

WHEN RECORDED, RETURN TO:

VIAL FOTHERINGHAM LLP
1900 W. BROADWAY ROAD
TEMPE, ARIZONA 85252

1498166561552-14-1-1--
GarciaC

**AMENDED AND RESTATED BYLAWS
OF
SUN LAKES HOMEOWNERS ASSOCIATION NO. 1, INC.**

**THE ATTACHED DOCUMENT AMENDS AND RESTATES (AND
WHOLLY SUPERCEDES AND REPLACES) THE DOCUMENT
RECORDED AT RECORDING NO. 2011-0847753, OFFICIAL
RECORDS OF MARICOPA COUNTY, ARIZONA.**

AMENDED AND RESTATED BYLAWS
OF
SUN LAKES HOMEOWNERS ASSOCIATION NO. 1, INC.

ARTICLE I
Identity

Section 1. The Association. The Bylaws shall govern the operation of the Sun Lakes Homeowners Association No. 1, Inc. (the “**Association**”), an Arizona nonprofit corporation.

Section 2. Terms. The words used in these Bylaws shall be given their normal, commonly understood definitions. Unless otherwise defined in the Bylaws, capitalized terms used herein shall have the same meanings as in the Amended and Restated Declaration of Covenants, Conditions, and Restrictions for Sun Lakes, recorded at 2017-0452792, official records of Maricopa County, Arizona, and as thereafter amended or supplemented from time to time (the “**Declaration**”), which by this reference is incorporated herein. Any amendments or supplements to the Declaration shall automatically be incorporated herein, and all references to the Declaration shall be deemed to include any such amendments or supplements.

Section 3. Priority of Declaration. The provisions of the Declaration and the Articles shall have priority over the Bylaws, and any provisions of the Bylaws which are contrary to or inconsistent with the Declaration or the Articles shall be void to the extent of such inconsistency. In the case of a conflict between the Declaration and the Articles, the Declaration shall control.

Section 4. Principal Office. The principal office of the Association shall be located at 25601 North Sun Lakes Boulevard, Sun Lakes, Arizona, 85248.

ARTICLE II
Membership

Section 1. Members. Membership in the Association shall be as set forth in the Declaration, the Articles and these Bylaws. Members In Good Standing shall be issued a membership card. As used in these Bylaws, the term “**In Good Standing**” means that the Member is not delinquent in the payment of any Assessment or any other amounts owed to the Association, and the Owner, as well as any Resident or guest, is not in violation of the Community Documents.

Section 2. Annual Meetings. Annual meetings of the Members shall be held each year and within at least fourteen (14) months from the prior annual meeting. Annual meetings shall be held on such dates and times as shall be designated by the Board of Directors.

Section 3. Location of Meetings. All meetings of the Members shall be held at such date, place and time as shall be designated by the Board.

Section 4. Special Meetings. A special meeting of the Members shall be promptly scheduled by the Board in response to:

- (a) the President;
- (b) a decision by the Board; or
- (c) a written petition for a special meeting signed by Members representing at least ten percent (10%) of the total voting power of the Members entitled to vote on the matter to be considered at the special meeting, which petition must state the specific purpose of the special meeting. For purposes of determining whether the 10% requirement has been met, the record date is the close of business on the 30th day before delivery of the petition.

Section 5. Record Date. For any meeting of the Members, the Board of Directors may fix a date not more than fifty (50) days before the date of the meeting, as a record date for the determination of the Members entitled to vote at the meeting. If the record date has not been fixed in advance of a meeting as provided herein, the time of commencement of such meeting shall be deemed the record date.

Section 6. Notice of Meetings. Notice of annual and special meetings of the Members shall be given by the Board of Directors to Members, not less than ten (10) nor more than fifty (50) days before the date of the meeting. Notice shall be hand-delivered or sent prepaid by United States mail to the mailing address for each Lot or Owner or to any other mailing address designated in writing by a Member. The notice shall specify the place, day and hour of the meeting and, in the case of a special meeting, the purpose for which the meeting is called. Any Member may waive notice of any meeting before, during or after the meeting.

