

AMENDMENT TO BYLAWS GOVERNING THE ADMINISTRATION OF  
COTTONWOOD HILLS CONDOMINIUMS, A CONDOMINIUM PROJECT

6671738

This amendment to the Bylaws of the Cottonwood Hills Condominiums is made pursuant to Utah Code Annotated 57-8-16 (7) (b), 78-38-5, and 78-38-1 including the Utah Condominium Ownership act as amended by the 1997 session of the Utah State Legislature, and pursuant to the condominium Declaration and Bylaws for Cottonwood Hills Condominiums as outlined in Article I Section II which has been previously recorded November 30, 1979 in the office of the Salt Lake County Recorder as Entry Number 3371141 Book 4996, page 247.

Whereas the EPA has determined that tobacco smoke is a class A carcinogen, and  
Whereas the EPA has determined that there is no acceptable level of exposure to class A carcinogens, and  
Whereas the legislature has defined drifting tobacco smoke as a nuisance, and  
Whereas the management committee has an obligation to control nuisances,

Now Therefore, the Association hereby submits the following amendment according to the provision of the Act and Recorded Declaration:

A. Article VII Section 2 entitled Use of Unit shall be amended as follows:

Section 2 Use of Unit:

- (a) No owner or occupant of any...[Language as currently adopted in Bylaws as Section 2 Use of Unit]...in a manner inconsistent with applicable zoning regulations.
- (b) Tobacco smoke is declared a nuisance under this section and no owner or occupant as defined in section (a) herein shall permit smoking within the confines of a unit nor on the patio nor within 25 feet of any condominium building.
- (c) The management committee will enforce this rule by assessing fines
- (d) The management committee is not responsible for filing legal actions to enforce these rules

This forgoing amendment to the Bylaws has been duly adopted by the management committee and is declared by said management committee to be placed in operation this 1st day of July, 1997.

COTTONWOOD HILLS HOMEOWNERS ASSOCIATION

*[Signature]*  
Evan Bean, Chairman

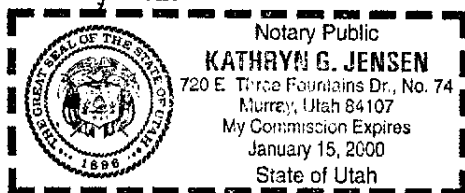
STATE OF Utah )

:ss.

COUNTY OF Salt Lake )

Subscribed and sworn to before me this 22nd day of May 1997

*[Signature]*  
Notary Public



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06/18/97 2:28 PM 139.00  
NANCY WORKMAN  
RECORDER, SALT LAKE COUNTY, UTAH  
COTTONWOOD HILLS HOMEOWNERS  
262 E 3900 S STE 200  
SLC UT 84107  
REC BY: P ANDERSON , DEPUTY - WI

BK 7692 PG 1363