



**AMENDMENT TO BY-LAWS OF
ROTONDA SANDS CONSERVATION ASSOCIATION, INC.**

THIS AMENDMENT TO BY-LAWS OF ROTONDA SANDS CONSERVATION ASSOCIATION, INC. ("Amendment") is made this 19th day of January, 2011, by ROTONDA SANDS CONSERVATION ASSOCIATION, INC., a Florida non-profit corporation.

R E C I T A L S

WHEREAS, ROTONDA SANDS CONSERVATION ASSOCIATION, INC. (the "Association"), a Florida non-profit corporation, is the Association governed by the By-Laws executed on February 24, 1995 and recorded in the Official Records of Charlotte County, Florida on March 9, 1995 at O.R. Book 1390, Page 1966 (the "By-Laws").

WHEREAS, pursuant to the By-Laws for the Association, the Board of Directors of the Association (the "Board") holds the authority to alter, amend or rescind the By-Laws for the Association.

WHEREAS, at a meeting of the Board on January 19, 2011, the following Amendment was adopted by a vote of the Board.

WHEREAS the Board has adopted this Amendment in accordance with the requirements of its By-Laws and intends that the By-Laws and all amendments thereto, including but not limited to all amendments and restatements identified in these recitals, shall be further amended by this instrument.

NOW THEREFORE, it is declared that the Amendment shall be and is as follows:

1. ARTICLE V, Section 2, D is deleted in its entirety and the subsequent subsection of Section 2 is relettered accordingly.

~~D. The presence at the annual meeting of any members entitled to cast votes, in person or by absentee ballots, shall constitute a quorum for any action except as otherwise provided in the Articles of Incorporation, the Restrictions, or these By-Laws.~~

2. ARTICLE V, Section 4 is added at the end of Article V to provide as follows:

Section 4. QUORUM: The presence at any meeting of the members of any members entitled to cast votes, either in person, by absentee ballot or by proxy, shall constitute a quorum for any action except as otherwise provided in the Articles of Incorporation, the Restrictions, or the By-Laws.

3. ARTICLE VI, Section 1 is amended and restated in its entirety as follows:

Section 1. METHOD: Notices to directors and members shall be ~~in writing and delivered personally or mailed to the directors or members at their addresses appearing on the books of the Association. Notice by mail shall be deemed to be given at the time when the same shall be deposited in the U.S. mails.~~ Notice to directors may also be given by telephone deemed to be delivered when: 1) deposited in the United States Mail with postage thereon prepaid, addressed to such individual at his address as it appears in the records of the Association, 2) transmitted by facsimile, telephonically or electronically to the contact information as it appears in the records of the Association, 3) delivered in person to the individual, or 4) posted in a conspicuous place.

IN WITNESS WHEREOF, this Amendment is executed as of the date first written above.

Signed, sealed and delivered in
the presence of:

Kendall Leach
Print Name: KENDALL LEACH

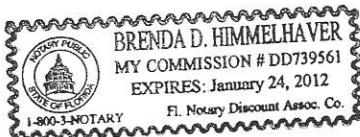
John Brammberg
Print Name: John Brammberg

ROTONDA SANDS CONSERVATION
ASSOCIATION, INC.

Noel Andres
By: Noel Andres
Its: President

STATE OF FLORIDA
COUNTY OF CHARLOTTE

The foregoing instrument was acknowledged before me this 19th day of January, 2011, by Noel Andres as President of ROTONDA SANDS CONSERVATION ASSOCIATION, INC., on behalf of the corporation. He or she is ☒ personally known to me or ☐ has produced _____ as identification.



Brenda D. Himmelhaver
Notary Public
My Commission Expires: 1/24/12

JH 1342
Professional
Property SVCS

This instrument prepared by and
should be returned to:
David A. Holmes, Esquire
Farr, Farr, Emerich, Hackett
and Carr, P.A.
99 Nesbit Street
Punta Gorda, FL 33950

CHARLOTTE COUNTY CLERK OF CIRCUIT COURT
OR BOOK: 3928 PAGE 224 PAGE: 1 OF 2
INSTR # 2315938 Doc Type: RES
Recorded: 12/19/2014 at 9:48 AM
Rec. Fee: RECORDING \$18.50
Cashier By: TERESA H

**AMENDMENT TO BYLAWS OF
ROTONDA SANDS CONSERVATION ASSOCIATION, INC.**

THIS AMENDMENT TO BYLAWS OF ROTONDA SANDS CONSERVATION ASSOCIATION, INC. ("Amendment") is made this 17th day of December, 2014, by ROTONDA SANDS CONSERVATION ASSOCIATION, INC., a Florida non-profit corporation.

R E C I T A L S

WHEREAS, ROTONDA SANDS CONSERVATION ASSOCIATION, INC. (the "Association"), a Florida non-profit corporation, is the Association governed by the Bylaws executed on February 24, 1995 and recorded in the Official Records of Charlotte County, Florida on March 8, 1995 at O.R. Book 1390, Page 1966 (the "Bylaws").

WHEREAS, pursuant to Article XIII of the Bylaws, the Board of Directors of the Association (the "Board") holds the authority to alter, amend or rescind the By-Laws for the Association.

WHEREAS, on December 17, 2014, the following Amendment was adopted the Board in accordance with the requirements of the Bylaws.

WHEREAS the Board has adopted this Amendment in accordance with the requirements of its By-Laws and intends that the By-Laws and all amendments thereto, including but not limited to all amendments and restatements identified in these recitals, shall be further amended by this instrument.

NOW THEREFORE, it is declared that the Amendment shall be and is as follows:

1. ARTICLE VIII, Section B is amended and restated in its entirety as follows:

B. At the time an assessment becomes delinquent, a late charge of ~~\$15.00~~ \$25.00 per assessment will be added to the account.

2. ARTICLE VIII, Section E is amended and restated in its entirety as follows:

E. If a lien is placed on a property, interest at the rate of ~~ten percent (10%)~~ eighteen percent (18%) per annum will be calculated as of the date of delinquency and will be added to the assessment and other charges.

IN WITNESS WHEREOF, this Amendment is executed as of the date first written above.

Signed, sealed and delivered in
the presence of:

ROTONDA SANDS CONSERVATION
ASSOCIATION, INC., a Florida non-profit
corporation

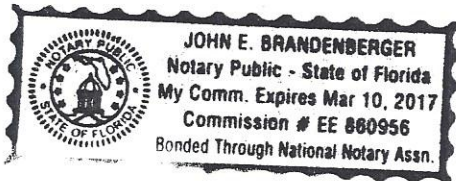
Brenda Wright
Print Name: Brenda Wright

DIANNE BEYMER
Print Name: DIANNE BEYMER

Mark H. Clabaugh
By: Mark H. Clabaugh
Its: President

STATE OF FLORIDA
COUNTY OF Charlotte

The foregoing instrument was acknowledged before me this 17th day of December, 2014, by Mark Clabaugh as President of ROTONDA SANDS CONSERVATION ASSOCIATION, INC., on behalf of the corporation. He or she is ☒ personally known to me or ☐ has produced _____ as identification.



John E. Brandenberger
Notary Public
My Commission Expires: