



Doc#: 1109518016 Fee: \$44.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 04/05/2011 11:59 AM Pg: 1 of 5

**AMENDMENT
TO BY-LAWS FOR
CARLYLE APARTMENTS
HOMEOWNERS
ASSOCIATION**

This Amendment to the By-Laws for Carlyle Apartments Homeowners Association:

WITNESSETH:

WHEREAS, the real estate legally described on Exhibit A (attached hereto and by this reference made a part hereof) and commonly known as 1040 N. Lake Shore Drive, Chicago, Cook County, Illinois was submitted to the Illinois Condominium Property Act pursuant to a Declaration of Condominium Ownership for the Carlyle Apartments Homeowners Association recorded in the Office of the Recorder of Deeds of Cook County on July 28, 1966 as Document Number 19899524 (the "Original Declaration").

WHEREAS, the Original Declaration was thereafter amended by (a) an Amendment and Restatement of Declaration of Condominium recorded in the Office of the Recorder of Deeds of Cook County on April 10, 1981 as Document Number 25835511, (b) a First Amendment to Amended and Restated By-Laws recorded in the Office of the Recorder of Deeds of Cook County on April 28, 1995 as Document Number 95282671, (c) a Second Amended and Restated Declaration of Condominium Ownership recorded in the Office of the Recorder of Deeds of Cook County on June 18, 1994 as Document Number 27133827 (the "Second Restated Declaration"), and (d) a Third Amended and Restated Declaration of Condominium Ownership recorded in the Office of the Recorder of Deeds of Cook County on August 27, 2004 as Document Number 0424034002 (the "Third Restated Declaration").

WHEREAS, the Third Restated Declaration was retracted and the Second Restated Declaration was reinstated by the Retraction of Third Amended and Restated Declaration of Condominium Ownership and Reinstatement of Second Amended and Restated Declaration of Condominium Ownership for the Carlyle Apartments Homeowners Association recorded in the

THIS INSTRUMENT WAS PREPARED BY AND
AFTER RECORDING RETURN TO:

DAVID SUGAR
ARNSTEIN & LEHR LLP
120 S. RIVERSIDE PLAZA., STE 1200
CHICAGO, IL 60606

COMMON ADDRESS:

1040 N. Lake Shore Drive
Chicago, IL 60611

PINs: 17-03-202-061-1001 through -1080
17-03-202-061-1083 through -1114
17-03-202-061-1117 through -1137
17-03-202-062-0000

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Office of the Recorder of Deeds of Cook County on January 14, 2005 as Document Number 0501418165.

WHEREAS, Exhibit C of the Second Restated Declaration contains the By-Laws of the Carlyle Apartments Homeowners Association (as amended, the "By-Laws").

WHEREAS, Article XII of the By-Laws provides that the provisions of the By-Laws may be amended or modified from time to time by action or approval of Unit Owners having the greater of: (i) a majority of the total votes in the Association; or (ii) two-thirds (2/3) of the votes cast at a meeting of the Unit Owners called for such purpose.

WHEREAS, the amendment to the By-Laws set forth hereinbelow was approved by Unit Owners having Eighty-Five and 62/100ths percent (85.62%) of the total votes of the Association and by more than two-thirds (2/3) of all of the votes cast at a special meeting of the Unit Owners called for such purpose and held on March 22, 2011.

NOW, THEREFORE, the undersigned President of the Board, with the approval of the Board and Unit Owners having in the aggregate in excess of fifty-one percent (51%) of the total votes of the Association and by a vote of more than two-thirds (2/3) of all of the votes cast at a meeting of the Unit Owners, does hereby amend the By-Laws as follows:

1. TERMS. Terms used herein if not otherwise defined shall have the same meaning as set forth in the By-Laws.
2. AMENDMENT. The first sentence of Section 1 of Article III of the Amended and Restated By-Laws of Carlyle Apartments Homeowners Association (beginning with the words "The board of directors of the Association ...") is hereby deleted and replaced with the following:

The board of directors of the Association shall consist of nine (9) persons elected by the Unit Owners, each of whom shall hold office for a term of two years or until his or her successor shall have been elected and shall have qualified. At the 2011 annual meeting (and at each subsequent annual meeting in an odd-numbered year) a total of five directors shall be elected to a two-year term of office. At the 2012 annual meeting (and at each subsequent annual meeting in an even-numbered year) a total of four directors shall be elected to a two-year term of office.
3. CONTINUATION. Except as expressly modified herein, all terms and conditions of the By-Laws shall continue in full force and effect.

