

This document prepared by  
and return to:  
David L. Cook, Esq.  
Henderson Franklin Starnes & Holt, P.A.  
3451 Bonita Bay Blvd., Suite 206  
Bonita Springs, FL 34134

INSTR # 2010000240418, Pages 2  
Doc Type RES, Recorded 09/24/2010 at 03:09 PM,  
Charlie Green, Lee County Clerk of Circuit Court  
Rec. Fee \$18.50  
Deputy Clerk JMILLER  
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AMENDMENT TO DECLARATION OF  
COVENANTS, CONDITIONS AND  
RESTRICTIONS FOR VERANDAH

This Amendment to Declaration of Covenants, Conditions, and Restrictions for Verandah is made this 10<sup>th</sup> day of September, 2010 by VERANDAH DEVELOPMENT LLC, a Florida limited liability company (the "Declarant").

RECITALS

A. On December 11, 2002, Declarant filed that certain Declaration of Covenants, Conditions, and Restrictions for Verandah (the "Declaration"), recorded in Official Records Book 3795, Page 2515, *et seq.*, of the Public Records of Lee County, Florida.

B. The Declaration, and all subsequent amendments and supplements thereto are collectively referred to as the "Declaration".

C. Pursuant to the terms of Article XIX, Section 19.1 of the Declaration, the Declarant may unilaterally amend the Declaration in its sole discretion prior to termination of the Class B membership, as that term is defined therein, so long as the amendment does not substantially conflict with the Master Plan.

D. At a duly noticed meeting of the Board of Directors of Verandah Community Association, Inc. held on June 30, 2010, the Advisory Committee of the Members of the Association proposed an amendment to the Declaration. The proposed amendment was unanimously approved by the Board of Directors at said meeting.

E. The Class B membership has not terminated and the Declarant is in substantial agreement with the amendment, except for technical corrections necessary to conform the amendment to other language in the Declaration, and therefore desires to amend the Declaration.

**NOW THEREFORE**, pursuant to the powers retained by Declarant under the Declaration, the Declarant hereby amends the Declaration by amending paragraph 2.(a)(i) of the Initial Use Restrictions attached as Exhibit "C" to the Declaration. Paragraph 2.(a)(i) of Exhibit "C" is hereby amended as follows:

(NOTE: NEW TEXT IS DENOTED BY UNDERLINED LANGUAGE AND DELETED TEXT IS DENOTED BY ~~STRIKETHROUGH LANGUAGE~~.)

- (a) Parking of any vehicle is:

(i) prohibited on public or private streets or thoroughfares within the Properties except for: (a) law enforcement or emergency vehicles, (b) construction and service vehicles of the Declarant or Builders which may be parked in the public or private streets or thoroughfares during normal daytime working hours but not on Sundays and holidays of a construction area until 100% of the property described in Exhibit "A" and "B" of the Declaration has been developed and conveyed to Owners other than the Declarant or Builders, and (c) passenger vehicles of an Owner, renter, or guest which may be parked on the street directly in front of that Owner's or renter's own Unit for a period of 4 consecutive hours in any contiguous 24 hour period between 8 a.m. and 12 midnight. Any on street parking other than that expressly permitted in this paragraph and paragraph 2.(a)(ii) below requires approval in advance from the Gatehouse which approval shall not be unreasonably withheld.

IN WITNESS WHEREOF, the undersigned has signed and sealed this Amendment the day and year first above written.

WITNESSES:

**VERANDAH DEVELOPMENT LLC,**  
a Florida limited liability company,

By: Resource Conservation Properties, Inc.  
a Florida corporation  
Its: Managing Member

*Bonnie Thomas*  
Printed Name: BONNIE THOMAS

By: *[Signature]*  
Gary Dumas

*Diane Murray*  
Printed Name: DIANE MURRAY

Its: Vice President  
(CORPORATE SEAL)

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 10<sup>th</sup> day of Sept., 2010 by Gary Dumas, Vice President of Resource Conservation Properties, Inc., a Florida corporation, Managing Member of Verandah Development LLC, a Florida limited liability company, on behalf of said corporation and company. He is personally known to me.

(SEAL)

*Diane Murray*  
Notary Public  
Printed Name: DIANE MURRAY  
Serial No.: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