Section 7. Voting. The voting rights of the Members shall be as provided in the Declaration.

Section 8. Quorum. A quorum of Members for annual and special meetings shall be constituted by Members representing five percent (5%) of the Lots represented in person or by absentee ballot. Unless the vote of a greater number is required by the Community Documents or applicable law, the affirmative vote of the Members holding more than fifty percent (50%) of the total votes entitled to be cast by Members In Good Standing and present in person or by absentee ballot at a meeting at which a quorum of Members is present shall be binding as the act of the Members. A meeting of Members shall not be organized and no business of the Association shall be transacted at any meeting of Members, unless a quorum of Members is present at the meeting by a combination of persons present in person and by absentee ballot.

Section 9. Adjournment. If at an annual or special meeting a quorum shall fail to attend in person or by absentee ballot, a majority of those Members attending in person at the time said meeting is called may, at the end of one hour, adjourn the meeting, subject to the notice requirements set forth in A.R.S. §§ 10-3705-10-3707, and 33-1804.

Section 10. Method of Voting. All issues presented at any annual or special meeting for a vote by the Members shall be voted upon in writing. Members shall have the opportunity to vote in person at the meeting or by absentee ballot. The Board shall also have the discretion to allow Members to vote by some other form of delivery. Written ballots shall only be in the form selected and made available by the Board. Except for the ballot for the election of directors, the form of written ballot shall provide Owners with the opportunity to vote for or against each matter or group of matters to be acted upon.

Section 11. Action by Written Consent. Pursuant to Arizona law, including, but not limited to, Arizona Revised Statutes §10-3704, as amended from time to time, the Members may approve any action required or permitted by law that requires the Members' approval without a meeting of the Members if the action is approved in writing by Members holding at least a majority of the voting power in the Association, unless the Declaration, Articles, these Bylaws or applicable law require a different amount of voting power. The action shall be evidenced by one (1) or more written consents describing the action taken, signed by those Members representing at least the requisite amount of the voting power, and delivered to the Association for inclusion in the minutes or filing with the corporate records of the Association.

ARTICLE III Board of Directors

Section 1. Number and Qualification. The business, property and affairs of the Association shall be managed, controlled and conducted by a Board of Directors. There shall be seven (7) Directors.

Directors shall be elected by the Members at the annual meeting of the Members or any special meeting called for such purpose. To be eligible to be a Director, a nominee shall:

- (a) Be a Member In Good Standing;
- (b) Be forty-five (45) years of age or over;
- (c) Have presented a biographical sketch of no more than 250 words at the Association office on or before a date determined by the Board preceding the election in which he/she is a candidate for a Directorship.

In addition, it is strongly recommended that nominees be full time residents in the community. Any person who was elected or appointed to a Directorship and has subsequently resigned from that Directorship before expiration of his/her term will not be eligible to run again or be appointed again to a Director's position for at least one (1) year after the term the Director was to fulfill. This requirement will not apply to a Director who, because of certified temporary

physical impairment, finds it necessary to resign and later decides to run again. Any employee of the Association or any person under contract with the Association shall not be eligible to serve as a Director of the Association.

No more than one representative from a particular Lot may serve on the Board at the same time. In the case of a Member which is a partnership, corporation, or other such legal entity, any officer, director, manager, partner or trustee of such entity shall be presumed to be eligible to serve as a Director unless otherwise specified by written notice to the Association signed by such entity. No Member may have more than one such representative on the Board at a time, except in the case of the Directors appointed by the Declarant.

No individual shall continue to serve on the Board if such individual, or the corporate, partnership or other non-individual Member which designated such individual for candidacy as a Director, is not entitled to vote or is more than thirty (30) days delinquent in the payment of an Assessment, and such delinquency shall automatically constitute a resignation by such Director on the thirty-first (31st) day of the delinquency.

