

After Recording Return To:  
NowackHoward, LLC  
Resurgens Plaza, Suite 1250  
945 East Paces Ferry Rd, NE  
Atlanta, GA 30326  
Attention: Melinda K. Banks

Cross Reference:  
Deed Book 13944, Page 3853

STATE OF GEORGIA

COUNTY OF COBB

**SECOND AMENDMENT TO THE BY-LAWS OF  
LASSITER WALK HOMEOWNERS ASSOCIATION, INC.**

This Second Amendment to the By-Laws of Lassiter Walk Homeowners Association, Inc. (hereafter referred to as "Amendment") is made on the date set below.

WITNESSETH:

**WHEREAS**, the By-Laws of Lassiter Walk Homeowners Association, Inc. ("By-Laws") provide for the self-government of Lassiter Walk Homeowners Association, Inc. ("Association") in accordance with the Articles of Incorporation for Lassiter Walk Homeowners Association, Inc. filed with the Georgia Secretary of State, and that certain Declaration of Covenants, Conditions, and Restrictions for Lassiter Walk Subdivision, recorded on March 16, 2004, in Deed Book 13944, Page 3806 of the Cobb County, Georgia deed records (the "Declaration"); and

**WHEREAS**, Article VI, Section 6.6(b) of the By-Laws provides that the By-Laws may be amended by the affirmative vote or written consent, or any combination of affirmative vote and written consent, of Members representing at least 51% of the total Class "A" votes in the Association, and the consent of the Class "B" member, if such exists; and

**WHEREAS**, this Second Amendment has been approved by at least 51% of the total Class "A" votes in the Association; and

**WHEREAS**, as of the date of this Amendment, the Declarant no longer owns any property which is subject to the Declaration; and

**NOW, THEREFORE**, the By-Laws are hereby amended as follows:

1.

**Declarant's powers, options, easements, and other rights and privileges set forth within the Declaration and By-Laws, including, but not limited to those set forth in Sections 3.1, 3.3, 3.4, 3.6, 3.19, 3.20, and 6.6 of the By-Laws; the**

option to submit Additional Property to the terms of the Declaration; and the right and authority to appoint and remove members of the Board of Directors as set forth in Section 3.3 are expired and terminated. All such provisions are hereby amended to reflect the expiration and termination of Declarant rights and authority.

2.

**Article II, Section 2.3 of the By-Laws is hereby deleted in its entirety and the following is substituted therefor:**

2.3 Annual Meetings. The regular annual meeting of the members of the Association shall be held at such date, hour, and place to be set by the Board of Directors. No annual meeting of the Association shall be set on a legal holiday.

3.

**Article III, Section 3.2 of the By-Laws is hereby deleted in its entirety and the following is substituted therefor:**

3.2. Number of Directors. The Association Board of Directors shall be composed of an odd number of persons, between three (3) to five (5) persons, the exact number to be determined by resolution of the Board from time to time.

4.

**Article III, Section 3.4(a) of the By-Laws is hereby amended by deleting therefrom the sentence, "The Nominating Committee, if any, shall consist of a chairman, who shall be a member of the Board, and three or more Members or representatives of Members," and substituting therefor:**

The Nominating Committee, if any, shall consist of a chairman, who shall be the Association President, and three Members or spouses of Members.

5.

**Article III, Section 3.5 of the By-Laws is hereby deleted in its entirety and the following is substituted therefor:**

3.5. Term of Office. Those Directors serving on the date this Amendment is executed by the Association ("Effective Date") shall remain in office until the terms for which they were elected expire. Successor Directors shall be elected as provided herein. At the first election of Directors of the Association following the Effective Date and at every election thereafter, the Directors elected shall serve for a one-year term.

A member of the Board of Directors shall hold office until his or her respective successor is elected, he or she is removed or he or she resigns. At the expiration of a Director's term of office, if a successor cannot be elected for any reason, the existing Director shall continue to hold office and begin serving another term until his or her successor is elected to fill the remainder of such new term, or he or she resigns.

6.

Article III, Section 3.7 of the By-Laws is hereby stricken in its entirety and intentionally left blank.

7.

Article III, Section 3.8 of the By-Laws is hereby deleted in its entirety and the following is substituted therefor:

3.8 Regular Meetings. Regular meetings of the Board of Directors may be held at such time and place as a majority of the directors shall determine. The Board shall hold regular meetings at least twice per fiscal year or as more frequently as necessary.

8.

Except as stated herein, the terms and provisions of the By-Laws shall remain unchanged.

IN WITNESS WHEREOF, the undersigned officers of the Lassiter Walk Homeowners Association, Inc., hereby certify that the above Amendment to the By-Laws was duly adopted by the required majority of the Association's membership, with all required notices duly given.

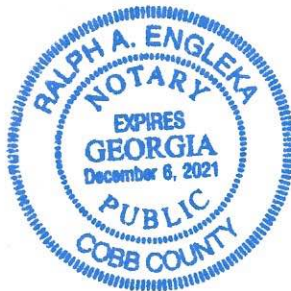
This 7<sup>TH</sup> day of NOVEMBER, 2021.

Sworn to and subscribed before me this 7<sup>TH</sup> of NOVEMBER, 2021.

[Signature]  
Witness

[Signature]  
Notary Public

[Notary Seal]



ASSOCIATION: LASSITER WALK HOMEOWNERS ASSOCIATION, INC.

By: [Signature]  
President

Attest: [Signature]  
Secretary

[CORPORATE SEAL]