighting

Colored Lighting General Rule

Colored lighting is prohibited year-round outside approved holiday periods.

This includes:

- All non-white colors
- RGB or programmable color-changing systems
- Color-cycling systems
- Animated lighting displays

Smart and Programmable Lighting Systems

Smart or programmable lighting systems may be approved only if:

- The default setting is warm white
- The owner acknowledges and agrees to comply with all color restrictions
- The system complies with all operational standards contained herein

Holiday Exceptions

Colored lighting is permitted only during approved holiday periods identified within Section 4.20.1.

All lighting must return to compliant warm white operation immediately following the approved period.

4.20.3 Bistro Lighting

Bistro lighting includes strings of electric lights installed above the ground that have not been formally approved for permanent installation by the Association.

Bistro lighting shall comply with the following:

- Must be turned off after 10:00 PM unless exempt under Section 4.20.7
- Must only be illuminated when the area is in active use
- Must comply with all warm white color requirements
- Colored bistro lighting is prohibited except during approved holiday periods
- No visible additional poles or support structures may be installed without Design Review Committee approval
- Bistro lighting may not be affixed along the length of view fencing
- Rear yard installations only; no front yard installations permitted unless specifically approved by the Design Review Committee

4.20.4 Operational Standards

Except as otherwise exempted herein, all exterior lighting shall comply with the following operational standards:

- Decorative and accent lighting must turn off by 10:00 PM
- Flashing lighting is prohibited

- Strobing lighting is prohibited
- Chasing or animated lighting effects are prohibited
- Lighting shall be downward directed where feasible
- Lighting shall be shielded to minimize glare
- Lighting shall not create unreasonable visibility from adjacent properties or streets
- Commercial-scale brightness or over-lighting is prohibited

Intensity and Brightness

- Lighting shall remain residential in scale and character
- Maximum output shall not exceed approximately the equivalent of a 60-watt incandescent bulb per fixture unless otherwise approved by the Design Review Committee for safety purposes

4.20.5 Approval Requirements

All permanent exterior lighting requires prior written Design Review Committee approval.

Complete submittals must include:

- Site plan showing fixture locations
- Fixture specifications and cut sheets
- Kelvin rating confirmation
- Timer, photocell, smart-system, or control-system details
- Confirmation of compliance with operational standards and curfew requirements
- Photos of installation areas
- Front elevation photo if visible from the street

4.20.6 Definition of Permanent Lighting

Permanent lighting includes any exterior lighting installation that is:

- Hard-wired
- Mounted
- Affixed to the residence
- Affixed to landscape improvements
- Affixed to approved architectural features where otherwise permitted by these Guidelines
- Intended to remain installed beyond seasonal use

This includes:

- Roofline lighting systems
- RGB and programmable systems
- Landscape and pathway lighting
- Architectural entry lighting
- Coach lights
- Porch lights
- Wall sconces
- Entry lighting
- Motion activated security lighting
- Bistro and string lighting

Definitions

- “Architectural Entry Lighting” includes coach lights, porch lights, wall sconces, and entry lighting integrated into the architectural design of the home.
- “Roofline Lighting” refers to lighting installed along roof eaves, fascia lines, or architectural roof features.
- “RGB Lighting” refers to lighting systems capable of producing multiple colors or color-changing effects.
- “Landscape and Pathway Lighting” refers to low-voltage lighting intended to illuminate walkways, planting areas, or landscape features.

4.20.7 Exempt Lighting Fixtures

The following fixture types are exempt from the 10:00 PM shutoff requirement, provided they remain compliant with all other provisions of this section and operate only in warm white lighting between 2700K and 3000K:

- Coach lights
- Porch lights
- Wall sconces
- Entry lighting
- Architectural entry lighting
- Low intensity Landscape and Pathway lighting
- Motion activated Safety and Security lighting

These exempt fixtures are not exempt from:

- Warm white color requirements
- Colored lighting prohibitions
- Brightness limitations
- Glare restrictions
- Nuisance standards
- Hillside lighting restrictions

4.20.8 Hillside Lighting Requirements

The “Hillside Coach/Lantern Exterior Light” policy adopted May 28, 2008 shall remain in effect for all hillside lots including, but not limited to:

- Eagle Ridge
- Candlewood Views
- Sanctuary
- Any other hillside lots within The Foothills Community Association

Exterior lighting on hillside lots must comply with the City of Phoenix Hillside Development Outdoor Lighting Ordinance and all applicable shielding and visibility requirements.

The objective is to preserve the night sky ambience and utilize lighting only as needed for safety, aesthetics, and reasonable residential use.

Lighting fixtures shall be shielded wherever possible so glare is not visible from adjacent hillside lots or common areas.

No exterior lighting on hillside lots shall exceed three (3) feet in height where restricted by applicable City hillside development ordinances.

4.20.9 Enforcement

All permanent lighting installations are subject to ongoing compliance with these Design Guidelines, the FCA CC&Rs, and any applicable City ordinances.

Any modification to an approved lighting installation, including:

- Addition of fixtures
- Changes in color temperature
- Changes in lighting controls
- Changes in programming
- Relocation of fixtures
- Addition of RGB capability

shall require a new submittal and Design Review Committee approval prior to installation.

4.21 Site Drainage and Grading

Site design is encouraged which adds to the aesthetics and protects buildings from damage or disruption that may occur during extreme weather conditions. Design shall allow rainwater to be adequately absorbed or to drain off without causing excessive water collection on adjacent streets or properties. Berms, channels, swales, etc., shall be graded in such a way as to be an integral part of the grading and paved surface and designed with smooth transition between changes in slope. Hillside lots must utilize drainage ditches per the typical detail of Exhibit D. Subdivision barricades and handrails shall conform to the square-tubing detail shown on Exhibit D.1.

4.22 Solar Energy

A.R.S. § 33-1816 [planned communities] regulates solar energy devices. Notwithstanding any provision in the community documents, an association shall not prohibit the installation or use of a solar energy device as defined in section A.R.S. 44-1761. An association may adopt reasonable rules regarding the placement of a solar energy device if those rules do not prevent the installation. Planned community associations may be able to limit the total surface area of a roof that can be covered with a solar energy device. Such a “surface area” limitation allows an owner to install a solar energy device, and the regulation regarding “placement” does not impair the functioning or expense of the device.

No solar energy device which is visible from any street, the Common Area of any other Lot or Parcel may be installed or modified without the prior written approval of the Design Review Committee.

Roof-mounted solar energy devices will only be permitted if the solar energy device cannot be placed on the ground on any part of a Lot or Parcel without substantially decreasing the effectiveness of the solar energy device or substantially increasing the cost of the

installation of the device. Solar energy devices installed on the ground must be installed on the part of the Lot or Parcel and in such a manner as to be the least visible from streets, the Common Area, and other Lots and Parcels. Some active solar collectors may cause excessive glare and reflection and, therefore, they must be integrated into the structures of landscaping on a Lot or Parcel.

To the extent possible, without substantially decreasing the effectiveness of the solar energy device or substantially increasing the cost of installation of the device, roof-mounted solar panels must comply with the following rules and restrictions:

- A. The solar panels and equipment must be an integrated part of the roof design.
- B. The solar panels and equipment should be placed on the part of the roof which is the least visible from streets, the Common Area, and other Lots and Parcels.
- C. The solar panels and equipment must be permanently screened in a manner acceptable to the Design Review Committee so that the solar panels and equipment are not visible from the streets, the Common Area, and other Lots and Parcels.
- D. All parts of the solar energy device other than the collector panels must be painted to match the roof color or the house color, as appropriate.
- E. The solar panels and equipment must not break any roof ridge line.
- F. No stand-up solar panels are permitted unless there is no other alternative.

The Design Review Committee may impose such additional rules and restrictions on the installation of solar energy devices to the extent that the rules and restrictions do not substantially decrease the effectiveness of the device or substantially increase the cost of the installation of the device.

4.23 Street Decorative Items and Water Features

Decorative items, sculptures, or art objects visible from a neighboring property shall be muted tones chosen to blend rather than contrast with the home and surroundings. The Association reserves the right to require removal of decorative items in front yards, or visible from a neighboring property, based on size, quantity, color, location, and any other criteria that the Board may determine.

Sculptures, art objects, water features or fountains must be setback a minimum of three (3) feet from any property line. No street decorative item or water feature or fountain in the front or backyard is allowed to exceed six (6) feet in height or to drain directly into a wash corridor or common area. It is recommended that the water feature be chlorinated.

4.24 Storage Tanks

All water tanks, fuel tanks, or other storage tanks shall either be installed underground or shielded from view by walls or structures and landscaping, with the exceptions of those tanks required by the Developer for overall Foothills development. All such tanks and locations must be approved by the Design Review Committee and the City of Phoenix when applicable.

4.25 Swimming Pools and Spas

Swimming pools and spas shall be constructed according to Maricopa County Health Department and City of Phoenix regulations and shall be screened from the street and, whenever possible, the neighboring property views. The location of any swimming pool to be located on a Lakefront lot must be approved by the Design Review Committee. The location of a swimming pool on a Lakefront lot will not be approved if located too close to the lake so as to potentially jeopardize the structural integrity of the lake by placing too much pressure on the Lake Wall or lake border wall.

Any pool equipment exposed to the public must be screened from view by a masonry screen wall.

In certain circumstances, the most expedient route to access a rear yard to install a pool is through the perimeter wall. Any alteration to the perimeter wall requires the approval of the Design Review Committee, which will review requests on a case-by-case basis. The Design Review Committee may require a performance bond to cover repairs to the wall or other areas affected by the wall construction.

Pool equipment should be screened from view from the street. For those lots adjacent to the golf course, screening shall be provided to hide the pool equipment from view of the golf course as well. Proper screening shall consist of a masonry wall or other acceptable materials as approved by the Design Review Committee. In some instances, it may be necessary to provide some type of fabric screening over the top of the equipment as well.

4.26 Recreational Courts & Sporting Installations (Expanded – Approved 2.12.2026)

This section supplements DRG §4.26 and establishes standards for recreational courts, sports-play features, and noise-generating improvements within the Foothills Community Association.

All improvements listed in this section require **prior Design Review Committee approval** unless expressly noted otherwise.

A **complete submittal** includes a signed and dated DRC form, site plan, dimensions, materials, pictures of the home and yard area, and any applicable manufacturer specifications.

4.26.1 Pickleball Courts

Pickleball courts are **not permitted** within any residential lot of the Foothills Community Association.

Rationale:

- Sound generated by pickleball play exceeds nuisance thresholds under CC&R §4.2.
- Noise cannot be effectively mitigated within typical residential setbacks <70db @ 100ft.
- Required hardscape footprint may exceed landscape ratio requirements.
- Associated fencing and lighting create unavoidable neighbor impact and are not approvable.

Status:

Not permitted.

4.26.2 Tennis Courts

Due to their scale, lighting, and noise impact, tennis courts are **not permitted** on residential lots.

Rationale:

- Standard court dimensions exceed allowable yard coverage **unless lot size permits**, which is not typical within the Foothills.
- Required fence heights conflict with perimeter wall regulations.
- Hardscape surface area may exceed DRG yard coverage limits.

Status:

Not permitted.

4.26.3 Sports Courts / Multi-Sport Pads

This includes basketball pads, multi-use courts, and similar recreational surfaces.

