

UNOFFICIAL COPY

95374887

**SECOND AMENDMENT TO THE DECLARATION
OF CONDOMINIUM OWNERSHIP AND OF
EASEMENTS, RESTRICTIONS, COVENANTS
AND BY-LAWS FOR THE 15 BAR HARBOUR ROAD
CONDOMINIUM ASSOCIATION**

DEPT-01 RECORDING \$37.50
T#2222 TRAN 0476 06/09/95 09:34:00
#2097 # KB *-95-374887
COOK COUNTY RECORDER

This document is recorded for the purpose of amending the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants (hereafter the "Declaration") for the 15 Bar Harbour Road Condominium Association (hereafter the "Association"), which Declaration was recorded as Document Number 2827663 on September 1, 1974 in the Office of the Recorder of Deeds of Cook County, Illinois, and covers the property (hereafter the "Property") legally described in Exhibit "A", which is attached hereto and made a part hereof.

This Amendment is adopted pursuant to the provisions of Article XII, Section 12.07 of the aforesaid Declaration. Said section provides that this Amendment, the text of which is set forth below, shall become effective upon recording in the Office of the Recorder of Deeds of Cook County, Illinois, of an instrument in writing setting forth the change, provided the same is signed by the Board and by the owners having at least two-thirds of the total vote, and provided all mortgagees with bona-fide liens of record have been notified of this amendment by certified mail.

RECITALS

WHEREAS, by the Declaration recorded in the Office of the Recorder of Deeds of Cook County, Illinois, the Property has been subjected to the covenants contained therein; and

WHEREAS, the Board and the Owners desire to amend the Declaration in order to provide for the orderly operation of the Property; and

WHEREAS, the following Amendment has been executed by the Board; and

WHEREAS, the following amendment has been signed by at least 2/3 of the Unit Owners, in compliance with Article XII, Section 12.07 of the Declaration; and

WHEREAS, a copy of the Amendment has been sent to all mortgagees with bona fide liens of record.

95374887

95374887

UNOFFICIAL COPY

NOW, THEREFORE, the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants establishing a plan for the 15 Bar Harbour Road Condominium Association is hereby amended in accordance with the text which follows (additions in text are indicated by underline; deletions by ~~strike-outs~~):

1. Article V, Section 5.06(a) is amended as follows:

5.06 Board of Directors.

(a) ~~The initial Board of Directors designated by the Developer pursuant to Section 5.01 hereof shall consist of three (3) directors who shall serve without compensation. Such initial Board shall serve for a period commencing on the date this Declaration is executed and ending upon the qualification of the directors elected at the initial meeting of voting members held as provided in Section 5.04(b) hereof. Said initial Board may, on behalf of the Developer, exercise the rights reserved in Section 12.01 hereof. At the initial meeting held as provided in Section 5.04(b) hereof, the voting members shall elect the Board.~~ The voting members of the Association shall elect the Board of Directors at the annual meeting. In all elections for members of the Board, each voting member shall be entitled to vote on a non-cumulative voting basis and the candidates receiving the highest number of votes with respect to the number of offices to be filled shall be deemed to be elected. ~~Members of the Board elected at the initial meeting shall serve until the first annual meeting. At the first annual meeting the nine (9) Board members shall be elected. Three (3) persons receiving the highest number of votes at the first annual meeting shall be elected to the Board for a term of three (3) years, and the three (3) persons receiving the next highest number of votes, shall be elected to the Board for a term of two (2) years and the three (3) persons receiving the next highest number of votes shall be elected to the Board for a term of one (1) year.~~ The number of Board Members shall be seven (7). The election and term of office as between candidates receiving the same number of votes shall be determined by lot. Upon the expiration of the terms of office of the Board members so ~~elected at the first annual meeting and thereafter,~~ successors shall be elected for a term of three (3) years each. The voting members having at least two-thirds (2/3) of the total votes may from time to time increase or decrease such number of persons on the Board or may increase or decrease the term of office of Board members at any annual or special meeting, provided that such number shall not be less than three (3) and that the terms of at least one-third (1/3) of the persons on the Board shall expire annually. Members of the Board shall receive no compensation for their services unless expressly allowed by the Board at the direction of the voting members having two-thirds (2/3) of the total votes. Vacancies in the Board, including vacancies due to any increase in the number of persons on the Board shall be filled by the voting members present at the next annual meeting or a special meeting of the voting members called for such purpose. Except as

9537 2567

UNOFFICIAL COPY

otherwise provided in this Declaration, the Property shall be managed by the Board and the Board shall act by majority vote of those present at its meetings when a quorum exists. Meetings of the Board may be called, held and conducted in accordance with such regulations as the Board may adopt. A majority of the total number of members on the Board shall constitute a quorum.

2. This Second Amendment shall be effective upon recordation in the Office of the Recorder of Deeds of Cook County, Illinois.

3. Except to the extent expressly set forth hereinabove, the remaining provisions of the Declaration shall continue in effect without change.

This instrument was prepared by: Robert B. Kogen
Kovitz Shifrin & Waitzman
3436 N. Kennicott Avenue
Arlington Heights, Illinois 60004

021007.amd



PROPERTY OF COOK COUNTY CLERK'S OFFICE

95071857

UNOFFICIAL COPY

EXHIBIT A

Parcel 1: Units 2A, 2B, 2C, 2D, 2E, 2F, 2G, 2H, 2J, 2K, 2L, 2M, 3A, 3B, 3C, 3D, 3E, 3F, 3G, 3H, 3J, 3K, 3L, 3M, 4A, 4B, 4C, 4D, 4E, 4F, 4G, 4H, 4J, 4K, 4L, 4M, 5A, 5B, 5C, 5D, 5E, 5F, 5G, 5H, 5J, 5K, 5L, 5M, 6A, 6B, 6C, 6D, 6E, 6F, 6G, 6H, 6J, 6K, 6L and 6M, together with their undivided interest in the common elements in the 15 Bar Harbour Condominium Association and identified as:

Parcel 2: That part of the North 40 acres of the West ½ of the Southwest ¼ of Section 24, Township 41 North, Range 10 East of the Third Principal Meridian, bounded by a line described as follows: Commencing at the West ¼ corner of said Section 24, thence South 89°45'47" East along the North line of the Northwest ¼ of the Southwest ¼ of Section 24, aforesaid 154.81 feet; thence South 00° 4'13" West, 332.67 feet to the point of beginning of the parcel to be described; thence North 43°05'42" East, 96.00 feet; thence South 46°54'18" East, 40.83 feet; thence North 43°05'42" East, 155.61 feet; thence North 73°05'42" East, 185.61 feet; thence South 16°54'18" East, 96.00 feet; thence South 73°05'42" West, 159.89 feet; thence South 43°05'42" West, 225.88 feet; thence North 46°54'18" West, 136.83 feet to the point of beginning in Cook County, Illinois

Commonly known as 15 Bar Harbour Road, Schaumburg, Illinois and identified by the Permanent Index Number:

07-24-300-009-1001	07-24-300-009-1024	07-24-300-009-1047
07-24-300-009-1002	07-24-300-009-1025	07-24-300-009-1048
07-24-300-009-1003	07-24-300-009-1026	07-24-300-009-1049
07-24-300-009-1004	07-24-300-009-1027	07-24-300-009-1050
07-24-300-009-1005	07-24-300-009-1028	07-24-300-009-1051
07-24-300-009-1006	07-24-300-009-1029	07-24-300-009-1052
07-24-300-009-1007	07-24-300-009-1030	07-24-300-009-1053
07-24-300-009-1008	07-24-300-009-1031	07-24-300-009-1054
07-24-300-009-1009	07-24-300-009-1032	07-24-300-009-1055
07-24-300-009-1010	07-24-300-009-1033	07-24-300-009-1056
07-24-300-009-1011	07-24-300-009-1034	07-24-300-009-1057
07-24-300-009-1012	07-24-300-009-1035	07-24-300-009-1058
07-24-300-009-1013	07-24-300-009-1036	07-24-300-009-1059
07-24-300-009-1014	07-24-300-009-1037	07-24-300-009-1060
07-24-300-009-1015	07-24-300-009-1038	
07-24-300-009-1016	07-24-300-009-1039	
07-24-300-009-1017	07-24-300-009-1040	
07-24-300-009-1018	07-24-300-009-1041	
07-24-300-009-1019	07-24-300-009-1042	
07-24-300-009-1020	07-24-300-009-1043	
07-24-300-009-1021	07-24-300-009-1044	
07-24-300-009-1022	07-24-300-009-1045	
07-24-300-009-1023	07-24-300-009-1046	

95374567

UNOFFICIAL COPY

Property of Cook County Clerk's Office

UNOFFICIAL COPY

PETITION TO APPROVE AMENDING THE DECLARATION FOR 15 BAR HARBOUR ROAD CONDOMINIUM ASSOCIATION

We, the undersigned, do hereby approve the Second Amendment to the Declaration of the 15 Bar Harbour Road Condominium Association, regarding the decreasing the number of Board members, as attached hereto.

NAME (SIGNATURE)	ADDRESS	NAME AND ADDRESS OF MORTGAGEE
<i>Ed Schneider</i>	15 Bar Harbour ^{3E}	NONE
<i>Sissy Burch</i>	15 Bar Harbour ^{4L} Rd	NONE
<i>Chae Dech</i>	15 Bar Harbour ^{4G}	American mortg.
<i>Mary K. Dune</i>	15 Bar Harbour ^{4H}	None
<i>H. Gagnon</i>	" " ^{4J}	NONE
<i>L. Cooke</i>	15 Bar Harbour ^{4K}	NONE
<i>E. Motyl</i>	" " " ^{4M}	NONE
<i>B. Snyder</i>	" " " ^{4E}	None
<i>Shirley Fuller</i>	" " " ^{4F}	Chase Manhattan
<i>Marilyn Alton</i>	15 Bar Harbour ^{4D}	YES
<i>William Raker</i>	15 BAR HARBOUR ^{3L}	NONE
<i>Melba J. Klein</i>	15 Bar Harbour ^{2L}	Fleet Mortgage
<i>Christine Lusk</i>	15 Bar Harbour ^{4B}	Citibank, F.S.B.

3537-10001

UNOFFICIAL COPY

Property of Cook County Clerk's Office

UNOFFICIAL COPY

PETITION TO APPROVE AMENDING THE DECLARATION FOR 15 BAR HARBOUR ROAD CONDOMINIUM ASSOCIATION

We, the undersigned, do hereby approve the Second Amendment to the Declaration of the 15 Bar Harbour Road Condominium Association, regarding the decreasing the number of Board members, as attached hereto.

NAME (SIGNATURE)	ADDRESS	NAME AND ADDRESS OF MORTGAGEE
Marjorie G. Sencio	15 Bar Harbour Rd. Condo ^{6A}	None
Wicky Gross	" " 6H	NBD
Frances Henry	" " 6K	None
Carol J. Jovanov	" " 6L	None
Victoria Colucci	" " 6J	Golden National
Eugene Ranao	" " 6B	NONE
Wynne Carr	15 Bar Harbour Rd. 6E	NBD -
Carole Wagoner	" 3A	GE Capital Mortgage
Joseph K. Osetek	" 3B	NONE
Robert Pacht	" 3G	NONE
Annie Clements	" #3K	None
Doris Moore	" #5D	Home Savings
Rugon Paniel	" #6D	NONE
James M. ...	" #4A	NONE

95374487

UNOFFICIAL COPY

Property of Cook County Clerk's Office

UNOFFICIAL COPY

PETITION TO APPROVE AMENDING THE DECLARATION FOR 15 BAR HARBOUR ROAD CONDOMINIUM ASSOCIATION

We, the undersigned, do hereby approve the Second Amendment to the Declaration of the 15 Bar Harbour Road Condominium Association, regarding the decreasing the number of Board members, as attached hereto.

NAME (SIGNATURE)	ADDRESS	NAME AND ADDRESS OF MORTGAGEE
<i>Randy Bentley</i>	15 Bar Harbour Rd. ^{5D}	Mortg
<i>Emily Rupp</i>	15 Bar Harbour ^{5A}	None
<i>Carl Jones</i>	15 Bar Harbour ^{5C}	Postway Branch 1st State Bank
<i>John W. Schenk</i> PER WILLIAM SCHENK	15 Bar Harbour ^{5L}	Yes
<i>John L. Sautter</i>	15 Bar Harbour ^{5E}	Citibank
<i>Larry Latham</i>	15 BAR HARBOUR ^{5F}	NONE NONE
<i>Phil Marston</i>	15 Bar Harbour ^{5S}	None
<i>Mary Gariole</i>	" ^{3M}	None
<i>Niles Matyke</i>	15 Bar Harbour ^{5K}	1st St
<i>Francois Carter</i>	15 Bar Harbour ^{2C}	None

95374567

UNOFFICIAL COPY

PETITION TO APPROVE AMENDING THE DECLARATION FOR 15 BAR HARBOUR ROAD CONDOMINIUM ASSOCIATION

We, the undersigned, do hereby approve the Second Amendment to the Declaration of the 15 Bar Harbour Road Condominium Association, regarding the decreasing the number of Board members, as attached hereto.

NAME (SIGNATURE)	ADDRESS	NAME AND ADDRESS OF MORTGAGEE
L. Friedman	15 Bar Harbour ^{2M}	None
J. Adams	15 Bar Harbour ^{2K}	None
B. Kasch	15 Bar Harbour ^{2H}	None
J. Argent	15 BAR HAR ^{2F}	None
M. Bello	15 BAR HAR ^{2A}	None
M. Turpin	15 Bar Harbour ^{2B}	None
Therese Samelson	15 Bar Harbour ^{2J}	None
Sandra D. Dwyer	15 BAR HARBOUR ^{2G}	None
Conrad Vogel	15 Bar Harbour ^{2E}	None
Charles Ward	15 Bar Harbour ^{6F}	MIDCITY MORT

95374567

UNOFFICIAL COPY

Property of Cook County Clerk's Office