

## SRCA Proposed Amendment Summary

Below outlines the proposed amendment to the Covenants, Conditions and Restrictions (CC&Rs)

**Article IV, Section 2(f)** - The current CC&Rs allow landscape and construction noise to begin after 7:00am, 7 days a week. This proposed amendment seeks to set start and end times and specific days for landscape and construction noise that may interfere with the peaceful enjoyment of neighboring properties.

Below outlines the proposed changes to the Bylaw provisions to comply with the law:

**Article III, Sec. 1** - Adds flexibility with regards to the date of the annual meeting while staying in compliance with the Planned Community Act (PCA) and the Arizona nonprofit corporation act (ANCA)

**Article III, Sec. 3** - Addresses notice of meetings of the Members to match while staying in compliance with the PCA

**Article III, Sec. 4** - Removes the provision allowing Members who are less than a quorum from re-convening a meeting of the Members (without notice to other Members), as a notice is required by the PCA

**Article IV, Sec. 3** – Updates the provision for the removal of Directors to refer to the applicable state statute on the steps to remove

**Article VI, Sec. 1 and 2** - Updates provisions regarding giving Members notice of Board meetings to comply with the PCA

**Article VI, Sec. 5** - Adds a provision addressing the Board's right to meet in executive session and the obligation to provide notice of the same to the Members, as allowed by the PCA

**Article VI, Sec. 6** - Adds provisions regarding open Board meetings, Members' right to attend and speak on an issue before the Board acts on an issue, and the obligation to make an agenda available to Members in attendance, as set forth in the PCA

**Article VI, Sec. 7** - Updates the provision regarding Board action without a meeting by unanimous written consent of all Directors and was added primarily to act as a reminder to the Board that there may be reasons under Arizona law why the Board should not decide by unanimous written consent

**Article X** - Removes the provision regarding an Owner's obligation to state the purpose of their request to review and/or receive copies of Association records, as this was not consistent with the PCA

**Article XII, Sec. 1** - Updates the provision regarding amending the Bylaws to match the provision of the ANCA

Below outlines the proposed changes to the Bylaw provisions to help the association operate more smoothly:

**Article III, Sec. 5** - Adds flexibility to the provision regarding method of voting by members to allow for electronic voting and secret ballots, as permitted by law

**Article V, Sec. 2** - Adds a provision providing that cumulative voting shall not be permitted to be used in the election of directors

**Article VII, Sec. 1(a) and 1(b)** - Updates the powers of the Board to adopt rules and to suspend voting rights to match the language in the Declaration (CC&Rs)

**Article VIII, Sec. 2** - Adds flexibility to the timeline for the election of officers

**Old Art. XII** - Removes the provision requiring the Association to maintain a corporate seal which is considered outdated

**Scottsdale Ranch Community Association  
Amendment to Declaration**

The purpose is to vote on the following proposed amendment to the Seventh Amended and Restated Declaration of Covenants, Conditions, Restrictions, Assessments, Charges, Servitudes, Liens, Reservations and Easements recorded on May 20, 2021 at Recording No. 2021-0562808, records of Maricopa County, Arizona (the "Declaration"):

The first sentence of Article IV, Section 2(f) of the Declaration, Construction and Maintenance Activities, will be amended as follows (additions noted as **bold and underline**, deletions noted as ~~struck through~~):

Normal construction, **routine landscaping** and maintenance activities **on a Lot or Parcel** and ~~parking in connection with the building of improvements on or maintenance of a Lot or Parcel~~ shall not be considered a nuisance or otherwise prohibited by this Declaration; however, **normal** construction, **landscaping** and maintenance activities which may interfere with the right of peaceful enjoyment of Neighboring Properties ~~must begin after~~ **may only take place between 7:00 a.m. and 6:00 p.m., Monday through Saturday, and between 10:00 a.m. and 3:00 p.m. on Sundays.**

*The remainder of Article IV, Section 2(f) to remain the same.*

**Scottsdale Ranch Community Association  
Bylaws Amendment**

The purpose of this vote on the following proposed amendment to the Amended and Restated Bylaws of The Scottsdale Ranch Community Association 04/15/2021 (“Bylaws”) as provided below. The Board recommends approval of these amendments.