Permitted Only Under the Following Conditions:

1. **Size Limit:**
 - Maximum hardscape pad area is **up to 400 sq ft, unless lot size permits** a slightly larger installation without violating front/rear yard hardscape ratios or setbacks.
 - Overall design must comply with DRG minimum 50% natural landscape requirement.
2. **Location:**
 - Rear yard only; may not be visible from the street.
 - Minimum setback of **10 ft from all property lines, unless lot size permits** additional separation for noise mitigation.
3. **Equipment:**
 - Basketball nets must be installed in the rear yard.
 - No fencing, netting, or ball screens above **6 ft** unless required by unique lot conditions and specifically approved.
4. **Noise Compliance:**
 - Play activity must not violate CC&R (Nuisance).
 - Continued neighbor impact may result in enforcement.
5. **Lighting:**
 - No overhead or pole-mounted lighting permitted.
 - Low-voltage path lighting is allowed only for safety and not for nighttime play.

Status:

Permitted with Restrictions.

4.26.4 Batting Cages

Permanent or temporary batting cages, including pitching machines, fall under noise-generating structures.

Requirements:

- **Location:** Rear yard only, screened from public view, setback of. The structure shall be 18" away from the nearest perimeter wall, for every 12" it is visible above fence line.
- 1. **Noise Control:** Must comply with CC&R §4.2; repeated impacts or machine noise may constitute nuisance.
- 2. **Structure Size:**
 - Maximum length **40 ft**, maximum height **10 ft**, **unless lot size permits** greater separation from neighbors to reduce impact.
- 3. **Materials:**
 - Netting must be black or dark green to reduce visual prominence.
- 4. **Lighting:**
 - No nighttime lighting permitted.

Status:

Conditionally approvable.

4.26.5 Putting Greens (Artificial Turf)

Artificial putting greens may be permitted if integrated appropriately into the landscape.

Requirements:

1. **Hardscape Ratio:**
 - Must not reduce natural landscape below 50%, **unless lot size permits** an expanded landscape distribution elsewhere on the lot.
2. **Location & Screening:**
 - Rear yard installations only.
3. **Materials:**
 - Turf must be high-quality, UV-stable, properly drained, and natural in appearance.
4. **Structures:**
 - No raised tees, walls, or shade structures without additional approval.

Status:

Approvable with Conditions.

4.26.6 Golf Chipping Nets & Practice Screens

Requirements:

- Rear yard only.
- Maximum height **8 ft**, **unless lot size permits** greater height without visibility above perimeter walls.
- Must be collapsible or removable when not in use.
- Must not extend above or beyond perimeter fencing.
- Must comply with nuisance regulations.

Status:

Approvable with Restrictions.

Recap Prohibited Installations

The following installations are prohibited within the Foothills Community Association due to unavoidable noise, scale, lighting, or neighborhood impact:

- Pickleball courts (all configurations)
- Tennis courts (full or modified)

- Stadium or pole-mounted recreational lighting
- Sports courts exceeding DRG size limitations **unless lot size permits**, which is atypical
- Netting, fencing, or structural screens above 6 ft except where originally built or specifically approved due to unusual lot conditions

4.27 Water Conservation and Planting Limitations

As discussed previously, plant materials that have lower water demands and are drought-resistant are encouraged. Total turf area allowed for each lot or residence shall be limited to 40% of the total landscapable area of said lot or residence. Integrating the limited turf areas or other landscape elements can provide for an ‘oasis’ feeling without the need for large areas of lawn or turf. Refer to Exhibit B for examples of acceptable plants and Exhibit B-1 for typical landscape design.

In accordance with The Foothills Water Conservation Program, water conserving plumbing fixtures will be required. Accordingly, the City of Phoenix has provided the following suggested list of plumbing fixture flow rates as used in its computations of daily per capita water usage in water-conserving communities.

Water Closet -----	1.6 gallons per flush
Shower -----	2.75 gallons per minute
Washing Machine -----	42.0 gallons per load
Dishwasher -----	8.5 gallons per load

4.27.1 Wildflowers – Approved 2.12.2026

4.27.1.1 Purpose

This guideline establishes clear and consistent standards for the use of wildflowers within the Foothills Community Association. The intent is to allow limited, appropriate use of wildflowers while preserving community aesthetics, minimizing maintenance concerns, and ensuring consistency with the Association’s governing documents.

4.27.1.2 Definition

Wildflowers are defined as **seasonal or annual, non-woody flowering plants** characterized by **short bloom periods** and **extended dormant or dry phases**. Wildflowers are typically not included on the FCA Approved Plant List and are distinct from permanent ornamental landscaping.

4.27.1.3 Prohibited Locations

Hillside and NAOS areas are protected open space and are not eligible for homeowner landscaping of any kind. No planting, seeding, or removal of vegetation—including wildflowers—is permitted within hillside or NAOS areas.

Wildflowers are not permitted in any of the following areas:

- Front yards
- Hillsides
- Street-facing yards
- Side yards or other areas visible from streets, sidewalks, neighboring properties, or common areas
- Areas within public view fencing

4.27.1.4 Permitted Locations

Wildflowers may be **considered for approval in rear yards only**, subject to all of the following conditions:

- The planting area is fully contained within the homeowner’s lot
- The planting is not visible from streets, sidewalks, or common areas

- The area is fully enclosed and screened from public view
- The planting does not encroach into washes, easements, or common areas
- The planting is seasonal and non-permanent in nature

Approval of wildflowers is not automatic and remains subject to Design Review Committee discretion.

4.27.1.5 Design Review Submittal Requirements

Requests for rear-yard wildflowers must include:

- A completed, signed, and dated Design Review Submittal Form
- A photo of the rear yard clearly identifying the proposed planting location
- A brief description of the wildflower species or mix proposed
- Confirmation that the planting is seasonal and non-permanent

4.27.1.6 Maintenance and Enforcement

- Approved wildflower areas must be **maintained at all times** in a neat, intentional, and controlled manner.
- Dead, overgrown, dormant, or invasive growth must be removed promptly.
- Wildflowers may not be allowed to spread beyond the approved planting area.
- Irrigation must be appropriate and may not cause runoff, overspray, or impact adjacent properties or common areas.
- Failure to maintain an approved wildflower planting may result in **revocation of approval**, compliance action, and/or required removal.
- Approval of wildflowers does **not establish precedent** for future applications.

4.27.1.7 Effective Date

Upon adoption by the Design Review Committee and/or Board of Directors, this section shall become part of the Foothills Community Association Design Review Guidelines and supersede any prior informal practices related to wildflower plantings.

This section is intended to be read in conjunction with all other applicable Landscaping and Design Review provisions of the FCA DRGs.

5.0 COMMUNITY RULES

5.1 Bulk Trash

Bulk trash is material that must not be placed in the garbage or recycling container such as furniture, large appliances, and large amounts of vegetation. Vegetation must be less than four feet long and 12 inches in diameter, except for palm fronds. Small amounts of vegetation should be bagged, tied, and placed in the garbage container.

City ordinance allows only nine days prior to the scheduled collection week to place bulk trash out for collection. It is a violation of city ordinance to place bulk trash out before the listed "Placement Begins On" date. Placement dates can be found at www.phoenix.gov/publicworks.

5.2 Parking

Vehicles of all Owners, Lessees and Residents, and of their employees, guests and invitees, are to be kept in garages, carports, residential driveways of the Owner, designated spaces in commercial areas, and other designated parking areas wherever and whenever such facilities are sufficient to accommodate the number of vehicles at a Lot or Parcel; provided, however, this Section

shall not be construed to permit the parking in the above described areas of any vehicle whose parking on The Foothills is otherwise prohibited or the parking of any inoperable vehicle.

5.3 Pets

No animal, bird, fowl, poultry, or livestock, other than a reasonable number of generally recognized house or yard pets, shall be maintained on any Lot or Parcel and then only if they are kept, bred, or raised thereon solely as domestic pets and not for commercial purposes. No animal, bird, fowl, poultry, or livestock shall be allowed to make an unreasonable amount of noise or to become a nuisance. No structure for the care, housing or confinement of any animal, bird, fowl, poultry, or livestock shall be maintained to be Visible from Neighboring Property. Upon the written request of any Member or Resident, the Board shall conclusively determine, in its sole and absolute discretion', whether, for the purposes of this Section, a particular animal, bird, fowl, poultry, or livestock is a generally recognized house or yard pet, whether such a pet is a nuisance, or whether the number of animals or birds on any such property is reasonable. Any decision rendered by the Board shall be enforceable in the same manner IS other restrictions contained herein. The Board shall also have the authority to exempt from the foregoing restrictions, or portions thereof, (i) a pet shop or veterinary office In a General Commercial Land Use Classification or (ii) horses and horse stables and corrals in areas designated on a Recorded subdivision plat, in a Tract Declaration or in any other Recorded instrument signed by the Declarant as being suitable for the maintenance of horses and horse stables and corrals.

5.3A Barking Dog

When there is a problem with barking dogs, it is helpful to talk to or leave a note for the animal owner. Although this may be difficult to do at first, communicating with the animal owner is usually the most effective way to resolve the problem.

- Try to do this when you are NOT frustrated about the barking.
- When you approach your neighbor, be calm and plan to discuss the barking in a friendly manner. We found this makes a big difference.
- Have the attitude that you want to make your neighbor aware of the problem.
- Let them know the time of day or night that the dogs are barking.
- If possible, agree that you will contact them right away if the problem continues

If leaving a note for your neighbor:

- Try to explain what the dog does when the family is away from the residence.
- Choose words that are not offensive or intimidating to the dog owner.
- If you feel comfortable, leave them your name, telephone number, or address so they can respond to your letter.

If this is an ongoing problem, you may contact the Mediation Program for assistance at 602-256-4309.

5.3B Urban Chickens

The Board of Directors have determined that Urban Chickens may be considered recognized house or yard pets subject to meeting ALL the following conditions as well as the City of Phoenix Ordinance: 8-7 Poultry and Rodents.

- All chickens must be kept inside a coop at ALL times.
- The coop must meet all setback requirements of a Free-Standing Structure (see Section 4.9) and must not be visible from the street or neighboring property.
- The coop must be fully enclosed and constructed of quality materials.
- Design plans for the chicken coop must be submitted to the Design Review Committee for approval prior to installation.
- A maximum of five (5) Chickens (Hens) is allowed.
- Male Chickens (Roosters) are NOT allowed.
- Food and Water must be kept in self-feeding/watering mechanisms.
- Bedding must be comprised of wood shavings, straw, or shredded paper and must be cleaned regularly so as not to cause a nuisance or odor.
- No Chickens shall be kept in an enclosure within eighty (80) feet of any neighboring residence.
- Chickens shall not be kept in the front yard area of any Lot or Parcel.
- All enclosures shall be kept in a clean condition with no offensive, disagreeable or noxious smell or odor.

5.4 Motor Vehicles

No automobile, motorcycle, motorbike or other motor vehicle shall be constructed, reconstructed or repaired upon any Lot, Parcel or street in The Foothills, and no inoperable vehicle may be stored or parked on any such Lot, Parcel or street, so as to be Visible From Neighboring Property or to be visible from Common Areas or streets; provided, however, that the provisions of this Section shall not apply to (i) emergency vehicle repairs or temporary construction shelters or facilities maintained during, and used exclusively in connection with, the construction of any improvement approved in writing by the Design Review Committee; (ii) any automobile repair business which may be permitted in any General Commercial Land Use Classification.

5.5 Signage Concept

All signs within The Foothills shall be designed to provide visual continuity and to reinforce the streetscape character established by these Design Guidelines and the Developer. Main entry signs and features at Chandler Boulevard shall establish the theme and character of the community, supplemented by subdivision entry signage which shall create individual neighborhood identities throughout The Foothills. Identification elements shall mark common open spaces and follow the theme established by the project entry elements, when appropriate. The signage concept shall conform to the standards set forth in The Foothills Planned Community Signage Program which addresses sign design, areas, location, materials, and lighting for the sign types as summarized below.

