

Delray Villas Plat 3 Homeowners Association, Inc.

Vehicle Rules

1. Permitted Vehicles. Only two-door, four-door, or hatch-back, two axle private passenger automobiles, motorcycles, vans, and small pick-up trucks of less than  $\frac{3}{4}$  ton capacity (“Permitted Vehicles”) may be parked within the Association.
2. Prohibited Vehicles. “Commercial Vehicles” are “Prohibited Vehicles.” A Commercial Vehicle shall mean any motor vehicle which has an outward appearance of being used in connection with business (e.g. the vehicle displays work equipment to view and/or is commercially lettered or contains a commercial or business logo). Actual use of the vehicle shall yield to its outward appearance. A vehicle with a covered sign or logo shall still be considered a Commercial Vehicle; a vehicle with a removable sign or logo, if its actual use is for commercial purposes, is a Commercial Vehicle, even without the sign or logo. A vehicle shall also be deemed a commercial vehicle where it has agricultural, construction or industrial equipment either affixed to or maintained within or upon said vehicle. Further, a vehicle shall be deemed commercial where it has a platform rack or other similar apparatus designed for carrying property or cargo; a cargo box or similar device located outside of the bed portion of the vehicle; a cargo box or similar device where it is located within the bed portion of the vehicle but exceeds the height of the bed portion of the vehicle; or any motor vehicle equipped with a hoist or other similar mechanical equipment, whether affixed to or maintained within or upon said vehicle. A vehicle shall also be deemed commercial where the vehicle shows evidence, as determined in the sole discretion of the Board, that the vehicle is being used for commercial purposes. This may include, but shall not be limited to, paint, tar, debris or similar substances, which are identified within or upon the vehicle, and which are normally associated with commercial use, as well as other criteria which the Board deems appropriate in its sole discretion. All unregistered and unlicensed motor and motorized vehicles are hereby also declared to be Prohibited Vehicles. Motorbikes, mopeds, all-terrain vehicles, recreational vehicles, campers, trailers, and/or the like, other than a two or four-door, two axle private passenger automobile as specified above, are all deemed to be Prohibited Vehicles.
3. Permitted Vehicles, Restrictions. The Association shall have the authority to regulate parking on all streets, including the time and manner of street parking. Permitted Vehicles shall not be

parked or stored on the property if they exceed the length of the driveway or available parking space in which it is parked. Oversized vehicles shall not be allowed to extend into sidewalk or Common Area swales and easements or to interfere with the U.S. Postal Service mail delivery, as such vehicles shall be deemed to create a dangerous condition on the property. No parking is permitted on the grass of any Lot or the Common Areas. Vehicles may not be parked on any street in a manner that blocks the sidewalk or access to any driveway. Permitted Vehicles shall not have aftermarket modifications or accessories, unless approved by the Board, in writing, and only where there are safety features and/or standard options. Said prohibition shall include, but shall not be limited to, bay racks, crash doors, lift kits, light racks, oversize tires and wheels beyond normal dealer options, all off-road packages, roll bars, commercial roof racks, toolboxes and winches. Standard passenger vehicle roof racks, recreational roof racks and bike racks shall not be prohibited. All such vehicles shall be always maintained in a proper state of repair, as determined in the sole discretion of the Board.

4. Vehicle Maintenance. All Permitted Vehicles parked within the Association must be in good condition and repair, and no Permitted Vehicle which does not have a current license plate, or which cannot operate on its own power shall be parked for more than 24 hours, and no repair, other than an emergency repair, of any Permitted Vehicle shall be made in the Association. The foregoing restrictions shall not be deemed to prohibit the temporary parking of commercial vehicles while making delivery to or from, or while used in connection with providing services to a home within the Association.
5. “Electric Permitted Vehicles.” Electric-powered motor scooters, e-bikes, and electric wheelchairs shall be Electric Permitted Vehicles, but must be driven in a way they do not create a dangerous condition on the property including, but not limited to, not driven in a manner which affects or impedes vehicular or pedestrian traffic, or the like. Further, Electric Permitted Vehicles must be parked in a garage when not in use.
6. Use of Vehicles on Sidewalks. No vehicles, whether Permitted Vehicles, Electronic Permitted Vehicles, or Prohibited Vehicles, are permitted on the sidewalks in the Association, provided, however, that motorized wheelchairs and handicapped scooters are permitted.
7. Enforcement. Violation of these Vehicle Rules will result in the imposition of fines and/or the suspension of use rights, all as provided by Article 3 of the Association’s Declaration of Covenants, Conditions and Restrictions, as same has been amended from time to time.