

**RESOLUTION  
OF THE  
SAPPHIRE POINTE MASTER ASSOCIATION, INC.  
REGARDING PORTABLE BASKETBALL HOOPS**

- SUBJECT:** Adoption of a policy addressing placement of portable basketball hoops.
- PURPOSE:** To adopt a policy regarding Owners' rights with respect to portable basketball hoops in the community.
- AUTHORITY:** The Declaration, Articles and Bylaws of the Association and Colorado law.
- EFFECTIVE DATE:** SEPTEMBER 15, 2010
- RESOLUTION:** Section 10.29 of the Declaration sets forth some direction with respect to basketball hoops in the community.

Intent: is the board of director's interpretation of Section 10.29 that the original covenant is primarily referring to design guidelines for permanent basketball hoops in all but the last couple sentences, which are referring to both permanent and portable basketball hoops.

This Resolution clarifies the provisions of Section 10.29 as follows:

1. Basketball Hoops. "Basketball Hoops" are defined as permanent hoops installed on a free-standing post or pole placed permanently into the ground.
2. Portable Basketball Hoops. "Portable Basketball Hoops" are defined as non-permanent moveable basketball hoops.
3. Placement of Hoops. Basketball Hoops are allowed as follows:
  - a. "Basketball Hoops" installation must comply with all of the following criteria:
    - i. Must be located in the front portion of the Lot;
    - ii. Must be clear or painted to match the residence;
    - iii. Backboard installed on a separate free-standing post or pole; and
    - iv. Backboard must be perpendicular to the street;

If the Basketball Hoop does not meet one or more of the above criteria, it must have prior written approval from the Design Review Committee before it is installed.

- b. "Portable Basketball Hoops" use must comply with all of the following criteria:
  - i. Portable Basketball Hoop must not be placed in the street;
  - ii. Portable Basketball Hoop cannot block the sidewalk; and
  - iii. Laying a Portable Basketball Hoop on the ground will be considered improper/unsightly storage if the Portable Basketball Hoop is visible from the street or sidewalk (per sections 10.35 & 10.37).
  - iv. Backboard must be stored perpendicular to the street when not in use;

The color, style, and location of Portable Basketball Hoops will be at the choosing of the Owners as long as the Portable Basketball Hoop complies with all of the above criteria.

4. Definitions. Unless otherwise defined in this Resolution, initially capitalized or terms defined in the Declaration shall have the same meaning herein.
5. 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.
6. Deviations. The Board or its agent may deviate from the procedures set forth in this Resolution if in its sole discretion such deviation is reasonable under the circumstances.
7. Amendment. This policy may be amended from time to time by the Board of Directors.

**PRESIDENT'S**

**CERTIFICATION:** The undersigned, respectively being the President and Secretary of the Sapphire Pointe Master Association, Inc., a Colorado nonprofit corporation, certify 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 this November 16, 2017 and in witness thereof, the undersigned have subscribed their names.

**SAPPHIRE POINTE MASTER ASSOCIATION, INC.**  
a Colorado non-profit corporation,

By: Allyn Jacobs  
President