

**PROPOSED AMENDMENT TO THE BYLAWS OF ANNISTON
HOMEOWNERS ASSOCIATION, INC.**

Article VII, Section 2 of the of Bylaws of Anniston Homeowners Association, Inc. is hereby amended by deleting that provision in its entirety and replacing it with the following:

Section 2. Number, Term and Qualifications. The Directors of the Association shall be elected at the annual meeting or at a special meeting called specifically for the purpose of electing Directors. Beginning in January 2011, the initial terms of the three (3) Directors shall be one (1) year, two (2) years and three (3) years. The Director receiving the highest number of votes shall have an initial term of three (3) years. The Director receiving the second highest total of votes shall have an initial term of two (2) years. The remaining Director shall have an initial term of one (1) year. After the expiration of the aforementioned initial terms, each Director's term shall be three (3) years in length. Regardless of term length, each Director shall serve until his or her death, retirement, removal, disqualification or until his or her successor is elected and qualified. Directors may succeed themselves in office. At such time as the Declarant no longer has the right to appoint or remove Directors as provided in Section 4 of this Article, a majority of the Directors must be Lot Owners.

**AMENDMENT TO THE
BY-LAWS OF ANNISTON HOMEOWNERS ASSOCIATION, INC.
ADOPTED ON 2.3, 2011**

WHEREAS, The current By-laws of Anniston Homeowners Association, Inc. (hereinafter the "Association") were duly adopted on or about February 20, 2005 (hereinafter the "By-Laws"):

WHEREAS, the Members and Directors of the Association have determined that having Directors with staggered terms and extended terms of office ensures that the Association always has experienced Directors and that there is continuity in Association leadership during the oversight of extended projects;

WHEREAS, Article VII, Section 2 of the of Bylaws currently limits all three (3) Director terms to one (1) year, with each term expiring at the same time;

WHEREAS, Article XI of the By-laws allows the By-Laws to be amended by a majority vote of the Directors at any annual, regular or special meeting of the Directors and by a majority vote of the Members present at any meeting at which a quorum is obtained and proper notice has been given;

WHEREAS, on 2.3, 2011, an annual meeting was held during which a quorum was obtained pursuant to Article VI, Section 5 of the Bylaws and a majority of the Members were present in person or proxy and voted to amend the Bylaws;


WHEREAS, on 2.3, 2011, a meeting of the Directors was held during which a majority of the Board of Directors voted to amend the By-Laws

NOW, THEREFORE, Article VII, Section 2 of the Bylaws of Anniston Homeowners Association, Inc. is hereby amended by deleting that provision in its entirety and replacing it with the following:

Section 2. Number, Term and Qualifications. The Directors of the Association shall be elected at the annual meeting or at a special meeting called specifically for the purpose of electing Directors. Beginning in January 2011, the initial terms of the three (3) Directors shall be one (1) year, two (2) years and three (3) years. The Director receiving the highest number of votes shall have an initial term of three (3) years. The Director receiving the second highest total of votes shall have an initial term of two (2) years. The remaining Director shall have an initial term of one (1) year. After the expiration of the aforementioned initial terms, each Director's term shall be three (3) years in length. Regardless of term length, each Director shall serve until his or her death, retirement, removal, disqualification or until his or her successor is elected and qualified. Directors may succeed themselves in office. At such time as the Declarant no longer has the right to appoint or remove Directors as provided in Section 4 of this Article, a majority of the Directors must be Lot Owners.

IN WITNESS WHEREOF, the undersigned being the President of the Anniston Homeowners Association, Inc. has hereto set **his/her** hand, this the 16th day of February, 2011.

ANNISTON HOMEOWNERS
ASSOCIATION, INC.
A North Carolina nonprofit corporation

By: 

Name: Scott Harrison

Title: President

CERTIFICATION

I, the undersigned, do hereby certify that I am acting secretary of Anniston Homeowners Association, Inc., and that the foregoing Amendment to the By-Laws of Anniston Homeowners Association, Inc. was duly adopted at a Annual meeting of the Members held on 2-3, 20 11 and at a meeting of Directors held on 2-3, 20 11.

IN WITNESS WHEREOF, I have hereto subscribed my name and affixed the seal of the Association, this the _____ day of _____, 20____.

By:

DAVID M. MALLOY II

Name:

