

3

THIS DOCUMENT PREPARED BY
AND RETURN TO
Brian S Hess, Esq
CLAYTON & MCCULLOH
1065 Maitland Center Commons Boulevard
Maitland, Florida 32751

the space above this line is reserved for recording purposes

**CERTIFICATE OF AMENDMENT TO
BYLAWS OF THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC.**

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, as President and Secretary of THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC. (hereinafter "Association"), pursuant to the Florida Statutes and the BYLAWS OF THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC., recorded in Official Records Book 2598, Page 0355, of the Public Records of Brevard County, Florida (hereinafter "Bylaws"), hereby certify that the AMENDMENT TO BYLAWS OF THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC., which amendment is attached hereto and by reference made a part hereof (hereinafter "Amendment"), was duly adopted at a meeting of the Board of Directors on the 20th day of January, 20 11 (hereinafter "Meeting").

Said Amendment was approved at the Meeting in accordance with the requirements of Article 9, Section 9.03.01 of the By-Laws, as amended, by unanimous vote of all of the directors. Proper notice was given for the Meeting pursuant to the Bylaws of the Association and the Florida Statutes. The Notice of the Meeting stated the purpose, time, date and location of the Meeting.

The Association is a condominium association created pursuant to the laws of the State of Florida. With the exception of the attached Amendment, all other terms and conditions of the Bylaws shall remain in full force and effect.

IN WITNESS WHEREOF, the Association has caused these presents to be executed in its name, this 20th day of January, 20 11.

Signed, sealed and delivered
in the presence of:

Wm Jones
(Sign - Witness 1)

Wm Jones
(Print - Witness 1)

Edward J. Olwell
(Sign - Witness 2)

Edward J. Olwell
(Print - Witness 2)

Betty Walsh
(Sign - Witness 1)

Betty Walsh
(Print - Witness 1)

Dorothy Healey
(Sign - Witness 2)

Dorothy Healey
(Print - Witness 2)

THE VILLAGES OF SEAPORT
CONDOMINIUM ASSOCIATION, INC.

By: [Signature]

(Sign)

Thomas Edwards
(Print)

President, The Villages of Seaport Condominium
Association, Inc.

Attest: Edward J. Olwell

(Sign)

Edward J. Olwell
(Print)

Secretary, The Villages of Seaport Condominium
Association, Inc.

STATE OF FLORIDA
COUNTY OF Brevard

The foregoing was acknowledged before me this 20th day of January, 2011,
by Thomas Edwards, as President, and Edward J. Olwell, as
Secretary, of THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC., a Florida not for
profit corporation, on behalf of the corporation, who are personally known to me or who have produced
_____ as identification.

NOTARY PUBLIC

 RICHARD J. CLARKE, JR.
NOTARY PUBLIC
STATE OF FLORIDA
Comm# DD0929569
Expires 9/30/2013
20 January 2011

Richard J. Clarke, Jr.
(Sign)

Richard J. Clarke Jr
(Print)

State of Florida, At Large

My Commission Expires: 9/30/2013

**AMENDMENT TO
BYLAWS OF THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC.**

The following amendment is made to Article 7, Section 7.02.01, of the BYLAWS OF THE VILLAGES OF SEAPORT CONDOMINIUM ASSOCIATION, INC., recorded in Official Records Book 2598, Page 0355, *et seq.*, of the Public Records of Brevard County, Florida (additions are indicated by underlining, deletions are indicated by ~~striketthrough~~, and omitted but unaltered provisions are indicated by ellipses):

7. FINANCES AND ASSESSMENTS.

...

7.02 ASSESSMENTS and ASSESSMENT Roll.

7.02.01 As soon as practicable after the adoption of a budget, or an amended budget, the BOARD shall fix and determine the amount and frequency of ASSESSMENTS to be made against the members, pursuant to each DECLARATION. However, ASSESSMENTS shall be made against the members not less frequently than quarterly, and in an amount no less than required to provide funds in advance for payment of all of the anticipated current operating expenses and for all of the unpaid operating expenses previously incurred. The periodic ASSESSMENTS to be made against the members, whether quarterly, monthly or otherwise, shall be equal unless the BOARD determines unequal ASSESSMENTS are required to provide funds in advance for the expenses of the ASSOCIATION, including preciously incurred and unpaid expenses. As soon as practicable after the determination of the ASSESSMENTS to be made against the UNIT OWNERS, the ASSOCIATION shall notify the members, in writing, of the amount of such members' ASSESSMENT, the time or times when same are due, and the method of the payment of same. ASSESSMENTS are due at such times as designated by the BOARD of the ASSOCIATION. Payments shall be made payable to The Villages of Seaport Condominium Association, Inc. ASSESSMENTS are due on the first day of each month and are considered past due if received after the tenth (10th) day of the month. If an ASSESSMENT or an installment thereon is not paid within ten (10) days after the due date, the ASSESSMENT shall bear interest at the highest rate allowable by law from the date due until paid. Additionally, if an assessment or an installment thereon is not paid within ten (10) days after the due date, administrative late fees may be levied in an amount to be determined by the BOARD in accordance with Florida law. When payments for ASSESSMENTS are received, the payment will be credited to the ASSESSMENT account in the manner set forth in the Condominium Act, which provides under Florida Statute 718.116 (2010) for the following distribution: (a) any payment received by an Association shall be applied first to any interest accrued by the Association; (b) then to any administrative late fee; (c) then to any costs and reasonable attorney's fees incurred in the collection; (d) and lastly to the delinquent assessment. The foregoing shall be applicable notwithstanding any restrictive endorsement, designation or instruction placed on or accompanying a payment.

...