Sign Types:

1. Traffic control and guidance signs
2. Identity, directory, and occupancy signs (such as business, building name, number, and occupant name)
3. Advertisement signs (product and service availability signs)
4. Temporary signs (business directional, sales, lease, rental, and political signs)
5. Subdivision entry and directional signage

Sign Locations:

1. Ground-mounted signs
2. Free-standing on pole
3. Projecting on marquee or canopy
4. Projecting perpendicular from a wall
5. Projecting parallel from a wall
6. Flush or flat on building
7. On glass windows or doors

All signs shall be oriented, located, and designed to convey the intended message with a minimum of information. Project signage shall be coordinated in design and typeface and be professionally produced.

Uses such as office buildings, multi-family residences, hotels, and industrial parks shall confine signage to building name, project name, and address and depend on a combination of architecture and other streetscape for further identity. The identification signage system allows for a variety of sizes to meet differing owner/tenant identity needs and is to be compatible with sites and buildings of various sizes. Tenant identification signage shall respond to two factors: best position for viewing from the roadway and best visual relationship to the architecture of the building. It is the intention of the guidelines that sign sizes be in aesthetic balance with site and building sizes.

All signage shall be in accordance with the City of Phoenix Sign Ordinance Number G-1832 and The Foothills Planned Community Signage Program, as may be amended or superseded, as well as revised and approved by the Design Review Committee.

5.5A For Sale/For Lease Signs:

- A. Condominiums: One commercially produced “for sale”, “for lease” or “for rent” sign may be displayed on the exterior or interior of a window of a condominium unit. An open house sign may also be displayed in such areas.
- B. Single Family Residential Communities (other than condominiums): One commercially produced “for sale”, “for lease” or “for rent” sign and a sign rider may be displayed on a Lot. An open house sign may also be displayed on a Lot.
- C. All signs permitted and displayed pursuant to this section shall comply with the following:
 - All signs shall be commercially produced.

- All signs shall be industry standard in size and shall not exceed eighteen by twenty-four inches (18"x24") in size; sign riders shall not exceed six by twenty-four inches (6x24").

D. No signs of any kind, including "for sale", "for rent", "for lease" or "open house" signs may be displayed or placed on any portion of the Common Elements of a Condominium or the Common Areas of any Single-Family Residential community in The Foothills, without the prior written approval of the Design Review Committee, or as otherwise authorized in these Guidelines or the Declaration. Any unauthorized or unapproved signs placed or installed on the Common Elements or Common Areas shall be subject to removal and disposal.

5.5B Political Signs

An Association member may display political signs on their property in conformance with the political sign provisions in the City of Phoenix Zoning Ordinance. Additional information may be obtained by contacting the City of Phoenix Sign Services department at (602) 495-0301.

5.5C Children Cautionary Signs

Children cautionary signs (i.e., "children at play") may be used and displayed as follows:

1. The signs are displayed in residential areas only.
2. The signs are removed within one hour of children ceasing to play.
3. The signs are displayed only when children are present within fifty feet of the sign.
4. The temporary signs are no taller than three feet in height.
5. The signs are professionally manufactured or produced.

5.6 Trash Containers

Trash containers are allowed only to be in view from the street on the days of collection. Otherwise, these containers must be stored within the unit or behind the perimeter wall of the unit and otherwise out of view from neighboring properties.

THE FOOTHILLS COMMUNITY ASSOCIATION

Watercraft Permit Application

Amendment Adopted 5/28/08

NAME: _____

ADDRESS: _____

PHONE: _____ ACCOUNT #: _____

MAKE OF CRAFT: _____ LENGTH: _____

HULL MATERIAL: Aluminum _____ Wood _____ Steel _____

Fiberglass _____ Other (Describe) _____

PROPULSION: Wind/Sail _____ Oars _____ Paddles _____

Electric (Rating) _____

I have read and agree to abide by the Lake Rules of The Foothills Community Association. I understand that the Association assumes no liability for damage to boats, carts, trailers or other property of the permit holder(s) or for personal injury to the permit holder(s) while same is exercising the rights as a permit holder. I have read and signed the Indemnification, Waiver and Release for Use and Storage of Boats on the Lakes.

I currently carry liability insurance that covers my property and boat within The Foothills Community. I agree to continue to carry this liability insurance coverage for as long as I own this property.

I also understand that the Association may revoke a watercraft permit and has the right to revoke said watercraft from the Association lakes if:

1. The Lake Rules are violated;
2. Assessments are not current;
3. The information given above is false or incorrect.

I also understand that should the issued permit become unreadable, I will contact the management company immediately for a new permit.

Signature

Date

One-time only PERMIT FEE Charge is \$5.00 per watercraft.

Make checks payable and mail to: The

Foothills Community Association

c/o Premier Community Management

3930 S Alma School Rd., Suite 10

Chandler, AZ 85248

(For Association Use Only)

Permit # : _____

Date Issued: _____

Account # : _____

Issued By: _____

The Foothills Design Guidelines

Exhibit C.1

**THE FOOTHILLS COMMUNITY ASSOCIATION
INDEMNIFICATION, WAIVER AND RELEASE FOR USE AND STORAGE
OF BOATS ON THE LAKES
Amendment Adopted 5/28/08**

Welcome. Although we stress having fun and enjoying the various amenities and features of The Foothills, we do have to adhere to policies and procedures as well. The Foothills requires that residents sign this form before using, placing or storing boats on the Lakes. Please complete this form and return it to the community manager prior to using, placing or storing any boats on the Lakes. Thank you for your cooperation.

Waiver / Indemnification

_____, user of the Lakes (hereinafter "User") agrees to protect, defend, hold harmless, pay on behalf of and indemnify THE FOOTHILLS COMMUNITY ASSOCIATION, Inc. (and/or its designate(s)/agent(s)) ("Association") from and against any and all claims, actions, liabilities, damages, losses, injuries sustained, death, costs and expenses (including attorney's fees) arising out of or in connection with use, storage or placement of User boats on the Lakes.

User further agrees to WAIVE AND RELEASE The Foothills Community Association, Inc. from liability pertaining to the matters set forth below. I understand that by signing this Waiver and Release, I expressly and willingly agree to assume responsibility for any risk of injury that may arise from using, storing or placing my boat on the Lakes. On behalf of my heirs, assigns, and next of kin, I waive all claims for damages, injuries, and death sustained to me or my property, that I may have against the above named Association relating to such activity. I understand that the activity I will participate in is potentially inherently dangerous, and may cause serious injuries, including bodily injury, damage to personal property and/or death. If I and/or any of my guests, invitees, agents, heirs, assigns, and next of kin are injured from said activity, I will not hold the Association responsible even if the injuries were caused by a third-party and/or negligence on my part.

Name (Please Print)

_____, Phoenix, Arizona
Address in The Foothills

Signature

Date

IMPORTANT

Choose your shrubs, bushes, plants, trees, cactus, etc. from the enclosed approved plant lists at The Foothills.

The Design Review Committee must approve all front and rear yard landscaping plans before they are installed. Use the accompanying form.

All pool equipment must be shielded from view by a block wall around the equipment for homes adjacent to a golf course, lakes, view corridor, common area or parks. This enclosure must be stuccoed and painted. The enclosure entrance must face the home and not the golf course, lakes, view corridor, common area or parks.

PROHIBITED PLANTS

The Foothills, *in an attempt to conserve water and maintain the Southwest flavor of the area*, will prohibit the use of water-consumptive plants when utilized in mass or where they conflict with the desert character of the area. As discussed throughout the text, use of drought-resistant materials is encouraged. Total turf areas allowed for each lot or residence shall be limited to forty percent (40%) of the total landscapable area of said lot or residence.

Certain shrubs and ground covers may also be discouraged because of their character or watering requirements.

The Design Review Committee, at their discretion, may impose restrictions on varieties of plantings because of character, water consumption, excessive maintenance, and/or pollen production.

The following vegetation types and varieties are prohibited:

1. Olive trees (*Olea europaea*) other than the "Swan Hill" variety. These trees create considerable pollen, which disturbs allergy sufferers. A mature tree produces thousands of olives, which drop and create a mess in the landscape.
2. Oleanders (*Nerium oleander*) other than the dwarf variety and Thevetia (*Thevetia* Species). Oleanders other than dwarf or thevetia varieties get to such a size and trunk thickness that they are difficult to control on a lot.
3. All varieties of mulberry trees. Mulberry trees join fruiting olive trees as a major pollen contributor.
4. Mexican Palo Verde (*Parkinsonia aculeata*), known for its extreme shedding.
5. All varieties of Citrus are permissible, but only within the confines of the rear yard.

(SEE ATTACHED PLANT LIST)

**THE FOOTHILLS COMMUNITY ASSOCIATION
APPROVED PLANT LIST**

----- SHRUBS -----

COMMON NAME	DESCRIPTION (Foliage, Flowers)	Notes
Trailing Acacia	Evergreen, Small Yellow Flowers	
Bursage	Sticky gray-green triangular leaves	
Four Wing Saltbrush	Gray Green, Green non-showy flowers	
Quail Bush	Silvery, Yellow Flowers	
Nevada Saltbush	Evergreen, White Flowers	
Bougainvillea	Medium Green, Many Bright Colors	
Wooly Butterfly Bush	Silvery, Orange Flowers	
Yellow Bird of Paradise	Semi-Evergreen, Yellow/Red Flowers	
Red Bird of Paradise	Dark Green, Orange/Yellow Flowers	
Fairy Duster	Dark Green, Red Powder-puff Flowers	
Fair Duster	Medium Green, Pink Powder-puff Flowers	
Cassia	Green, Yellow Flowers	
Texas Olive	Gray-Green, White Flowers	
Sago Palm	Evergreen, Small Brown Cones	1
Indigo Bush	Silver, Indigo Flowers	
Indigo Bush	Silver, Indigo Flowers	
Green Hopbush	Large Evergreen, Pinkish/Lavender Flowers	
Brittlebush	Silvery Gray, Yellow Daisy-like Flowers	
Turpentine Bush	Bright Green, Yellow Cluster Flowers	
Fire and Ice	Grayish, Yellow/Orange/Red Flowers	
Common Winter Creeper (Variegated)	Structure Plant for Shade White in Color	1
Gopher Plant	Evergreen, Chartreuse	
Evolvulus	Evergreen, Blue Flowers	
Japanese Aralia	Plant in shade, Blue Flowers, Yellow Centers	1
Blue Marguerite Daisy	Evergreen, White/Blue Flowers	
Ocotillo	Grayish-brown, Red/Orange Flowers	
Junipers	Bushy Shrubs	
Chuparosa	Gray-Green, Orange/Red Flowers	
Desert/Mexican Honeysuckle	Red-Orange Flowers	2
Creosote	Dark Grey, Shiny Green Leaves	
Compact Texas Sage	Gray-Green, Lavender Flowers	
Texas Sage/Silver Cloud	White, Lavender Flowers	
Blue Ranger	Green, Lavender Flowers	
Waxleaf Privot	Dark Green, White Flowers	
Classic Myrtue	Dark Green, White Flowers	2
Heavenly Bambo	Green, White Flowers & Red Berries	2
Petite Oleander Salmon	Evergreen, Salmon-Color Flowers	2
Beigelow Nolina	Blue-Green, White Flowers	
Mexican Primrose	White, Pink, Lavender/Salmon Flowers	

----- SHRUBS (CONT'D) -----

Penstemon Varieties	Variety of Red/Yellow/Pink/Purple Flowers	
Philodendron	Deep-Cut Leaves, Needs Shade	2
Wheelers Dwarf Pittosporum	Evergreen, Creamy White Flowers	2
Cape Plumbago	Evergreen, White/Light Blue Flowers	2
Indian Hawthorne	Evergreen, White/Pink Flowers	2
Collingwood Ingram/Trailing Rosemary	Evergreen, Blue Flowers	
Ruellia	Dark Green, Purple/Pink/White Flowers	
Ruellia	Dark Green, Purple/Pink/White Flowers	
Mexican Blue Sage	Evergreen, Purple, White Flowers	
Blue Lavender	Evergreen, Blue/Violet Clusters	
Texas Red Salvia	Evergreen, Red/Pink/White Flowers	
Jojoba	Evergreen, Yellow/Green Flowers	
African/Tropical Bird of Paradise	Evergreen, Beak-Like Stealth Flowers	
Mount Lemon Marigold	Perennial, Golden Orange Flowers	
Arizona Yellow Bells	Bright Green, Yellow/Orange Flowers	
Cape Honeysuckle	Evergreen, Orange/Red Flowers	2
Arizona Redwood	Evergreen, White Clusters	2
Native Verbena	Semi-evergreen, Purple Clusters	
Desert Zinnia	Evergreen, White Daisy like Flowers	

----- GROUNDCOVER -----

African Aloe/Starfish Aloe (Red)	Evergreen, Orange/Red/Pink Flowers	
Queen Wreath/Coral Vine	Medium Green, Bright Pink Clusters	
Cast Iron Plant	Evergreen, Brownish Flowers	
Australian Saltbush	Evergreen, Inconspicuous Color	
Dwarf Coyote Bush	Evergreen, White Flowers	
Twin Peaks/Coyote Brush	Evergreen, White Flowers	
Desert Marigold	Evergreen, Blooms Yellow	
Natal Plum	Evergreen, White Flowers	1
Ground Morning Glory	Evergreen, Blooms Blue Lavender	
Trailing Indigo/Trailing Smoke Bush	Evergreen, Blooms Purple	
California Buckwheat	Evergreen, Blooms White/Pink Flowers	
Creeping Fig	Dark Green, needs Shade	
Pied Gazania/Treasure Flower	Evergreen, Orange Daisy like Flowers	
Lilac Vine	Dark Green Purple Clusters	
Radiation Lantana/Bush Lantana	Evergreen, Red/Orange Flowers	
Trailing or Weeping Lantana	Evergreen, Lavender/White Flowers	
Blackfoot Daisy	Evergreen, White w/ Yellow Center Flowers	
Sandlewood	Evergreen, Small White Flowers	
Firecracker Penstemon (Scarlet)	Bright Green Color Scarlet Spikes	
Satolina Gray	Grayish, Deep Yellow Flowers	
Satolina Green	Dwarf Shrub, Bright Lemon-Yellow Flowers	

----- GROUNDCOVER (CONT'D) -----

Globe Mallow	Evergreen, Orange/White/Pink Flowers
Puruvian Verbena	Semi-Evergreen, Purple Clusters
Moss Verbena/Purple Verbena	Semi-Evergreen, Purple Clusters

----- TREES -----

SEE FOOTNOTE REGARDING PALM TREES AND/OR FRUIT TREES

Asyssinian Acacia	Brown, Corolla Red Flowers	
Leather Leaf Acacia	Gray-Green, Yellow Puffs	
Sweet Acacia	Medium Green, Golden Yellow Puffs	
Fern Leaf Acacia	Semi-Evergreen, Yellow Flowers	
Twisted Acacia	Evergreen, Golden Yellow Puffs	
Sweet Acacia	Medium Green, Golden Yellow Puffs	
Shoestring Acacia	Dusky Green, Cream Puffballs	
White Bark Acacia	Evergreen, White/Light Yellow Flowers	
Palo Blanca/Acacia Blanco	Medium Green, Cream Spikes	
Silk Tree (Mimosa)	Deciduous, White/Pink Flowers	
Queen Palm	Dark Green, Creamy White/Yellow Flowers	2
Banohill Sage	Evergreen, Yellow Flowers	
Rio Salado Bottle	Evergreen, White Flowers	
Fan Palm	Evergreen, Cream Garlands	2
Caesalpinia Cascalote	Evergreen, Showy Yellow Spikes	
Desert Hackberry	Evergreen, Yellow/Green Flowers	
Canyon Hackberry	Medium Green, Green Nonshowy Flowers	
Carob/St. Johns Bread	Evergreen, Small Red Flowers	
Blue Palo Verde	Blue-Green, Bright Yellow Flowers	
Foothill Palo Verde	Lime Green, Sulfur Yellow Flowers	
Palo Bera	Blue-Green, Bright Yellow Flowers	
Mediterranean Fan Palm	Medium Green, Cream Flowers	1
Desert Willow	Medium Green, White/Pink/Purple Flowers	
Honey Locust	Large Shade Tree, Golden Green Flowers	
Jacaranda	Gray Brown, Blue Flowers	
Fern of the Desert	Semi-Evergreen, Cream Puffballs	
Fruitless Olive	Gray-Green, Cream Nonshowy Flowers	3
Desert Ironwood	Evergreen, Dusty Lavender Flowers	
Date Palm	Dark Green, Yellow/Orange/Red Fruit	2
Mondel Pineafgan Pine	Evergreen, Brown Cones	2
Aleppo Pine	Evergreen, Brown Cones	2
Mesquite	Semi-Evergreen, Yellow/Green Flowers	
Chilean Mesquite	Semi-Evergreen, Yellow/Green Flowers	
Honey Mesquite	Deciduous, Pale Yellow Flowers	
Arizona Mesquite	Deciduous, Pale Yellow Flowers	
African Sumac	Evergreen, Yellow/Green Fruits	
Texas Mountain Laurel	Evergreen, Purple Clusters	
Arizona Redwood	Evergreen, White Clusters	
Chaste Tree	Deciduous, Lavender Spikes	

----- TREES (CONT'D) -----

Composite Citrus Tree	1A
Lemon Tree	1A
Navel Orange Tree	1A
Peach	1A

----- SUCCULENT/CACTI -----

Agave	Evergreen, Bright Yellow Flowers
Saguaro	Evergreen, White Showy Flowers
Desert Spoon	Evergreen, Creamy Yellow Flowers
Common Hedgehog Cactus	Very Spiny Blooms, Deep Purple to Red
Rainbow Hedgehog	Very Spiny Blooms, Deep Purple to Red
Strawberry Hedgehog	Very Spiny Blooms, Deep Purple to Red
Golden Barrel Cactus	Evergreen, Yellow Flowers
Barrel Cactus	Bright Red Spines Yellow-Orange Flowers
Ocotillo	Deciduous, Red/Orange Flowers
Hesperalo	Evergreen, Greenish White Flowers
Beargrass	Evergreen, Pale Green/Cream Flowers
Beaver Tail Prickly Pear	Evergreen, Magenta/Pink Flowers
Coral yucca	Evergreen, Coral-red Spikes
Soft Tip Yucca	Evergreen, White Flowers
Our Lords Candle	Evergreen, White Flowers

1 – REAR YARD ONLY

1A – REAR YARD ONLY MAXIMUM OF 3 FRUIT TREES TOTAL

2 – TO BE APPROVED AT DISCRETION OF REVIEW COMMITTEE

3 – MUST BE SWAN HILL VARIETY OR EQUAL

Foothills Community Association –Design Review Committee
Guidelines for Submitting Request for Approval

General

Please submit your documents in standard 8-1/2" by 11" size whenever possible.

When submitting drawings, plans, prints, etc., they should be to scale and not 'free hand' drawings. Prints made by contractors, architects, etc., regardless of size, may be attached.

Avoid comparisons like "same as existing". Be specific and include visual aids.

Attach actual samples (pavers, rock, roof tile etc.) or a color brochure from contractor or store. You may submit photographs; however, the benefit may be limited by resolution or color.

Artificial Turf

Color is to remain unchanged from the dark "lawn green" appearance.

Texture and length of the artificial turf is to remain the same length and texture of the originally installed product.

No additional artificial turf will be allowed on the property without additional approval from the Design Review Committee.

Warranty disputes with the manufacturer of the artificial turf are the responsibility of the homeowner. The Board will allow a reasonable time frame not to exceed sixty (60) days to resolve the dispute and restore the turf back to the originally installed condition.

Replacement of the artificial turf must be preapproved by the Design Review Committee to ensure like type color and quality of the replacement product.

Physical sample with the manufacturer's specification must be submitted.

Artificial turf may be installed in the front yard only if the coverage does not exceed forty percent (40%) of the front yard softscape. Abide by the City of Phoenix ordinances.

Driveways

Total concert driveway width shall not exceed 27ft. On narrow width lots, the Committee shall reserve the right to limit driveway to two cars so as not to result in a front yard consisting of an inordinate amount of concrete.

Driveway extension will be reviewed on an individual basis with strong consideration of any impact on the architectural features of the neighborhood. Driveway extensions, materials and finishes will be reviewed on an individual basis with strong consideration of any impact of the architectural features of the neighborhood.

Free-Standing Structures

Free-standing structures shall consist of Gazebos, Ramadas, Pergolas, Storage Sheds, and other similar structures that will be permanently (not seasonally) installed and are not attached to the house.

All free-standing structures shall be constructed in accordance with the following guidelines:

All parts of the structure shall be a minimum of five (5) feet from any lot line and comply with the City of Phoenix building codes and setback requirements,

- Shall have a maximum height of twelve (12) feet,
- Must be painted or fabricated to match or complement the exterior color of the house,
- Exposed wood will not be considered regardless of finish; requests for other finishes will be reviewed on a case-by-case basis,
- Stucco columns must be a minimum of 12"x12" and painted to match the color of the house,
- Columns of any other material must be a minimum of 8"x 8" square or 25" in circumference,
- The structure must be kept in good repair, in a quality condition and adequately painted and finished, as applicable, such that it will not detract from the high quality of the community,
- Lots adjacent to a golf course, view corridor, lakes, common area or parks may be subject to the additional design specifications and setback requirements,
- If the structure has a pitched roof, it must be tiled to coordinate with the roof tiles of the existing home.

Please use the correct terminology to help the Design Review Committee accurately review your request:

1. Ramadas are generally shade structures with a solid roof, supported by four (4) columns or a maximum of one wall, (maximum of 25% of the structure) enclosed.
2. Pergolas are generally shade structures that have an open trellis, slatted, or louvered roof, supported by four (4) columns or a maximum of one wall, (maximum of 25% of the structure) enclosed.
3. Gazebos are generally shade structures with a solid roof, but they are circular, octagonal, or hexagonal in

shape.

4. Cantilever structures are generally a rigid shade structure that extends horizontally and are supported on one side, by two columns or a solid wall. They can have a solid roof or an open trellis, slatted, or louvered roof.
5. A storage shed is generally defined as a structure that is 100% enclosed, with a solid roof.

Individual Consideration: There is a wide variety of structures to which these terms are applied, so each application for a structure of this type will be reviewed on a case-by-case basis. All structures must integrate into the existing architecture of the home as well as the design of any existing ancillary structures. The DRC reserves the right to limit the number of such structures in any yard based on the size of the yard, the number of proposed structures and the overall impact of the structures to neighboring properties. If multiple structures are appropriate, consistency in style, material, and color will be required.

Golf Netting

Typical 3/16" golf rope netting.

Entire unit; net, poles and hardware are to be black in color or an exact match. Maximum height may not exceed height of home.

All nets must be approved in writing prior to installation.

