## SECOND AMENDMENT TO THE CODE OF BY-LAWS OF TUSCANY VILLAGE COMMUNITY ASSOCIATION, INC.

WHEREAS, the by-Laws of Tuscany Village Community Association, Inc. ("By-Laws") was originally drafted in conjunction with the establishment of the Tuscany Village planned subdivision in 2006, its previous being binding upon all of the owners of lots and homes within Tuscany Village; and

WHEREAS, pursuant to Article VII of the By-Laws, the document may be amended, in whole or in part, by a majority vote of the whole Board at any regular or special meeting; and

WHEREAS, Article III, Section 8 of the By-Laws states that any action required or permitted to be taken at any meeting of the Board of Directors may be taken without a meeting, if prior to such action, a written consent thereto is signed by all members of the Board, and such written consent is filed with the minutes of the proceedings of the Board; and

WHEREAS, the Board of Directors unanimously consented in writing to adoption of the below amendment to the By-Laws.

NOW, THEREFORE, the following amendment to the Code of By-Laws of Tuscany Village Community Association, Inc. shall be effective as of the date set forth below:

Article II, Section 6. <u>Voting at Meetings</u> of the By-Laws is amended to include the following (d) <u>Suspension of Voting Rights:</u>

(d) <u>Suspension of Voting Rights</u> The voting rights of a Voting Member shall be suspended for any period during which: (i) a member is delinquent in payment of any monetary obligations due to the Association (both regular or special) that was levied by the Association against the member's lot that remains unpaid for a period in excess of six (6) months, (ii) for having any outstanding unpaid fines that were assessed for a violation infraction, (iii) upon the member being currently in violation of the covenants, restrictions, rules and/or By-Laws of the Association. Voting rights shall be suspended and remain suspended until unpaid assessments, all fees or fines are paid in full and until all violations of the covenants, restrictions, rules and/or By-Laws have been resolved. A Voting Member who is not in "Good Standing" with the Association as noted above will not be eligible to vote, either in person or by proxy, or to procure a position or run for office on the Board of Directors.

Date: 4-6-17

Ashok Vaja HOA Treasurer

Date: 4-6-17

Date: 4-6-17

IN WITNESS WHEREOF, the undersigned have executed this instrument as of this