

BONANZA BEACH

Property Owners Association, Inc. (Hereinafter referred to as BBPOA)

101 CR 138 Burnet, TX 78611

September 24th, 2024

Attn: Burnet County Commissioners Court

Re: **Bonanza Beach Subdivision**

Subject: Neighborhood Harassment

Dear Commissioners Court:

I represent the Residents of the Bonanza Beach Subdivision, several of whom are at this meeting. We are here today to make the Court aware of an issue our neighborhood has dealt with for quite some time.

Earlier in the year, one of our residents chose to move their mailbox along the ROW. Neither the BBPOA, the Postmaster, nor the water service provider Corix was notified about this planned action. Note that our covenants require a resident to get approval from the Architectural Committee prior to any improvements. The water line was broken, service was disrupted, but the resident denied any involvement in the damage. After investigating, Corix took the resident to small claims court, and won their case on 4/25/24. Upon leaving the courthouse that day, the resident pointed their finger at her neighbor who was one of several that testified on Corix's behalf, and angrily stated "This is a game changer."

Within the next several days, the neighborhood harassment began. Several noisemaking devices (see page 3 for specs) were installed. These devices simulated the sounds of attack dogs barking and rifle shots being fired (play audio clip for Commissioners' court). These devices can emit up to 130 decibels, and can be triggered by a handheld remote (not just motion). Within the last few weeks this harassment has escalated with the addition of an electronic siren, and very loud music being played via large speakers on her back porch which directs the sound down the hill and across the neighborhood. The harassment noise is being heard by neighbors well over a thousand feet away. This harassment makes it impossible for other residents to enjoy their own outside spaces because of the noise assault. The harassment typically starts about mid-morning and continues throughout the entire day, without interruption, sometimes past 10:00PM. The harassment often continues when the offender leaves their property for hours on end.

As soon as the harassment began, our first action was to contact Constable Leslie Ray. He visited the offender, but he informed us there was nothing he could do because the offender was within her legal rights. This just empowered the offender, and the noise assault continued. A formal harassment complaint was then filed with the Sheriff's Department. Evidence was submitted consisting of an occurrence log, and almost 300 audio/video recordings of the noise assault. I visited with Sergeant Travis Akers at the County Annex about the complaint. He informed me that the County Attorney had reviewed the information, and that there was no case. I was quite disappointed by the lack of concern these two officers had for our problem. He was very condescending, and it was apparent to me that he just wanted me to vacate the lobby and leave him to pursue what he considered to be more important matters that day.

Even given the Sheriff Office's reluctance, when the offender continued to escalate their assault and started broadcasting the loud music throughout the neighborhood I called in another complaint. That day, Friday 9/13/24, officers Phelps and Fain made a visit and witnessed the noise assault. They took action, spoke to the offender, and while the volume level has decreased, the harassment persists. I was thankful for these two officers' attention to our problem, it was the first time I felt like someone at the Sheriff's office was listening.

I have done some research on this offender and have knowledge that charges were once filed on her for felony criminal mischief. I have also seen video of this person swearing and shouting at her neighbor from the street. This woman has shouted/sworn at me on the telephone (the first time we ever spoke) and she hung up before I could complete my discussion. Several of our residents are afraid to speak out about her because of their fear of retribution. These harassments are a real problem, and I have concerns that the lack of attention to this issue by the Burnet County Sheriffs Department and the Burnet County Attorney's office may result in someone getting hurt.

There is a lot of written evidence to support the fact that noise is fatiguing. 90-100 decibels require ear protection. 50-60 decibels is annoying and causes stress and high cortisone levels that can lead to risks of heart disease. It is a well-known fact that constant noise has been used to torment prisoners of war, so do not underestimate its effects, or the intent of the offender utilizing these methods.