Vertical Poles:

Minimum round pole size 2 3/8" schedule 10 (must be installed in 2' concrete footing) Maximum round pole size 4" tough 40 (must be installed in 3' concrete footing)

Horizontal Poles:

Minimum round poles size 1 5/8" schedule 10 Maximum round pole size 1 7/8" schedule 10

Landscaping

See guidelines (under General) regarding prints, plans, drawings, etc.

Be sure that each item or symbol on a landscape print has a description in the "key" (be specific).

All yard area not covered by structure or hardscape must have an approved covering (grass, rock, etc.) Grass must be kept green and free of bare spots or replaced with other approved covering.

Be sure to refer to the approved plant list (available upon request).

Include the number of palm trees and citrus trees currently on your property and their location. Fountains – include separate documentation (dimensions, material, color, etc.).

Paint

IMPORTANT – Paint colors printed off the Foothills Community website may not be the exact color as the Dunn-Edwards paint swatch. Please make sure to go to one of the Dunn-Edwards store locations to obtain a color sample or paint swatch to use when selecting colors, color matching, etc. It is the homeowner's responsibility that the colors approved by the Design Review Committee are correctly painted onto the home.

You must have written approval for ALL exterior painting.

If you use Dunn-Edwards approved paint colors you will not need to provide a paint swatch sample. You must include a paint swatch sample if the colors are not selected off the Foothills color palette. Specifically identify where color(s) are to be used (e.g. main body, trim, pop-outs, front door, etc.). Hillside lots have a more restrictive color palette (certain lighter colors will not be approved).

You may submit more than one color choice or combination. Number them in priority (first, second, etc.). (This may cause delays if the Design Review Committee can't tell what you intend, so communicate clearly.)

Patio and Courtyards

Patios and courtyards shall be designed as an integral part of the architecture. Inward orientation of outdoor spaces minimizes impact on the desert environment as well as increasing the amount of privacy. Open areas shall be designed to take advantage of the natural environment of The Foothills.

- The patio roof will be covered with the same tile as that used on the roof of the house,
- A flat roof patio will be allowed, provided that the patio roof has a minimum two (2) foot parapet wall (see Detail C.4),
- Porches or patios not designed as part of the roof system must include a parapet wall to screen the patio

sheeting as shown by the typical detail in Exhibit C.4.a,

- Lattice type roof structures will be considered, provided that they meet all other Design Review guidelines; these structures may be exempt from the parapet provision,
- Composite materials may be considered for these types of structures; however, the color must match the exterior color of the house,
- The structure must be kept in a quality condition that will not detract from the high quality of the community,
- Lots adjacent to a golf course, view corridor, lakes, common area or parks may be subject to additional design specifications and setback requirements,
- Balconies will be considered based on location and shall also have a minimum two (2) foot parapet wall, topped with wrought iron to function as a protective railing,
- Exposed wood will not be considered regardless of finish,
- Stucco columns shall be a minimum of 12" x 12" square finish matching the house color (see Detail C.4.),
- Composite material columns shall be a minimum of 8" x 8" square or 25" in circumference with a finish matching the house color,
- Decorative columns may be an option if they match the architectural design of the structure and/or house.

Security or Screen Doors

When considering security or screen doors for approval, the Design Review Committee will be concerned about the quality of the door, its color and design and its ability to blend with the color of the original house door and exterior paint colors. It would not be considered desirable if the door was so ornate or cluttered that it was the first thing that you would notice when you looked at the home. The Association will allow character designs on door provided they are in good taste, and they do not exceed one character per door.

Solar Panels

Solar Panel installation must be preapproved by the Design Review Committee.

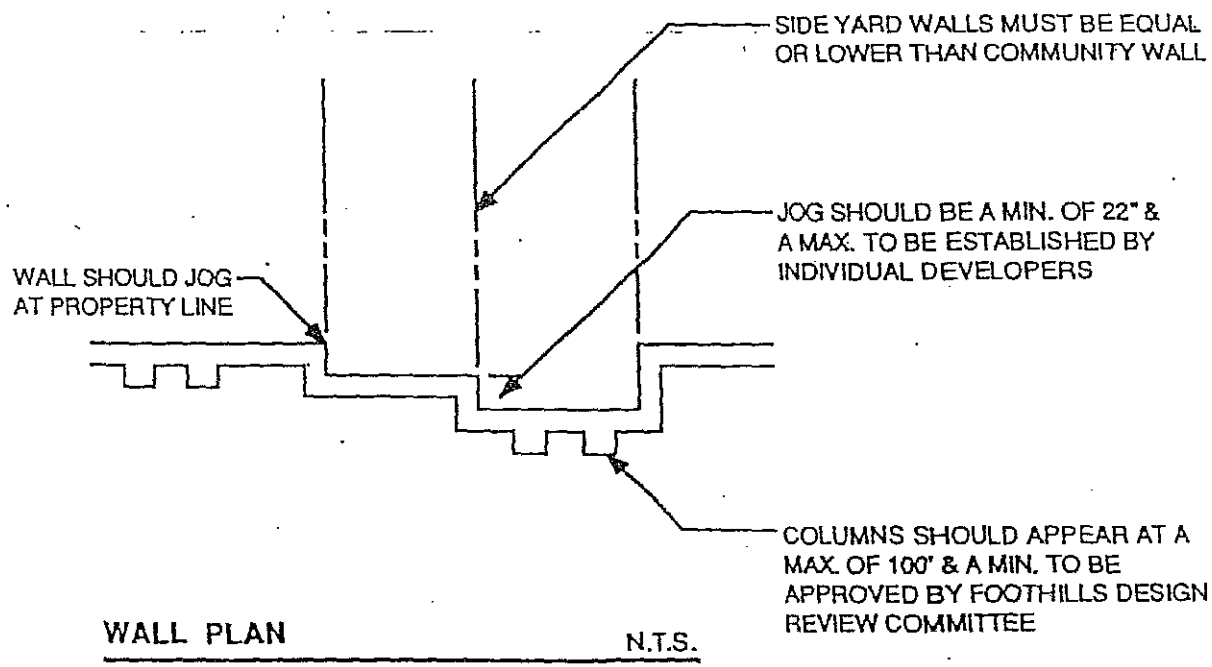
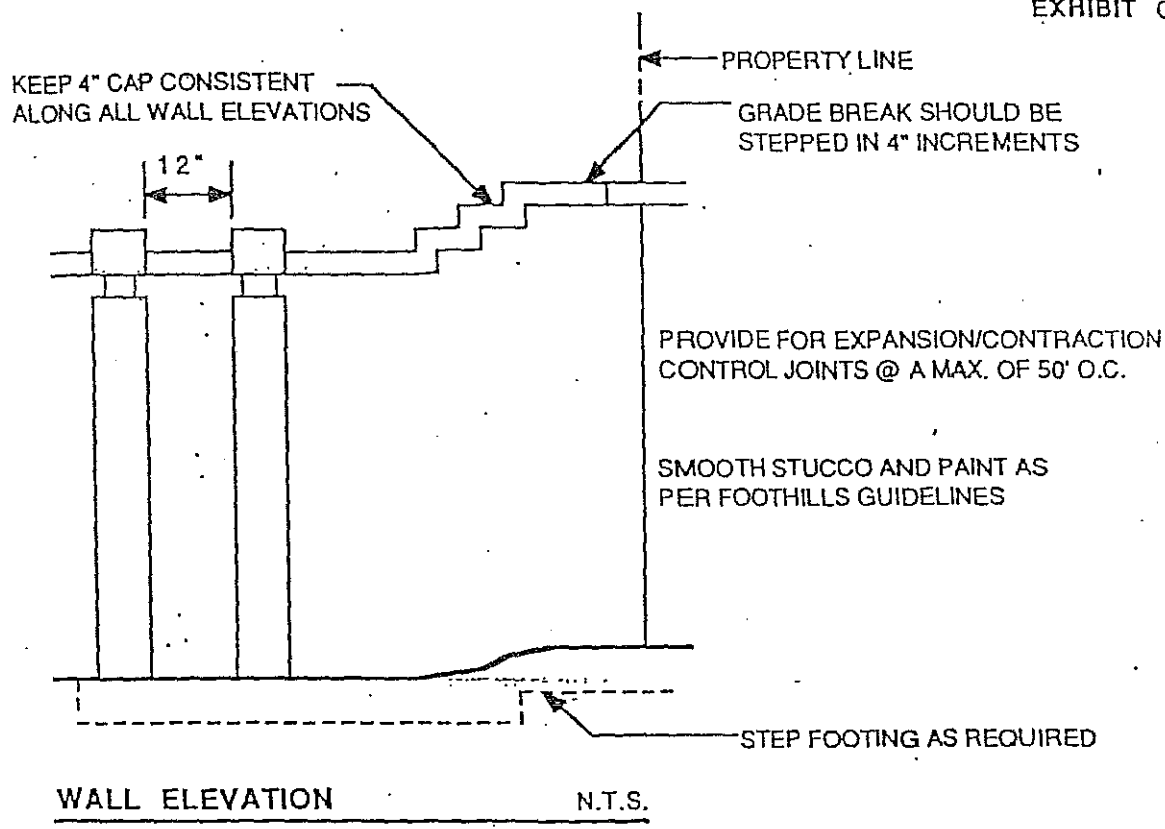
No solar energy device which is visible from any street, the Common Area or any other Lot or Parcel may be installed or modified without prior written approval of the Design Review Committee.

The solar panel and equipment must be an integrated part of the roof design.

The solar panels and equipment must be permanently screened in a manner acceptable to the Design Review Committee so that the solar panels and equipment are not visible from the streets, the Common Area, and other Lots and Parcels whenever possible.

