

TIMBERGATE HOMEOWNERS ASSOCIATION, INC.
C/O LJ Services Property Management
P.O. Box 6406 Katy, Texas 77491

**RESOLUTION OF ARCHITECTURAL CONTROL GUIDELINES AND USE
RESTRICTIONS FOR COMMERCIAL VEHICLES**

WHEREAS, the Board of Directors of the Timbergate Homeowners Association, Inc. (the "Association"), held a Board of Directors' meeting on November 22, 2005; and

WHEREAS, the Board of Directors for the Association has reviewed and analyzed the initial set of Supplemental Declaration of Covenants, Conditions and Restrictions created and adopted on July 18, 1996, and recognized its inadequacies with regard to explaining the specific criteria for Commercial Vehicles within the Association; and

WHEREAS, the Board of Directors sought to create an Architectural Control Guideline and Use Restriction for the Association in an effort to rectify the inadequacies contained therein; and

WHEREAS, during the course of business, a vote of the Board of Directors was taken to create an Architectural Control Guideline and Use Restriction, pursuant to the Texas Non-Profit Corporation Act, Art. 204.010.(18)(A)(B), such that the Architectural Control Guideline and Use Restriction, attached hereto as Exhibit "A" and incorporated herein for all purposes;

WHEREAS, upon review of the votes for the above Architectural Control Guideline and Use Restriction, it was determined that the attached addition to the Association's Supplemental Declaration of Covenants, Conditions and Restrictions were passed by a vote of the Board of Directors; NOW, THEREFORE,

BE IT RESOLVED, that the Association, acting by and through its Board of Directors, adopts this Architectural Control Guideline and Use Restriction of Timbergate Homeowners Association, Inc., that was voted upon and approved by the Board of Directors; and

REF 056-74-1822

BE IT FURTHER RESOLVED, that a true and correct copy of the newly adopted Architectural Control Guideline and Use Restriction of Timbergate Homeowners Association, Inc., shall be filed in the real property records of Harris County, Texas.

The resolution was adopted by the Board of Directors on November 22, 2005.

IN WITNESS WHEREOF, the undersigned have executed this Resolution the 22 day of November, 2005.

Michael Dale

Michael Dale

[Signature]

Robert Dunlap

Kenneth Chibougwu

Kenneth Chibougwu

[Signature]

Gerardo Hurtado

SIGNED AND SWORN TO BEFORE ME, by Michael Dale, Robert Dunlap, Gerardo Hurtado and Kenneth Chibougwu, this the 22 day of November, 2005.



Leta Whisenhunt

Leta Whisenhunt

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

HP 056-74-1823

EXHIBIT "A"

WE, THE UNDERSIGNED, being all of the Directors of the Timbergate Homeowners Association, Inc., a Texas non-profit corporation (the "Association"), named as such in the Articles of Incorporation of the Association, pursuant to Article 1396-9.10 of the Texas Non-Profit Corporation Act, do hereby unanimously and severally vote for, adopt, approve and consent to the following resolutions and the actions contemplated thereby.

BE IT RESOLVED, that the following restrictions be met for commercial vehicles.

ARCHITECTURAL CONTROL GUIDELINE AND USE RESTRICTION

COMMERCIAL VEHICLES

1. Residents and their invitees or guests are prohibited from parking heavy commercial and/or industrial vehicles on any Lot or in the street. For the purpose of this Resolution, heavy vehicles are defined as, but not limited to, 18-wheeler tractor cabs, dump trucks, cement mixers, buses, step vans, and vehicles with three (3) or more axles.
2. Small commercial vehicles with a GVWR (gross vehicle weight rating) of eight thousand, five hundred (8,500) pounds or greater may not be parked on a Lot or in the street for more than eighty-four (84) consecutive hours. Not more than two (2) commercial vehicles are permitted to be parked on or about any Lot at the same time.

IN WITNESS OF our unanimous vote for, approval and adoption of, and consent to the foregoing resolution, we have executed this upon the 22nd day of Nov., 2005. This document may be executed in any number of counterparts, each of which shall for all purposes be deemed an original, and all such counterparts shall constitute one and the same document.

Michael Dale

Michael Dale

Kenneth Chibougwu

Kenneth Chibougwu

Robert Dunlap

Robert Dunlap

Gerardo Hurtado

Gerardo Hurtado

RR 1356-74-1824