

INSTR 20050605576

OR BK 08176 PG 1000 PGS=5

MARTHA D. HAYNIE, COMPTROLLER

ORANGE COUNTY, FL

09/07/2005 02:52:01 PM

REC FEE 44.00

PREPARED BY & RETURN TO: GEORGE B. WALLACE, ESQUIRE 700 West First Street Sanford, Florida 32771 Phone (407) 323-3660

AMENDMENT TO DECLARATION OF CONDOMINIUM OF ORLANDO-APOPKA AIRPORT, A COMMERCIAL LAND CONDOMINIUM

Article III (Condominium Development Plan), Section 1 is hereby revised to eliminate any reference to FBO1 and to provide for a fuel storage area South of FBO2, as a limited common element.

Article XI (Use Restrictions), Section 1 is amended and restated as follows: "Units. EACH OF THE UNITS SHALL BE OCCUPIED AND USED BY THE OWNER OR OWNERS THEREOF, THEIR GUESTS, INVITEES AND TENANTS FOR SUCH PURPOSES AS ARE PERMITTED BY APPLICABLE ZONING REGULATIONS AND WHICH ARE NOT PROHIBITED BY THE ASSOCIATION AS HEREAFTER DESCRIBED, AND FOR NO OTHER PURPOSE. THERE SHALL BE NO USE OF A UNIT WHICH DIRECTLY COMPETES WITH THE ON-SITE FBO OPERATION LOCATED AT UNIT FBO2 INCLUDING BUT NOT LIMITED TO SALE OF AIRCRAFT FUEL OF ANY DESCRIPTION. THIS ALSO INCLUDES THE FUEL STORAGE AREA AS A LIMITED COMMON ELEMENT FOR THE USE OF AND OPERATION OF THE FBO AS LOCATED AT FBO2 PER THE AMENDED SURVEY AND PLOT PLAN RECORDED HEREWITH."

Exhibit "B" is replaced with the revised Exhibit "B" attached hereto.

Exhibit "E", last paragraph is amended and restated as follows: "The Developer may, in its sole discretion, and without the joinder of any person, by recording an amendment or supplement to the Declaration to which this Exhibit "E"



is attached in the Public Records of Orange County, Florida, subdivide from time to time any Unit owned by the Developer in order to create additional Units, and may add to the Common Elements any of the Land which was previously included in any such Unit. Upon the subdividing of any Unit, the share of each Unit in the Common Elements shall be the percentage of land contained in that Unit as compared to the aggregate amount of land in all Units, determined by a fraction, the numerator of which is the amount of acreage in such Unit, as determined by the last recorded survey and plat plan for the condominium, and the denominator of which is the then existing aggregate amount of acreage contained in all Units within the project, and rounded to the nearest whole number. Where the sum of the percentages as whole numbers does not equal 100, the Unit with the highest fractional interest to the right of the decimal point which was not rounded up shall be rounded up. Each Unit shall have a corresponding number of votes in the Association, based upon 176 total Association votes. The total number of votes in the Association shall be 176 at all times."

This Amendment of Declaration of Condominium of Orlando-Apopka Airport, is herein made in accordance with F,8. §718.110 (4)(6) and F.S. § 711.06(3).

IN WITNESS WHEREOF, the Developer has executed this Declaration of Condominium the day and year first above written.

Signed, sealed and delivered in the presence of:

ORLANDO COUNTRY AVIATION SERVICES,

INC., a Florida Corporation

Witness

Rospin

Print or Type Name

[SEAL]

... V

Print or Type Name

STATE OF FLORIDA COUNTY OF SEMINOLE

The foregoing instrument was acknowledged before me this 7th day of September, 2005, by JAMES P. A. THOMPSON as President of Orlando Country Aviation Services, Inc., a Florida corporation, on behalf of the corporation. He is [] personally known to me or [] has produced a valid Florida Drivers License as valid identification.

Notary Public

(NOTARY SEAL)

My Commission



