



June 2012

Dear Homeowner,

Thank you to the owners who participated in person or by proxy at the Annual Membership Meeting for Sail Harbour at Healthpark Homeowners' Sub-Association, Inc. on February 21, 2012 that enabled the association to establish a quorum, vote and discuss issues during the open forum. Due to your support, the meeting was a real success! A copy of the unapproved preliminary draft of the minutes from this meeting can be downloaded on the community website www.SailHarbourFortMyers.com. Please read below to find out the status of the amendments that was discussed at the Annual Membership Meeting.

VOTE ON AMENDMENT TO 11.1 (F)—MULTIPLE OWNERSHIP OF UNITS:

VOTE: 173 members in attendance either in person or by proxy voted in favor. 44 members in attendance either in person or by proxy voted not in favor. As at least 2/3rd of the membership voted in favor of the new Multiple Ownership of Lots Amendment as stated above, the vote carried and the Multiple Ownership of Lots Amendment is approved.

VOTE ON AMENDMENT TO 8.5—SIGNS:

VOTE: 156 members in attendance either in person or by proxy voted in favor. 61 members in attendance either in person or by proxy voted not in favor. As at least 2/3rd of the membership voted in favor of the new Signs Amendment as stated above, the vote carried and the Signs Amendment is approved.

Enclosed with this letter, please find the following:

- Recorded amendments to include in your Sail Harbour at Healthpark Homeowners' Sub-Association, Inc. governing documents.
- May 2012 Newsletter. This is emailed to the email distribution list on a monthly basis.

If you are not receiving emails from Brett Rudland, CAM on behalf of Sail Harbour, please email him at Brett@Tropicalisles.net approving him to place you on the Sail Harbour email distribution list. Emails are sent out periodically only to this email list with useful information and updates about the community. Another information resource for the community is www.sailharbourfortmyers.com and the community newsletter.

Sincerely,

FOR THE BOARD OF DIRECTOR OF SAIL HARBOUR AT HEALTHPARK



Brett Rudland, CAM

Tropical Isles Management Services Inc.

PREPARED BY:
RICHARD D. DeBOEST II, ESQ.
ATTORNEY AT LAW
2030 McGregor Blvd.
FORT MYERS, FL 33901
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CERTIFICATE OF AMENDMENT OF AMENDED AND RESTATED DECLARATION
OF RESTRICTIONS AND PROTECTIVE COVENANTS
FOR
SAIL HARBOUR AT HEALTHPARK HOMEOWNERS' SUB-ASSOCIATION, INC.

THE UNDERSIGNED being the President of SAIL HARBOUR AT HEALTHPARK HOMEOWNERS' SUB-ASSOCIATION, INC., a Florida non-profit corporation, does hereby certify that the attached Amendments to the Amended and Restated Declaration of Restrictions and Protective Covenants, recorded in the Public Records of Lee County, Florida at Instrument number 2009000330589, were duly approved, adopted and enacted by the affirmative vote of the proper percentage of voting interests in the Association at a members meeting called for that purpose at which a quorum was present held on the 21st day of February, 2012. The original Declaration was recorded in Official Record Book 4587, at Page 3260, et. seq., of the Public Records of Lee County, Florida, Dated this 1st day of ~~April~~ ^{May}, 2012.

WITNESSES:

(Sign)

[Signature]

SAIL HARBOUR AT HEALTHPARK
HOMEOWNERS' SUB-ASSOCIATION,
INC.

(Print)

WILLIAM WALKER

(Sign)

[Signature]

BY:

[Signature] President
President of the Association

Tom Jazowski

(Print) DAVID ARSENEAU

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 1st day of ~~April~~ ^{May}, 2012 by Tom Jazowski, as President of SAIL HARBOUR AT HEALTHPARK HOMEOWNER'S SUB-ASSOCIATION, INC., a Florida non-profit corporation, on behalf of said corporation. Said person is personally known to me or has produced _____ as identification and did take an oath.

NOTARY PUBLIC-STATE OF FLORIDA
Jeanne Roedding
Commission # DD836737
Expires: DEC. 09, 2012
BONDED THRU ATLANTIC BONDING CO., INC.

NOTARY PUBLIC

[Signature]

**AMENDMENT TO AMENDED AND RESTATED DECLARATION OF
RESTRICTIONS AND PROTECTIVE COVENANTS FOR SAIL HARBOUR AT
HEALTHPARK HOMEOWNERS' SUB-ASSOCIATION, INC.**

Note: Language being added is underlined and language being deleted is ~~struck through~~.

The Declaration shall be amended as follows:

8.5 Signs. No person may post or display a sign anywhere within Sail Harbour except for a sign provided by a home security company which may be posted in accordance with Section 720.304(6) Florida Statutes. ~~other than two (2) "For Sale", "For Rent", "Open House" or other similar sign when said sign is used for the purpose of actively marketing the home for sale. Any such sign may not be larger than four (4) square feet.~~

**AMENDMENT TO AMENDED AND RESTATED DECLARATION OF
RESTRICTIONS AND PROTECTIVE COVENANTS FOR SAIL HARBOUR AT
HEALTHPARK HOMEOWNERS' SUB-ASSOCIATION, INC.**

Note: Language being added is underlined and language being deleted is ~~struck through~~.

The Declaration shall be amended as follows:

11.1(F) Ownership of More than 5 Lots Prohibited. The Association declares that the ownership, in whole, in part, directly or indirectly, of more than five (5) Lots in Sail Harbour at the same time by the same person, family, partnership, corporation, trust or other entity violates the private residential, non-transient purposes and character of the Sail Harbour community and is prohibited. No natural person, or artificial entity (including, but not limited to, corporations, limited liability companies, partnerships, or trust(s), or any officer, director, member, general partner, limited partner, beneficiary, trustee, or principal thereof, may hold a legal, equitable or contractual interest in more than five (5) Lots within Sail Harbour at the same time. Nor shall any artificial entity that has officers, directors, shareholders, members, beneficiaries, trustees, etc., in common with any other artificial entity, or individual unit owner hold an interest in more than five (5) Lots within Sail Harbour at the same time. Further, no person who is related to a Lot owner (by blood, marriage, or adoption) or who has contractual relationships with another Lot owner and who the Board reasonably believes is purchasing the Lot for or on behalf of said Lot owner that already owns five (5) Lots, shall be permitted to own a Lot, unless the purchaser acquires and actually uses said Lot as a bone fide residence. (The intent of the foregoing sentence is to prohibit persons from acting as a "front" or "straw man" in order to allow a person or entity to purchase more than five (5) Lots.) By way of example if a person owns five Lots and wishes to purchase a sixth Lot or has an interest, directly or indirectly, in a corporation, trust, partnership or other entity seeking to purchase a Lot or has a contractual or familial relationship with the person or entity that is seeking to purchase a Lot, the transaction is prohibited. Any Lot owner who owns more than five (5) Lots as of the date this provision is recorded in the Public Records of Lee County, Florida shall be allowed to retain such ownership interest and are "grandfathered," as to those Lots owned on said date but shall not be allowed to purchase additional Lots beyond the number presently owned. This Section shall control notwithstanding any other contrary provision or Section contained in the governing documents.