

THE VILLAGE AT MOUNT HOPE BAY CONDOMINIUM ASSOCIATION (VMHBCA)

RULES AND REGULATIONS

A. Ownership and Leases

1. Use of Property: All dwellings shall be used for private residential purposes exclusively, except that a professional office may be maintained in a dwelling provided that its use is limited to the person actually residing in the dwelling, that such use is in strict conformance with the provisions of any applicable zoning law, ordinance or regulation, that no sign indicates the activity and no advertising includes the VMHB address, and that no vehicle traffic is a result of the activity. The home office shall have no employees on-site, other than a member of the Resident's household who also resides in the Unit.
2. Changes in ownership or occupancy: Unit owners shall notify the VMHBCA Property Management Office in advance of any changes of ownership or occupancy (lease) of a Unit.
3. Leasing of Units: A Unit may not be leased more than once per year, nor shall any lease be for less than one month. Any Unit Owner who intends to lease a unit shall file a copy of the proposed lease with the Association prior to leasing his/her unit. All rights of the Unit Owner to use any amenity or facility located within the Condominium shall be granted by the lease and transferred to the renters for the term of the lease. The lease shall provide that the lease is made subject to and with the benefit of the terms of the Declaration, the By-laws, and the Rules and Regulations of the Village at Mount Hope Bay Condominium Association, and applicable governmental laws, rules and regulations including, but not limited to, the 55 years or older age restriction of the Tiverton Zoning Ordinance of April 10, 2000. The renters shall certify that they have read and will abide by the Rules and Regulations, a copy of which is incorporated in the Lease.
4. House Exchange occupancy of Units: Owners may participate in House Exchange programs providing that they file a copy of their exchange agreement with Property Management prior to the exchange, and that the occupants comply with all of the policies noted in section A. 3. for Leasing of Units, except that the duration may be for less than one month.

B. Unit Regulations

1. Insurance. Nothing shall be done or kept in any Unit or in the Common Elements that will increase the rate of insurance for the Association without the prior written consent of the Board of Directors. No Unit Owner shall permit anything to be done, or kept in his Unit, or in the Common Elements which will result in the cancellation of insurance on the Association Property or any part thereof or contents thereof, or which would be in violation of any law.
2. Offensive Activity: No noxious or offensive activity shall be carried on in any Unit, or in the Common Elements, nor shall anything be done therein either willfully or negligently, which may be or become an annoyance or nuisance to the other Unit Owners or occupants. No Unit Owner shall make or permit any disturbing noises on the Property by himself, his family, visitors or licensees, nor do or permit anything to be done by such persons that will interfere with the rights, comforts or convenience of other Unit Owners. No Unit Owner shall play upon, or permit to be played upon, any musical instrument or operate or permit to be operated a music player, television set or radio at such high

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volume or in such other in manner that it shall cause unreasonable disturbances to other Unit Owners. Any expense incurred to repair, clean or otherwise restore the Common Elements as a result of abuse or misuse by an Owner or occupant shall be the financial responsibility of the responsible Owner.

3. Animals:

- a. No animals, reptiles, birds or insects of any kind shall be raised, bred, or kept in any Unit or in the Common Elements, except that no more than two (2) household pets may be kept in a Unit, provided that (a) they are not kept, bred or maintained for any commercial purposes, and (b) they do not cause a nuisance or unreasonable disturbance or noise. In no event shall any animal be permitted in any portion of the General Common Elements unless carried or on a leash controlled by the attendant. The person attending the pet must carry appropriate tools and bags with which to properly dispose of the pet feces. Plastic bags must be deposited in trashcans.
- b. In compliance with insurance requirements, and for the safety of all residents, guests, and workers, the following breeds of dogs will be prohibited from being on any property at The Villages at any time.
 1. Akita
 2. Alaskan Malamutes
 3. Chow Chow
 4. Doberman Pinschers
 5. German Shepard
 6. Great Danes
 7. Mastiffs
 8. Pit Bulls
 9. Presa Canarios
 10. Rottweiler
 11. Siberian Huskies
 12. Staffordshire Terriers
- c. Renters are prohibited from having pets in their unit, either owned or visiting pets.

4. Vehicles. All vehicles belonging to any Resident shall be parked in their designated spaces, and not in the guest parking spaces in front of the Mid-Rise garage. Unless signage otherwise indicates, guests at VMHBCA townhouses may park for the duration of their visit in nearby paved areas in a manner so as not to damage landscaping or other improvements, block roadways or interfere with the parking privileges of others, provided that such parking must accord with fire codes. The parking of trucks (other than pickup trucks), commercial vehicles, boats and trailers, and campers is prohibited except in the Unit's garage or in the Owner's assigned parking spaces. The Association assumes no responsibility or liability whatsoever for the loss or damage to any automobile or vehicle while parked on the Property. The repairing of cars or other vehicles on the Property is prohibited except in an emergency. The parking or storage of junk vehicles is strictly prohibited, and automobiles without current license

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tags shall be considered junk storage. All parking is limited to paved areas and parking is not permitted to block transit or fire lanes. Vehicles parked so as to obstruct vehicular access to or egress from designated spaces or roadways, or so as to endanger any person shall be subject to towing at the expense of the individual responsible for such improper parking. At all times guest parking must never block the possibility of large waste disposal trucks, construction trucks, or large fire emergency vehicles from access to all roadways within the VMHBCA compound.

