

CERTIFICATION OF AMENDMENTS
TO
THE RESTATED & AMENDED BY-LAWS
OF
VILLAGE OF OAKCREEK ASSOCIATION

The undersigned execute this Certification of Amendments to the Restated & Amended By-Laws of the Village of Oakcreek Association for the purpose of certifying that (i) a duly called Annual Membership Meeting of the Active Members of the Village at Oakcreek Association (the “Association”) was held April 17, 2021 (the “2021 Annual Meeting”); (ii) a quorum of at least twenty percent (20%) of the Active Members of the Association were present in person or by absentee ballot at the 2021 Annual Meeting; and

A. APPROVAL OF THE SECTION 3 AMENDMENT

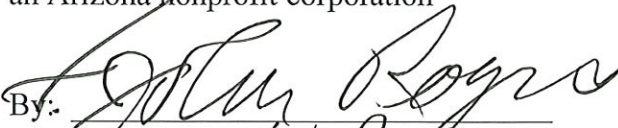
(iii) at the 2021 Annual Meeting, the Active Members voted on the approval of an amendment to Section 3 of Article VII of the Restated & Amended By-Laws of the Village of Oakcreek Association (the “Restated & Amended By-Laws”) to amend it to provide as set forth on Exhibit “A” to this Certification (the “Section 3 Amendment”), (iv) at the 2021 Annual Meeting, three hundred ninety-six (396) of the Active Members voting on the approval of the Section 3 Amendment voted to approve the Section 3 Amendment and three hundred seventy (370) of the Active Members voting on the approval of the Section 3 Amendment voted to disapprove the Section 3 Amendment; (v) at the 2021 Annual Meeting, at least a majority of the votes cast by the Active Members on the approval of the Section 3 Amendment voted to approve the Section 3 Amendment; and (vi) therefore the Section 3 Amendment was approved and adopted in accordance with Section 1(B) of Article X of the Restated & Amended By-Laws and constitutes Section 3 of Article VII of the Restated & Amended By-Laws; and

B. APPROVAL OF THE SECTION 13(A) of ARTICLE VII AMENDMENT

(vii) at the 2021 Annual Meeting, the Active Members voted on the approval of an amendment to Section 13(A) of Article VII of the Restated & Amended By-Law to delete certain language therefrom as set forth on Exhibit “B” to this Certification (the “Section 13(A) Amendment”), (viii) at the 2021 Annual Meeting, four hundred twenty-six (426) of the Active Members voting on the approval of the Section 13(A) Amendment voted to approve the Section 13(A) Amendment and three hundred thirty-four (334) of the Active Members voting on the approval of the Section 13(A) Amendment voted to disapprove the Section 13(A) Amendment; (ix) at the 2021 Annual Meeting, at least a majority of the votes cast by the Active Members on the approval of the Section 13(A) Amendment voted to approve the Section 13(A) Amendment; and (x) therefore the Section 13(A) Amendment was approved and adopted in accordance with Section 1(B) of Article X of the Restated & Amended By-Laws and Section 13(A) of Article VII of the Restated & Amended By-Laws is amended to delete the language therefrom as set forth on Exhibit “B” to this Certification.

[SIGNATURE AND ATTESTATION ON THE FOLLOWING PAGE]

Village at Oakcreek Association,
an Arizona nonprofit corporation

By: 
Name: F. John Roberts
Its: President
Dated: May 4, 2021

ATTESTED:


By: 
Name: melissa fernandez
Its: Secretary
Dated: May 5, 2021

EXHIBIT "A"
TO
CERTIFICATION OF AMENDMENTS

THE SECTION 3 AMENDMENT

Section 3 of Article VII of the Restated & Amended By-Laws is amended in its entirety to provide as follows:

3. Levy of Assessments

The Association shall have the right and power to levy yearly Assessments against each Lot and Unit. All such assessments shall be equalized for all Lot or Unit owners in the amounts determined each year by the Board provided that the yearly Assessments for the following years shall not exceed the indicated amounts without the approval of a majority of the Members of the Association voting at any meeting of the membership noticed pursuant to the By-Laws of the Association: (i) 2021 - \$210, (ii) 2022 - \$240, (iii) 2023 - \$270; (iv) 2024 - \$300, (v) 2025 - \$330; (vi) and 2026 - \$360. For the years after 2026, the yearly Assessment will remain at \$360 per year unless changed by a majority vote of the members of the Association voting at any meeting of the membership noticed pursuant to the By-Laws of the Association. The assessment shall be billed annually and is payable within thirty (30) days of the date due. Unpaid assessments shall be subject to a reasonable late charge and shall bear interest in an amount and at a rate fixed by the Board.

EXHIBIT "B"
TO
CERTIFICATION OF AMENDMENTS

THE SECTION 13(A) AMENDMENT

The following language is deleted in its entirety from Section 13(A) of Article VII of the Restated & Amended By-Laws:

Total capital expenditures for the year that exceeds an amount equivalent to 150% of the depreciation expense charge for the current year shall require the approval of a majority vote of Active Members taken either by mail or at an Annual or Special Meeting of Members. A quorum of twenty (20) percent of the total Lot-Owners of the Association is required.