

RIVERFIELD HOMEOWNERS ASSOCIATION, INC.

WRITTEN BALLOT

SECOND AMENDMENT TO THE AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, AND EASEMENTS FOR RIVERFIELD SUBDIVISION

The Board of Directors ("Board") of Riverfield Homeowners Association, Inc. ("Association") has proposed the adoption of the Second Amendment to the Amended and Restated Declaration of Covenants, Conditions, Restrictions and Easements for Riverfield Subdivision ("Amendment"). The Board encourages each member to review the proposed Amendment, enclosed herewith, carefully and vote in favor of the Amendment in order that The Fields Swim & Tennis Club, Inc. ("Club") may remain viable and competitive with the amenity offerings of surrounding neighborhoods. The Amendment, if approved, would be consistent with the obligations and requirements set forth in the proposed First Amended and Restated Declaration of Easement and Cost Sharing Agreement ("Agreement"), the final draft of which has been approved by the Riverfield and Amberfield Boards for recording, contingent upon the passage of the Amendment.

The proposed Amendment includes, among other changes, the following revisions:

- 1) Establishes a single level of membership that incorporates the use of all Club Amenities, including tennis, by removing the concept of a basic membership.
- 2) Authorizes the Association to collect a Club initiation fee as determined by the Club upon each and every conveyance of Title to a Lot after the Agreement is recorded in the land records for the benefit of the Club. The initiation fee would initially be set at \$1,450.00. The Club Initiation Fee is capped at 1.5 times the Club Fees applicable to the Lot for the year of the conveyance.
- 3) Authorizes the Association to collect Club Fees for the benefit of the Club in an initial amount not to exceed One Thousand and No/100 Dollars (\$1,000.00) per Lot the first year following recordation of the Agreement and not to increase in subsequent years by more than five percent (5%) per year on a cumulative and compounding basis without approval of members of the Association holding at least two-thirds ($\frac{2}{3}$) of the total eligible vote thereof.

The undersigned, being a member of the Association, has received and had an opportunity to review the Amendment and hereby votes as follows regarding the proposed Amendment: **(Check One)**

FOR the Amendment

AGAINST the Amendment

<u>OWNER</u> Signature: _____ Print Name: _____ Address: _____ Date: _____	<u>ADDITIONAL OWNER (if applicable)</u> Signature: _____ Print Name: _____ Date: _____
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If title to the Lot is held in the name of more than one person, all Owners should sign. Signatures should correspond with the name(s) appearing on the records of the Association. When signing as attorney, executor, administrator, trustee, guardian, or conservator, please indicate the capacity in which you are acting. If the signatory is a corporation or other legal entity, sign the full entity name and title by a duly authorized officer.

Pursuant to Article XI, Section 1 of the Declaration, the Amendment must be approved by affirmative vote, written consent, or any combination of affirmative vote and written consent of the members of the Association holding at least sixty six and two-thirds percent ($66 \frac{2}{3}\%$) of the total eligible vote thereof. Ballots must be received by members entitled to cast at least one-fourth ($\frac{1}{4}$) of the vote of the Association in order to meet the quorum requirements in the Bylaws. **In order for your vote to be counted, the completed written ballot must be received (or postmarked if mailed) by May 1, 2023.** You may return the completed executed written ballot, or a true and correct copy thereof, to **Riverfield Homeowners Association** by email to **riverfieldhoaboard@gmail.com** or by mail to **P.O. Box 923841, Peachtree Corners, GA 30010-3841.**