***The Association proposes amending and restating Amended and Restated Bylaws of The Scottsdale Ranch Community Association 04/15/2021 (“Bylaws”) as set forth in the Amended and Restated Bylaws of The Scottsdale Ranch Community Association.***

<b>Legend:</b>
<u>Insertion</u>
<del>Deletion</del>
<u>Moved from</u>
<u>Moved to</u>

**AMENDED AND RESTATED BYLAWS**  
**OF**  
**THE SCOTTSDALE RANCH COMMUNITY ASSOCIATION**

**04**    /    /**21**2022

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**AMENDED AND RESTATED BYLAWS  
OF  
THE SCOTTSDALE RANCH COMMUNITY ASSOCIATION**

~~04/~~21 /      /      / 2022

ARTICLE I

NAME AND LOCATION

The name of the corporation is THE SCOTTSDALE RANCH COMMUNITY ASSOCIATION hereinafter referred to as the “Association”. The location of the principal office of the Association shall be as provided in the Articles of Incorporation. Meetings of Members and Directors may be held at such places within the state of Arizona, county of Maricopa, as may be designated by the Board of Directors.

ARTICLE II

DEFINITIONS

The words and terms used herein shall be deemed to have the same meanings as are given those words and terms in ~~that certain~~the Seventh Amended and Restated Declaration of Covenants, Conditions, Restrictions, Assessments, Charges, Servitudes, Liens, Reservations and Easements (Scottsdale Ranch Community Association), ~~dated December 31, 1980,~~ recorded on ~~December 31, 1980 in Docket 14929 page 294~~May 20, 2021, at Instrument No. 2021-0562808, in the office of the County Recorder of Maricopa County, Arizona (the “Declaration”), as ~~the same~~ may be amended from time to time ~~amended~~.

ARTICLE III

MEETING OF MEMBERS

Section 1. Annual Meetings. ~~The~~A regular annual meeting of the Members shall be held ~~on the third Thursday of the month of April of each year, at the hour of 7:00 o'clock P.M. If the day for the annual meeting of the Members is a legal holiday, the meeting will be held at the same hour on the first Thursday following which is not a legal holiday~~every year, no more than fourteen (14) months after the immediately preceding annual meeting, at a date and time determined by the Board. At each annual meeting, the Members shall elect the Directors in accordance with the requirements of the Declaration, the Articles, and these Bylaws, and may also transact such other business as may be authorized to be transacted by the Members at annual meetings.

Section 2. Special Meetings. Special Meetings of the Members may be called at any time by the President or by a majority of the Board of Directors, or upon written request of the Members who are entitled to a vote one-tenth (1/10<sup>th</sup>) of all of the votes of the Membership.

Section 3. Notice of Meetings. Written notice of each meeting of the Members shall be given by, or at the direction of, the Secretary or person authorized to call the meeting, by mailing/delivering a copy of such notice, ~~postage prepaid,~~ not less than fifteen (15) days nor more than fifty (50) days before such meeting to each Member entitled to vote thereat, ~~addressed to the Member's address last appearing on the books of the Association or supplied by such Member to the books of the Association or supplied by such Member to the Association for the purpose of notice.~~ Notice may be delivered by any means permitted by applicable law and as determined by the Board. Such notice shall specify the place, day ~~and,~~ hour ~~of the meeting and, in the case of a special meeting, the,~~ and purpose of the meeting.

Section 4. Quorum. The presence in person and/or by absentee ballot of Members entitled to cast one-tenth (1/10) of the votes of the membership shall constitute a quorum for any action except as otherwise provided in the Articles of Incorporation, the Declaration, ~~or these~~ Bylaws, or applicable law. ~~If, however, such quorum shall not be present or represented at any meeting, the Members entitled to vote thereat shall have the power to adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum as aforesaid shall be present.~~

Section 5. Ballots and Method of Voting. At all meetings of Members, each Member may vote in person or by absentee ballot in accordance with all procedures established by the Election Committee. ~~Absentee ballots~~ The Board may also allow for voting by some other form of delivery. Votes may be cast by any electronic method permitted by Arizona law. The Board may require or allow votes to be cast by secret ballot. Ballots shall be irrevocable once cast.

Section 6. Means of Holding Meetings of the Members. Meetings of the Members may be held in person and/or by means of telephone conference, video conference, or other similar communications equipment by means of which all persons participating in the meeting can hear each other, and participation at such meeting shall constitute presence in person at the meeting.

## ARTICLE IV

### BOARD OF DIRECTORS; SELECTION; TERM OF OFFICE

Section 1. Number. The affairs of this Association shall be managed by a Board of Directors, who shall be Members of the Association in good standing, which means, for purposes of this section, that the Member may not be delinquent in the payment of any assessments to the Association. In addition, Members who wish to run for the Board shall also meet any other written criteria established by the Board. Furthermore, to remain eligible and qualified to serve on the Board, each Director must complete Board training annually as described below. The Board shall have the exclusive right of determining the affairs of the Association. The Board shall consist of not less than five (5) nor more than nine (9) Directors.

Section 2. Term of Office. At each annual meeting, the members shall elect Directors to replace those Directors whose terms have expired and all such Directors shall be



elected for a term of two (2) years. The length of terms may be modified by the Members and the number of Directors may be increased to not more than nine (9) by the vote of the Members or the Board. In the event of an increase in the number of Directors, the Members, at the first annual meeting after the increase, shall designate the terms for the new directorships. If the new directorships are created and filled by the Board between annual meetings, the newly elected Directors shall serve until the next annual meeting of the Members. No Director may serve more than three (3) consecutive terms of office. After serving three (3) consecutive terms, a Director must remain off of the Board for at least twelve (12) months before again serving on the Board. A Director appointed by the Board to fill a Board vacancy, who has served sixteen or more (16) consecutive calendar months, shall be deemed to have served one (1) term, which shall be counted toward the term limits. An appointed term of less than sixteen (16) consecutive calendar months shall not be counted toward the term limits. A Director who is removed from the Board by the Members shall be deemed to have served one (1) term, which shall be counted toward the term limits. A Director who resigns from the Board for any reason except his or her health or the health of a family member shall be deemed to have served one (1) term, which shall be counted toward the term limits.

(a) Every Director serving on the Board for the first time and every Director serving on the Board again for the first time after eight (8) or more years ~~or more~~ since the Director last served on the Board must complete a minimum of four (4) hours and a maximum of six (6) hours of training in the first six (6) months after they are elected or appointed. All other Directors must complete a minimum of one (1) hour and a maximum of three (3) hours of training every year, within three (3) months of the annual meeting. The topics and providers of the training shall be as determined by the Board. If the Board provides or arranges for live, in-person training sessions, each Director shall make a good-faith effort to attend the trainings. However, the Board will provide at least one alternative training option in the event a Director is unable to attend the primary training due to extenuating circumstances. The Board may require that a Director attend live, in-person training or may allow Directors to review videos of prior training sessions. The Board may require proof of completion of required training, and the burden of providing satisfactory proof is on the Director completing the training. If a Director does not complete the required training by the deadline provided herein, the Board can determine that the Director is no longer qualified to serve on the Board, in which case the position will be deemed vacant until the Board appoints a replacement Director. The Board may allow exceptions to the deadline for training in hardship situations, but the Board may not waive the requirement for training. The training provided for herein is the minimum requirement and Directors are encouraged to pursue and attend other training and educational opportunities.

Section 3. Removal and Vacancies. Any Director may be removed from the Board, with or without cause, by a majority vote of the Members of the Association, in accordance with the procedures set forth by applicable statute. In the event of the death, resignation, or removal of a Director, his successor shall be selected by the remaining members of the Board and such successor shall serve for the unexpired term of ~~his~~their predecessor.

Section 4. Compensation. No Director shall receive compensation for any service ~~he~~they may render to the Association in such capacity. However, any Director may be reimbursed for ~~his~~their actual expenses incurred in the performance of ~~his~~their duties as a

Director and may receive a salary or wages if ~~he is~~they are employed by the Association in a capacity in addition to serving as a Director.

~~Section 5. Action Taken Without a Meeting. The Directors shall have the right to take any action in the absence of a meeting, which they could take at a meeting by obtaining the written approval of all the Directors. Any action so approved shall have the same effect as though taken at a meeting of the Directors. Documentation evidencing any such action shall be attached to the meeting minutes, ratified by the Board, and announced to the members at the next board meeting.~~

## ARTICLE V

### NOMINATION AND ELECTION OF DIRECTORS

Section 1. Nomination. An Election Committee shall be appointed by the Board of Directors. The Election Committee shall establish procedures for the election and criteria for potential Board candidates. Such procedures may govern the method and manner in which balloting is to occur, including the information to be contained on the ballots. Such procedures and criteria must be approved by the Board prior to implementation. Any candidate who properly submits ~~his or her~~their name for consideration and meets the criteria established by the Election Committee shall be placed on the election ballot. Nominations shall not be allowed from the floor at the annual meeting. Furthermore, no write in candidates will be allowed on the ballot.

