

**Daybreak Community Association
Display and Use of United States Flag Policy Resolution**

WHEREAS, The Daybreak Community Association Board of Directors (the “Board”) is empowered to conduct, manage and control the affairs and activities of the Daybreak Community Association, Inc. (the “Association”) and has this authority pursuant to Chapter 3, C. Powers and Duties of the “By-laws of Daybreak Community Association”; and

WHEREAS, The Board is empowered, ~~to~~ pursuant to Section 7.3 of the Charter, to adopt time, place and manner restrictions with respect to signs, symbols and displays visible from the outside; and

WHEREAS, ~~Daybreak-The Association~~ has been established and is administered pursuant to various documents, described in Chapter 1 of the Community Charter for Daybreak, that have a legal and binding effect on all ~~owners~~Unit Owners, which include the resolutions the Board adopts to establish rules, policies and procedures for internal governance and Association activities and to regulate the operation and use of property the Association owns or controls; and

WHEREAS, The Board ~~of Directors of the Association (“Board”)~~ finds there is a need to replace, in its entirety, the existing “Display and Use of United States Flag Policy Resolution” (adopted on ~~06/09/June 9,~~ 2006), and amend the Display and Use of United States Flag Policy Resolution restrictions to include installation of one single flag pole on any one Unit, no greater than 25 feet in height; and

NOW THEREFORE, IT IS RESOLVED that in addition to the restrictions outlined in Section 7.3 (b) of the “Daybreak Community Charter”, Unit Owners are allowed to have:

- 1) One single flagpole on any one Unit, no greater than 20-25 feet in height from the ground, for the use of the display of the United States Flag; and
- 2) For the display of a second flag of the State of Utah or an official flag representing a division of the United States military, ~~;~~ and provided that
- 3) No flag may exceed 3 feet by 5 feet; and
- 3)4) Flagpole placement must be approved by the Design Review Committee prior to installation

No other flags of any type may be displayed, except those consistent with the Association’s Display and Use of Novelty Flag Policy Resolution and, where applicable, with the governing documents of a Unit’s Neighborhood Association or Service Area. Those residents choosing to display the United States Flag must adhere to federal statute 4 U.S.C. sections 1–10 the United States Flag Code, Title 4, Chapter 1.

IN WITNESS WHEREOF, the said Board of Directors has caused this Resolution and Policy to be signed by its President and Secretary, this ____ day of February, 2020, and direct its distribution to all homeowners.

DAYBREAK COMMUNITY ASSOCIATION

By: _____
Rich Sonntag, President

Date: _____

By: _____
Tim Young, Secretary

Date: _____

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