***Del Lago Owners Association***

***Swimming Pool / In-Ground Spa Application Form***

**Legacy Management Group**

**20008 Champion Forest Drive #703**

**Spring, Texas 77379**

**832-843-3363**

**Del Lago Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Owner Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $500 Application Fee**

**Mailing Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Other Phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Fax:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**E-mail: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Contractor Company Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Contractor's Phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Contractor's e-mail:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Contractor’s Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

May we contact your contractor with questions regarding your submissions? Y N

**HOW TO APPLY**

1) Complete and sign this application – return to address listed at top of page along with $500 application fee.

2) Attach a scaled copy of the current property survey noting the location of the proposed improvement(s), also to scale,

relative to lot and easement lines and any structures currently on the property. Scale must be indicated.

3) Attach the pool plan, drawn to scale, ex. (1/8” or 1/4” = 1’), including dimensions; and the location of all improvements related to this project. Please include information regarding the following: Proposed pool/spa, berms, decking (including pea gravel, interlocking pavers, concrete, flagstone, wood, etc.), easements, equipment, fences (existing & proposed), light over equipment,

landscape lights, proposed access route, overflow & backwash system, walls, waterfalls, etc. Indicate trees proposed for removal and flag trees for ACC inspection. Provide photos of site and access route. Provide color & materials’ visual references for decking, walls, coping, etc.

4) Attach cross section elevation drawings, drawn to scale, ex. (1/8 or ¼ = 1’), for all improvements related to this project that are

>6’’ from natural grade.

**5)** **Attach a copy of an access agreement from the adjoining property owner if the proposed construction access route crosses through property not owned by the applicant. Show access route on survey**.

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6) All swimming pools, except swimming pools on Lakefront lots, must have a Swimming Pool Enclosure subject to the following: All swimming pools, except swimming pools on Lakefront lots, must have a Swimming Pool Enclosure subject to the following:

1. “Swimming Pool Enclosure” shall mean a fence that:
   1. surrounds a water feature, including a swimming pool or spa;
   2. consists of transparent mesh or clear panels set in metal frames;
   3. is not more than six feet in height; and
   4. is designed to not be climbable.
2. All Swimming Pool Enclosures must conform to applicable state and local safety requirements.
3. No Owner may install a Swimming Pool Enclosure prior to submitting a written application to, and receiving written approval from, the Association.
4. All Swimming Pool Enclosures in the Subdivision must completely surround the relevant water feature.
5. All Swimming Pool Enclosures must consist of black transparent mesh set in black metal frames, or clear panels set in black metal frames. However, alternative materials and styles of Swimming Pool Enclosures may be considered by the Association on a case by case basis if in harmony with surrounding structures and compatible with the architectural design and appearance of the subdivision
6. All Swimming Pool Enclosures, and all Swimming Pool Enclosure components, must be maintained in a state of good repair. Any Swimming Pool Enclosure, and/or any component of any Swimming Pool Enclosure, that deteriorates, becomes rusted, becomes discolored, and/or becomes unsafe, must be immediately replaced and/or repaired.

7) Pool **CANNOT** be filled until permanent pool enclosure is in place.

**Owner - please sign and date that you have read items 6 & 7 above**:

X \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Owner Signature date

**(This Column APPLICANT INFORMATION – PLEASE PROVIDE THE FOLLOWING:**

**For Office Use)**

**\_\_\_\_\_\_\_\_\_\_ Lot type:** interior, lake, golf course

\_\_\_\_\_\_\_\_\_\_ **Dwelling type:** Indicate if Leased Home (yes / no). Applicant must be the Owner of the Property.

\_\_\_\_\_\_\_\_\_\_ Are any **trees** over 6 inches in diameter as measured 2 feet from natural grade proposed for removal?

(yes / no). If yes, how many? \_\_\_\_\_\_\_ Please indicate the location of the trees on the property survey.

Please note: A separate application for tree removal is not required for the removal of trees that are included in this application.

**Easements and house lines** are to be respected - Pools are to be in the rear of homes. Will the proposed improvement be located within any easement or beyond any side house lines? (yes / no**). Golf course & interior lots – pool and decking, including surrounding pavement, must allow a minimum 5 ft. easement from back lot line. Lake front lots - pool and decking must not compromise anchoring system of bulkhead.**

**Pool/Spa Deck Material Type** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Pool Lighting – indicate on survey. Must be indirect. Elevated lighting is prohibited.**

Include details re Wattage and Location: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_ Are the pumps, filters and pool equipment screened from view at ground level? (yes / no)

**OWNER CERTIFIES THAT**

**I understand that, in the accordance with the governing documents of this community, the review process may take up to thirty (30) days from the date the application is received for the Architectural Control Committee (the “ACC”) to review my application., and that I am not to begin any work prior to receiving written authorization from the ACC. If an application is submitted to the ACC without any of the requested information or application fees, the application will be marked as incomplete. The ACC will not review incomplete applications. I further understand that if I make any alterations to the plans after the initial application has been submitted, I will have to re-submit those changes in a new application for approval before the alterations are constructed. By signing below, I certify the information provided is accurate and complete, that all improvements will be completed as approved, construction will commence immediately upon the approval date, and all work will be completed within six (6) months from the date of the approval date. All agents or employees of the community association and inspection service employees have my permission to enter the property during normal business hours to inspect the improvements as the ACC deems necessary.**