Section 2. Election. Election to the Board of Directors shall occur at the Annual Meeting. At such election the Members, voting in person, or by absentee ballot, or by some other form of delivery, may cast, with respect to each vacancy, as many votes as they are entitled to exercise under the provisions of the Declaration. The votes shall be cast in accordance with all procedures established by the Election Committee. Cumulative voting shall not be permitted. The persons receiving the largest number of votes shall be elected.

## ARTICLE VI

### MEETING OF DIRECTORS

Section 1. Regular Meetings. Regular meetings of the Board of Directors shall be held at least quarterly without notice, at such place and hour as may be fixed from time to time by resolution of the Board. Should ~~said~~such meeting fall upon a legal holiday, then that meeting shall be held at the same time on the next day which is not a legal holiday. Notice of the time and place of regular meetings of the Board of Directors shall be given to each Director, personally or by mail, e-mail, telephone, or other legally-recognized electronic means at least forty-eight (48) hours in advance of the meeting. Notice of regular meetings of the Board shall be given to Members at least forty-eight (48) hours in advance of the meeting by newsletter, conspicuous posting within the Common Area, or any other reasonable means as determined by the Board of Directors.

Section 2. Special Meetings. Special meetings of the Board of Directors shall be held when called by the President of the Association, or by any two Directors, ~~after.~~ Notice shall be provided to all Directors personally or by mail, e-mail, telephone, or other legally-recognized electronic means, not less than ~~three (3) days notice to each Director~~ forty-eight (48) hours prior to the special meeting, unless emergency circumstances necessitate a meeting before forty-eight (48) hours' notice can be given. Such notice shall specify the time and place of the meeting and the nature of any special business to be considered. Notice of special meetings of the Board shall be given to Members at least forty-eight (48) hours in advance of the meeting by newsletter, conspicuous posting, or any other reasonable means as determined by the Board of Directors, unless emergency circumstances necessitate a meeting before forty-eight (48) hours' notice can be given.

Section 3. Quorum. A majority of the number of Directors shall constitute a quorum for the transaction of business. Every act or decision done or made by a majority of the Directors present at a duly held meeting at which a quorum is present shall be regarded as the act of the Board.

Section 4. Directors' Means of Participation in Board Meetings. Meetings of the Board of Directors may be held by means of telephone conference, video conference, or other similar communications equipment by means of which all persons participating in the meeting can hear each other, and participation at such meeting shall constitute presence in person at the meeting. Furthermore, for any Board meetings open to the Members, the means of communication must also allow Members to hear all parties who are speaking during the meeting.

Section 5. Executive Session. The Board may, with the approval of a majority of a quorum of the Directors, convene in executive session to discuss and vote upon matters permitted by law to be discussed in executive session. Before entering into any executive session of the Board of Directors, or on notice of an executive session of the Board of Directors, the Board shall identify the statutory authority for the executive session.

Section 6. Open Board Meetings; Agenda. Except in those instances enumerated by law when the Board may hold a closed meeting or executive session, all meetings of the Association and the Board shall be open to all Members to attend and listen and Members shall be given an opportunity to speak before the Board takes action on an issue. An agenda will be available to all Members attending a Board meeting.

Section 7. Action Taken Without a Meeting. Unless otherwise expressly restricted by statute, the Declaration, the Articles or these Bylaws, the Directors shall have the right to take any action in the absence of a meeting, which they could take at a meeting by obtaining the written approval of all the Directors. Any action so approved shall have the same effect as though taken at a meeting of the Directors. Documentation evidencing any such action shall be attached to the meeting minutes, and announced to the members at the next board meeting.

## ARTICLE VII

## POWERS AND DUTIES OF THE BOARD OF DIRECTORS

### Section 1. Powers. The Board of Directors shall have power to:

(a) adopt and publish rules and regulations governing the use of ~~the Common Area~~any area by the Members and Residents, the personal conduct of the Members, Residents, and their guests thereon, and any other matters contemplated by the Declaration or Articles and to establish penalties for the infraction thereof;

(b) suspend the voting rights of a Member and right of a Member to use ~~of~~ the recreational facilities and other Common Areas ~~of a Member during~~(i) for any period ~~in~~during which ~~such Member shall be in default in the payment of any assessment levied by the Association. Such rights may also be suspended (i) any Assessment against their Lot, Parcel or Lease remains delinquent; (ii)~~ (ii) for a period not to exceed ~~sixty (60)~~ days for any infraction of ~~the~~this Declaration, a Tract Declaration or the Scottsdale Ranch Rules; and ~~(iii)~~ (iii) for successive 60-day periods if any such infraction is not corrected during any prior 60-day suspension period;

(c) exercise for the Association all powers, duties and authority vested in or delegated to this Association and not reserved to the membership by other provisions of these Bylaws, the Articles or the Declaration;

(d) declare the office of a member of the Board of Directors to be vacant in the event such member shall be absent from three (3) consecutive regular meetings of the Board of Directors; and

(e) hire, employ, supervise, and release a general manager or executive director, or independent contractors, as they deem necessary, and to prescribe the duties of such person.

