

NOTE: SUBSTANTIAL AMENDMENT OF ENTIRE BY-LAWS. FOR PRESENT TEXT SEE EXISTING BY-LAWS.

**AMENDED AND RESTATED BY-LAWS
OF
LA SCALA AT THE COLONY CONDOMINIUM ASSOCIATION, INC.**

1. GENERAL. These are the Amended and Restated By-Laws of La Scala at the Colony Condominium Association, Inc., hereinafter the "Association", a not-for-profit corporation organized under the laws of Florida for the purpose of operating a condominium pursuant to the Condominium Act. All prior By-Laws are hereby revoked and superseded in their entirety.

1.1 Principal Office. The principal office of the Association is 5051 Pelican Colony Boulevard, Bonita Springs, FL 34134.

1.2 Seal. The seal of the Association shall be inscribed with the name of the Association, the year of its organization, and the words "Florida" and "not-for-profit." The seal may be used by causing it, or a facsimile of it, to be impressed, affixed, reproduced or otherwise placed upon any document or writing of the corporation where a seal may be required.

1.3 Definitions. The definitions set forth in Section 4 of the Declaration of Condominium shall apply to terms used in these By-Laws.

2. MEMBERS.

2.1 Qualifications. The members of the Association shall be the record Owners of legal title to the Units in La Scala at the Colony, a Condominium. In the case of a Unit subject to an agreement for deed, the purchaser in possession shall be deemed the Owner of the Unit for purposes of determining voting and use rights. Membership shall become effective upon the occurrence of the last to occur of the following events.

(A) Recording in the Public Records of a deed or other instrument evidencing legal title to the Unit.

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