Section 2. Powers and Duties. Subject to any restrictions set forth in the Declaration, the Board shall have the powers and duties necessary for the administration of the affairs of the Association and may do all such acts and things as are not by law or otherwise directed to be exercised and done by the Members or the President. The powers of the Board shall include, but not be limited to, all of the rights and duties of the Board as set forth elsewhere in the Bylaws, the Articles and the Declaration and shall, subject to the restrictions set forth in the Declaration, also include the power to promulgate such rules and regulations pertaining to the rights and duties of Members of the Association, and all other matters, as may be deemed proper and which are consistent with the foregoing. The Board may delegate to one or more committees and to officers, employees or agents of the Association, such duties and powers, all as appears to the Board to be in the best interests of the Association and to the extent permitted by law; provided, however, that no such delegation shall relieve the Board of its obligation to perform any such delegated duty.

Section 3. Term of Office. The term of office for a Director shall be for three years. The term shall be staggered so that each year the seats that have been occupied for three years shall become vacant and shall be refilled, except that the Board shall have the right to cause a Director to be elected for a longer or shorter term if it becomes necessary to re-establish staggered terms. If Directors are to be elected for varying lengths of terms to re-establish staggered terms or because the number of Directors is increased, the Director(s) elected with the most votes will serve the longest terms and the Director(s) elected with the least votes will serve the shortest terms.

No Director shall hold that office for more than two (2) consecutive three (3) year terms. No Director, after serving two (2) consecutive three (3) year terms, may serve as a Director again until out of office for no less than one (1) year.

Section 4. Nominating Committee; Certification of Eligibility. The nomination of Members to run for election to the Board shall be made by a Nominating Committee consisting

of five (5) Members of the Association who are not Directors. The Nominating Committee shall elect one of its members serve as Chairperson. The Nominating Committee shall determine each nominee's willingness to serve and shall certify to the Secretary the eligibility of all nominees in accordance with criteria set forth in Section 1 above. Any eligible Member may be nominated by a petition signed by at least fifteen (15) Members In Good Standing, one signature per Lot owned. Completed petitions shall be delivered to the Nominating Committee for verification of eligibility prior to a deadline determined by the Board.

Section 5. Report and Nominations; Posting Nominees. The formal nomination of the eligible nominees shall be made at an open Board meeting. The Nominating Committee Chairperson shall present and nominate the candidates. A meet your candidates period shall be on the agenda for this meeting. The names of the nominees, with their biographical sketches shall be posted in the clubhouse by the Nominating Committee for a period of at least thirty (30) days prior to the election.

Section 6. Election of Directors; Elections Committee. Elections of Directors by the Members shall be by secret ballot. There shall be no cumulative voting. The President shall appoint an Elections Committee consisting of five (5) members and appoint one member of the committee to serve as Chairperson. The Elections Committee shall supervise volunteers assisting with election and establish procedures for carrying out the election, subject to the approval of the Board. Any Member In Good Standing may observe the ballot counting but may not comment or participate. The names of the newly elected Directors shall be posted on the clubhouse bulletin board and published in the Association publication. In the case of a tie between candidates where there is a question of who shall serve on the Board or for what term, such tie vote shall be resolved by the flip of a coin among the candidates involved. The resolution of the tie shall be conducted by the chairperson of the Elections Committee. In the event of a close or tie vote, any candidate may request a recount and may be present for the counting. Ballots, envelopes and election related materials, including the vote tally and sign in sheets if used, shall be retained in electronic or paper format and made available for member inspection for at least one year after completion of the election.

Section 7. Resignation. A Director shall serve until removed, until his successor is duly elected and qualified, until he resigns, or until he is disqualified, whichever occurs first. Any Director may resign at any time by giving written notice to the Board, the President or the Secretary. The resignation of a Director shall take effect on the date of receipt of such notice or at any later time specified therein, and, unless otherwise specified therein, the acceptance of a resignation shall not be necessary to make it effective.