Section 2. Delegable Duties. The duties of the Board of Directors, which may be delegated by the Board to employees, agents, and representatives of the Association, are as follows:

(a) cause to be kept a complete record of all of its acts and corporate affairs and to make the same available to the Members pursuant to the Association's records retention policy, except to the extent such records may be withheld by law;

(b) supervise the general manager or executive director of this Association, and see that their duties are properly performed;

(c) issue, or cause to be issued, upon demand by any person, a certificate setting forth whether or not any assessment has been paid. A reasonable charge may be made by the Board for the issuance of these certificates. If a certificate states an assessment has been paid, such certificates shall be conclusive evidence of such payment, as against any bona fide purchaser of, or lender on, the Lot, Parcel or Rental Apartment in question;

(d) procure and maintain adequate liability and hazard insurance on property owned by the Association;

(e) cause all officers or employees having fiscal responsibilities to be bonded, as it may deem appropriate; and

(f) cause the maintenance responsibilities of the Association set forth in the Declaration to be performed.

Section 3. Non-delegable Duties. The duties of the Board of Directors, which may not be delegated by the Board, include the following:

(a) as more fully provided in the Declaration, fix the amount of the annual assessment against each Lot, Parcel, or Lessee at least thirty (30) days in advance of each annual assessment period; and

(b) as more fully provided in the Declaration, determine if and when to foreclose the lien against any property for which assessments are not paid and/or to bring an action at law against the Member personally obligated to pay the same and, by exercising either of the remedies hereinafter set forth, the Association does not prejudice or waive the right to exercise the other remedy.

## ARTICLE VIII

### OFFICERS AND THEIR DUTIES

Section 1. Enumeration of Offices. The officers of this Association shall be a President and Vice President, who shall at all times be members of the Board of Directors, a Secretary, and a Treasurer, and such other officers as the Board may from time to time by resolution create.

Section 2. Election of Officers. ~~The~~To the extent reasonably practicable, the election of officers shall take place at the first meeting of the Board of Directors following each annual meeting of the Members.

Section 3. Term. The officers of this Association shall be elected annually by the Board and each shall hold office for one (1) year unless ~~he~~they shall be removed or otherwise disqualified to serve.

Section 4. Special Appointments. The Board may elect such other officers as the affairs of the Association may require, each of whom shall hold office for such period, have such authority, and perform such duties as the Board may from time to time determine.

Section 5. Resignation and Removal. Any officer may be removed from office with or without cause by the Board. Any officer may resign at any time by giving written notice to the Board, the President or the Secretary. Such resignation shall take effect on the date of receipt

of such notice or at any later time specified therein and, unless otherwise specified therein, to acceptance of such resignation shall not be necessary to make it effective.

Section 6. Vacancies. A vacancy in any office may be filled by appointment by the Board. The officer appointed to such vacancy shall serve for the remainder of the term of the officer replaced.

Section 7. Multiple Offices. The offices of Secretary and Treasurer may be held by the same person. No person shall simultaneously hold more than one (1) of any of the other offices except in the case of special offices created pursuant to Section 4 of this Article.

Section 8. Duties. The duties of the officers are as follows:

(a) President - The President shall preside at all meetings of the Board of Directors; shall see that orders and resolutions of the Board are carried out; shall sign all leases, mortgages, deeds and other written instruments; and shall co-sign all checks and promissory notes.

(b) Vice President - The Vice President shall act in the place and stead of the President in the event of ~~his~~the President's absence ~~or~~ inability, or refusal to act and shall exercise and discharge such other duties as may be required of ~~him~~them by the Board.

(c) Secretary - The Secretary shall record the votes and keep the minutes of all meetings and proceedings of the Board and of the Members; ~~keep the corporate seal of the Association and affix it on all papers requiring said seal;~~ serve notice of meetings of the Board and of the Members; keep appropriate current records showing the Members of the Association together with their addresses; and perform such other duties as required by the Board.