IN WITNESS WHEREOF, the Association has caused this Amendment to be executed and delivered as of this 23th day of March, 2011.

**CARLYLE APARTMENTS
HOMEOWNERS ASSOCIATION**

By: _____

Jay Gottlieb, Its President

Attest: _____

Cynthia Levin, Its Secretary

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STATE OF ILLINOIS)
 LAKE) SS
COUNTY OF COOK)

I, M. Christine Gutierrez a Notary Public in and for the County and State aforesaid, do hereby certify that Jay Gottlieb and Cynthia Levin, as President and Secretary, respectively, of the Carlyle Apartments Homeowners Association, an Illinois not for profit corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such President and Secretary, appeared before me this day in person and acknowledged that they signed and delivered the foregoing instrument as their own free and voluntary act and as the free and voluntary act of such corporation, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 30 day of March, 2011.

M. Christine Gutierrez
Notary Public



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Exhibit A
(LEGAL DESCRIPTION)

LOTS 1,2,3, 4 AND 5 AND THAT PART OF LOT 6 LYING NORTH OF THE SOUTH LINE OF LOT 5 PRODUCED EAST TO EAST LINE OF SAID LOT 6 HERETOFORE DEDICATED AS A PUBLIC ALLEY AND NOW VACATED BY ORDINANCE RECORDED AS DOCUMENT NUMBER 19333014, IN OWNERS SUBDIVISION OF LOT 14 IN BLOCK 1 IN POTTER PALMER LAKE SHORE DRIVE ADDITION TO CHICAGO, TOGETHER WITH LOTS 1,2 AND 3 (EXCEPT SOUTH 3 1/2 FEET OF SAID LOT 3) IN PALMER AND BORDENS RESUBDIVISION OF LOTS 15, 16 AND 18 IN BLOCK 1 OF THE AFORESAID ADDITION BEING A SUBDIVISION OF PART OF BLOCKS 3 AND 7 OF CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL HALF OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS ALSO LOT 4 AND SOUTH 3 1/2 FEET OF LOT 3 AND THE EAST 3 FEET OF LOT 5 IN AFORESAID PALMER AND BORDENS RESUBDIVISION WHICH LIES NORTH OF A LINE COINCIDENT WITH THE SOUTH LINE OF LOT 1 IN THE AFORESAID OWNERS SUBDIVISION OF LOT 14 IN BLOCK 1 OF POTTER PALMER LAKE SHORE DRIVE ADDITION TO CHICAGO, ALL IN COOK COUNTY, ILLINOIS; WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO DECLARATION OF CONDOMINIUM MADE BY CARLYLE APARTMENTS INCORPORATED, RECORDED IN THE OFFICE OF THE RECORDER OF COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 19899524; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN SAID PARCEL (EXCEPTING FROM SAID PARCEL THE PROPERTY AND SPACE COMPRISING ALL THE UNITS THEREOF AS DEFINED AND SET FORTH IN SAID DECLARATION AND SURVEY IN COOK COUNTY, ILLINOIS.

1040 N. Lake Shore Drive
Chicago, IL 60611

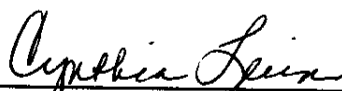
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17-03-202-061-1083 through -1114
17-03-202-061-1117 through -1137
17-03-202-062-0000

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STATE OF ILLINOIS)
) SS
COUNTY OF ~~COOK~~)
 LAKE

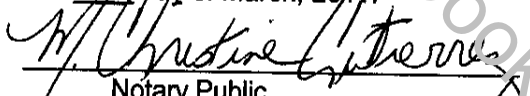
SECRETARY'S AFFIDAVIT

I, Cynthia Levin, being first on oath duly sworn, depose and state that I am the duly elected Secretary of Carlyle Apartments Homeowners Association, an Illinois not for profit corporation, and I hereby certify that the amendment to the By-Laws set forth hereinabove was approved by Unit Owners having in the aggregate Eighty-Five and 62/100ths percent (85.62%) of the total votes of the Association and by more than two-thirds (2/3) of all of the votes cast at a special meeting of Unit Owners called for that purpose and held on March 22, 2011.



Cynthia Levin

SUBSCRIBED and SWORN to before me
this 30 day of March, 2011.



Notary Public

