

This document presented and filed:
10/21/2021 11:36:27 AM

Jacqueline S. Frierson, ROP
JACQUELINE S. FRIERSON, PERQUIMANS CO, NC

BOOK 525 PAGE 655 (3)

426033



NORTH CAROLINA
PERQUIMANS COUNTY

AMENDMENT TO THE BYLAWS OF
ALBEMARLE PLANTATION PROPERTY OWNERS
ASSOCIATION, INC.

THIS AMENDMENT TO BYLAWS is made and entered into the 24th day of SEPTEMBER, 2021 by the ALBEMARLE PLANTATION PROPERTY OWNERS ASSOCIATION, INC., a North Carolina Non-Profit Corporation (the "APPOA"), having an office at 128 Lakeside Drive, Hertford, North Carolina 27944.

RECITALS:

WHEREAS, the APPOA is the homeowners association which governs the development known as Albermarle Plantation located in Perquimans County, North Carolina;

AND WHEREAS, the APPOA is subject to the bylaws recorded in Book 410 at Page 798 of the Perquimans County Public Registry (hereinafter "Bylaws");

AND WHEREAS, pursuant to the provisions of Article Eleven of the Bylaws, entitled "Amendments", the Bylaws may be amended by the Board of Directors at any regular meeting or special meeting of the Directors upon receipt of a two-thirds vote of the then-serving Board of Directors in favor of such amendment;

AND WHEREAS, it is now the intention of the Board of Directors to amend the Bylaws by adding provisions concerning the governance of Committees established by the Board of Directors that serve the interests of APPOA;

NOW THEREFORE, the Board of Directors, after receiving a two-thirds vote of the then-serving Board of Directors in favor of such amendment at a duly held meeting of the Directors on September 23, 2021 and acting pursuant to Article Eleven of the Bylaws, entitled "Amendments", as recited above, does hereby amend the Bylaws of APPOA as follows:

1. By recording of this document in the Perquimans County Public Registry, the Bylaws of APPOA shall be amended to add the following Article and associated provisions:

ARTICLE SIXTEEN

COMMITTEES

The APPOA Board of Directors may, by resolution adopted by a majority vote of the Board, establish committees to assist in accomplishing a portion of the duties of the Board.

For the most part, these committees shall be designated as Standing Committees, meaning that they are permanent committees designed to deal on an ongoing basis with specific areas of the Association and its amenities but whose members and chairs may change from time to time. Each committee shall exercise its duties and powers as specified in the charter of that committee, which shall have been approved by the Board, except in the case of the Architectural Standards Committee, whose duties and responsibilities are outlined in the Amended and Restated Master Declaration and in the Architectural Standards (which must be approved by the Board).

Members of the Standing Committees are approved by the Board of Directors, and Standing Committees serve at the pleasure of the Board, which may commission or decommission them at any time. Excluding the Architectural Standards Committee, each Standing Committee serves in an advisory capacity in that it may make recommendations to the Board for consideration and approval unless it is specifically delegated by the Board to exercise actions in the name of the Board. The Architectural Standards Committee is authorized to exercise its powers as noted in the foregoing paragraph, but any member of the Association has the right to appeal to the Board of Directors a final decision of the Architectural Standards Committee by undergoing the appeal process outlined in the Architectural Standards.

In addition to the Architectural Standards Committee, examples of Standing Committees include, but are not limited to, the Finance Committee, the Documentation Management Committee, the Communications Committee and the Elections Committee. The Board is responsible for ensuring each year that all Standing Committees uphold and fulfill their responsibilities relative to their charters.

From time to time, the Board may appoint an *ad hoc* committee for the purpose of executing a specific task or project. Such a committee shall be governed by the same guidelines as outlined above except that it shall not be required to have a charter and it shall be dissolved upon completion of its assignment as determined by the Board.

One committee is an exception to the guidelines for either a standing or an *ad hoc* committee: the Compensation Committee of the Board, which is a recurring committee, distinctive in that it is comprised solely of directors: its membership is the President, Vice President and Treasurer of the Board for that year. It is the responsibility of the APPOA Board to ensure that the Compensation Committee upholds and fulfills its responsibilities, as outlined in its Charter and Evaluation Process, each year.

Unless otherwise noted herein, the Bylaws recorded in Book 410 at Page 798 of the Perquimans County Public Registry shall remain unaltered and in full force and effect.

This Amendment to Bylaws shall be effective as of the date and time of recording of the same in the Perquimans County Public Registry.

In compliance with the provisions of N.C.G.S. 47F, this Amended Declaration has been signed as set forth below by the President of the Albemarle Plantation Property Owners Association, Inc., this the 24th day of SEPTEMBER 2021.

ALBEMARLE PLANTATION PROPERTY OWNERS
ASSOCIATION, INC.

By: Anne H. Lankford
Anne H. Lankford, President

STATE OF North Carolina
COUNTY OF Perquimans

I, a Notary Public for the aforementioned State and County do hereby certify that Anne Lankford personally appeared before me this day and acknowledged the execution of the foregoing declaration in the capacity of President of Albemarle Plantation Property Owners Association, Inc. Witness my hand and seal, this the 24 day of SEPTEMBER, 2021.

My commission expires: 9/23/2023

Kristy M. Melton
Notary Public

