

SOLAR ENERGY DEVICES GUIDANCE

Policy Statement for Catalina Foothills Estates 5 and 6 Air Conditioning and Solar Equipment

In the view of the need for energy conservation, the Board of Directors, Catalina Foothills Association, has reviewed the deed restrictions of Areas 5 and 6 in an effort to encourage the use of new/greener technologies such as solar and more efficient A/C systems and welcomes installations of such energy saving devices.

For any new construction and remodeling of existing construction, all air-conditioning equipment including evaporative coolers, refrigeration, heat pumps, solar devices, and others, must be located so as to prevent impairment of view and disguised to prevent unsightly appearance.

Catalina Foothills Estates 5 and 6 Declaration (CC&R) No. 12 Cooling, Heating and Solar Equipment

All cooling and heating equipment shall be concealed. No evaporative cooler, air conditioning equipment, heating equipment, cooling or heating ducts or other equipment shall be placed, installed or maintained on the roof or wall of any building or structure, except that certain solar heating or cooling devices may be placed on roofs which completely conceal the same and are in no way detrimental to other properties within the subdivision. Specific prior written approval by the approving agent or Grantor is required before placement of such devices. If not obtained, said devices shall be immediately removed by the owner at his/her expense.

Catalina Foothills Architectural Design Guidelines, Section 3.31 Solar Applications

Solar applications will only be considered on a design specific basis by the Architecture Review Committee, and approved installation will require proper placement and screening as permitted by applicable state laws.

Arizona Revised Statute 33-1816

Solar energy devices; reasonable restrictions; fees and costs.

- A. Notwithstanding any provision in the community documents, an association shall not prohibit the installation or use of a solar energy device as defined in ARS Section 44-1761.
- B. An association may adopt reasonable rules regarding the placement of a solar energy device if those rules do not prevent the installation, impair the functioning of the device or restrict its use or adversely affect the cost or efficiency of the device.
- C. Notwithstanding any provision of the community documents, the court shall award reasonable attorney fees and costs to any party who substantially prevails in an action against the board of directors of the association for a violation of this Section.

Facts and Related Solar Energy Resources:

Solar Energies Industries Association - www.seia.org/state-solar-policy/arizona