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Rhonda Francis Summit County Recorder

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By ROSING DAVIDSON

Electronically Recorded

AMENDMENT  
TO  
AMENDED BYLAWS  
OF  
PARK CITY  
RACQUET CLUB VLLAGE HOMEOWNERS ASSOCIATION

This Amendment to Amended Bylaws of Racquet Club Village Homeowners Association is executed by the Racquet Club Village Homeowners Association, a Utah nonprofit corporation (the "Association").

RECITALS

- A. The Declaration of Covenants, Conditions, and Restrictions Racquet Club Village No. 1 Subdivision ("1977 Declaration No. 1") was recorded with the Summit County Recorder on January 18, 1977 as Entry No. 138945 in Book 89 beginning at Page 400.
- B. The Declaration of Covenants, Conditions, and Restrictions of Racquet Club Village No. 2 Subdivision ("1978 Declaration No. 2") was recorded with the Summit County Recorder's Office on February 15, 1978 as Entry No. 144498 in Book 109 beginning at Page 546.
- C. The Declaration of Covenants, Conditions, and Restrictions Racquet Club Village No. 3 Subdivision ("1978 Declaration No. 3") was recorded with the Summit County Recorder on September 26, 1978 as Entry No. 149704 in Book 120 beginning at Page 367.
- D. The 1977 Declaration No. 1, 1978 Declaration No. 2, and 1978 Declaration No. 3 shall be collectively referred to as the "Original Declaration."
- E. The Bylaws for the Original Declaration were recorded as The Bylaws of Racquet Club Village No. 1 Homeowners Association attached to the 1977 Declaration No. 1 as Exhibit B beginning at Page 422 in Book 89 and The Bylaws of Racquet Club Village No. 2 Homeowners Association attached to the 1978 Declaration No. 2 beginning at Page 568 in Book 109.

- F. The Amended Bylaws of Park City Racquet Club Village Homeowners Association (the “Bylaws”) set forth in Exhibit B to the Amended and Restated Declaration of Covenants, Conditions and Restrictions of Racquet Club Village (the “Declaration”) recorded with the Summit County Recorder on August 2, 2023 are the operative bylaws of the Association.
- G. The Bylaws provide, among other things, that the Bylaws may be amended with the affirmative vote of sixty-seven percent (67%) of the total votes of the Association.
- H. The Association desires to amend the Bylaws to clarify and streamline the governance structure and procedures of the Association.

NOW, THEREFORE, based on the foregoing, the Association, having obtained the affirmative vote of at least sixty seven percent (67%) of the total votes of the Association hereby amends the Bylaws as follows:

#### AMENDMENT

1. Bylaws section 3.2 shall be and hereby is amended to read as follows:

Number, Tenure, and Qualifications. The affairs of the Association shall be managed by a Board of Directors composed of an odd number between three (3) to seven (7) individuals. The number of Directors may be increased or decreased by the Board by resolution. Directors shall be elected to a one (1) year term, provided, however, that there shall be staggered terms. A Director shall hold office until the next annual meeting of the members and until his/her successor has been duly elected and qualifies. To be eligible to serve as a Director, an individual must: (a) be a natural person who is at least eighteen (18) years old; (b) an Owner or the spouse of an Owner or, if the Owner is a corporation or limited liability company, the individual must hold at least a twenty-five percent (25%) interest in the entity or be a member or manager of the entity. If the Owner is a trust, the individual must be a trustee or beneficiary of the trust; (c) be current on Assessments and not in violation of any provision of the Governing Documents.; and (d) timely comply with all applicable federal, state, and local law applicable to such individual as a Director. Notwithstanding anything to the contrary in these Bylaws or in the Declaration or Articles, a Director who fails to meet the qualifications in this section shall immediately and automatically cease to be a Director and the vacancy may be filled by as provided in section 3.3.

