

**NOTE: SUBSTANTIAL AMENDMENT OF ENTIRE DECLARATION OF CONDOMINIUM  
FOR PRESENT TEXT SEE EXISTING DECLARATION OF CONDOMINIUM**

**AMENDED AND RESTATED DECLARATION OF CONDOMINIUM**

**FOR**

**LA SCALA AT THE COLONY, A CONDOMINIUM**

**KNOW ALL MEN BY THESE PRESENTS:**

That heretofore, the original Declaration of Condominium for La Scala at the Colony, a Condominium, (hereinafter the "Condominium") was recorded in Official Record Book 3971, at Page 2430, et. seq., of the Public Records of Lee County, Florida. That Declaration of Condominium, as it has previously been amended, is hereby further amended and restated.

1. **SUBMISSION TO CONDOMINIUM OWNERSHIP:** This Amended and Restated Declaration of Condominium is made by La Scala at the Colony Condominium Association, Inc., a Florida not-for-profit corporation, hereinafter the "Association". The land subject to this Declaration and the improvements located thereon have already been submitted to condominium ownership and use pursuant to the Condominium Act (as defined below). No additional property is being submitted to condominium ownership by this Declaration. The covenants and restrictions contained in this Declaration shall run with the land and be binding upon and inure to the benefit of all present and future owners of condominium parcels. The acquisition of title to a Unit or any other interest in the Condominium Property, or the lease, occupancy, or use of any portion of a Unit or the Condominium Property, constitutes an acceptance and ratification of all provisions of this Declaration as amended from time to time, and an agreement to be bound by its terms.
2. **NAME AND ADDRESS:** The name of this Condominium is La Scala at the Colony, a Condominium, and its street address is 5051 Pelican Colony Boulevard, Bonita Springs, FL 34134.
3. **DESCRIPTION OF CONDOMINIUM PROPERTY:** The land submitted to the condominium form of ownership by the original Declaration as amended (hereinafter the "Land") is legally described in Exhibit No. "1" attached hereto.
4. **DEFINITIONS:** The terms used in this Declaration and its exhibits shall have the meanings stated below and in Chapter 718, Florida Statutes, (the "Condominium Act"), unless the context otherwise requires.

**AMENDED AND RESTATED DECLARATION OF CONDOMINIUM**

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