

Display of the American Flag and Service Flag Policy
of
Minotaur Village Homeowners Association

A

Condominium Community
Located in the City of Lafayette
County of Boulder
State of Colorado

SUBJECT: Adoption of a policy and procedures regarding the size, location and manner of displaying of American and military service flags and flagpoles.

PURPOSE: The Association is charged with operating and managing the community, which includes the regulation of improvements, such as flags, installed within the community. Colorado law prohibits the enforcement of any covenant or rule which bans the displaying of American and military service flags. Therefore, the Board of Directors desires to adopt a policy that sets forth the size, location and manner of display of American and military service flags and flagpoles consistent with Colorado law.

AUTHORITY: The Declaration of Covenants, Conditions, and Restrictions, Articles of Incorporation, and Bylaws of the Association and Colorado law.

EFFECTIVE DATE: January 1, 2006

RESOLUTION: The Association hereby adopts the following procedures to be followed regarding the size, location and manner of displaying of American and military service flags and flagpoles:

1. Definitions.

- (a) American Flag – The flag of the United States of America.
- (b) Service Flag – A flag bearing a star denoting any of the United States military services.
- (c) Flagpole – Any pole on which to raise an American Flag or Service Flag.
- (d) Freestanding Flagpole - A Flagpole that is installed in the ground.
- (e) Attached Flagpole - A Flagpole that is attached to something other than the ground.

2. Approval.

- (a) Any Owner desiring to install an American Flag, a Service Flag, or a Flagpole to the Owner's Property or Residence shall do so in accordance with this Policy.
- (b) Compliance with the rules contained in this Policy does not relieve any Owner from obtaining approval for other exterior modifications, alterations and additions, as may be required by the Association's governing documents.

3. Size and Location of American Flags.

- (a) An American Flag may be displayed in the window of an Owner's residence, or on a balcony accessible from the Owner's residence, as long as the flag is no larger than 3 x 5 feet and is displayed in accordance with Section 5 of this Policy.
- (b) An American Flag may be displayed on an Attached Flagpole, as long as the Flagpole is no more than 4 feet and installed according to manufacturer specifications.
- (c) Only Attached Flagpoles are allowed. All Freestanding Flagpoles are prohibited.
- (d) Attached Flagpoles may not be vertically mounted and may only be installed on a patio or balcony of an Owner's residence. Owners must obtain approval from the Board of Directors prior to the installation of any Attached Flagpoles.
- (e) Other than those locations set forth above, American Flags may not be installed without prior written approval from the Board of Directors.

4. Size and Location of Service Flags, and Qualification of Owner.

- (a) Only an Owner who is, or whose immediately family member is, in the active or reserve military service of the United States may display a Service Flag. A Service Flag may only be displayed during a time of war or armed conflict.
- (b) Service Flags may be displayed only on the inside of the window or door of the Owner's residence.

- (c) All Service Flags shall be no larger than 9" x 16".
- (d) Other than those locations set forth above, Service Flags may not be installed without prior written approval from the Design Review Committee, or the Board of Directors.

5. Manner and Display of American Flags and Service Flags.

- (a) The American Flag must be displayed in accordance with the Federal Flag Code (P.L. 94-344; 90 Stat. 810; 4 United States Code Sections 4 through 10). The Federal Flag Code contains a number of requirements including, but not limited to, the following:
 - i the flag should never touch anything beneath it;
 - ii the flag should never be used as a drapery;
 - iii the flag should never be fastened, displayed or used in such a manner as to permit it to be easily torn, soiled, or damaged in any way;
 - iv the flag is no longer in a condition fitting a emblem for display it should be destroyed in a dignified way, preferably by burning; and
 - v the flag may only be displayed from sunrise to sunset unless properly illuminated during the hours of darkness.

6. Definitions. Unless otherwise defined in this Resolution, initially capitalized or terms defined in the Declaration shall have the same meaning herein.

7. Supplement to Law. The provisions of this Resolution shall be in addition to and in supplement of the terms and provisions of the Declaration and the law of the State of Colorado governing the Project.

8. Deviations. The Board may deviate from the procedures set forth in this Resolution if in its sole discretion such deviation is reasonable under the circumstances.

9. Amendment. This policy may be amended from time to time by the Board of Directors.

PRESIDENT'S CERTIFICATION:

The undersigned, being the President of the Minotaur Village Homeowners Association, a Colorado nonprofit corporation, certifies that the foregoing Resolution was approved and adopted by the Board of Directors of the Association, at a duly called and held meeting of the Board of Directors of the Association on January 11, 2006 and in witness thereof, the undersigned has subscribed his/her name.

MINOTAUR VILLAGE HOMEOWNERS ASSOCIATION
a Colorado non-profit corporation,



By: _____
President