2. Except as modified by this Amendment, all provisions of the Bylaws shall remain in full force and effect.

[Signature page follows]

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EXHIBIT A  
LEGAL DESCRIPTION

The real property and lots or units referred to in the foregoing instrument are located in Summit County, Utah and are described more particularly as follows:

Racquet Club Village No. 1, all lots, as shown on the official plat thereof on file and of record with the Office of Recorder for Summit County, UT, recorded on January 1, 1977 as Entry No. 135947, and appurtenant common area.

Parcel Nos.: RC-1-1 through RC-1-58

RC-1-1, RC-1-2, RC-1-3, RC-1-4, RC-1-5, RC-1-6, RC-1-7, RC-1-8, RC-1-9, RC-1-10, RC-1-11, RC-1-12, RC-1-13, RC-1-14, RC-1-15, RC-1-16, RC-1-17, RC-1-18, RC-1-19, RC-1-20, RC-1-21, RC-1-22, RC-1-23, RC-1-24, RC-1-25, RC-1-26, RC-1-27, RC-1-28, RC-1-29, RC-1-30, RC-1-31, RC-1-32, RC-1-33, RC-1-34, RC-1-35, RC-1-36, RC-1-37, RC-1-38, RC-1-39, RC-1-40, RC-1-41, RC-1-42, RC-1-43, RC-1-44, RC-1-45, RC-1-46, RC-1-47, RC-1-48, RC-1-49, RC-1-50, RC-1-51, RC-1-52, RC-1-53, RC-1-54, RC-1-55, RC-1-56, RC-1-57, RC-1-58

Racquet Club Village No. 2, all lots, as shown on the official plat thereof on file and of record with the Office of Recorder for Summit County, UT, recorded on February 15, 1978 as Entry No. 144497, and appurtenant common area.

Parcel Nos.: RC-2-120 through RC-2-180

RC-2-120, RC-2-121, RC-2-122, RC-2-123, RC-2-124, RC-2-125, RC-2-126, RC-2-127, RC-2-128, RC-2-129, RC-2-130, RC-2-131, RC-2-132, RC-2-133, RC-2-134, RC-2-135, RC-2-136, RC-2-137, RC-2-138, RC-2-139, RC-2-140, RC-2-141, RC-2-142, RC-2-143, RC-2-144, RC-2-145, RC-2-146, RC-2-147, RC-2-148, RC-2-149, RC-2-150, RC-2-151, RC-2-152, RC-2-153, RC-2-154, RC-2-155, RC-2-156, RC-2-157, RC-2-158, RC-2-159, RC-2-160, RC-2-161, RC-2-162, RC-2-163, RC-2-164, RC-2-165, RC-2-166, RC-2-167, RC-2-168, RC-2-169, RC-2-170, RC-2-171, RC-2-172, RC-2-173, RC-2-174, RC-2-175, RC-2-176, RC-2-177, RC-2-178, RC-2-179, RC-2-180

Racquet Club Village No. 3, all lots, as shown on the official plat thereof on file and of record with the Office of Recorder for Summit County, UT, recorded on September 28, 1978, as Entry No. 149703, and appurtenant common area.

Parcel Nos.: RC-3-59 through RC-3-119

RC-3-59, RC-3-60, RC-3-61, RC-3-62, RC-3-63, RC-3-64, RC-3-65, RC-3-66, RC-3-67, RC-3-68, RC-3-69, RC-3-70, RC-3-71, RC-3-72, RC-3-73, RC-3-74, RC-3-75, RC-3-76, RC-3-77, RC-

3-78, RC-3-79, RC-3-80, RC-3-81, RC-3-82, RC-3-83, RC-3-84, RC-3-85, RC-3-86, RC-3-87, RC-3-88, RC-3-89, RC-3-90, RC-3-91, RC-3-92, RC-3-93, RC-3-94, RC-3-95, RC-3-96, RC-3-97, RC-3-98, RC-3-99, RC-3-100, RC-3-101, RC-3-102, RC-3-103, RC-3-104, RC-3-105, RC-3-106, RC-3-107, RC-3-108, RC-3-109, RC-3-110, RC-3-111, RC-3-112, RC-3-113, RC-3-114, RC-3-115, RC-3-116, RC-3-117, RC-3-118, RC-3-119