5. Color: Unit Owners shall not paint, stain, or otherwise change the color of any exterior portion of the building or structures attached to it.
6. Outside Display: Wreaths and nameplates may be installed on exterior Unit doors. Wreaths and other seasonal decorations may be installed on doors, walls, balconies, patios and lawn for a maximum of 30 days before and 30 days after a holiday. With these exception, without the prior consent of the Board of Directors, (a) Unit Owners shall not affix or display anything on the outside of doors, windows, sliding doors or on outside walls or deck of any Building, and (b) no sign or advertisement, awning, canopy, shutter or radio antenna shall be affixed to or placed upon the exterior walls and doors, sliding doors, deck, roof or windows. No clothes or other materials shall be hung outside a Unit.
7. Work on Units: Workmen and contractors may only work in or on units between 8 AM and 6 PM on weekdays, except in case of an emergency or with Board approval. Unit owners working on their Units should also respect these limits. Prior to any alteration or improvement to a Unit other than cosmetic modification (i.e., replacement of carpet, painting of walls, etc.), the Unit Owner must obtain the necessary approvals from the Town and must submit to the Property Management Office the specifications and description of the proposed changes, as well as copies of all permits and the names and addresses of all contractors and subcontractors that will be working on the Unit. All contractors and subcontractors must be licensed and have adequate insurance coverage. Unit owners must provide Property Management with all contractors’/workers’ proof of insurance before any work can be permitted to begin. Placement of construction equipment requires Board approval.
8. Hazard Precaution: No gasoline, propane, explosives or any other highly flammable materials or hazardous materials shall be stored in a Unit, in its garage (except for propane attached to a grill), or on its balconies.
9. Duty to Maintain: Unit owners are required to insure that heat thermostats are kept at a minimum of 55 degrees F.
10. Waste Disposal:
 - a. For townhomes, all non-recyclable garbage, rubbish and debris shall be disposed of in the purple Tiverton ‘Pay as You Throw’ plastic bags. These bags **must** be placed in a durable lidded trash can when set out by each driveway for collection. Recyclables must be placed in identifiable recycle bins/cans alongside the non-recyclable garbage, otherwise your garbage will not be collected by the Town. Except for said designated areas, the Common Elements shall be kept free and clear of rubbish, debris and other unsightly materials.

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- b. In the Midrise buildings, no garbage cans or recycling bins shall be placed in the halls or on the staircase landings.
 - c. For townhouse residents, no garbage cans or recycling bins shall be placed outside of the dwelling more than 24 hours before or 24 hours after the pickup time.
11. Access to Units: Residents shall have a key to the Unit placed with the Property Manager in a secure location so that there is access to the Unit in case of emergency.
12. Dryer Vent Maintenance: It is the responsibility of the Unit owner to obtain an inspection and cleaning (if needed) of any clothes dryer vents in their Unit on a biyearly basis (during every odd-numbered year) according to the guidelines of the VMHBCA Dryer Vent Maintenance Policy.
13. Emergency Generators: Permanently installed emergency generators are not allowed within Units, the Common Area and Exclusive Use Common Areas. With the written approval of the Board of Directors, Temporary Portable Generators may be used in emergency situations in accordance with the VMHBCA Emergency Generators Policy.
14. Television Antenna or Satellite Dish: Except as specified in the Television and Satellite Dish Policy, no resident may install a satellite dish or other antenna designed to receive television broadcast signals that is not wholly within their Unit without approval of the Board.

C. Limited Common Elements

- 1. Balconies, patios and terraces: Each Unit Owner shall keep his Unit's balcony, patio and terrace clean and well maintained. No articles other than standard outdoor patio furniture and plants may be stored or kept on any patio (except for grill) or balcony.
- 2. Patios and Walls: All patios and walls shall be constructed according to plans that have been approved by the Board of Directors.

D. General Common Elements

- 1. Prohibitions: Placement and storage of any and all residents' personal property on any part of the General Common Elements is prohibited without prior consent of the Board of Directors.
 - a. Additionally, and specifically, pursuant to Rhode Island Fire Safety Codes, Section 8, Means of Egress, Chapter 7 states (in part):
*7.2.8.9.2 Maintenance of fire escape stairs shall include:
(1) Exit access shall remain clear and unobstructed at all times.*
 - b. The Village's property and casualty master policy insurance carrier requires that all means of egress, including hallways and stairwells, be completely free of any personal or association property in order to provide unobstructed means of escaping the perils of fire and smoke.
 - c. Residents shall keep obstructions off of the grassy areas so as not to interfere with grass cutting.

