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MARTHA O. HAYNIE, COMPTROLLER

ORANGE COUNTY, FL

12/07/2007 09:55:44 AM

REC FEE 18.50



PREPARED BY & RETURN TO: SCOTT M. PRICE, ESQUIRE ZIMMERMAN, KISER & SUTCLIFFE, P.A. 315 E. Robinson Street, Suite 600 Orlando, FL 32801 Phone (407) 425-7010

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

This AMENDMENT is made this day of December, 2007, by ORLANDO COUNTRY AVIATION SERVICES, INC., a Florida corporation ("Developer").

WHEREAS, The Declaration of Condominium of Orlando - Apopka Airport, a Commercial Land Condominium ("Declaration") was recorded in O.R. Book 7431, page 1846 of the Public Records of Orange County, Florida; and

WHEREAS, ORLANDO COUNTRY AVIATION SERVICES, INC. is the Developer as described in the Declaration; and

WHEREAS, pursuant to Article XIV, Section 4 of the Declaration, the Developer may amend the Declaration; and

NOW, THEREFORE, the Declaration is hereby amended as follows:

1. <u>Article VI, Section 5.</u> Article VI, Section 5 is hereby replaced in its entirety with the following:

Developer Guaranty. Pursuant to Chapter 718, the Developer guarantees to each Section 5. Owner of a Unit in the Condominium that from the recording of the Declaration through December 31, 2008, that Developer shall pay the difference between the actual Common Expenses less the sum of the amount of operating assessments collected from all Owners other than Developer. Developer further guarantees that assessments shall not exceed \$1,000.00 per Unit per year. In consideration of this guaranty, the Developer is excused from the payment of its share of the Common Expenses which otherwise would have been assessed against its unsold Units in the Condominium during the term of the guaranty. The actual amount of the Developer guaranty to be paid by Developer will be equal to the amount necessary to pay the difference between the actual expenses less the sum of the amount of operating assessments collected from all Owners. As a consequence of this exemption, the Developer will pay any amount of Common Expenses incurred each estimated budget year which exceed the total revenues for the Association, including guaranteed assessments collected from Owners for such estimated budget year, for so long as the guaranty remains in effect. However, any Common Expenses incurred during the guarantee period resulting from a natural disaster or an act of God, which are not covered by insurance proceeds from the insurance maintained by the Association, will be assessed against all Owners owning Units on the date of such natural disaster or act of God, including the Developer, provided that during any period of time the Developer controls the Association pursuant to §718.301, Florida Statutes, the Association maintains all insurance coverages required by

> State of FLORIDA, County of ORANGE Thereby certify that this is a true easy of the document as palected in the Charles Records. MARTH 4-5-14-0115, 1500112-70017 VAD 153

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§718.111(11)(a), Florida Statutes. The Developer reserves the right, but not the obligation, to unilaterally extend and increase the amount of this guaranty for one or more periods of one year each after the expiration of the initial guaranty period on December 31, 2008.

IN WITNESS WHEREOF, the Developer has executed this Amendment the day and year first above

Signed, sealed and delivered in the presence of:

ORLANDO COUNTRY AVIATION SERVICES, INC., a Florida corporation

JAMES THOMPSON

PRESIDENT

STATE OF FLORIDA COUNTY OF Floripa

The foregoing instrument was acknowledged before me this day of December, 2007, by JAMES THOMPSON as PRESIDENT of ORLANDO COUNTRY AVIATION SERVICES, INC., a Florida corporation, on its behalf (He)she is [X personally known to me or [] has produced as identification.

Notary Public M. Hudson

(NOTARY SEAL)

Name printed or typed
Commission Numb Commission Number: DD 5973/9 My Commission Expires: 9/28/2010

My Commission DD597319

Expires 09/28/2010

Notary Public State of Florida Viveca M Hudson