



2022 BALLOT FOR LAVA SPRINGS OWNERS ASSOCIATION CORPORATION

PROPOSED CHANGES TO BYLAWS & CC&Rs

Please mark your vote “in favor” or “against” the proposed changes to the Bylaws and Declaration of Covenants, Conditions & Restrictions” (pages 1 and 2), complete and sign the acknowledgement on page 3, and return with the Board Member Election Ballot in the self addressed stamped envelope to Riverside Management.

Ballots received by Riverside Management after April 30, 2022 will not be counted.

Bylaws

Article 4 Section 4.5 (second paragraph)

At the first annual meeting of the Corporation, and thereafter at each annual meeting of the Corporation, new Directors shall be elected by secret written ballot by a plurality of the votes of the Members present and entitled to vote at such meeting as provided in these Bylaws. Cumulative voting is not permitted. The term of the Directors shall be for one (1) year. In the event that an annual meeting is not held, or the Directors are not elected at the annual meeting, the Directors may be elected at any special meeting held for that purpose. Each Director shall hold office until a successor has been elected or until death, resignation, removal or judicial adjudication of mental incompetence. Any person serving as a Director may be re-elected, and there shall be no limitation on the number of terms during which a Director may serve.

Proposed Amendment of said Section 4.5 (second paragraph) of Article 4 to read as follows:

At the first annual meeting of the Corporation, and thereafter, at ~~each~~ **every other** annual meeting of the Corporation, **effective with the May 2022 annual meeting**, new Directors shall be elected by secret written ballot by a plurality of the votes of the Members present and entitled to vote at such meeting as provided in these Bylaws. Cumulative voting is not permitted. The term of the Directors shall be for ~~one (1) year~~ **two (2) years**. In the event that an annual meeting is not held, or the Directors are not elected at the annual meeting, the Directors may be elected at any special meeting held for that purpose. Each Director shall hold office until a successor has been elected or until death, resignation, removal or judicial adjudication of mental incompetence. Any person serving as a Director may be re-elected, and there shall be no limitation on the number of terms during which a Director may serve.

Vote in favor of change to Article 4 Section 4.5 (second paragraph) _____

Vote against change to Article 4 Section 4.5 (second paragraph) _____

NOTE: PAGE 2 IS ON THE REVERSE SIDE OF THIS PAGE



Bylaws

Article 3 Section 3.3 (4th sentence)

At the first annual meeting, the Directors shall be elected to serve until the second annual meeting, and at the second annual meeting, and annually thereafter, Directors shall be elected for a term of one (1) year beginning with such annual meeting.

Proposed Amendment of said Section 3.3 (4th sentence) of Article 3 to read as follows:

At the first annual meeting, the Directors shall be elected to serve until the second annual meeting, ~~and at the second annual meeting, and annually thereafter,~~ **Effective with the May 2022 election and annual meeting,** Directors shall be elected for a term of ~~one (1)~~ **two (2)** years beginning with such annual meeting.

Vote in favor of change to Article 3 Section 3.3 (4th sentence) _____

Vote against change to Article 3 Section 3.3 (4th sentence) _____

Declaration of Covenants, Conditions & Restrictions for Lava Springs Subdivision

Article V Section 5.7

Section 5.7 Prohibited Buildings and Activities. No trailer of other vehicle, tent, shack garage, accessory building shall be used as a temporary or permanent residence. No noxious or offensive activities shall be conducted on any Lot nor shall anything be done thereon which maybe or become unreasonable annoyance or nuisance to the Occupant(s) of the other Lots within the Property by reason of unsightliness of the excessive emission of fumes, odors, glare vibration, gases, radiation, dust, liquid waste, smoke or noise. No building shall be moved onto a Lot unless approved by the ACC. Boats, recreational vehicles, all terrain vehicles and similar recreational equipment, trailer, riding lawn mowers and haulers may be parked on Public roads and in driveway on a temporary basis, no longer than twenty-four (24) hours. Any such vehicles or equipment may only be stored on a lot if said vehicle or equipment does not exceed the height of the fence and is stored only behind a fence and behind the back elevation and the side elevation of a home.

Proposed Amendment of said Section 5.7 of Article V to read as follows:

Section 5.7 Prohibited Buildings and Activities. No trailer or other vehicle, tent, shack garage, accessory building shall be used as a temporary or permanent residence. No noxious or offensive activities shall be conducted on any Lot nor shall anything be done thereon which maybe or become an unreasonable annoyance or nuisance to the Occupant(s) of the other Lots within the Property by reason of unsightliness of the excessive emission of fumes, odors, glare vibration, gases, radiation, dust, liquid waste, smoke or noise. No building shall be moved onto a Lot unless approved by the ACC. Boats, recreational vehicles, all terrain vehicles and similar recreational equipment, trailer, riding lawn mowers and haulers may be parked on Public roads and in a driveway on a temporary basis, no longer than ~~twenty-four (24)~~ **forty-eight (48)** hours. Any such vehicles or equipment may only be stored on a lot if said vehicle or equipment does not exceed the height of the fence and is stored only behind a fence and behind the back elevation and the side elevation of a home.

Vote in favor of change to Article V Section 5.7 _____

Vote against change to Article V Section 5.7 _____

As required in Article IX 9.2 (b) of the Declaration of Covenants, Conditions & Restriction for Lava Springs Subdivision, by my signature below, I (print homeowner name here) _____ acknowledge receipt of the 2022 Ballot for Lava Springs Owners Association containing proposed changes to the Bylaws and CC&Rs and do hereby cast my vote.

Homeowner Signature

Homeowner Address

Date vote cast