

**CERTIFICATE OF AMENDMENT**

**AMENDED AND RESTATED DECLARATION OF CONDOMINIUM  
BONITA BEACH CLUB, A CONDOMINIUM**

**AMENDED AND RESTATED ARTICLES OF INCORPORATION**

**AMENDED AND RESTATED BYLAWS**

**BONITA BEACH CLUB ASSOCIATION, INC.**

I HEREBY CERTIFY that the following amendments to the Amended and Restated Declaration of Condominium of Bonita Beach Club, a Condominium, the Amended and Restated Articles of Incorporation and Amended and Restated Bylaws of Bonita Beach Club Association, Inc. were duly adopted by the Association membership at the duly noticed special members' meeting of the Association on the 8<sup>th</sup> day of April, 2008. Said amendments were approved by a proper percentage of voting interests of the Association. The original Declaration of Condominium is recorded at O.R. Book 1239, Page 437 *et seq.*, of the Public Records of Lee County, Florida. The Amended and Restated Declaration of Condominium is recorded at O.R. Book 2292, Page 3208 *et seq.*, of the Public Records of Lee County, Florida.

Additions indicated by underlining.  
Deletions indicated by ~~striking through~~.

**Amendment: Article 7.4, Amended and Restated Declaration of Condominium**

**7. COMMON ELEMENTS**

(Sections 7.1 through 7.3 Remain Unchanged.)

7.4. Except as provided above as to changes made by an owner with Association approval, any material alteration of, or substantial additions to, the eCommon eElements or Association pProperty including shall require the approval of seventy-five percent (75%) of the voting interests present, in person or by proxy, and voting at a duly noticed meeting of the Association, provided that such vote constitutes at least one hundred thirty-one (131) votes in favor of such alteration or addition. Necessary maintenance of the Common Elements or Association Property, regardless of the level of expenditure, is the responsibility of the Board of Directors. ¶The purchase, sale or exchange of real property by the Association, may be effectuated only by a vote of seventy-five percent (75%) of the total voting interests.

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**Amendment: Article 14.2, Amended and Restated Declaration of Condominium**

**14. AMENDMENTS** – Amendments to ~~any~~ to the Declaration of Condominium documents shall be in accordance with the following:

(Section 14.1 Remains Unchanged.)

**14.2 REGULAR AMENDMENTS** – Amendments may be enacted by a favorable vote of the owners of seventy-five percent (75%) of the ~~total~~-voting interests present, in person or by proxy, and voting at a duly noticed meeting of ~~in~~ the Association, provided that such vote constitutes at least one hundred thirty-one (131) votes in favor of the amendment.

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**Amendment: Article VII, Amended and Restated Articles of Incorporation**

**ARTICLE VII  
AMENDMENT OF ARTICLES OF INCORPORATION:**

Amendments to these Articles of Incorporation may be proposed and adopted as follows:

An amendment may be proposed by either the Board of Directors or by ten percent (10%) of the voting interests.

The amendment must be approved by a vote of seventy-five percent (75%) of the voting interest ~~of the Corporation~~ present, in person or by proxy, and voting at a duly noticed meeting of the Association, provided that such vote constitutes at least one hundred thirty-one (131) votes in favor of the amendment.

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**Amendment: Article 9.3, Amended and Restated Bylaws**

**9. BY-LAWS AMENDMENTS** – Amendments to the Bylaws shall be adopted in the following manner:

(Sections 9.1. through 9.2. Remain Unchanged)

**9.3. ADOPTION OF AMENDMENTS** – A resolution or written agreement adopting a proposed amendment must receive approval of seventy-five percent (75%) of the voting interests present, in person or by proxy, and voting at a duly noticed meeting of the Association, provided that such vote constitutes at least one hundred thirty-one (131) votes in favor of the amendment.

(Remainder of Article 9 Remains Unchanged.)

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