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2. Landscaping: The Village at Mount Hope Bay Landscape Policy and the Plant Material Standards cover all aspects of landscaping within the condominium and should be consulted for more detailed information.
 - a. The Association is responsible for maintaining the personal garden areas within approximately 10-15 feet of the town house foundations, including mulching, pruning, weed inhibitor application and hard edging. Unit owners wishing to maintain their own personal garden areas may opt out of these services by notifying Property Management and the Landscape Committee.
 - b. Vine-like plant materials that climb onto, into, or around wooden building structures are not allowed in personal garden areas.
 - c. Board approval is required for substantial landscape modifications to personal garden areas, i.e., an expansion of an existing planting area by more than 10 square feet. All personal garden areas that have been substantially modified, whether before or after January 1, 2011, must be fully maintained by their Unit Owners.
 - d. Residents may not give any verbal requests or directions to the landscape workers. All requests must be in writing to the Property Manager.
3. Smoking: Smoking is prohibited in the common areas that are within enclosed buildings and on the decks and patios of these buildings and on other buildings with stacked units. Smoking is also prohibited within fifteen feet of the entrances to the Mid-Rise Buildings and the Clubhouse.

E. Sanctions

1. Enforcement: In order to enforce the rules and regulations of this Association, the Board of Directors has established the following enforcement schedule for the Unit Owners and Occupants:
 - a. 1st Violation: Verbal warning by Property Management
 - b. 2nd Violation: Courtesy letter to comply from Property Management.
 - c. 3rd Violation: Final written notice from the Board of Directors to comply before fines are levied

Fines Schedule:

- d. Single (one time) fine - \$25.00
- e. Daily Fine (if violation continues) - \$25 per day until violation is abated
- f. Continued non-compliance to correct said violation is subject to court action and/or loss or rights and privileges. In addition, the Board of Directors on behalf of the Association shall have the right to abate any such violation, as it shall deem appropriate, with the costs to be borne by the Unit Owner responsible for the violation.
- g. All residents have the right to be heard by the VMHBCA Board of Directors for any enforcement assessed against them as per their right under the Rhode Island Condominium Act page 661, Section 34.36.1.3.20. (a).

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2. Effect of Failure to Enforce--Severability: No rule or Regulation shall be deemed to have been modified, abrogated or waived by reason of any failure or failures to enforce the same. In the event any provision or provisions of a Rule or Regulation shall be determined to be invalid, void or unenforceable, such determination shall not render invalid, void or unenforceable any other provision or provisions of such Rule(s) and Regulation(s), which can be given effect.

F. Rules Regarding Special Meetings of the Association and Recall of a Member of the Board of the Association (all capitalized terms have the meaning set forth, or as used, in the By-Laws):

1. Every signature of an Owner of a Unit in the VMHB that is (i) submitted in connection with the request for, or calling of, a special meeting of the Association or (ii) part of a proxy to be used to vote in favor of the recall of any member of the Board of the VMHB, shall be notarized separately, i.e., each individual signature must be notarized separately and not with multiple signatures notarized together, by a notary that is completely unrelated to any and all owners of one or more units in the VMHB or otherwise associated in any way with the VMHB or its management company and that the failure to obtain such notarization shall disqualify such signature from being used in connection with such special meeting or proxy, as the case may be.
2. Any Unit Owner who participates in requesting, or the calling of, a special meeting must be In Good Standing and entitled to vote at the time of such action in order to participate in such action and any Unit Owner who votes in person or by proxy on any matter related to the recall of a Board member must be in Good Standing and entitled to vote at least three (3) days prior to the time of such vote in order for its vote to be included in any required count related to the recall, in all cases as certified to the Board of the VMHB by two officers of said Board and the management company of the VMHB.

Final Notes

These Rules and Regulations are a part of the governing Documents of VMHBCA, and, as such, together with the Declaration and the By-Laws these Rules and Regulations shall be binding upon and shall inure to the benefit of each Unit Owner, its heirs, executors, administrators, successors and assignees. It is further understood and agreed that, except as otherwise provided herein, these Rules and Regulations may be amended by the VMHBCA Board of Directors and each Unit Owner and all Residents shall comply with any subsequent rules so promulgated.

These Rules and Regulations are effective January 1, 2018.

(Revised January 14, 2011, March 14, 2012, January 9, 2013, April 17, 2013, August 14, 2013, February 12, 2014, March 12, 2014, November 10, 2015, January 1, 2018, August 2, 2021.)

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Thank you for your cooperation,

The Village at Mount Hope Bay Condominium Association Board of Directors