

**C****Effective: June 18, 2005**Vernon's Texas Statutes and Codes Annotated [Currentness](#)Property Code [\(Refs & Annos\)](#)Title 11. Restrictive Covenants [\(Refs & Annos\)](#)[Chapter 202](#). Construction and Enforcement of Restrictive Covenants**→ § 202.009. Regulation of Display of Political Signs**

(a) Except as otherwise provided by this section, a property owners' association may not enforce or adopt a restrictive covenant that prohibits a property owner from displaying on the owner's property one or more signs advertising a political candidate or ballot item for an election:

- (1) on or after the 90th day before the date of the election to which the sign relates; or
- (2) before the 10th day after that election date.

(b) This section does not prohibit the enforcement or adoption of a covenant that:

- (1) requires a sign to be ground-mounted; or
- (2) limits a property owner to displaying only one sign for each candidate or ballot item.

(c) This section does not prohibit the enforcement or adoption of a covenant that prohibits a sign that:

- (1) contains roofing material, siding, paving materials, flora, one or more balloons or lights, or any other similar building, landscaping, or nonstandard decorative component;
- (2) is attached in any way to plant material, a traffic control device, a light, a trailer, a vehicle, or any other existing structure or object;
- (3) includes the painting of architectural surfaces;
- (4) threatens the public health or safety;
- (5) is larger than four feet by six feet;
- (6) violates a law;
- (7) contains language, graphics, or any display that would be offensive to the ordinary person; or
- (8) is accompanied by music or other sounds or by streamers or is otherwise distracting to motorists.

(d) A property owners' association may remove a sign displayed in violation of a restrictive covenant permitted by this section.

CREDIT(S)

Added by [Acts 2005, 79th Leg., ch. 1010, § 1, eff. June 18, 2005](#).

LIBRARY REFERENCES

2007 Main Volume

[Covenants](#)  [49, 69](#).  
Westlaw Topic No. [108](#).

RESEARCH REFERENCES

2008 Electronic Update

Encyclopedias

[TX Jur. 3d Covenants, Conditions, & Restrictions § 88](#), Restrictions Regarding Political Signs.

Forms

[Texas Jurisprudence Pleading & Practice Forms 2d Ed § 81:19](#), Regulation of Political Signs.

[15 West's Texas Forms § 14.43.5](#), Construction and Enforcement of Restrictive Covenants--Political Signs.

Treatises and Practice Aids

[Cochran, 27 Tex. Prac. Series § 7.16](#), Regulation of Property Owners Associations.

V. T. C. A., Property Code § 202.009, TX PROPERTY § 202.009

Current through the end of the 2007 Regular Session of the 80th Legislature

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