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COR AMND/RESTATE/CORRECT OR O/D RESIGN THE COVE AT ROCKY POINT HOMEOWNERS ASSOCIATION, INC

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ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION OF THE COVE AT ROCKY POINT HOMEOWNERS ASSOCIATION, INC.

(A Florida corporation not for profit)

Pursuant to Chapter 617.1006 of the Florida Not For Profit Corporation Act

ANDREW ("DREW") MILLER, Secretary of THE COVE AT ROCKY POINT HOMEOWNERS ASSOCIATION, INC., a Florida corporation not for profit ("Association"), does hereby certify under the seal of the Association as follows:

- 1. The Association was originally incorporated on March 16, 2018, Document Number N18000002875, under Chapter 617 of the laws of the State of Florida.
- 2. The Declaration of Covenants, Conditions, Restrictions and Easements for The Cove at Rocky Point was recorded on June 18, 2018, in Official Records Book 25875, Pages 268 through 434, of the Public Records of Hillsborough County, Florida.
- 3. Article XIII, Section B, of the Articles provides that after the First Conveyance and prior to the Turnover Date the Articles may be amended solely by a majority vote of the Board, without the prior written consent of the Members, at a duly called meeting of the Board.
 - 4. The Board of Directors of the Association is desirous of amending the Articles.
- 5. The following Amendment was adopted by the Board of Directors by Written Consent in Lieu of Meeting on September 17, 2020, and there are no members entitled to vote on the Amendment.

NOW, THEREFORE, the Articles are hereby amended as follows:

1. Article V, Subsection 3 of Section D, of the Articles is hereby amended to read as follows:

On the Turnover Date, Class "A" Members and Class "B" Members; including Declarant, shall assume control of the Association and elect not less than a majority of the Board. Beginning at the Turnover Date and thereafter, if the Board consists of three (3) Directors, the Class "A" Members shall elect one (1) Director and the Class "B" Members shall elect the remaining number of Directors, if the Board consists of five (5) Directors; the Class "A" Members (Owners of Single Family Lots) shall elect two (2) Directors and the Class "B" Members (Owners of Townhome Units) shall elect the remaining number of Directors, and if the Board consists of seven (7) Directors, the Class "A" Members shall elect two (2) three (3) Directors and the Class "B" Members shall elect two (2) three (3) Directors and the Class "B" Members shall elect two (2) three (3) Directors

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- 2. Article X, Section A, of the Articles is hereby amended to read as follows:
 - A. The number of Directors on the first Board of Directors of the Association ("First Board") shall be no less than three (3) and no more than five (5) as determined by Declarant. The number of Directors elected by the Members subsequent to the Turnover Date shall be an odd number of no more than seven (7) five (5). The Board shall determine the number of Directors to comprise the Board from time to time. Except for Declarant appointed Directors, Directors must be Members or the parents, children or spouses or shareholders, members, officers or directors of Members. There shall be only one (1) vote for each Director.
- 3. Article X, Section D, of the Articles is hereby amended to read as follows:
 - D. Upon the Turnover Date, the <u>Class A Members (Owners of Single Family Lots) shall elect two (2) Directors and the Class "B" Members (Owners of Townhome Units) shall elect three (3) Directors (including Declarant) shall be entitled to elect all the Directors. The election shall occur at a special meeting of the membership to be called by the Board for such purpose ("Initial Election Meeting"). The First Board shall serve until the Initial Election Meeting.</u>

(words struck-through are deleted; words bolded and double-underlined are added)

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IN WITNESS WHEREOF, this Articles of Amendment has been executed by the Secretary of the Association this 17th day of September, 2020.

AT ROCKY **POINT** COVE WITNESSES: THE HOMEOWNERS ASSOCIATION, INC. a Florida not-for-profit corporation By: ANDREW ("DREW") MILLER, Secretary (CORPORATE SEAL) STATE OF FLORIDA COUNTY OF HILLSBOROUGH

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, the foregoing instrument was acknowledged before me by means of [x] physical presence or [] online notarization by ANDREW ("DREW") MILLER, as Secretary, of THE COVE AT ROCKY POINT HOMEOWNERS ASSOCIATION, INC., a Florida not-for-profit corporation, freely and voluntarily under authority duly vested in her by said corporation and that the seal affixed thereto is the true corporate seal of said corporation, who is personally known to me.

WITNESS my hand and official scal in the County and State last aforesaid this September, 2020.

My Commission Expires:

KIERA CALHOUN COMMISSION # GG 314094 EXPIRES: May 3, 2023 oded Thru history Public Underwith

Notáry Public Kiera Calhoun

Typed, printed or stamped name of Notary Public