

Boca Chase Property Owners' Association, Inc.

RESOLUTION

MAY 21, 2009

THIS RESOLUTION entered into this _____ day of ~~March, 2009~~ by the Board of Directors for Boca Chase Property Owners' Association, Inc. ("Association") at a duly and properly noticed meeting at which a quorum of the Board of Directors was in attendance, do hereby state as follows:

WHEREAS, the Declaration of Covenants and Restrictions for Boca Chase ("Declaration"), at Article II, captioned Rules and Regulations, and Section 15 thereof, captioned motor vehicles, boats and boat trailers, contains a strict prohibition on the parking of motor vehicles, including trucks, trailers, recreational vehicles, campers, vans, commercial vehicles, boats and boat trailers upon any swale area, in any driveway, upon any Lot or in any carport within the Association, while allowing certain exceptions thereto;

WHEREAS, Article VIII, Section 3 of the Declaration grants to the Association the authority to enforce the covenants and restrictions contained within the Declaration;

WHEREAS, Article IV, Section 11 of the First Amended By-Laws of Boca Chase Property Owners' Association, Inc. ("By-Laws") grants to the Board of Directors the powers necessary to administer the affairs of the Association, including, but not limited to, the ability to make and amend rules and regulations as set forth in the Declaration;

WHEREAS, Article XVII, Sections 1 and 2 of the By-Laws grant to the Board of Directors the authority to adopt or amend previously adopted administrative Rules and Regulations governing and restricting the use of the Lots and Units;

WHEREAS, neither the Declaration, By-Laws nor prior Resolutions of the Board of Directors contain a further definition of the term "commercial vehicle";

WHEREAS, the Board of Directors, in furtherance of its enumerated power to administer the affairs of the Association and to make and amend rules and regulations, wishes to clarify and establish the definition of "commercial vehicle" for purposes of the Association's Rules and Regulations and for use in interpreting the Declaration;

NOW THEREFORE, having considered and accepted the foregoing premises, the Board of Directors for Boca Chase Property Owners' Association, Inc. does unanimously vote and resolve that:

For purposes of the Association's Rules and Regulations, and as used in the Declaration, the definition of "commercial vehicle" shall be as follows:

A commercial vehicle shall include, but shall not be limited to, trucks, pickups, vans, minivans, SUVs, and any other motorized vehicle containing advertising on either the front, sides or back thereof, or tools or racks on either the front, sides, top or back thereof for the transportation of equipment or supplies, or any other vehicle the purpose of which is intended for use, or used primarily for, work or business purposes and not primarily for passenger travel.