

**SIXTH AMENDMENT TO
DECLARATION OF RESTRICTIONS
MIAMI LAKES-LAKE CYNTHIA SECTION ONE
PLAT BOOK 125, PAGE 29**

TO THE PUBLIC:

Part A - Preamble:

This instrument is executed as of this 9th day of May, 2003, by the Miami Lakes Architectural Control Committee ("the ACC"), acting in accordance with the powers granted and assigned unto it in the Declaration of Restrictions by The Graham Companies, a Florida corporation, which was the owner and Developer of the land in Miami- Dade County, Florida described below

**All of MIAMI LAKES-LAKE CYNTHIA SECTION ONE,
according to the Plat thereof, recorded in Plat Book 125,
Page 29 of the Public Records of Miami-Dade County, Florida.**

WHEREAS, the Declaration of Restrictions for this Section was amended on December 3, 2000 to require the removal of all chain link fences within the Section by no later than January 1, 2003; and

WHEREAS, the ACC has reconsidered its decision to require that all chain link fences, regardless of their condition and location be removed by the above date,

NOW THEREFORE, effective upon the execution of this Amendment by the members of the Miami Lakes Architectural Control Committee, Part B, Paragraph 6. FENCES of the Fifth Amendment to the Declaration of Restrictions for MIAMI LAKES-LAKE CYNTHIA SECTION ONE, shall be amended as follows:

All existing chain link fences which are in compliance with setback and slope line requirements set forth in the Declaration of Restrictions, as amended prior hereto, shall be permitted to remain on residential properties within this subdivision as they presently stand, except that:

1. Any and all chain link fences which presently are in disrepair or are in violation of setback or slope-line requirements shall be replaced with vinyl coated chain link, wood fencing, aluminum railing, prefabricated concrete, masonry or other materials which may be appropriate for the property, as may be approved by the ACC, by no later than January 1, 2003. An application for approval of the type and placement of the fence to be erected, together with a survey or plan showing

the location and specifications of the proposed fence or wall must be submitted to the Architectural Control Committee for approval prior to the installation of any fence. Once the proposed fence or wall is approved by the ACC, a permit from the Town of Miami Lakes must be obtained and the said fence must pass building and zoning department inspections.

2. Any presently existing fence of any material, which is in violation of the set back or slope requirements of the Declaration of Restrictions, but also has received verifiable approval from the Developer or the ACC for the height and location of said fence prior hereto shall be "grand-fathered" and may remain until such time as the fence falls into disrepair or is to be replaced for any other reason. Replacement fences may be installed only with the prior approval of the ACC and only in compliance with the setback or slope requirements regardless of the prior existing approval for the replaced fence.

3. Any presently existing fence which is now in good repair and properly located within a property, but which hereafter falls into disrepair, may be replaced, but only with vinyl coated chain link, wood fencing, aluminum railing, prefabricated concrete, masonry or other materials which may be appropriate for the property. An application for approval of the type and placement of the fence to be erected, together with a survey or plan showing the location and specifications of the proposed fence or wall must be submitted to the Architectural Control Committee for approval prior to the installation of any new replacement fence. Once the proposed new fence or wall is approved by the ACC, a permit from the Town of Miami Lakes must be obtained and the said fence must pass building and zoning department inspections.

4. In the event that a residential property has a fence in violation of the setback and slope requirements which has not been approved by the Developer or the ACC, the fence shall be removed. Upon the ACC's determination that there exists a fence violation on any residential property within the subdivision, the ACC shall give no less than 14 days notice of the fence violation to the homeowner and other persons in possession and shall give is not removed within the time the ACC gives the homeowner to comply, the ACC shall impose a fine against the property not to exceed \$100.00 per month. The homeowner shall have an opportunity to have his objection to the fine heard by a fines committee upon the homeowner's timely request for said hearing as more fully set forth in Part D, Paragraph 2a of the Fifth Amendment to the Declaration of Restrictions for this section. If a majority of the fines committee upholds the ACC decision to impose a fine, the fines committee may, if it deems appropriate, allot the homeowner a reasonable time period, for no less than fourteen (14) and no more than thirty (30) days, to remove the violation to the ACC's satisfaction. In the event that the fines committee either does not allot a correction period, or the homeowner fails to rectify the violation within the said

time allotment, the fines shall immediately become due and payable by the homeowner in their entirety.

Any duly imposed fine which is: (1) not challenged before the fines committee, (2) challenged and subsequently upheld by the fines committee with no time to cure being granted, or (3) challenged and subsequently upheld by the fines committee, with the violation not being removed within the time allotment granted, shall be remitted to the ACC immediately. Failure to pay the fine may result in the filing of a claim of lien against the subject property by the Miami Lakes Civic Association and the ACC to secure payment of the fine(s). A foreclosure action may be brought against the subject property to satisfy the lien and recover such attorney's fees, costs and interest as may be incurred as a result of the alleged violation.

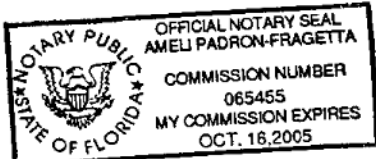
IN WITNESS WHEREOF, The Architectural Control Committee has caused this instrument to be executed as of the 8th day of May, 2003.

Signed in the presence of:
Patricia A. Jones
Patricia A. Jones
Patricia A. Jones
Patricia A. Jones
Patricia A. Jones
Patricia A. Jones

ARCHITECTURAL CONTROL COMMITTEE
Alberto Gonzalez
Gilbert E. Mojica
George P. Orfely
Kendall G. Elias
Dorothy G. Cook
J. Ladd Howell

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

The above and foregoing instrument was executed on the date above stated, before me, the undersigned authority, by the abovemembers of the ACC, who are personally known to me.



Ameli Padron-Fragetta
Notary Public, State of Florida