

11th AMENDMENT – DEVELOPER SEAT ON KICA BOARD

Return to: Kiawah Island Community Association
23 Beachwalker Drive
Kiawah Island, South Carolina
29455
Attn: Chief Operating Officer

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

Cross Reference: Deed Book M-114
Page 407

**ELEVENTH AMENDMENT TO THE DECLARATION OF COVENANTS
AND RESTRICTIONS OF THE KIAWAH ISLAND COMMUNITY
ASSOCIATION, INC.¹**

WHEREAS clauses to be inserted here.

NOW THEREFORE, the Declaration of Covenants and Restrictions (the “Consolidated Declaration”) of the Kiawah Island Community Association, Inc. is hereby amended as follows:

MEMBERSHIP AND VOTING RIGHTS IN THE ASSOCIATION.

1. Section 1 of Article III of the Consolidated Declaration is hereby amended by deleting the second sentence thereof and inserting in lieu thereof the following: “The Company shall be a Member of the Association to the extent it is acting as a Type E Member in the manner and to the extent authorized hereunder or to the extent it qualifies and is acting as a Type A, B, C or D Member.
2. Section 2 of Article III of the Consolidated Declaration is hereby amended by (a) inserting a period after the word membership and deleting the phrase “and one type of special voting membership which provides the Company with the power to elect a single member of the Board of Directors”, and (b) deleting the second sentence of the paragraph headed by the phrase “TYPE E:” which before such deletion currently reads as follows: ‘The Type E Member shall be entitled to appoint a single member of the Board of Directors and shall not

¹ This title and the list of filed instruments in the Whereas clauses are subject to change depending on which Covenant Amendments are approved

11th AMENDMENT – DEVELOPER SEAT ON KICA BOARD

cast Type A votes for the election of other members of the Board of Directors”.

3. The first paragraph of subsection (b) of Section 4 of Article III of the Declaration is hereby amended by inserting a period after the word “Association” and deleting the phrases “but one” and “however the Type E Member shall not cast Type A votes.”.
4. The first sentence of the second paragraph of subsection (b) of Section 4 of Article III of the Declaration s hereby deleted and the following new sentence is hereby inserted in lieu thereof: “The Board of Directors shall be elected by the Type A, B, C and D Members.”

IN WITNESS WHEREOF, the undersigned officers of the Kiawah Island Community Association, Inc. hereby certify that the above amendment to the Declaration of Covenants and Restrictions of the Kiawah Island Community Association, Inc. was duly adopted by the requisite vote of the Kiawah Island Community Association Membership. This amendment will become effective as of the date listed below.

This _____ day of _____, 20____.

KIAWAH ISLAND COMMUNITY ASSOCIATION, INC.

By: _____
Chair

Attest: _____
Secretary

[CORPORATE SEAL]