**HOLD HARMLESS**

**I understand that the Del Lago Owners Association (the “Association”) does not review plans to ensure compliance with applicable laws or codes, and that it is my duty as the property owner to ensure that contractors and consultants will design and construct the proposed improvements in accordance with all applicable laws and codes. I further agree and understand that any inspections performed by the ACC, or its agents, are for the purposes of determining compliance with the Declaration and the approved improvement plans. No person or entity will rely upon the ACC’s inspections to determine the sufficiency, suitability, fitness, workmanship or quality of the design or construction of the improvements or plans. I hereby release and agree to hold the Del Lago Owners Association, the Del Lago Board of Directors, the Del Lago Architectural Control Committee, and their agents and employees harmless from any cost or liability arising out of the review or approval of plans for the proposed improvements.**

**I understand that construction is not to begin until I receive written approval from the ACC.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Owner Signature Required / Date** Contractor Signature (optional) / Date

**NOTE**

**When an application is approved, the Architectural Control Committee (the “ACC”) will issue a construction permit which expires six (6) months from the project approval date. All work must be completed for all of the improvements approved of in the application before the permit expires. When the construction permit expires, the project will be marked as closed.**

**If construction of the improvements in the approved application are not completed before the construction permit expires, you must re-apply for a permit to continue construction. To re-apply for a construction permit, you must re-submit a new project application for review, along with all of the supporting documentation. Please note that previously submitted documents will not be considered as part of the new application and neither the ACC nor the Management Company will review documents from closed project applications.**

**Applications will be reviewed in accordance with Deed Restrictions, ACC Standards and Policies that are effective at the time the most recent application is submitted.**

**All owners must comply with these Construction Guidelines, Deed Restrictions and ACC Standards and Policies. Failure to comply with the Construction Guidelines, Deed Restrictions or ACC Standards and Policies may result in legal action. Additionally, you may be required to remove or change a project at your own expense if the Association finds that you are not in compliance with the approved application, Deed Restrictions, or ACC Standards and Policies.**

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**$500 Application Fee**

Check to be made out to: Del Lago Owners Association, Inc.

Owner Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Contractor: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mailing Address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Location of Improvement: Lot # \_\_\_\_\_\_\_ Street Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Owner Signature Contractor Signature (optional)

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**(For office use only)**

Date Received: \_\_\_\_\_\_\_ Cash \_\_ or Check \_\_ #:\_\_\_\_\_\_\_\_\_\_\_ by: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DLOA Agent or Mgt Co. Signature

Authorized by: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ACC Rep date

Issued by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DLOA Agent date

**Del Lago Improvement Construction**

**Rules and Guidelines**

1. One Contractor Business Sign, in compliance with the Del Lago Sign Policy is allowed. Sub-contractor signs will be removed without notice. Contractor sign may not be displayed before job begins on site and sign must be removed the same day job is finished.
2. No owner or contractor may enter onto a lot adjacent to the Improvement site for purposes of ingress and egress during or after construction unless the same owner also owns adjacent lot. All lots adjacent to the improvement site shall be kept free of any trees, underbrush, trash or other building materials during construction.
3. All tree stumps, trees, limbs, underbrush and any other debris, removed from the lot for construction must be removed and hauled out of the subdivision. Burning is not allowed in the subdivision.
4. No trash, materials or excess dirt is allowed in the street. Any such trash, materials or excess dirt or fill inadvertently spilling or getting into the street shall be removed, without delay, on a daily basis. Storm drains are not to be used for disposal of these materials.
5. Debris must be removed as needed to keep the property neat and sanitary.
6. Concrete truck ‘wash out’ shall be contained on building site.
7. Building materials shall not be delivered until necessary - and within the hours allowed for construction.
8. All vehicles belonging to work crew will be parked on the same side of the street. No vehicle will block a driveway, view of oncoming traffic or be parked on a neighbor’s driveway without obtaining permission of the property owner prior to construction. Consideration must be given for emergency vehicle access, normal traffic flow and access to adjacent driveways.
9. No construction will begin before 7:00 a.m. or continue after 6:30 p.m., Monday thru Saturday, or begin before 12 noon or continue after 5:00 p.m. on Sunday. All work crew are to leave the subdivision promptly at the end of their work day. [Work crew should not use golf course or resort property, or remain in the subdivision or return after work to fish, swim, etc. in Lake Conroe.]
10. Radios and other devices broadcasting music are not allowed.
11. Property owners are responsible for removing or leveling all excess dirt left on the property after construction is completed. The property owner shall also be responsible for repairing any damage to streets, driveways and curbs caused during the course of construction.
12. Certain Improvements, because of size and location considerations, must be in compliance with the Rules for New Construction for Del Lago.

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