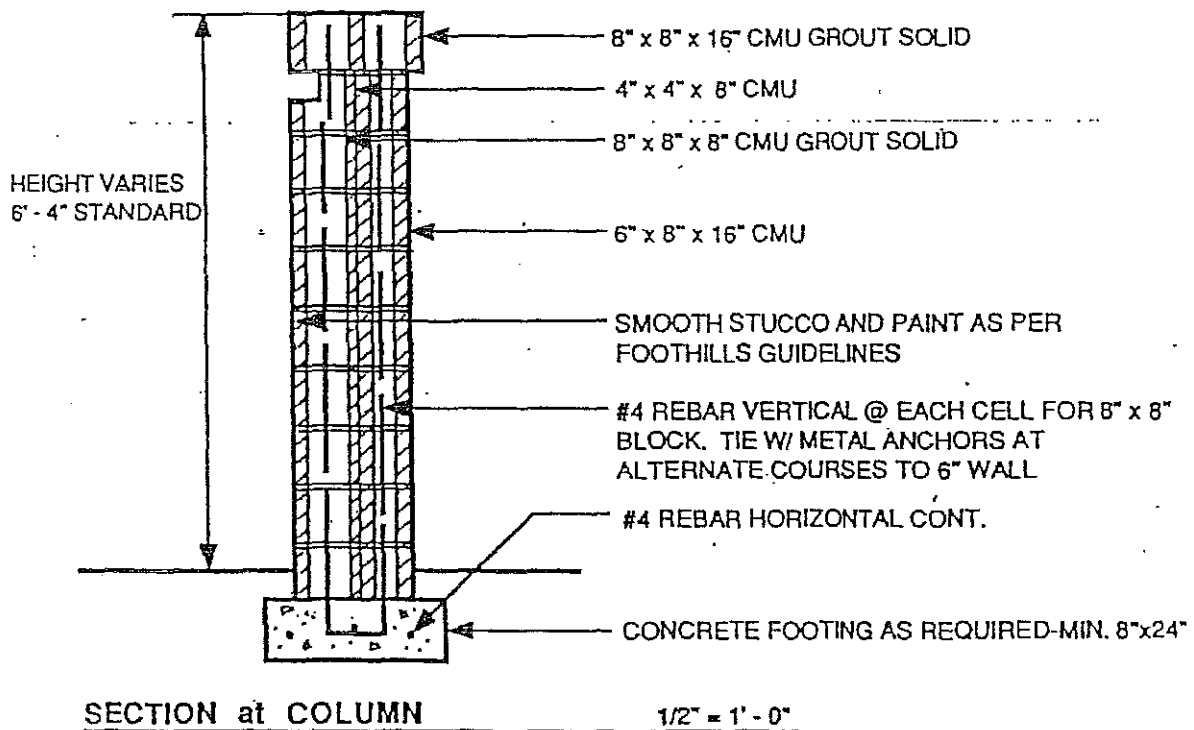
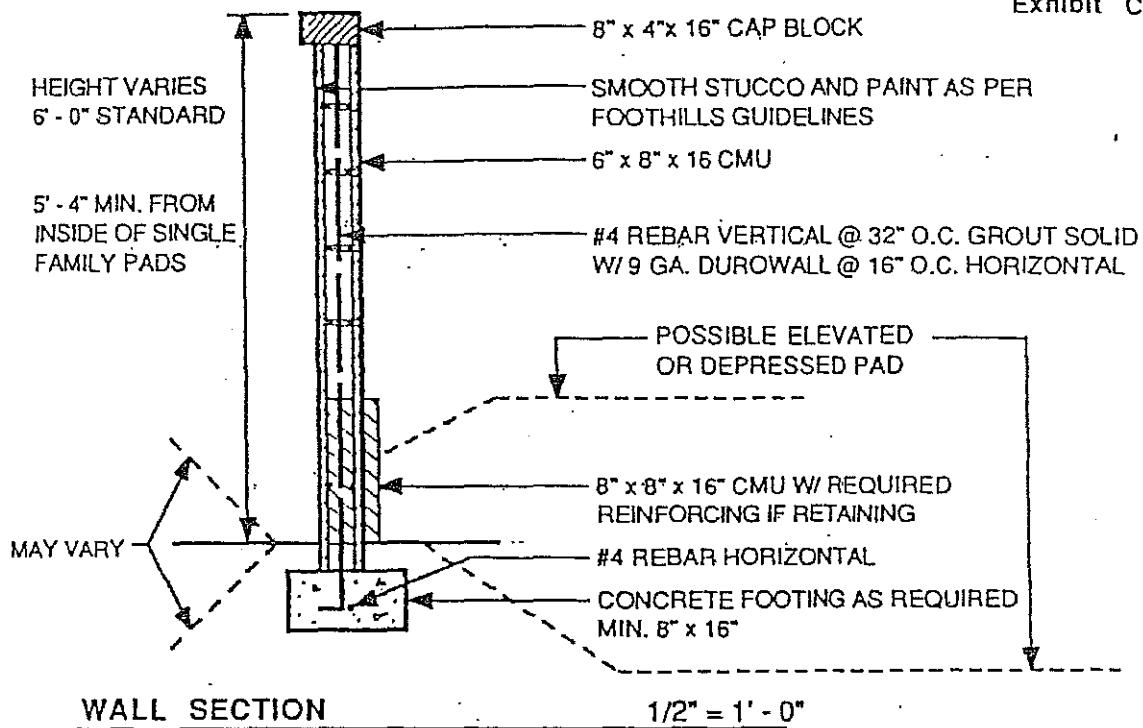
All parts of the solar energy device other than the collector panels must be painted to match the roof or the house color, as appropriate. The solar panels and equipment must not break any roof ridge line.

No stand-up solar panels are permitted unless there is no other alternative.



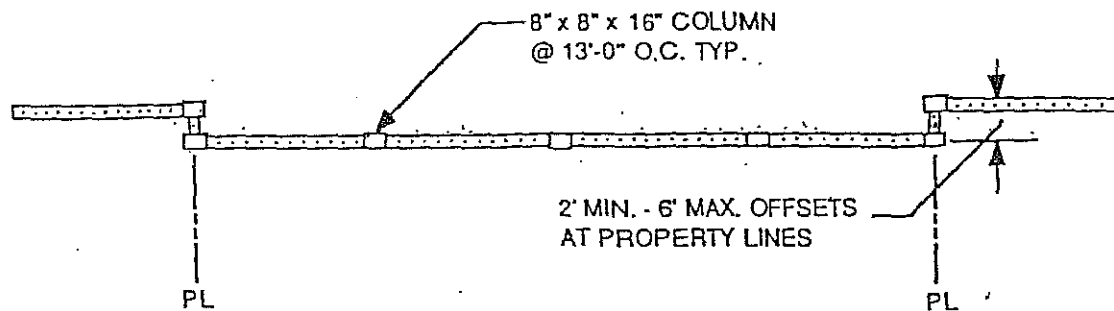
* THIS DRAWING IS NOT TO BE UTILIZED FOR CONSTRUCTION; IT IS INFORMATIVE ONLY. EACH BUILDER SHALL DESIGN HIS OWN WALL BASED UPON SOILS, RETAINING AND DRAINAGE CONDITIONS.

TYPICAL PERIMETER WALL



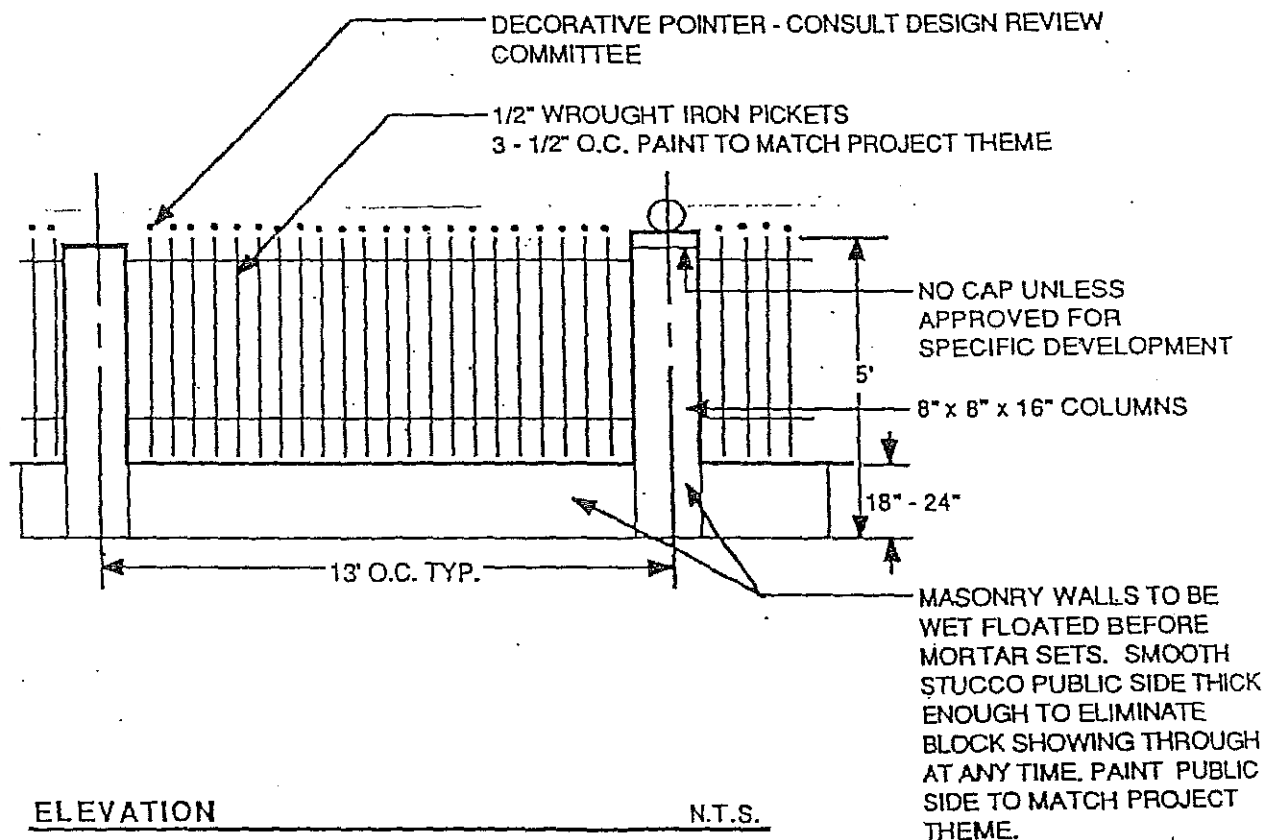
* THIS DRAWING IS NOT TO BE UTILIZED FOR CONSTRUCTION; IT IS INFORMATIVE ONLY. EACH BUILDER SHALL DESIGN HIS OWN WALL BASED UPON SOILS, RETAINING AND DRAINAGE CONDITIONS.

TYPICAL WALL SECTION



PLAN VIEW

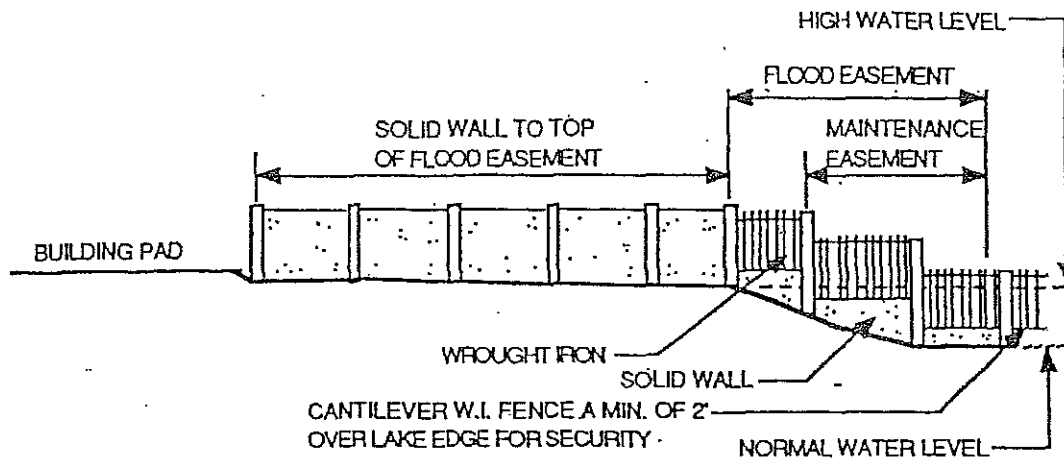
N.T.S.



ELEVATION

N.T.S.