Our POA has taken steps to stop this harassment by following our Enforcement Policy for violations to our deed restrictions - noise as a nuisance is a violation. We have sent warning letters, given deadlines for the noise to stop, assessed fines - all to no avail. We are currently collaborating with our attorney to pursue other avenues to stop the constant barrage of noise in our neighborhood. The barking dogs and guns going off sound devices are frightening to people just out for a walk and frightening to pets in the neighborhood. The loud music, sirens, and football game broadcasts are destroying the tranquility of our neighborhood. These are not the actions of a reasonable person, and I fear they could accelerate to an even greater harm if allowed to continue. We need help from Burnet County law enforcement. We recognize Burnet County doesn't have a noise ordinance as such but surely constant harassment on this large of a scale is illegal.

Sincerely

Farrell R. Prewitt

President, Bonanza Beach Property Association, Inc.

Mob: 512-415-9711 Email: frprewitt@aol.com

Cc: Mandy McCary, McCary & McCary PC
BBPOA Board Members and Officers

Flexible sound modes



The alarm default gunshot sound & dog barking



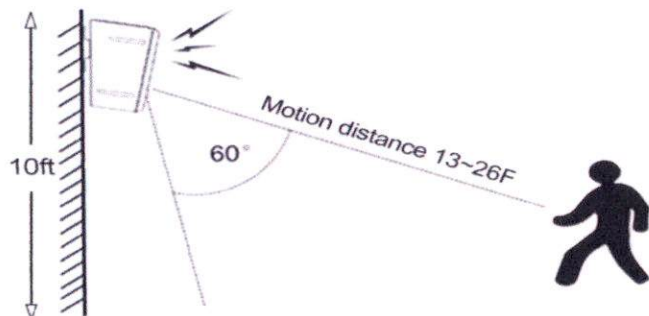
You can set up any recording you want



Supports 3 levels of volume up/down

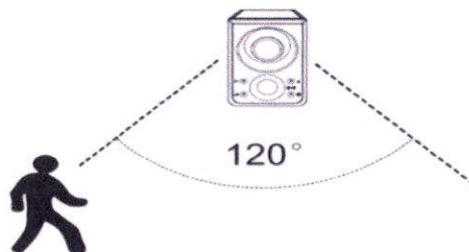


Recommended mounting height 10 ft

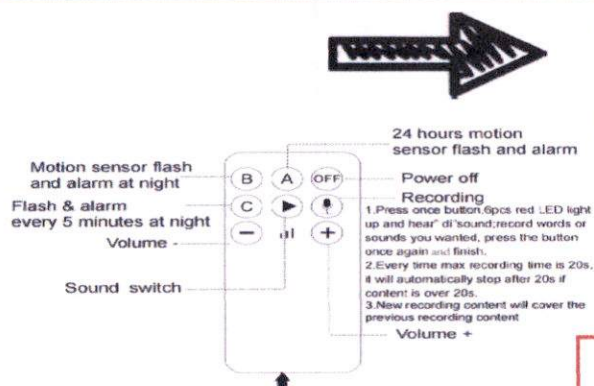


Testing environment temperature $\leq 25^{\circ}\text{C}$

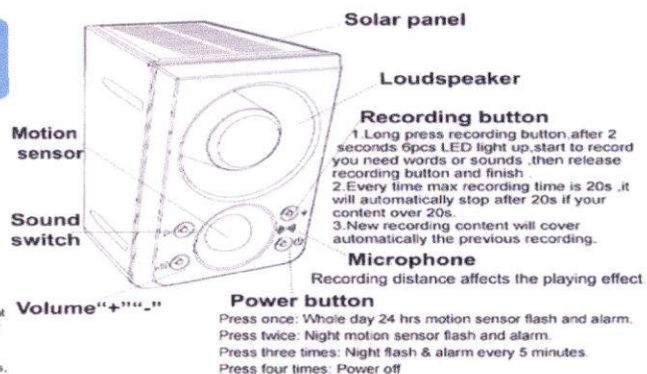
Horizontal motion sensor angle 120°



Learn more about the features of the Senkefei outdoor motion sensor alarm



1. Please remove the battery isolation piece at the bottom of remote before using, otherwise, the remote can not be used.
2. Please replace the remote battery when remote distance was shorten or insensitive.



Multifunctional remote control with which remote control is possible