

LAKE OF THE WOODS OF JACARANDA, HOA, INC.

RULE ON DISPLAY OF FLAGS

WHEREAS, Section 7.22 of the Declaration of Covenants and Restrictions, titled Rules and Regulations, states that “reasonable rules and regulations concerning the maintenance and use of the SUBJECT PROPERTY may be made and amended from time to time by the ASSOCIATION in the manner provided by its ARTICLES and BYLAWS. Copies of such rules and regulations and amendments shall be furnished by the ASSOCIATION to any OWNER upon request.”

WHEREAS, the Board of Directors has determined that all prior ASSOCIATION Flag Display Rules are outdated and no longer in compliance with the Florida Statutes. The BOARD has determined that a revision of the Flag Rule serves the best interest of the ASSOCIATION MEMBERS.

NOW, THEREFORE, LET IT BE RESOLVED, by the Board of Directors that this newly revised Flag Display Rule is hereby adopted and replaces any existing Lake of the Woods of Jacaranda Homeowners Association, Inc. (“MASTER ASSOCIATION”) flag rules in their entirety. This Rule shall apply to the MASTER ASSOCIATION and all sub-associations (LOW, LOJ, Park Estates, Grassy Oaks II and Grassy Oaks III) (“ASSOCIATION”).

The ASSOCIATION shall follow the Florida Statutes under Section 720.304, related to the display of flags. The provisions of Section 720.304 of the Florida Statutes, as amended from time to time, are hereby incorporated by reference. At the time of the creation of this rule, in March 2025, the Florida Statutes state the following (paraphrased here):

Florida Statute 720.304 allows homeowners to display up to two flags on their property, regardless of their HOA's rules. These flags include the US flag, the state flag, and flags representing the US military branches.

Flags that can be displayed include:

1. The United States flag.
2. The official flag of the State of Florida.
3. A flag that represents the United States Army, Navy, Air Force, Marine Corps, Space Force, or Coast Guard.
4. A POW-MIA flag.
5. A first responder flag. A first responder flag may incorporate the design of any other flag permitted under this paragraph to form a combined flag. For purposes of this subsection, the term “first responder flag” means a flag that recognizes and honors the service of any of the following:
 - a. Law enforcement officers as defined in s. [943.10\(1\)](#).
 - b. Firefighters as defined in s. [112.191\(1\)](#).

- c. Paramedics or emergency medical technicians as those terms are defined in s. [112.1911\(1\)](#).
- d. Correctional officers as defined in s. [943.10\(2\)](#).
- e. 911 public safety telecommunicators as defined in s. [401.465\(1\)](#).
- f. Advanced practice registered nurses, licensed practical nurses, or registered nurses as those terms are defined in s. [464.003](#).
- g. Persons participating in a statewide urban search and rescue program developed by the Division of Emergency Management under s. [252.35](#).
- h. Federal law enforcement officers as defined in 18 U.S.C. s. 115(c)(1).

Accordingly, any homeowner within the Lake of the Woods of Jacaranda Homeowners Association, Inc. (“HOMEOWNER”) may erect a freestanding flagpole no more than 20 feet high on any portion of the homeowner’s real property as long as the flagpole does not obstruct sightlines at intersections and is not erected within or upon an easement. The HOMEOWNER may further display, in a respectful manner, from that flagpole one official United States flag, not larger than 4-1/2 feet by 6 feet, and may additionally display one other flag permitted as indicated above and explicitly allowed within Florida Statute 720.304. Any such additional flag must be equal in size to or smaller than the United States flag.

The flagpole and display are subject to all building codes, zoning setbacks, and other applicable governmental regulations, including, but not limited to, noise and lighting ordinances in the county or municipality in which the flagpole is erected and all setback and locational criteria contained in the governing documents.

A HOMEOWNER may also display one portable, removable flagpole to display a United States flag, with a maximum size of 4-1/2 feet by 6 feet. One additional portable flag may be displayed, which is the same size or smaller than the United States flag, subject to the Florida Statute 720.304.

Additional Flagpole Requirements:

Flagpole shall be made of metal (painted white or brushed silver-metallic finish) and a diameter not to exceed three (3) inches. Notwithstanding the statutory requirements of Florida Statute 720.304, the mounting base construction shall be of concrete with maximum height two (2) inches above the normal plain of home’s lawn. No plaques, plates, or other ornaments shall be placed on the pole or its base with the exception of a metallic gold, white or aluminum ball no greater than three (3) inches in diameter or a metallic American Bald Eagle with a wingspan no greater than (8.25) inches and not greater than (7.00) inches high may be placed atop the pole. The flag and pole located at the front of The Lakes of Jacaranda Clubhouse shall be exempt from the flagpole height and size requirements.

Architectural review and approval is required from the Architectural Review Committee (“ARC”). Any construction shall be in compliance with all county and state building codes.

Additional Requirements for Wall-Mounted Standards & Display:

Standard (not greater than five (5) feet in length) shall be made of metal (painted white or brushed silver-metallic material), wood, or other durable material. Any portable flag standard shall be mounted on a metal or durable bracket mount, either fixed or adjustable, on either side of garage door or entryway. Bracket mount shall be located no less than four (4) feet or more than seven (7) feet above driveway or entryway elevation at a point where it abuts with the garage floor or entryway. No plaques, plates, or other ornaments shall be placed on the pole or its base with the exception of an appropriate metallic ball no greater than three (3) inches in diameter or a metallic American Bald Eagle with a wingspan no greater than (6) inches and not greater than 6 inches in height may be placed atop the standard.

Additional General Rules on Flag Display:

The American flag can be flown from sunrise to sunset. Per federal regulations, for the U. S. flag to be flown at night, the flag must be properly illuminated during the hours of darkness and the lighting shall be oriented in such a way that it does not disturb any other HOMEOWNER.

Small American flags placed on mailboxes are exempt from the above general rule requirement. Also, small flags placed at the front of any residence on any of the Military Service days are exempt from this rule.