

SCHEDULE “A”

CONDITIONS TO GARDEN APPROVALS

Unless otherwise provided *specifically and in writing*, and in addition to any other conditions or limitations imposed by the Design Review Board on a case-by-case basis, approvals of Gardens are subject to the following conditions and limitations:

1. No Garden may be located closer to any street on which a Lot fronts, than a line extending parallel to the street, extending through a point located in the furthest rear corner of the home (i.e., all Gardens must be in the REAR YARD). On Corner lots, Gardens must also be no closer to the side street than the building setback line applicable to such side street.
2. No Garden may be located within five feet (5') of a property line.
3. Staking, trellis(es) and/or other devices used to provide support for growing plants shall not exceed five feet (5') in height, and shall be white, green or natural wood colored.
4. Gardens shall be installed in a square or rectangular arrangement, the lateral dimensions of which shall not exceed sixteen feet in one direction by not more than eight feet in the other direction (16' x 8' is the maximum rectangular Garden, 8' x 8' is the maximum square Garden).
5. Gardens must have a solid structural boundary (for example but not by way of limitation, landscape timbers), not taller than eighteen inches (18") in height, the yard area around which must be maintained in a clean, weed-free condition with grass growth maintained to match the yard maintenance, regularly mowed, weed-whacked or trimmed as appropriate. "Fencing" using plastic or coated wire mesh (but not chain-link fence or 'chicken wire') may be incorporated into such boundary, provided it does not exceed an additional 18" in height, and is maintained in a clean, well-maintained and straight condition.
6. During the active planting and growing season(s) for the plant type(s) located in the Garden by the owner/occupant, the garden shall be and remain properly maintained and weeded to prevent growth of all plant materials outside of or over the boundary of the Garden. During any season that there is no active growth of plants purposefully planted by the property owner/occupant in the Garden, the Garden shall be maintained in a weed-free condition. With the exception of occasional weather-dependent day-to-day demands for frost protection of intentionally planted plants, no Garden shall be 'blanketed' or otherwise covered with tarps or similar items.
7. No Garden may be planted, maintained or harvested for commercial purposes.