TYPICAL GOLF COURSE WALL

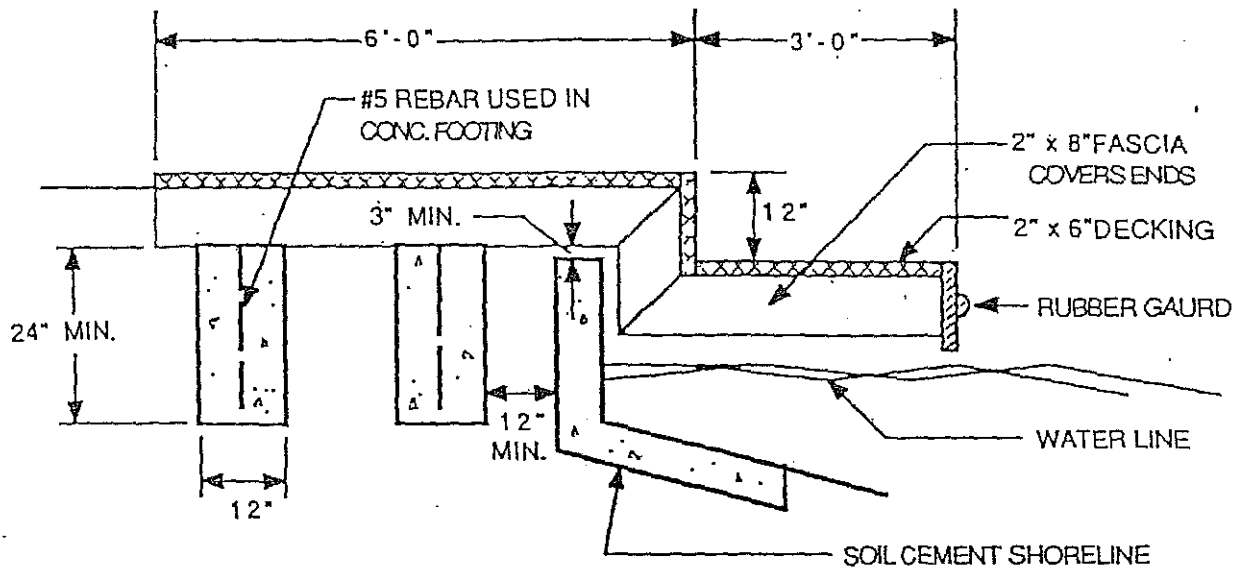


FENCING REQUIREMENTS FOR LAKE FRONT LOTS

- A. THE FLOOD EASEMENT SHALL BE A COMBINATION WROUGHT IRON AND MASONRY STEPPED DOWN AS REQUIRED BY SLOPE AND TO OVERHANG WATER 2' FOR YARDS WITH POOLS.
- B. ALL COLORS AND FINISHES AS PER THE FOOTHILLS DESIGN GUIDELINES OR AS APPROVED BY THE DESIGN REVIEW COMMITTEE.

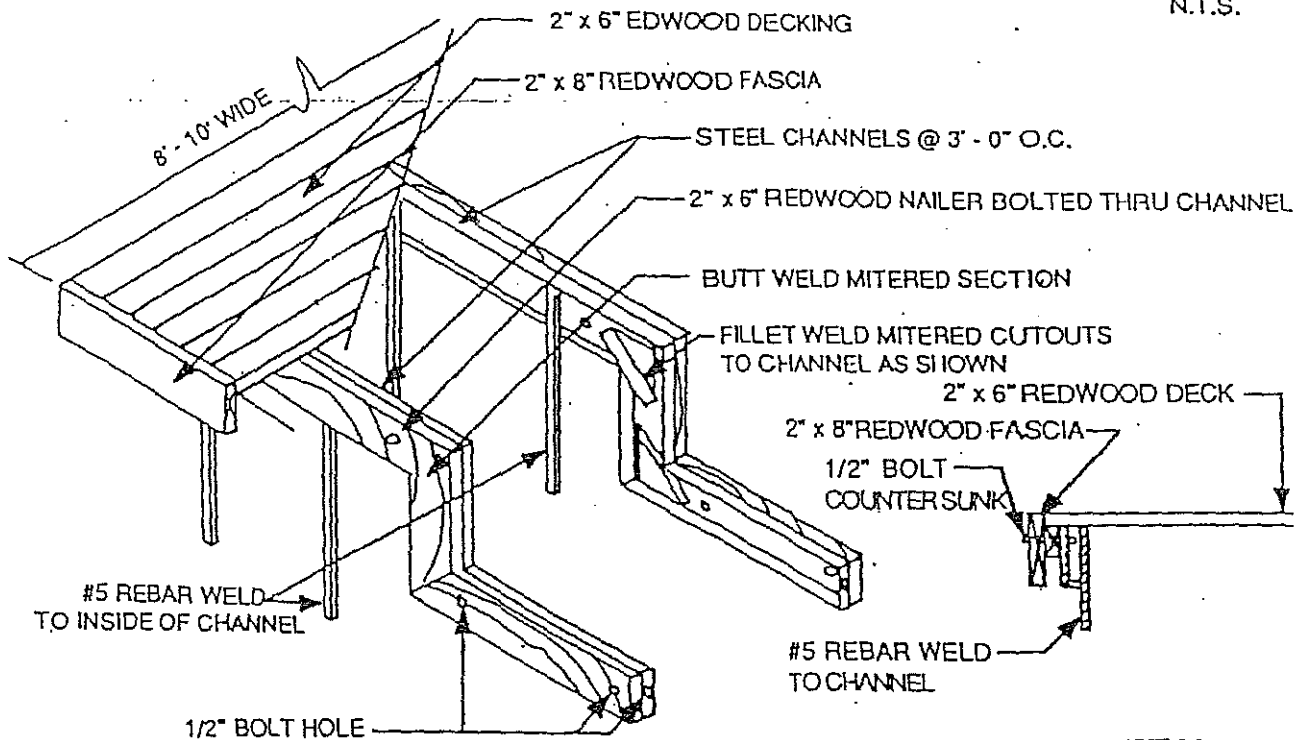
**TYPICAL SIDE WALL TREATMENT
for LAKE FRONT LOTS**

N.T.S.



NOTE: ALL WOOD TO BE
USED IS TO BE REDWOOD

SECTION THROUGH DOCK

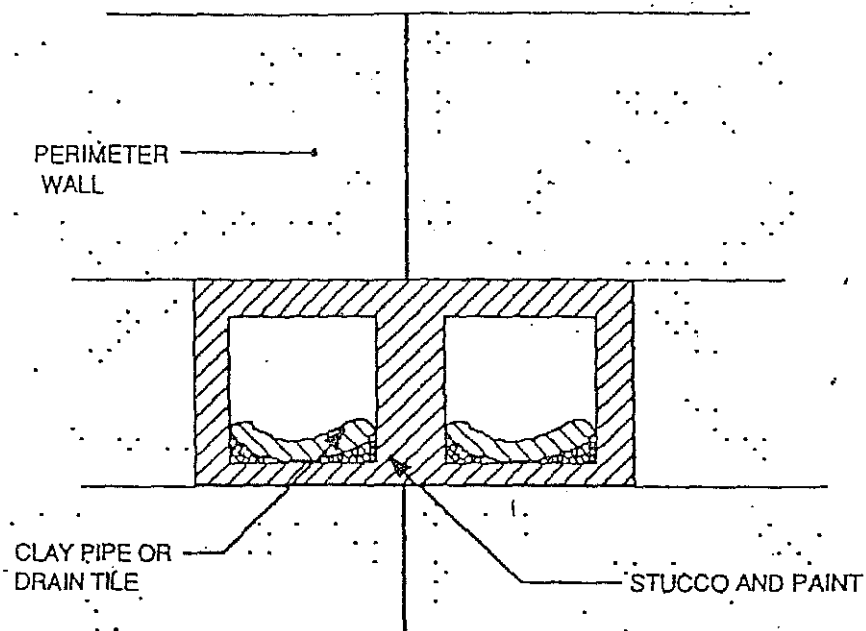


STRUCTURAL DETAIL N.T.S.

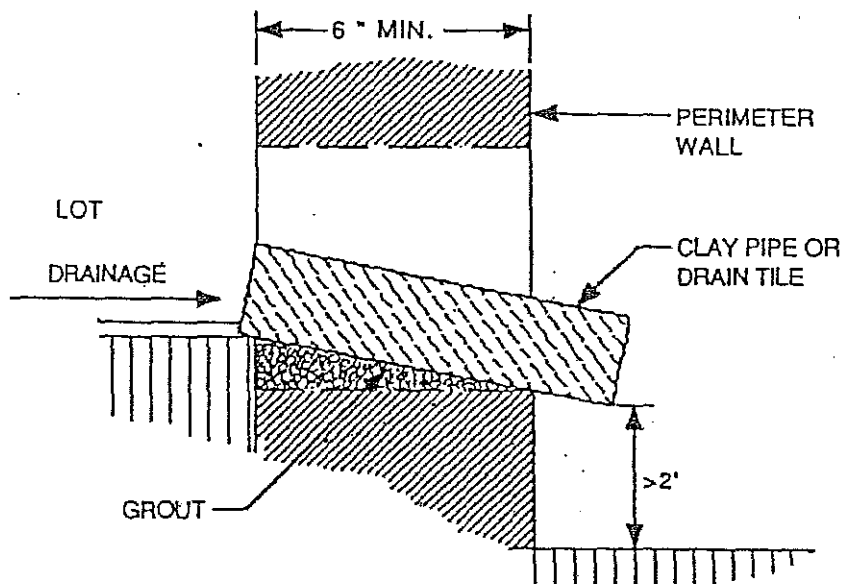
FASCIA DETAIL N.T.S.

NOTE: DOCK WIDTH SHALL NOT BE MORE THAN TEN FEET. DOCK MUST NOT REST ON EDGE OF LAKE. DOCK MUST CONFORM TO DETAILS HEREON.

TYPICAL DOCK DETAIL



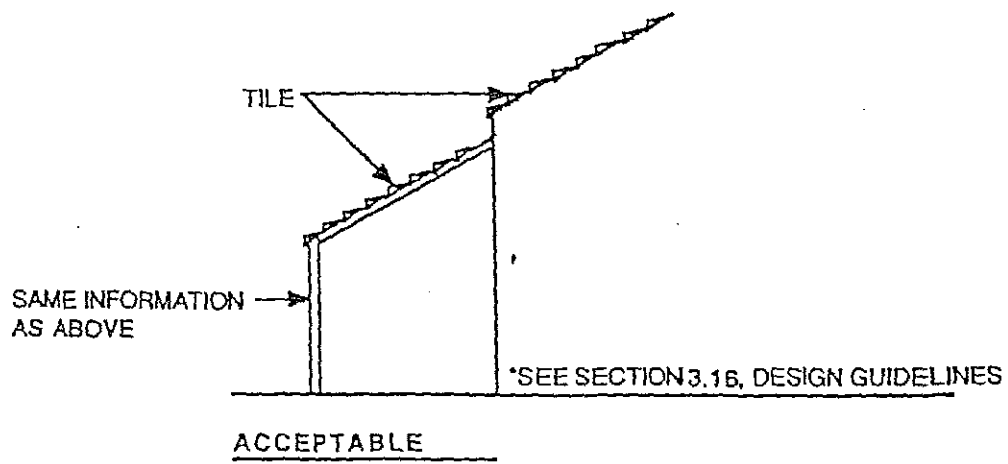
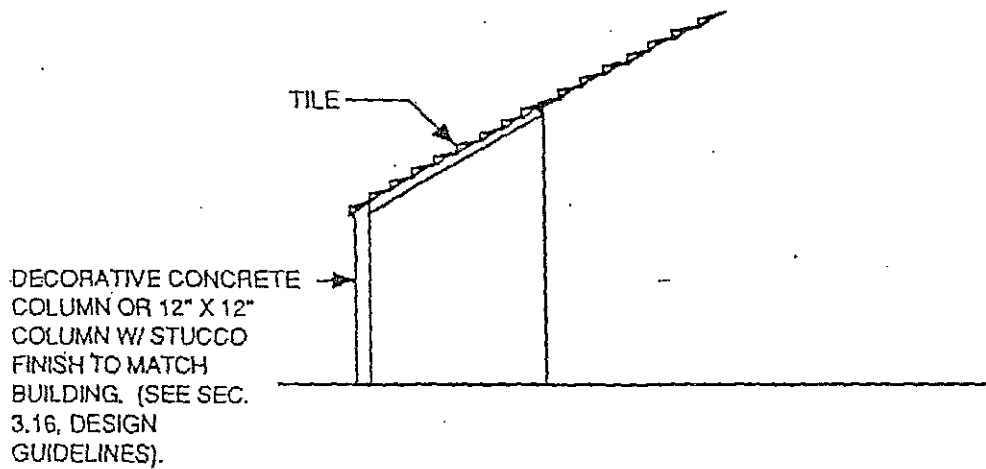
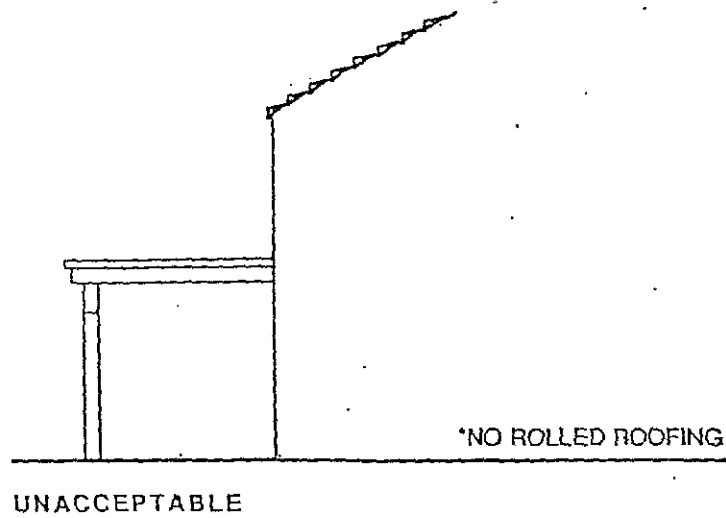
FRONT VIEW N.T.S.



