

3/CB



201906034770 10/01/2019 09:16:01 AM 1/3

FIRST AMENDMENT TO AMENDED AND RESTATED BYLAWS
of
RIVER CROSSING PROPERTY OWNERS ASSOCIATION, INC.
A NONPROFIT CORPORATION

THE STATE OF TEXAS §
 §
COUNTY OF COMAL §

This First Amendment to Amended and Restated Bylaws of River Crossing Property Owners Association, Inc. ("**First Amendment**") is made on the 30th day of September, 2019 by the Board of Directors of River Crossing Property Owners Association, Inc., a Texas nonprofit corporation ("**Association**").

RECITALS

1. Amended and Restated Bylaws of River Crossing Property Owners Association, Inc. were recorded under Clerk's File No. 201706040371 of the Official Public Records of Comal County, Texas ("**Bylaws**").
2. The Bylaws provide at Section 13 that the Bylaws may be amended by a majority vote of the Board of Directors subject to the notice requirements provided in the Bylaws.
3. The Board of Directors desires to amend the Bylaws to clarify certain provisions in Section 9 regarding the Architectural Control Committee ("**ACC**").
4. The Association hereby adopts this First Amendment to Amended and Restated Bylaws of River Crossing Property Owners Association, Inc.

WITNESSETH

Section 9, subparts 9.2.3 and 9.2.4, of the Bylaws are amended and restated to read as follows:

9.2.3 Duties. All members of the ACC must regularly participate in ACC meetings and review of plans submitted to the ACC. In the event an ACC member does not participate in three (3) consecutive ACC meetings or such member fails to comment or vote on at least 40% of the projects under review during any six (6) month period, members of the ACC may pursue the removal of such member from the ACC, pursuant to Section 9.2.4 of these Bylaws.

9.2.4 Removal and Resignation. An ACC member who does not participate in three (3) consecutive ACC meetings or fails to comment or vote on at least 40% of the projects under review during any six (6) month period is subject to removal from the ACC. If the members of the ACC determine the best interest of the Association will be served by removal of such non-participating member, he or she may be removed by the vote of a majority of all members of the ACC at duly called meeting of the ACC. An ACC member may also be removed from the ACC with or without cause by a majority vote of the Members of the Association at a duly called annual or special meeting. An ACC member may resign at any time by giving written notice to the ACC chairperson. Such notice will take effect on the date receipt of such notice or at a specified date. In the event of the death, resignation, or removal of an ACC member, a successor will be appointed to the ACC by the Board of Directors upon recommendation of the ACC chairperson. The successor will serve for the unexpired term of his predecessor.

In the event of any conflict or inconsistency between the terms and provisions contained in this Amendment and those set forth in the Bylaws, this Amendment shall control. The Association hereby ratifies and affirms the Bylaws, as amended hereby, and declares the same to be in full force and effect.

[Signature page follows.]

CERTIFICATION

I, the undersigned, being the Secretary of River Crossing Property Owners Association, Inc. do hereby certify that the foregoing "First Amendment to Amended and Restated Bylaws of River Crossing Property Owners Association, Inc." was duly approved by the Board of Directors at a duly noticed and held meeting with a majority of the Board in attendance.

IN WITNESS WHEREOF, I have subscribed my name on the date shown below to be effective upon recording in the Official Public Records of Real Property of Comal County, Texas.

**RIVER CROSSING PROPERTY OWNERS
ASSOCIATION, INC.**
a Texas non-profit corporation

Date: 10-1-19

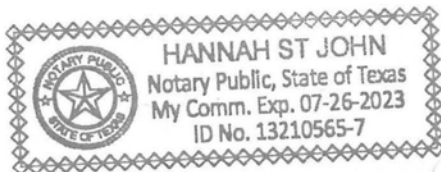
By: _____

Printed: JASON GRANATO

Its: Secretary

THE STATE OF TEXAS §
 §
COUNTY OF COMAL §

BEFORE ME, the undersigned notary public, on this 1 day of OCTOBER, 2019 personally appeared JASON GRANATO, Secretary of River Crossing Property Owners Association, Inc., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that s/he executed the same for the purpose and in the capacity therein expressed.



Notary Public in and for the State of Texas

Filed and Recorded
Official Public Records
Bobbie Koepp, County Clerk
Comal County, Texas
10/01/2019 09:16:01 AM
LAURA 3 Page(s)
201906034770



Bobbie Koepp