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**AMENDMENT TO THE
DECLARATION OF PROTECTIVE
COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS
FOR BAYOU PASS VILLAGE**

THIS AMENDMENT is made this 18th day of September, 2014 by Florida Home Partnership, Inc., a Florida corporation, hereinafter called "Developer," whose address is P. O. Box 760, Ruskin, Florida 33575.

WHEREAS, Developer, formerly known as Homes For Hillsborough, Inc., did file the Declaration of Protective Covenants, Conditions, Restrictions and Easements for Bayou Pass Village Subdivision (the "Declaration") on February 18, 2005, recorded at O.R. Book 14700, Page 1164, of the public records of Hillsborough County, Florida; and

WHEREAS, the Declaration provides in Article IX, Section 9.3, that as long as Developer, or its designee is engaged in development or sales or other activities related thereto, anywhere on the Property, Developer may unilaterally without the approval of the Owners or Mortgagees amend any provision of this Declaration.

WHEREAS, Developer is engaged in development and sales activities on the Property; and

WHEREAS, the original projected build out of the subdivision was ten years, which was specified for the termination of Class B membership in Article III, Section 3.3 of the Declaration; and

WHEREAS, due to unforeseen national economic conditions, the subdivision will not be built out in ten years, but in an estimated twenty years; and

WHEREAS, Developer desires to amend the Declaration as provided herein to extend the duration of Class B membership to be consistent with the revised projected buildout date for the subdivision; and

WHEREAS, this Amendment is reasonable; is not arbitrary, capricious or in bad faith; does not destroy the general plan of development but is consistent with the general plan of development; does not prejudice the rights of existing non-developer members to use and enjoy the benefits of common property; and does not materially shift economic burdens from the developer to the existing non-developer members.

NOW THEREFORE, the Developer hereby amends the Declaration as follows:

1. Article III, Section 3.3, is deleted in its entirety, and the following Section 3.3 substituted therefore:

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3.3 Classes of Voting. The Association shall have two classes of voting membership:

Class A. Class A Members shall be all Owners of single-family Lots, with the exception of the Developer, and shall be entitled to one vote for each Lot owned.

Class B. The Class B Member shall be the Developer and shall be entitled to nine (9) votes for each Lot owned. Class B membership shall cease and be converted to Class A membership on the happening of the following events, whichever occurs earlier:

(a) When the total votes outstanding in the Class A membership equal the total votes outstanding in the Class B membership, including Class B votes for any Property annexed or planned for annexation by Declarant,

(b) on the anniversary date twenty years from the date when the first Lot is conveyed to an individual purchaser, or

(c) When the Developer shall record a notice terminating its Class B membership status.

2. The remaining terms of the Declaration shall remain in full force and effect.

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WITNESSES:

FLORIDA HOME PARTNERSHIP, INC.
a Florida corporation

Eileen M Burke

Eileen M Burke
Please Print Name

Vanessa Ortiz

Vanessa Ortiz
Please Print Name

By: Don Shea

DON SHEA
President

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me this 19th day of September, 2014 by Don Shea, as President of Florida Homes Partnership, Inc., on behalf of the corporation. He is personally known to me or has produced _____ as identification.

Vanessa Ortiz

NOTARY PUBLIC
Name: Vanessa Ortiz
Serial #: EE 090213
My Commission Expires: July 8, 2015

