

13888882 B: 11304 P: 7363 Total Pages: 4
02/10/2022 02:29 PM By: ndarmiento Fees: \$124.00
DECLAR- DECLARATION
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To: MILLER HARRISON LLC
5292 SO COLLEGE DR MURRAY, UT 84123

SECOND AMENDMENT TO THE BYLAWS OF RIVERWALK ESTATES HOMEOWNERS ASSOCIATION

WHEREAS, the Riverwalk Estates Homeowners Association (the "Association") is a Utah non-profit corporation, which was created by the *Declaration of Covenants, Conditions and Restrictions of the Village at Riverwalk P.U.D.* on September 14, 2005, recorded in the Salt Lake County Recorder's Office at Entry No. 9489745;

WHEREAS, the Association caused the *Amended and Restated Declaration of Covenants, Conditions and Restrictions of the Village at Riverwalk, P.U.D.* to be recorded in the Salt Lake County Recorder's Office on October 25, 2006 at Entry No. 9887649;

WHEREAS, the Association caused the *Amendment to Amended and Restated Declaration of Protective Covenants, Conditions, and Restrictions for the Village at Riverwalk, P.U.D.* to be recorded in the Salt Lake County Recorder's Office on July 3, 2008 at Entry No. 10471612;

WHEREAS, the Association caused the *Bylaws of Riverwalk Estates Homeowners Association* to be recorded in the Salt Lake County Recorder's Office on September 26, 2016 at Entry No. 12373274 (the "Bylaws");

WHEREAS, the *First Amendment to the Bylaws for the Riverwalk Estates Homeowners Association* was recorded with the Bylaws, as pages 11-13 of the document recorded in the Salt Lake County Recorder's Office on September 26, 2016 at Entry No. 12373274;

WHEREAS, this *Second Amendment to the Bylaws of Riverwalk Estates Homeowners Association* ("Second Amendment") affects the real property situated in South Jordan, Salt Lake County, Utah, described with particularity on Exhibit A, and shall be binding on all parties having or acquiring and right, title, or interest to the property or any part thereof;

WHEREAS, Article 10, Section 10.01 of the Bylaws provides for amendment of any provision thereof by an affirmative vote of the Board of Directors of the Association at any regular meeting of the Board;

WHEREAS, Article 3, Section 3.02 of the Bylaws states that the presence, in person or by proxy of Estate Lot Owners entitled to vote more than thirty-five percent (35%) of the total votes of the Estates Lot Owners shall constitute a quorum for members' meetings;

WHEREAS, the Board of Directors deems it in the best interest of all Estate Lot Owners to reduce the quorum requirement to support the ease of conducting business at annual meetings;

WHEREAS, Article 4, Section 4.04 of the Bylaws addresses the requirements for giving written "notice" to Lot Owners, and the Board of Directors deems it in the best interest of all Estate Lot Owners to allow notice by electronic means, including text message, email or via the Association's website, pursuant to Utah Code Ann. §57-8a-214(3)(a).

THEREFORE, the Association hereby makes this Second Amendment to its Bylaws:

1. Article 3, Section 3.02 of the Bylaws is hereby **replaced in its entirety**, to read as follows:

3.02 Quorum.

Except as otherwise required by law, the Declaration or the Articles, the presence in person or by proxy of any Estate Lot Owners entitled to vote shall constitute a quorum at any duly called meeting.

2. The first whole sentence (and only the first whole sentence) of Article 4, Section 4.04 of the Bylaws is hereby **replaced in its entirety**, to read as follows:

4.04 Notice of Meeting.

Written or printed notice of any meeting of the Estate Lot Owners, stating the place, day, and hour of the meeting and the purpose or purposes for which the meeting is called, shall be delivered personally, or by mail, email, text or via the

Association's website, and shall be provided to each Estate Lot Owner entitled to vote at such meeting, not less than five (5) nor more than forty-five (45) days before the date of the meeting.

3. Article 6, Section 6.01 of the Bylaws is hereby **replaced in its entirety**, to read as follows:

6.01 Number and Election of Directors.

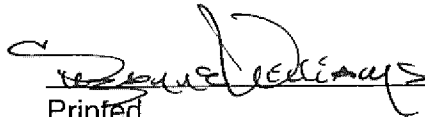
The Board shall consist of no less than three (3) and no more than five (5) Directors. Directors shall serve for two (2) year terms. The terms shall be staggered so that an election for at least one (1) Director is held each year. If the terms become un-staggered for any reason, or if re-staggering is needed due to increasing or decreasing the number of Directors as permitted herein, the Board may provide for the staggering of terms in a manner the Board deems appropriate, including decreasing the terms of some Directors.

-----END OF AMENDMENT-----

IN WITNESS WHEREOF, the Board of Directors has adopted this Second Amendment to the Bylaws with all necessary approval, to be recorded against all parcels and Common Area as stated in Exhibit "A" hereto.

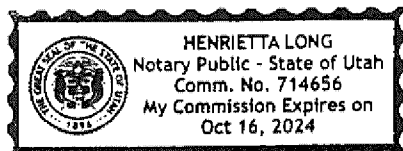
BOARD OF DIRECTORS
RIVERWALK ESTATES HOMEOWNERS ASSOCIATION, INC.

By: 
Signed _____


Printed _____

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

On this 9th day of February 2022, personally appeared before me Suzanne Williams who by me being duly sworn, did say that she is the President of the Riverwalk Estates Homeowners Association, Inc. and that the foregoing instrument was property ratified by the Board of Directors.



Notary Public 

EXHIBIT A

Legal Description

All Lots (1-52) and Common Area in Village at Riverwalk P.U.D. as shown on the official map thereof on record with the Salt Lake County Recorder's Office.

Parcel Numbers: 27-11-454-001-0000 through 27-11-454-002-0000
27-11-478-001-0000 through 27-11-478-002-0000
27-11-479-001-0000 through 27-11-479-003-0000
27-11-479-004-0000 (Common Area)
27-11-479-005-0000 (Common Area)
27-14-206-001-0000 through 27-14-206-006-0000
27-14-227-001-0000 through 27-14-227-005-0000
27-14-228-001-0000 through 27-14-228-003-0000
27-14-229-001-0000 through 27-14-229-004-0000
27-14-230-001-0000 through 27-14-230-007-0000
27-14-230-008-0000 (Common Area)
27-14-231-001-0000 (Common Area)
27-14-231-002-0000 through 27-14-231-007-0000
27-14-232-001-0000 through 27-14-232-004-0000
27-14-255-001-0000 through 27-14-255-005-0000
27-14-278-001-0000 through 27-14-278-005-0000

(56 Total Parcels)