

**UNOFFICIAL (NOT FILED) CHANGES TO THE BY-LAWS OF
EXCELSIOR WAY HOMEOWNERS ASSOCIATION, INC.**

ARTICLE III, Sec. 3.2 VOTING. Each lot is entitled to one (1) vote in the affairs of the Association. Lots with more than one Owner cannot split their vote. The total number of votes that can be cast by the Owners is nineteen (19).

ARTICLE IV, Sec. 4.4 SPECIAL MEETINGS. It shall be the duty of the President to call a special meeting of the Owners as directed by resolution of the Board of Directors or upon a petition signed by at least **four (4) Owners** and presented to the Secretary. The notice of any special meeting shall state the time and place of such meeting and the purpose thereof. No business shall be transacted at a special meeting except as stated in the notice unless by consent of **eleven (11) Owners**, either in person or by proxy.

ARTICLE VI, Sec. 6.1 DESIGNATION. The officers of the Association shall be a President, **Vice President-Secretary and Vice President-Treasurer**, all of whom shall be elected by the Board of Directors.

ARTICLE VI, Sec. 6.4 PRESIDENT. The President shall be the chief executive officer of the Association. He shall preside at all meetings of both the Association and the Board of Directors. He shall have all the general powers and duties which are usually vested in the office of president of an association, including, but not limited to, the power to appoint committees from among the Owners to assist in the administration of the affairs of the Association. **[The last sentence was eliminated.]**

ARTICLE VI, Sec. 6.5 VICE PRESIDENTS. **The President shall designate one of the Vice Presidents to perform all of the duties of the President during the President's absence.**

ARTICLE VI, Sec. 6.7 TREASURER. The Treasurer or the **managing agent for the Association** shall receive and deposit in appropriate bank accounts all money of the Association and shall disburse such as directed by resolution of the Board of Directors; provided, however, that a resolution of the Board of Directors shall not be necessary for disbursements made in the ordinary course of business conducted within the limits of a budget adopted by the Board of Directors, including authority to: **sign** all checks; keep proper books of account; cause an annual statement of the Association's books and records to be made at the completion of each fiscal year; prepare an annual budget and a statement of income expenditures to be presented to the Membership at its regular annual meeting, and deliver a copy of each to the Members; and perform all other duties assigned to him by the Board of Directors.

ARTICLE X, Sec. 10.1 AMENDMENT WITH VOTE OF MEMBERS. These By-Laws may be amended by the Association at a duly constituted meeting for such purpose, and no amendment shall take effect unless approved by **thirteen (13) or more Owners** except for those amendments which require the approval of Owners and Mortgagees as provided in the Declaration. In no event shall the By-Laws be amended to conflict with the Declaration. In the event of a conflict between the two (2) documents, the Declaration shall govern and control.

ARTICLE XI - Mortgages - **This Article is to be eliminated.**

ARTICLE XIII - Principal Office - The Principal Office of the Association shall be **the residence of the Vice President-Secretary** or such other suitable and convenient place as shall be permitted by law and designated by the Board of Directors.

**UNOFFICIAL (NOT FILED) CHANGES TO THE AMENDED DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR EXCELSIOR WAY**

ARTICLE IX, Sec. 17. Antennas and Aerials. No antennas or aerials of any sort shall be permitted, except that one satellite dish measuring twenty inches (20") or less in diameter may be installed per Lot, provided that the satellite dish cannot be seen at any angle from the street upon which the house faces.