

Prepared By and Return To:
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Smart Set

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RICHARD AKE CLERK OF COURT
HILLSBOROUGH COUNTY
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**AMENDMENT TO THE DECLARATION OF
COVENANTS, CONDITIONS, RESTRICTIONS
AND EASEMENTS OF BLOOMINGDALE - CC**

THIS AMENDMENT is made this 20 day of August, 1998 by Bloomingdale - CC Homeowners Association, Inc., hereinafter called "Association", 611 West Bay Street, Tampa, Florida 33606.

WHEREAS, Brandon Properties Partners, Ltd., previously recorded that certain Declaration of Covenants, Conditions Restrictions, and Easements of Bloomingdale - CC, beginning at Official Records Book 7994, Page 1666, of the Public Records of Hillsborough County, Florida, (the "Declaration"); and

WHEREAS, Members entitled to cast two thirds of the total votes at any regular or special meeting of the Members, duly called and convened, have approved in writing the following amendments, which shall be effective upon recording;

NOW THEREFORE, the Association hereby amends the Declaration as follows:

1. Section 2(b), Article VI, is hereby amended to provide as follows:

(b) Walls and Fences: All fences and walls shall be subject to the prior written approval of the Architectural Control Committee, and shall comply with all governmental requirements. All fences shall be wood board on board or solid PVC and six (6) feet in height. Fences shall be placed so that the posts shall be placed on the inside of the fence and the side without any supports shall face out from the Lot. Fences in the rear yard on Lots bordering the perimeter wall shall be one (1) foot below the top of the wall for eight (8) feet. For waterfront Lots, the fence shall be six (6) feet in height and begin tapering at the rear corner of the house so as to be four (4) feet in height at the rear Lot line. The rear waterfront Lot fence shall be four (4) feet in height and be a wooden picket fence, a black vinyl-coated chain link fence, or a PVC fence of picket style. No fence or wall shall be erected, placed, or altered on any Lot nearer to the street than the minimum building setback line unless the same be a retaining wall of masonry construction which does not rise above the finished elevation of the earth embankment retained, reinforced, or stabilized, except that this restriction shall not apply to fences or walls which

have been approved by the Architectural Control Committee pursuant to this Declaration.

2. Section 7, Article II, is hereby added to provide as follows:

Section 7. Subdivision Walls. The Association shall remove and replace any portion of the subdivision wall as required should it be necessary for a department of Hillsborough County to remove or replace either of the water or sewer lines which run under the subdivision wall.

3. The remaining terms of the Declaration shall remain in full force and effect.

WITNESSES:

Bloomingtondale - CC Homeowners Association, Inc., a Florida corporation

[Handwritten Signature]

GALEN CUSTARD
Please Print Name

[Handwritten Signature]

ANGELA DITTM
Please Print Name

By: *[Handwritten Signature]*

President
(Corporate Seal)

STATE OF FLORIDA
OF HILLSBOROUGH

COUNTY
20th

The foregoing instrument was acknowledged before me this 20th day of August, 1998 by Michael Whitlow, as President of Bloomingtondale - CC Homeowners Association, Inc., a Florida corporation, on behalf of said corporation. He is personally known to me or has produced _____ as identification and ~~did~~ (did not) take an oath.

My Commission Number:

CC 545006

[Handwritten Signature]
Notary Public

My Commission Expires:

April 2, 2000

[Handwritten Signature]
Print Name