Section 8. Vacancies. Vacancies on the Board caused by any reason, other than a vacancy resulting from a removal by a vote of the Members, shall be filled by vote of the majority of the remaining Directors even though less than a quorum, or by the remaining Director if there be only one, within six (6) weeks of the vacancy. Directors appointed to fill vacancies pursuant to this Section shall hold office only until the next annual election of Directors.

- (a) Notification. As long as a vacancy exists, notice of such vacancy shall be announced at all open Board meetings and meetings of the Members, on the Association website, and on the front page of the Association's publication. These notifications shall begin no more than ten (10) days following the vacancy and shall continue until all such vacancies are filled.
- (b) Eligibility. The Board shall select the successor(s) from eligible applicants, each of whom must satisfy the qualifications set forth in Article III, Section 1 of this Article. Those Members who were candidates in the previous election that received the next highest votes and received over seventy-five (75) votes shall be selected over other eligible candidates. Previously recalled Directors shall not be eligible for appointment.
- (c) Unexpired Terms. If there exists unexpired terms at the time of the annual election of Directors, the candidates polling the 4th, 5th, etc., highest number of votes shall be designated to complete the unexpired terms. The length of the unexpired term served by a Member filling a vacancy (either by appointment or election) shall not be subject to the term limitations set forth in Section 3 of this Article

Directors appointed to fill vacancies pursuant to this Section shall hold office only until the next annual election of Directors. In the event no Director remains to fill vacancies on the Board, the vacancies shall be filled by a vote of the Members at a duly held annual or special meeting. Any vacancy on the Board caused by the removal of a Director by a vote of the Members shall be filled by a vote of the Members at a duly held annual or special meeting.

Section 9. Removal of Board Member; Special Meeting. A Director may be removed with or without cause at a special meeting of the Members, subject to this Section and applicable law. All of the following apply to a meeting of the Members at which a Director is proposed to be removed from the Board:

- (a) The meeting of the Members may be called by the Board or by Members pursuant to A.R.S. § 33-1813(A)(4).
- (b) The Members of the Association who are eligible to vote at the time of the meeting may remove the Director by a majority vote of those voting on the matter.
- (c) For purposes of the meeting called by the Board pursuant to this Section or by the Members pursuant A.R.S. § 33-1813(A)(4), a quorum is present if the number persons who are eligible to vote in the Association at the time the person attends the meeting equal to at least twenty percent (20%) of the votes of the Association is present at the meeting in person or as otherwise permitted by law.

Section 10. Compensation. No compensation shall be paid to Directors for their services as Directors. Directors and officers, however, may be reimbursed for any actual expenses incurred in connection with their duties as such officers or Directors.

Section 11. Regular Meetings. There shall be a minimum of nine (9) monthly regular meetings of the Board during each calendar year. The date, time and place of the meetings shall be set by the Board and shall be publicly announced and posted at the Association clubhouse. Notice to Directors of regular meetings shall be delivered by telephone, mail, e-mail, or facsimile to each Director not less than forty-eight (48) hours prior to the meeting. Notice of a meeting need not be given to any Director who has signed a waiver of notice or a written consent to holding of the meeting. Notice to Members of regular meetings of the Board shall be given at least forty-eight (48) hours in advance of the meeting by newsletter, conspicuous posting or any other reasonable means as determined by the Board.

Section 12. Special Meetings. Special meetings of the Board may be called by the President. Special meetings of the Board shall also be called by the President upon the written request of at least four of the Directors other than the President. Notice to Directors of special meetings shall be delivered to each Director by mail, telephone, e-mail, or facsimile. Notice to Directors of special meetings shall be given not less than forty-eight (48) hours prior to the special meeting unless emergency circumstances necessitate a meeting before such notice can be given. Notice of any such meeting need not be given to any Director who signed a waiver of notice or a written consent to holding of the meeting. Notice to Members of special meetings of the Board shall be given at least forty-eight (48) hours in advance of the meeting by newsletter, conspicuous posting or any other reasonable means as determined by the Board, unless emergency circumstances necessitate a meeting before forty-eight (48) hours notice can be given. Notice to Directors of special meetings shall state the time, place and purpose of the meeting. Special meetings of the Board shall be held at such time and place as the Board shall determine.

Section 13. Waiver of Notice. Before, at, or after any meeting of the Board, any Director may, in writing, waive notice of such meeting, and such waiver shall be deemed equivalent to the giving of such notice. Attendance by a Director at any meeting of the Board shall be deemed to be a waiver of notice by him, except where a Director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

Section 14. Meetings Open to Members. Regular and special meetings of the Board are open to all Members in accordance with A.R.S. § 33-1804 and may be closed only to the extent permitted by law. For open meetings of the Board, all of the following apply:

- (a) The agenda shall be available to all Members attending.
- (b) An emergency meeting of the Board may be called to discuss business or take action that cannot be delayed until the next regularly scheduled Board meeting. The minutes of the emergency meeting shall state the reason necessitating the emergency meeting. The minutes of the emergency

meeting shall be read and approved at the next regularly scheduled meeting of the Board.

- (c) Any quorum of the Board that meets informally to discuss Association business, including workshops, shall comply with the open meeting notice provisions of this section without regard to whether Board votes or takes any action on any matter at that informal meeting.

Section 15. Quorum. A majority of the Board shall constitute a quorum for the transaction of business, but if at any meeting of the Board there be less than a quorum present, a majority of those Directors present may adjourn the meeting from time to time. No business of the Board shall be transacted at any meeting of the Board unless a quorum is present. Every act or decision done or made by a majority of the Directors at a duly held meeting at which a quorum is present shall be regarded as the act of the Board unless the Articles, the Bylaws or the Declaration otherwise specifically requires the affirmative vote of a different number of Directors on a specific matter.

Section 16. Telephonic Participation. Meetings of the Board, whether regular or special, may be held by means of a conference telephone call if a speakerphone is available in the meeting room that allows all parties attending to hear all parties who are speaking during the meeting.

Section 17. Director Proxies. At any meeting of the Board of Directors, a Board member may vote in person or by proxy pursuant to Arizona Revised Statutes §10-3824, as may be amended.

Section 18. Action Taken Without a Meeting. The Directors shall have the right, pursuant to Arizona law, including, but not limited to, Arizona Revised Statutes §10-3821, as amended from time to time, to take any action in the absence of a meeting which they could take at a meeting by obtaining from the Directors a unanimous written consent to resolutions specifying the action.

Section 19. Indemnity. To the fullest extent permitted by law, the Association shall have the power to indemnify any person who was or is a party to or is threatened to be made a party to any threatened, pending, or contemplated action, suit, or proceeding, whether civil, criminal, administrative, or investigative or suit by or in the right of the corporation to procure a judgment in its favor by reason of the fact that he is or was a member, director, officer, employee, or agent of the Association or is or was serving at the request of the Association as a member, director, officer, employee, or agent of another corporation, partnership, joint venture, trust or other enterprise.

ARTICLE IV Officers

Section 1. Designation and Qualification. The principal officers of the Association shall be a President, a Secretary, a Treasurer and, if deemed necessary by the Board, a Vice

President. The Directors may appoint an Assistant Secretary and an Assistant Treasurer, and such other officers as in their judgment may be necessary.

Section 2. Election and Term of Officers. The officers of the Association will be elected annually by the Board of Directors at the first meeting of the Board of Directors after the annual or special meeting of the Members at which Directors are elected. If the election of officers will not be held at such meeting, such election will be held as soon thereafter as is convenient. New offices may be created and filled at any meeting of the Board of Directors.

Section 3. Removal of Officers. Upon an affirmative vote of a majority of the members of the Board, any officer may be removed, either with or without cause, and his successor elected.

Section 4. Resignation of Officers. Any officer may resign at any time by giving written notice to the Board, the President or the Secretary. The resignation of an officer shall take effect on the date of receipt of such notice or at any later time specified therein, and, unless otherwise specified therein, the acceptance of a resignation shall not be necessary to make it effective.

Section 5. Vacancies. A vacancy in any office may be filled by vote of a majority of the Board. The officer elected to such vacancy shall serve for the remainder of the term of the officer he replaces.

Section 6. President. The President shall be the chief executive officer of the Association. He shall preside at all meetings of the Members of the Association and of the Board. He shall have all of the general powers and duties that are normally vested in the office of the President of a corporation. The President shall also have such other powers as provided for in the Declaration. Subject to Section 13.2 of the Declaration, the President may execute, certify and record amendments to the Declaration on behalf of the Association.

Section 7. Vice President. The Vice President shall take the place of the President and perform his duties whenever the President shall be absent, unable to act or refuses to act. If neither the President nor the Vice President is able to act, the Board shall appoint some other member of the Board to do so on an interim basis. The Vice President shall also perform such other duties as shall from time to time be imposed upon him by the Board. Subject to Section 13.2 of the Declaration, the Vice President may execute, certify and record amendments to the Declaration on behalf of the Association.

Section 8. Secretary. The Secretary shall be responsible for the minutes of all meetings of the Board of Directors and the minutes of all meetings of the Members. The Secretary shall have responsibility for the Membership books and such other books and papers as the Board may direct; and the Secretary shall, in general, perform all of the duties incident to the office of the Secretary.

Section 9. Treasurer. The Treasurer shall have the responsibility for the Association's funds and securities and shall be responsible for assuring that full and accurate

accounts are kept of all receipts and disbursements in books belonging to the Association. The Treasurer shall be responsible for overseeing the deposit of all moneys and other valuable effects in the name, and to the credit, of the Association in such depositories as may from time to time be designated by the Board.

ARTICLE V Committees

Section 1. General. The Board may establish and appoint standing or temporary committees from time to time as the Board decides is appropriate to assist in the conduct of the affairs of the Association. Only Members In Good Standing shall be eligible to serve on a committee. Committee members serve at the Board's discretion for such periods as the Board may designate by resolution or committee charter; provided, however, any committee member, including the committee chair, may be removed by the vote of the majority of the Directors. Each committee shall operate in accordance with the terms of such committee's charter. If minutes are kept for a committee meeting, they shall be signed by the committee chairperson.

Section 2. Standing Committees.

- (a) Budget and Finance. This committee shall assist the Board in supervising and controlling the financial policies of the Association, which shall include ways and means of obtaining funds to meet the budget. It shall also assist the Board with the preparation of the annual budget.
- (b) Architectural Committee. This committee shall perform the duties specified in the Declaration.

Section 3. Appointment. Except as otherwise provided in these Bylaws or determined by the Board, the President shall appoint the chairperson of each committee, and this chairperson shall nominate additional members to the committee not to exceed eight (8) additional members. All committee member nominees are subject to confirmation by a majority vote of the Board. Except as otherwise required by law, the President shall nominate a Director to serve as a non-voting liaison of the committee, said nomination to be confirmed by a majority vote of the Board. The designated Director shall (i) communicate Board directives to the committee; (ii) obtain Board assistance for committee work; (iii) assure that the committee is functioning in accordance with the policies and directives of the Board; and (iv) communicate the activities between committees working on overlapping assignments.

Section 4. Committees of the Board. Notwithstanding anything contained in these Bylaws to the contrary, the Board may by resolution appoint committees of the Board comprised of Directors, which committees shall have the powers and authority designated in the resolution or charter establishing them.

ARTICLE VI

Fiscal Management

Section 1. Depositories. The funds of the Association shall be deposited in such banks and depositories as may be determined by the Board from time to time, upon resolutions approved by the Board, and shall be withdrawn only upon checks and demands for money signed by such officer or officers of the Association or other agents as may be designated by the Board.

Section 2. Budgets. An operating budget for each fiscal year shall be prepared by the Board and made available to all Members of the Association.

Section 3. Annual Financial Audit, Review or Compilation. The Board shall provide for an annual financial audit, review or compilation of the Association, provided that at least a financial review is performed every other year. The audit, review or compilation shall be completed no later than one hundred eighty days after the end of the Association's fiscal year and shall be made available upon request to the members within thirty (30) days of completion.

Section 4. Loans. Subject to Article XIII of the Articles of Incorporation, no loan shall be contracted on behalf of the Association and no evidence of indebtedness shall be issued in the Association's name unless authorized by a resolution of the Board.

Section 5. Equipment Leases. No equipment lease shall be entered into on behalf of the Association unless authorized by a resolution of the Board.

Section 5. Other Provisions. Other provisions regarding fiscal management, including such matters as Association Expenses and Assessments, are set forth in the Declaration.

ARTICLE VII

Miscellaneous

Section 1. Books and Accounts. The Association shall comply with A.R.S. § 33-1805 with respect to the availability of the Association's financial and other records.

Section 2. Execution of Corporate Documents. With the prior authorization of the Board, all notes, checks and contracts or other obligations shall be executed on behalf of the Association by such one or more Directors or officers of the Association as said Board shall designate.

Section 3. Fiscal Year. The fiscal year of the Association shall be the calendar year unless otherwise determined by the Board.

Section 4. Venue. The proper venue for any dispute arising in connection with these Bylaws shall be Maricopa County, Arizona.

Section 5. Notice. The address of the Association for purposes of any notice required or permitted under the Bylaws or the Declaration shall be the address on file with the Arizona Corporation Commission.

Section 6. Gender. Masculine, feminine and neuter references herein shall each include the others as the context requires.

ARTICLE VIII

Amendment of the Bylaws

Section 1. Adoption of Amendments. These Bylaws may be amended by the affirmative vote of Members holding a majority of the voting power in the Association or two-third (2/3) of the votes cast, whichever is less.

Section 2. Proposal of Amendments. Amendments may be proposed by (i) the Board of Directors, or (ii) a petition, containing a number of valid signatures equal to at least ten percent (10%) of the Members in Good Standing (one signature per lot).

Section 3. Notice of Amendment. All adopted amendments shall be published in the Association publication and posted on the bulletin board in the clubhouse for a minimum of thirty (30) days.

Section 4. Limitation. In no event shall any amendment to either the Articles of Incorporation or the Bylaws be allowed which would change, alter, repeal or modify Article V or VI of the Articles of Incorporation except as may be required to comply with the tax exempt requirements of the United States Treasury Department and the Internal Revenue Service then existing or as may hereafter be amended.

Section 5. Inconsistency Resulting from Purported Amendment. The Bylaws shall not be amended to contain any provisions that would be contrary to or inconsistent with the Declaration or the Articles, and any provision or purported amendment or modification to the Bylaws which is contrary to or inconsistent with the Declaration or the Articles shall be void to the extent of such inconsistency.

CERTIFICATION

The President of the Association hereby certifies that the foregoing Bylaws constitute the Bylaws duly adopted by the Members of the Association.

DATED this 19th day of June, 2017.

SUN LAKES HOMEOWNERS ASSOCIATION NO. 1, INC.

By: Janice Cournoyer
Its: President

STATE OF ARIZONA)
) ss.
County of Maricopa)

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me this 19th day of June, 2017, by Janice Cournoyer, the President of Sun Lakes Home Owners Association, #1, Inc., an Arizona nonprofit corporation, for an on behalf of the corporation.

Kelly Haynes
Notary Public

My Commission Expires:

