

★ Re-recording with correct Exhibit

CERTIFICATE OF AMENDMENT TO THE
DECLARATION OF COVENANT, EASEMENTS AND RESTRICTIONS FOR
POSITANO PLACE AT NAPLES

THE UNDERSIGNED, being the duly elected and acting President of Positano Place at Naples Master Association, Inc., a Florida not-for-profit corporation, does hereby certify that at a duly called meeting of the Members held on July 12, 2022, where a quorum was present, after due notice, the attached Amendment, which amends the Declaration of Covenant, Easements and Restrictions for Positano Place at Naples as originally recorded on January 12, 2006 in O.R. Book 3964, Page 2095, *et. seq.*, of the Public Records of Collier County, Florida (the "Master Declaration"), was approved by not less than 66-2/3% of the votes of the membership of the Master Association at a meeting of the Owners as provided in Section 13.5 of the Master Declaration and the attached Amendment was thus duly passed and approved.

The Master Declaration is hereby amended in accordance with Exhibit A attached hereto and incorporated herein and is now in full force and effect.

Dated: July 15th, 2022

Positano Place at Naples Master Association, Inc., a Florida not-for-profit corporation

Shari Dell

Witness

Printed Name: Shari Dell

By: [Signature]
MICHAEL R. COX, President

Georgia L. Pearson

Witness

Printed Name: Georgia L. Pearson

STATE OF FLORIDA
COUNTY OF COLLIER

Acknowledged and subscribed before me, an officer duly authorized in the above mentioned state and county to take acknowledgments, by means of physical presence, this 15th day of July, 2022, by MICHAEL R. COX, President of Positano Place at Naples Master Association, Inc. and who did take an oath.

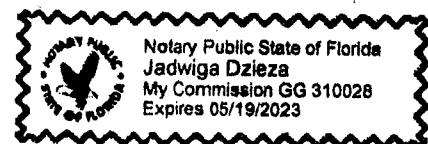
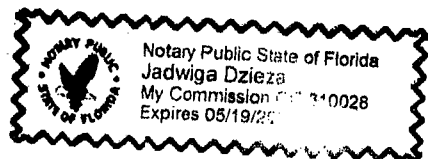
George Dwiez
Notary Public
JADWIGA DZIEZA

Printed name of Notary

My Commission Expires:

05/19/2023

Prepared by and return to:
Meredith Peck Ralston, Esquire
Peck & Peck, P.A.
5200 Tamiami Trail North, Suite 101
Naples, Florida 34103



AMENDMENT TO THE
DECLARATION OF COVENANTS, EASEMENTS AND RESTRICTIONS
FOR
POSITANO PLACE AT NAPLES

The Declaration of Covenants, Easements and Restrictions for Positano Place at Naples (hereinafter the "Declaration") is amended as outlined below.

Note: Additions are indicated by underlining; language being deleted is indicated by ~~striking through~~.

Section 8.20(E) of the Declaration shall be amended to read as follows:

Section 8.20(E) Limitation on Ability to Lease. Notwithstanding anything to the contrary in this Declaration, the Articles of Incorporation, By-Laws or Rules and Regulations, Units may not be rented or leased until the Unit Owner has held title to the Unit for at least three (3) years ~~twelve (12) months~~ without a tenant occupying the unit and without a lease in effect. During this three (3) year ~~twelve (12) month~~ holding period, the Unit may only be occupied by (i) the Unit Owner, (ii) the Unit Owner's immediate family, provided that the Unit Owner resides in the Unit with the Unit Owner's family, ~~and~~ or (iii) the guests of the Unit Owner when the Unit Owner ~~or Unit Owner's family~~ is present in the Unit. To avoid circumvention of the three (3) year ~~twelve (12) month~~ holding period after acquisition of title before a Unit may be leased, if a Unit Owner acquires title to a Unit subject to an existing lease, the three (3) year ~~twelve (12) month~~ holding period does not commence until after the end of the term of any existing lease that the Unit Owner acquired his Unit subject to at the time of transfer such that a full three (3) years ~~twelve (12) months~~ elapses without a tenant in the Unit or a lease in effect. This provision preventing a Unit Owner from leasing the Unit until the Owner has held title to the Unit for at least three (3) years ~~twelve (12) months~~ shall not apply to: (i) a Unit Owner who acquired title to their Unit prior to the effective date of this amendment and did not consent, through the Local Association's Voting Member Representative, to the amendment; ~~s record title to a Unit prior to the date this amendment is recorded in Collier County, Florida Public Records;~~ (ii) a first mortgagee that acquires title to a Unit through foreclosure or deed in lieu of foreclosure; ~~and~~ or (iii) the Association, if it acquires title to a Unit, whether by foreclosure or deed in lieu of foreclosure, or otherwise.