FILE COPY	
FILED FOR REGISTRATION	000.201601195
DATE 8316	TIME D' AM
BOOK# 3041	PAGE 782
STAMPS Q	HEC FEEZO-
MECKI, ENILUPIG ODDITIVES, MC	

drawn by/mail to: Michael C. Tarwater, Jr. Horack, Talley, Pharr & Lowndes 2600 One Wells Fargo Center 301 S. College Street Charlotte, NC 28202-6038

## STATE OF NORTH CAROLINA



## COUNTY OF MECKLENBURG

## AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HOLLY HILL FARMS HOMEOWNERS ASSOCIATION

This is an Amendment to the Declaration of Covenants, Conditions and Restrictions for Holly Hill Farms Homeowners Association, which is recorded in Book 10054 at Page 411 of the Mecklenburg County Register of Deeds Office (hereinafter referred to as the "Declaration"). Article IX Section 3 provides the Declaration may be amended by an instrument signed by not less than seventy-five percent (75%) of the Owners. The Amendment shall be effective upon recording.

WHEREFORE the Declaration is hereby amended as follows:

1. Article I shall hereby be amended by adding a Section 8 at the end of the article which provides as follows:

"Section 8. 'Governing Documents' shall mean and refer to this Declaration of Covenants, Conditions and Restrictions for Holly Hill Farms Homeowners Association recorded in Book 10054 at Page 411 in the Mecklenburg County Register of Deeds Office and all amendments thereto, the Bylaws of Holly Hill Farms Homeowners Association and any amendments thereto, the Articles of Incorporation for Holly Hill Farms Homeowners Association, any regulations published by the Board of Directors pursuant to Article VII, Section 7, and any maintenance restrictions published by the Maintenance Committee pursuant to Article VII, Section 21."

2. Article VII Use Restrictions shall hereby be amended by adding a Section 21 at the end of the article which provides as follows:

Maintenance Committee. The Board shall appoint a Maintenance "Section 21. Committee, comprised of no more than nine (9) members and not less than seven (7) members by resolution approved by the unanimous vote of the Board. Any amendments to such resolution shall require the unanimous approval of the Board. No Board member shall serve simultaneously on the Maintenance Committee. The Maintenance Committee, with the approval of not less than seventy-five percent (75%) of the Owners, shall promulgate maintenance restrictions on the Lots to ensure the Association is maintained in a consistent manner for the benefit of the entire Association. In addition to maintenance restrictions, the Maintenance Committee will also act as an adjudicatory panel for any alleged violations of the Governing Documents. The Maintenance Committee shall follow North Carolina General Statute 47F-3-107.1 when giving notice of alleged violations and holding hearings on alleged violations; although the Maintenance Committee may choose to give more notice than what is provided for in the statute and shall promulgate a procedural process for its enforcement of violations which must be approved by not less than seventy-five percent (75%) of the Owners. Should the Maintenance Committee find an Owner in violation of the Governing Documents, the Owner may appeal to the Board of Directors, whose decision is final."

## [SIGNATURES TO FOLLOW]

The undersigned, being the President of the Association hereby certifies with his/her signature below that this Amendment was adopted in accordance with Article IX Section 3 of the Declaration. This the 254 day of 3014, 2016.

HOLLY HILL FARMS HOMEOWNERS ASSOCIATION a North Carolina non-profit corporation

By: 5Ley Print Name: Its: President

STATE OF North Carolina

COUNTY OF Mec(Genbury

I, the undersigned, a Notary Public for said County and State, do hereby certify that <u>State</u>, <u>Hensley</u>, the President of Holly Hill Homeowners Association, a North Carolina non-profit corporation, either being personally known to me or proven by satisfactory evidence, personally appeared before me this day, and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

WITNESS my hand and notarial stamp or seal this 25th day of July , 2016.

(Seal)

JEFFERY J. MORRIS NOTARY PUBLIC MECKLENBURG COUNTY STATE OF NORTH CAROLINA My Commission Expires: 3/23/19

Notary Public My Commission Expires: 3