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2024027896 AMENDMENT \$25.00 08/01/2024 01:53:21P 2 PGS Trini Beaver HAMILTON County Recorder IN Recorded as Presented

Cross Reference: 1987011703

<u>Declaration of Covenants and Restrictions</u> <u>Hickory Woods Development</u> <u>Amendment 1</u>

Amendment of Section 3 Title:

<u>Restrictions Concerning the Size, Placement, Maintenance of dwelling Houses and other Structures, and Rental of a Lot or House.</u>

<u>Addition to Restrictions Concerning the Size, Placement, Maintenance</u> of dwelling Houses and other Structures, and Rental of a House.

L. Rental of a House.

- 1. For purposes of this Amendment the term owner of a house includes but is not limited to an individual or individuals, company, corporation, partnerships, trust, guardianship, estate, or any arrangement with common beneficial ownership.
- 2. For purposes of this Amendment the term annual shall be a period of 12 months starting on June 1st and ending on May 31st.
- 3. Owners of a house must live in the house at least one year before they can apply to the Board to be granted approval to rent the house.
- 4. No more than 3 houses in Hickory Woods Development can be in rental status at any time.
- 5. A house cannot be in rental status for more than 5 consecutive years starting when the home is approved for rental by the board.
- 6. Minimum rental term is 6 months; this includes any short-term rentals by the owner or rentals through a third party.
- 7. A house owner must apply to the board in writing for approval to rent a house in advance and receive approval from the board before a house can be rented.
- 8. A fee of \$50 must be paid to the Association with the written application requesting approval to rent a house.
- 9. A \$50 fee must be paid to the Association annually during the rental period payable when the assessment is due, June 1^{st} . This fee is in addition to the regular assessments.

- 10. An owner of a house that was previously rented can move back into the house and must reside there 1 year before applying to the Board to rent the house again.
- 11. Rental approvals will be on a first come first served basis. A waiting list will be formed if needed. If a house is approved for rental and not rented within 6 months from the approval of the rental by the Board, the approval will be withdrawn.
- 12. If a house is rented without the Board's approval, a fine of \$500 per month will be assessed the owner. If the rental continues for more than 6 months, the Board can assess additional penalties.
 - 13. An owner can only rent one house.
- 14. The Board may promulgate rules to implement and administer the Rental of House policy.

This Declaration of Covenants and Restrictions, Hickory Woods Development, Amendment 1 adopted and executed this 2 day of 1014, 2024, by the Board of Directors of Hickory Woods Property Owners' Association, Inc.

Andrew Frazier, President

SARA M SOUTHWORTH
Notary Public - Seal
Hendricks County - State of Indiana
Commission Number N°0714719
My Commission Expires Aug 24, 2026

Prepared By: BRUCE EMADINGER

Prepared By: I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in the document, unless required by law.

Bruce Madinger

Bruce Madinger

Board member of Hickory Woods Property Owners' Association, Inc.