

Prepared by and return to:
Leah E. Ellington, Esq.
Lobeck & Hanson, P.A.
2033 Main Street, #403
Sarasota, Florida 34237
(941) 955-5622 telephone
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CERTIFICATE OF AMENDMENT

AMENDED AND RESTATED BYLAWS

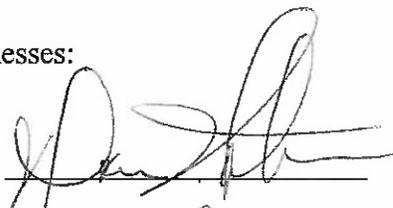
FOR

EXCELSIOR BEACH TO BAY OWNERS ASSOCIATION, INC.

We hereby certify that the attached amendment to the Amended and Restated Bylaws of Excelsior Beach to Bay Owners Association, Inc. (herein, "the Association") (which Declarations of Condominium were originally recorded at Official Records Book 1391 Page 2044 et seq. for Section One; at Official Records Book 1399 Page 0849 et seq. for Section Two; at Official Records Book 1448 Page 2043 et seq. for Section Three; at Official Records Book 1451 Page 1277 et seq. for Section Four; at Official Records Book 1424 Page 0617 et seq. for Section Five; at Official Records Book 1506 Page 0897 et seq. for Section Six; at Official Records Book 1492 Page 1708 et seq. for Section Seven; and at Official Records Book 1429 Page 0121 et seq. for Section Eight, all of the Public Records of Sarasota County, Florida) was approved by the affirmative vote of not less than two-thirds (2/3rds) of the voting interests of the Association represented at the Annual Meeting of the Association membership held November 11, 2017, which is sufficient for adoption under Article XVII of the Bylaws.

DATED this 27th day of Dec, 2017.

Witnesses:

sign 
print DAN WATNEM

sign Diane Swanson
print DIANE SWANSON

EXCELSIOR BEACH TO BAY
OWNERS ASSOCIATION, INC.

By: 
Janet Kaplan, President

AMENDMENT

**BYLAWS
EXCELSIOR BEACH TO BAY OWNERS ASSOCIATION, INC.**

[Additions are indicated by underline; deletions by ~~strike-through~~]

SECTION 3: NUMBER, TENURE AND QUALIFICATIONS. There shall be seven (7) members of the board of directors, each holding office for two (2) years except as provided below. The board shall be divided into two (2) classes of four (4) members, and three (3) members respectively, whose terms of office shall expire at subsequent annual meetings. Beginning at the 2009 annual meeting, the four (4) candidates receiving the highest number of votes shall be elected to hold office for two (2) years. The candidates receiving the next three (3) highest number of votes shall be elected to hold office for one (1) year. Directors shall be members of this corporation or the spouse of a member, a stockholder of a unit owned by a corporation, limited liability company or professional service corporation, the partner of a unit owned by a partnership, the trustee of a unit held in trust, or the personal representative of a unit being probated, and shall not have their only unit listed for sale, ~~and shall be in residence in Sarasota County, Florida, for not less than five (5) months in each calendar year during their term of office.~~ No spouse, co-unit owner, co-stockholder, co-partner, co-trustee or co-personal representative of a director may serve as a member of the board of directors simultaneously with the other spouse, or another co-unit owner, co-stockholder, co-partner, co-trustee or co-personal representative.

DANIEL J. LOBECK
MARK A. HANSON*

MICHELLE A. STELLACI
DAVID J. FREDERICKS
LEAH E. ELLINGTON

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THE LAW OFFICES OF
LOBECK & HANSON

PROFESSIONAL ASSOCIATION

CONDOMINIUM
COOPERATIVE AND
COMMUNITY
ASSOCIATIONS

CIVIL LITIGATION

PERSONAL INJURY

FAMILY LAW

LAND USE LAW

ESTATES AND TRUSTS

December 19, 2017

*FLA. SUPR. CT. CERTIFIED MEDIATOR

Excelsior Beach to Bay Owners Association, Inc.
c/o Janet Kaplan, President
6263 Midnight Pass Road
Sarasota, FL 34242

Re: Certificate of Amendment

Dear Janet:

As requested, enclosed is the Certificate of Amendment for the amendment to the Bylaws which the membership is said to have approved at its Annual Meeting held on November 11, 2017.

Please sign the enclosed Certificate along with the Association Secretary, before a notary public and two witnesses, and return it to me, in order that I may have it recorded in the Public Records.

Please provide an Association check for the purpose of that recording in the amount of \$27.00 payable to the Clerk of Court. Once the Certificate of Amendment and attached amendment are recorded with the Clerk of the Circuit Court, we will provide a complete recorded copy to the Association and retain the original in the Association file unless directed otherwise.

If you or another Association representative have a question or comment further regarding this or another matter, please let me know.

Sincerely,



Leah E. Ellington

LEE/pft
Enclosure

Witnesses:

sign

[Handwritten signature of Dan Watnem]

print

DAN WATNEM

sign

[Handwritten signature of Diane Swanson]

print

DIANE SWANSON

Attest:

[Handwritten signature of Craig Klosson]
Craig Klosson, Secretary

STATE OF FLORIDA
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 27th day of DECEMBER, 2017, by Janet Kaplan as President of Excelsior Beach to Bay Owners Association, Inc., on behalf of the corporation. She is personally known to me or has produced _____ as identification.

NOTARY PUBLIC

sign

[Handwritten signature of Linda R. Shea]

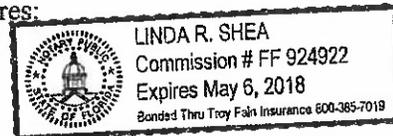
print

LINDA R. SHEA

State of Florida at Large (Seal)

My Commission expires:

STATE OF FLORIDA
COUNTY OF SARASOTA



The foregoing instrument was acknowledged before me this 27th day of DECEMBER, 2017, by KEIG KLOSSON as Secretary of Excelsior Beach to Bay Owners Association, Inc., on behalf of the corporation. He/She is personally known to me or has produced _____ as identification.

NOTARY PUBLIC

sign

[Handwritten signature of Linda R. Shea]

print

LINDA R. SHEA

State of Florida at Large (Seal)

My Commission expires:

