

Prepared by and return to:  
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239-241-7384

**CERTIFICATE OF AMENDMENT  
TO THE  
DECLARATION OF CONDOMINIUM FOR  
BAY HARBOR CLUB, A CONDOMINIUM**

I HEREBY CERTIFY that the following amendments to the Declaration of Condominium for Bay Harbor Club, a Condominium, were duly approved and adopted by the membership of Bay Harbor Club of Bonita Beach Condominium Association, Inc. at the duly noticed Meeting of Members on the 28th day of February 2022. Said amendments were approved by a proper percentage of voting interests of the Association.

The Declaration of Condominium, including the legal description of the Lee County, Florida real property subject to this amendment, was recorded on November 1, 1983, at Official Records Book 1696, Page 0227 of the Public Records of Lee County, Florida.

**Article 24 of the Declaration is hereby amended as follows** (Additions are underlined. Deletions are ~~stricken through~~):

24. BOAT SLIPS – Developer ~~may~~ constructed 50 ~~48~~ boat slips (~~34 in Phase I and 14 in Phase II~~) subject to the approval of governmental and other regulatory bodies. The boat slips ~~will be~~ were made available on a first-come, first-serve basis. The boat slips ~~will be~~ are limited common elements, however, they will be maintained by the Association as common elements by reason of their enhancement of the condominium property. The allocation ~~shall be~~ was made initially by the Developer by an unrecorded written instrument (see Exhibit 5 of the Prospectus) given to a unit purchaser upon closing. Two or more unit owners, or the Association if it acquires and/or conveys an assignment of a limited common element boat slip, may exchange the spaces initially allocated to their units or to the Association by submitting to the Board of Directors signed and witnessed requests for exchange and surrendering their initial or current allocation instruments. The Directors shall thereupon execute and deliver to such unit owners new allocation instruments signed in the name of the Association by an officer of the Board and bearing the Association seal reflecting the changed allocations. Such changed allocations shall have the same force and effect as the ones they replace.

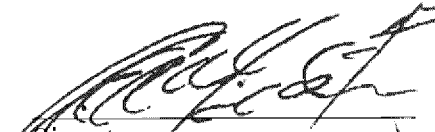
The boat slips shall only be used for the purpose of a) dockage of boats; and b) docking and launching of recreational kayaks or similar vessels, all subject to rules and regulations promulgated by the Association, except that same shall never be used for commercial purposes or living quarters.

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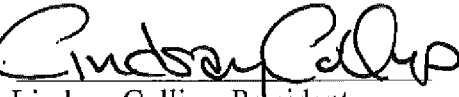
[the remainder of Article 24 remaining unchanged]

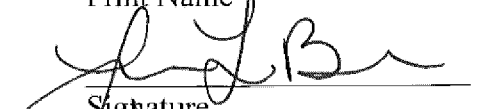
WITNESSES:

**BAY HARBOR CLUB OF BONITA BEACH  
CONDOMINIUM ASSOCIATION, INC.**

  
Signature  
K MIDDLETON

Print Name

BY   
Lindsay Collins, President

  
Signature  
Jessica Bauer  
Print Name


**STATE OF FLORIDA  
COUNTY OF LEE**

**I HEREBY CERTIFY** that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared [X] in person or [ ] virtual attendance, Lindsay Collins, as President of Bay Harbor Club of Bonita Beach Condominium Association, Inc. who is [X] personally known to me or [ ] has produced his Driver License, as identification, and who executed the foregoing instrument and acknowledged before me that he executed the same.

**WITNESS** my hand and official seal in the County and State last aforesaid the 18 day of March 2022.



SANDRAL HABECK  
Commission # GG 229921  
Expires October 17, 2022  
Bonded Thru Budget Notary Services

  
Notary Public, State of Florida  
Print Name: Sandra Habeck