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51 OFF-TOWN APARTMENTS INC
TR: BK: SPG: CPB:
RECORDING 003 PAGES 1 \$15.00
TOTAL: \$15.00
TOWN AMT. TENDERED: \$20.00
CHANGE: \$5.00
DEPUTY CLERK

**AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
TOWN APARTMENTS, INC., NO. 5 A CONDOMINIUM**

WHEREAS, the Board of Directors and Unit Owners of TOWN

APARTMENTS, INC., NO. 5 hereinafter referred to as Association, desires to

amend the Declaration of Condominium for said condominium association, which Declaration of Condominium and Bylaws have been filed and recorded in and for Pinellas County, Florida, within O.R. Book 2373, beginning with Page 45, et seq.

WHEREAS, a meeting of the Board of Directors of the association and said unit owners/members was duly called in accordance with the Declaration of Condominium and Bylaws, after proper notice was given to the unit owners/members.

WHEREAS, such meeting took place on February 14, 2000 there was present a quorum of Directors and a quorum of unit owners/members as defined and required by the Bylaws, Articles of Incorporation, and the Declaration of Condominium for said Association.

WHEREAS, after due consideration, of said proposed amendment, which amendment was proposed by resolution by said Directors, same were presented for a vote, and accepted by the unanimous vote of the Board of Directors, and said amendment was approved by the vote of the required percentage of unit owners/members according to the provisions of the Bylaws, Articles of Incorporation, and the Declaration of Condominium for said Association.

WHEREAS, that the Board of Directors and the unit owners/members have

Return to:
Elaine Rutter
1900 61st Ave, N
St. Petersburg, Fl. 33714

approved the Amendment to the Declaration of Condominium, said Amendment is hereinafter provided.

NOW THEREFORE, said Declaration of Condominium shall be hereby amended pursuant to the heretofore stated authority and requirements, which amendment is to be provided within said Declaration of Condominium, and said amendment is as follows:

PARAGRAPH 9. COMMON EXPENSES AND COMMON SURPLUS

(a) Common expenses shall be shared in accordance with the undivided shares stated as percentages in Paragraph 8. It is understood that this shall include the expenses in connection with any assessments, insurance and all other expenditures for which the Association shall be responsible. However, with the exception of those expenditures contracted for in that certain Management Contract with CORAL MANAGEMENT CO., INC., said Contract being attached hereto as Exhibit "B".

The common surplus shall be owned by unit owners in the shares provided in Paragraph 8 above.

(b) In addition to the common expenses as provided herein and as set forth by the Board of Directors, the common expense shall include the cost of a Bulk Cable Television Contract which cost shall be allocated to each unit owner as provided within Article VIII Common Expenses and Common Surplus. The Board of Directors shall be authorized to enter into such a bulk cable television contract and allocate the cost as provided herein to each unit owner notwithstanding the use of the cable system.

RESOLVED, further, that said Amendment to the Declaration of Condominium

of the Association is hereby adopted, approved and the Board of Directors shall have same recorded in the Public Records of Pinellas County, Florida.

TOWN APARTMENTS, INC., NO. 5

BY: James R. Ziler
President

BY: Betty E. Swartzbaugh
Secretary

STATE OF FLORIDA
COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 23rd day of February 2000 by James R. Ziler, the President and Betty E. Swartzbaugh the Secretary, who are personally known to me or who have produced known to me / known to me as identification and who did take an oath and depose and says that they executed the foregoing Amendment and acknowledge to and before me that they executed said Amendment for the purpose therein expressed.

Witness my hand and official seal this 23rd day of February 2000

Elaine A. King
Notary Public

ELAINE A. KING
Notary Name Typed/Printed

My commission expires:



Elaine A. King
MY COMMISSION # CC879505 EXPIRES
December 1, 2003
BONDED THRU TROY FAIR INSURANCE, INC.

(CODING: Words in underscored type indicate changes from original Declaration of Condominium and deletions from the original Declaration of Condominium are shown by strike outs. Unless otherwise provided herein, all provisions of the Declaration of Condominium are not affected by this Amendment and shall remain the same.)