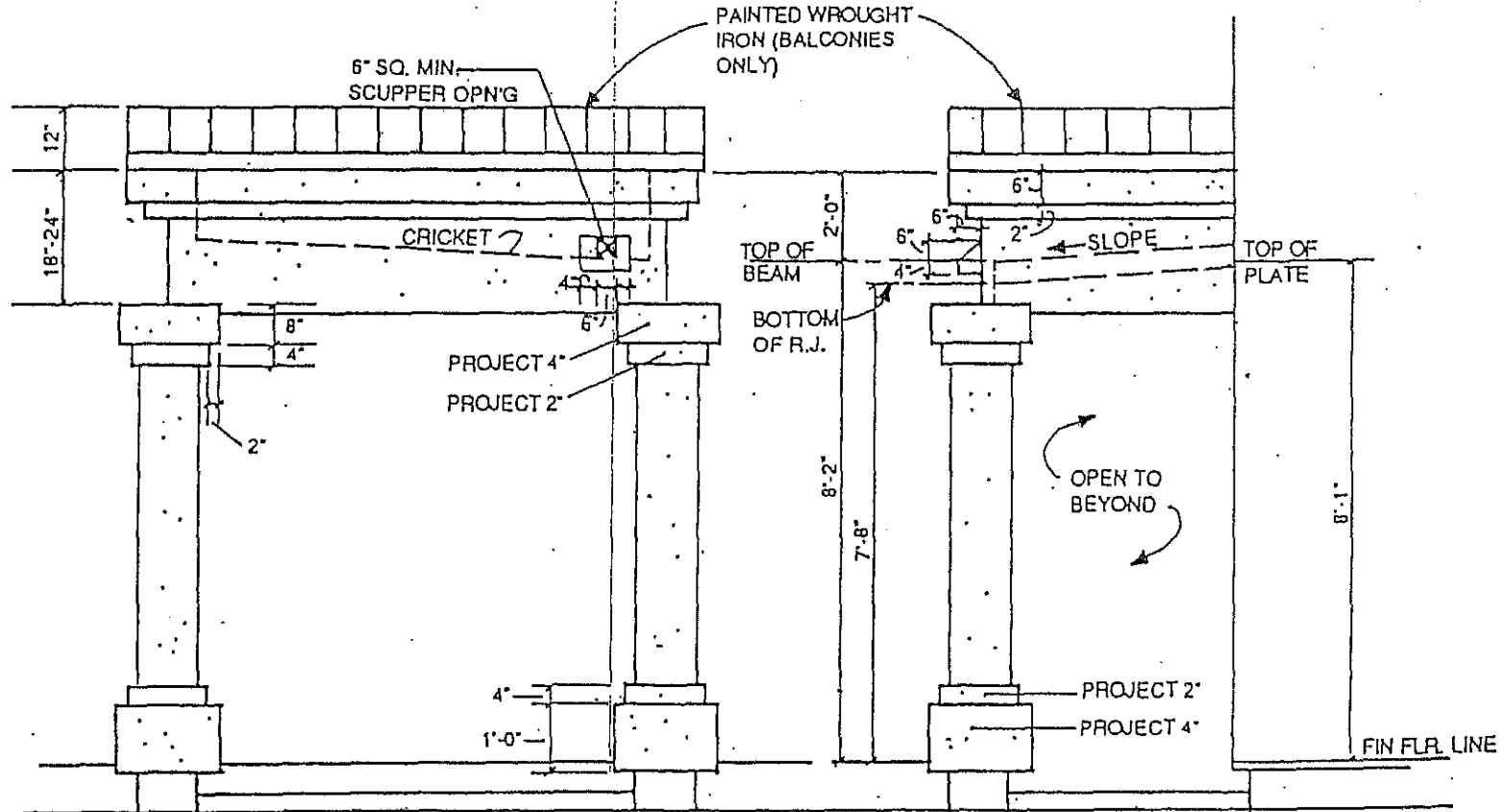
SIDE VIEW N.T.S.

* FOR PERIMETER WALL DRAINS 2' OR MORE ABOVE
EXTERIOR PERIMETER GRADE

TYPICAL WALL SCUPPER DETAIL



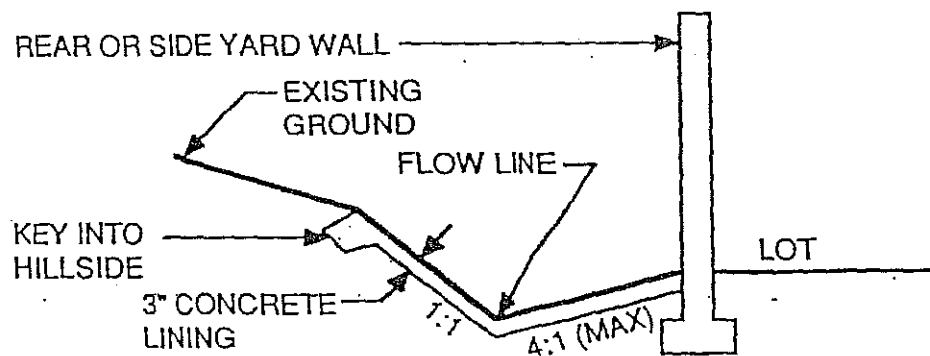
TYPICAL PATIO DETAIL



COVERED PATIO ELEVATIONS

1. ALL PATIO ROOF DESIGNS TO UTILIZE PARAPET SCREEN WALL OR TILE ROOF.
2. ALL BALCONIES TO UTILIZE PARAPET SCREEN WALL AND WROUGHT IRON AS SHOWN ON DETAIL.

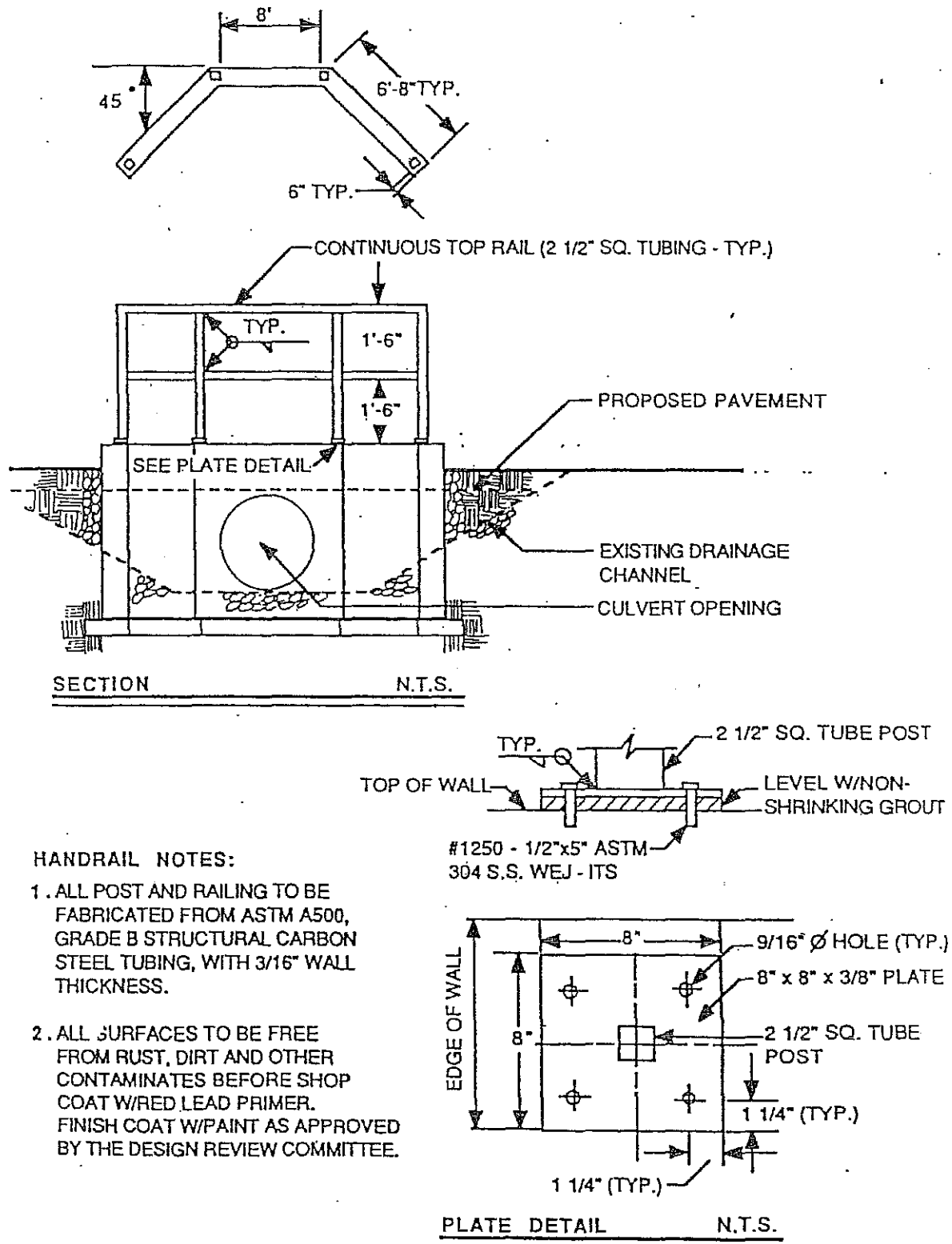
TYPICAL COVERED PATIO DETAILS



SECTION THRU DRAINAGE DITCH

N.T.S.

TYPICAL DRAINAGE DITCH DETAIL
FOR HILLSIDE LOTS



HANDRAIL NOTES:

1. ALL POST AND RAILING TO BE FABRICATED FROM ASTM A500, GRADE B STRUCTURAL CARBON STEEL TUBING, WITH 3/16\" WALL THICKNESS.
2. ALL SURFACES TO BE FREE FROM RUST, DIRT AND OTHER CONTAMINATES BEFORE SHOP COAT W/RED LEAD PRIMER. FINISH COAT W/PAINT AS APPROVED BY THE DESIGN REVIEW COMMITTEE.

#1250 - 1/2\"x5\" ASTM
304 S.S. WEJ - ITS

TYPICAL HANDRAIL DETAILS