

Prepared by and return to:

Christopher N. Davies, Esq.  
DENTONS COHEN & GRIGSBY P.C.  
Mercato — Suite 6200  
9110 Strada Place  
Naples, Florida 34108

**CERTIFICATE OF AMENDMENT**

THE UNDERSIGNED, being the duly and acting President of Yacht Harbor, Inc., a Florida corporation not for profit, hereby certifies that, at a duly called Annual Meeting of the members, held on March 25, 2020, where a quorum was present, after due notice, the resolutions set forth below were approved by the votes indicated for the purposes of amending the Bylaws of Yacht Harbor, Inc., as originally recorded in Official Records Book 533, Page 982, *et seq.*, Public Records of Collier County, Florida, by amending Sections 4.10 and 9.10 and adding Section 9.11.

The following resolutions were approved and adopted by at least two-thirds (2/3rds) of the voting interests present and voting in person or by proxy at the 2020 Annual Meeting:

**RESOLVED:** That Sections 4.10 and 9.10 of the Amended and Restated Bylaws of Yacht Harbor, Inc., be and are hereby amended, and a new Section 9.11 is created, and the Amendments are adopted in the form attached hereto and made a part hereof.

YACHT HARBOR, INC.

Date: 4-14-20

By:   
Brian Henton, President


Witness   
Print Name: Alexandro Joco

Witness   
Print Name: Brett Fredrickson

STATE OF FLORIDA        )  
COUNTY OF COLLIER    )

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this 14 day of April, 2020 by Brian Henton, President of the aforementioned Association, on behalf of the Yacht Harbor, Inc.. He is personally known to me or has produced Driver License as identification.

Brett Fredrickson  
Notary Public  
State of Florida  
My Comm. Expires 11/07/2020  
Commission No. GG 45412  
(SEAL)

  
Notary Public  
Brett Fredrickson  
Printed Name

**AMENDMENT TO THE AMENDED AND RESTATED BYLAWS  
OF  
YACHT HARBOR, INC.**

Note: New language is underlined; language being deleted is shown in ~~stricken~~ type.

**Section 4.10** of the Amended and Restated Bylaws of Yacht Harbor, Inc. shall be amended as follows:

**4. MEMBERS' MEETING; VOTING.**

4.10 Minutes. Minutes of all meetings of members and of the Board of Directors shall be kept in a businesslike manner and available for inspection by members or their authorized representatives and Board members at all reasonable times ~~and for a period of seven (7) years after the meeting, indefinitely.~~ Minutes must be reduced to written form within thirty (30) days after the meeting at which they were taken.

**Section 9.10** of the Amended and Restated Bylaws of Yacht Harbor, Inc. shall be amended as follows:

**9. USE RESTRICTIONS.**

9.10 Use of Common Areas. Common hallways, stairways and other common areas shall not be obstructed, littered, defaced or misused in any manner. Balconies, patios, porches, walkways and stairways shall be used only for the purposes intended, and they shall not be used for hanging or drying clothing, for outdoor cooking, for cleaning of rugs or other household items, or for storage of bicycles or other personal property, except that outdoor chairs, tables, and electric grills may be kept and used on balconies, patios and porches.

A new **Section 9.11** of the Amended and Restated Bylaws of Yacht Harbor, Inc. shall be added as follows:

**9. USE RESTRICTIONS.**

9.11 Smoking and Vaping. All persons (residents, visitors, contractors, etc.) are prohibited from smoking or vaping while in the common area of Yacht Harbor, Inc. Any smoke or vape from inside an apartment is prohibited from exiting the apartment (entering the common area) except via exhaust fans (kitchen or bathroom). While the board may enforce the policy, it is not required to do so, and all owners are encouraged to talk to any offending owner.