

This instrument prepared by:
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FIFTH AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
WISTERIA PARK

THIS FIFTH AMENDMENT TO THE DECLARATION of COVENANTS, CONDITIONS AND RESTRICTIONS for WISTERIA PARK is made as of the 27 day of March, 2015, by the WISTERIA PARK HOMEOWNERS ASSOCIATION, INC., (Association), a not-for-profit Florida corporation, organized under Chapter 720 of the Florida Statutes.

WHEREAS, the Declaration of Covenants Conditions and Restrictions for WISTERIA PARK was originally recorded in Official Records Book 2023, Page 3392 et seq., of the Public Records of Manatee County Florida (Declaration); and

WHEREAS, the Association is incorporated under the laws of Florida as a non-profit corporation and is the entity named in the Declaration to administer the terms thereof; and

WHEREAS, the following Amendment to the Declaration was duly adopted at a membership meeting of the Association in the manner provided in the governing documents of the Association by the requisite affirmative vote of two-thirds of the membership in accordance with Florida Statute section 720.306 and Article 12.06 of the Declaration.

NOW THEREFORE, pursuant to the Amendment Provisions the Declaration is amended as follows:

Additions are represented by underlined text and deletions are represented by ~~strike through text~~.

ARTICLE 9: AUTHORIZED BUILDER AND ARCHITECTURAL REVIEW

9.02 Architectural Review Committee. There is hereby established an Architectural Review Committee (the ARC). The ARC shall use its best efforts to promote and ~~insure~~ ensure a high level of design, quality, harmony, and appearance throughout the Subdivision consistent with this Declaration. Prior to the Turnover Date, unless the Declarant shall otherwise specify in writing, the Declarant shall constitute the ARC, and may approve Plans and Submissions, as defined in Section 9.05, or take other actions on behalf of the ARC in Declarant's own name or in the name of the ARC. After the Turnover Date or earlier determination by Declarant no longer to serve as the ARC, the ARC shall be composed of at least three (3) ~~individuals~~ board members to be appointed by the board, each of whom shall be an Owner. The ARC shall act by simple majority vote. In the event of the death, resignation, or other removal of any Board appointed member of the ARC, the Board shall appoint a successor. No member of the

ARC shall be entitled to compensation for, or be liable for claims, causes of action or damages arising out of services performed pursuant to this Declaration. Members of the ARC shall serve terms established by the Board, and may be removed with or without cause.

IN WITNESS WHEREOF, the Association has caused this instrument to be executed by its authorized officers this 27 day of March, 2015, at Manatee County, Florida.

Witnesseth:

Michelle Star Londeke
Print Name Michelle Star Londeke

Colin F. McAdams
Print Name Colin F. McAdams

Michelle Star Londeke
Print Name Michelle Star Londeke

Colin F. McAdams
Print Name Colin F. McAdams

WISTERIA PARK HOMEOWNERS
ASSOCIATION, INC., a not-for-profit
Florida corporation,

By: Barbara Morsch
Barbara Morsch, as its President

Attest: Gail Larose
Gail Larose, as its Secretary

[CORPORATE SEAL]

STATE OF FLORIDA
COUNTY OF MANATEE

The foregoing instrument was sworn to, subscribed and acknowledged before me this 27 day of March, 2015 by Barbara Morsch, and Gail Larose, as President and Secretary, respectively, of WISTERIA PARK HOMEOWNERS ASSOCIATION, INC., a Florida not-for-profit corporation, on behalf of said Corporation and who acknowledged before me that the execution thereof is their free act and deed. Who are [] personally known to me or who [] have produced DRIVERS LICENSE (type of identification) as identification and who did take an oath.

Colin F. McAdams
Notary Public
Colin F. McAdams
(Type or Print Notary Name Here)

Notary Commission Number
My commission expires:

(Affix Notary seal)