(d) Treasurer - The Treasurer shall receive and deposit in appropriate bank accounts all monies of the Association and shall disburse such funds as directed by resolution of the Board of Directors; shall sign all checks and promissory notes of the Association; shall keep proper books of account; shall cause an annual audit of the Association books to be made by a public accountant at the completion of each fiscal year; and shall prepare an annual budget and statement of income and expenditures to be presented to the membership at its regular annual meeting and delivered to the Members.

(e) Any of the officers listed above may delegate any or all of its duties to employees, agents, or representatives of the Association to perform those duties on behalf of the Association.

## ARTICLE IX

### COMMITTEES

The Board of Directors shall appoint an Architectural Control Committee and an Election Committee as provided in the Declaration and these Bylaws. In addition, the Board of Directors

shall appoint other committees as deemed appropriate in carrying out the purpose of the Association.

## ARTICLE X

### BOOKS AND RECORDS

The books, records, and papers of the Association shall at all times, during reasonable business hours, be subject to inspection by any Member upon receipt of a written request stating the specific records requested ~~and the purpose~~, unless allowed by law to be withheld from view. The Declaration, the Articles, and the Bylaws of the Association shall be available for inspection by any Member at the principal office of the Association, ~~where copies may~~. Copies of the Association records may also be purchased by Members at a reasonable cost in accordance with applicable law.

## ARTICLE XI

### ASSESSMENTS

As more fully provided in the Declaration, each Member is obligated to pay to the Association, Annual Assessments, Special Assessments and Maintenance Charges and any other fees authorized by law which are secured by a continuing lien upon the property against which the assessment is made. Any assessments which are not paid when due shall be delinquent. If the assessment is not paid on the due date, the assessment shall bear interest, and the Association may bring an action at law against the Owner or Lessee personally obligated to pay the same or foreclose the lien against the property, as provided in the Declaration. Interest, costs, and reasonable attorney's fees of any such action shall be added to the amount of such Assessment. No Owner may waive or otherwise escape liability for the Assessments provided for herein by nonuse of the Common Area or abandonment of ~~his~~their Lot, Parcel or Rental Apartment.

## ARTICLE XII

### ~~CORPORATE SEAL~~

~~The Association shall have a seal in circular form having within its circumference the words: THE SCOTTSDALE RANCH COMMUNITY ASSOCIATION.~~

### ~~ARTICLE XIII~~

### AMENDMENTS

Section 1. Amendments. These Bylaws may be amended in a manner not inconsistent with the Declaration or Articles, at a regular or special meeting of the Members where quorum is present, by two-thirds (2/3) of the votes cast by the Members present in person or by absentee ballot, or by some other form of delivery, ~~so long as quorum is represented~~ or a majority of the voting power, whichever is less. Furthermore, the Board of Directors shall have the authority to amend the Bylaws without the approval of the Members for the sole purpose of complying with the law.

Section 2. Right of Amendment if Requested by Governmental Agency or Federally Chartered Lending Institutions. Anything in the Bylaws to the contrary notwithstanding, the Board reserves the right to amend all or any part of the Bylaws to such an extent and with such language as may be requested by the FHA or the VA and to further amend the Bylaws to the extent requested by any other federal, state or local governmental agency which requests such an amendment as a condition precedent to such agency's approval of the Bylaws or by any federally chartered lending institution as a condition precedent to lending funds upon security of any Lot(s) or Parcel(s) or any portions thereof.

#### ARTICLE ~~XIV~~XIII

#### INTERPRETATION

In the case of any conflict between the Articles of Incorporation and these Bylaws, the Articles shall control; and in the case of any conflict between the Declaration and these Bylaws, the Declaration shall control.

#### ARTICLE ~~XV~~XIV

#### FISCAL YEAR

The fiscal year of the Association shall begin on the 1<sup>st</sup> day of January and end on the 31<sup>st</sup> day of December of each year.



**CERTIFICATION**

I, the undersigned, do hereby certify:

That I am the duly elected and acting President of THE SCOTTSDALE RANCH COMMUNITY ASSOCIATION, an Arizona non-profit corporation, and,

That the forgoing Bylaws constitute the amended Bylaws of the Association, as adopted by a vote of the Members thereof, on the \_\_\_\_ day of ~~April, 2021.~~ \_\_\_\_\_, 2022.

IN WITNESS WHEREOF, I have hereunto subscribed my name this \_\_\_\_\_ day of ~~April, 2021.~~ \_\_\_\_\_, 2022.

Signature: \_\_\_\_\_

\_\_\_\_\_

Printed Name: \_\_\_\_\_

\_\_\_\_\_

President