

**AMENDMENT 2 FOR
DECLARATION OF COVENANTS,
CONDITIONS, AND RESTRICTIONS
FOR
PLUM CREEK SUBDIVISION
TOWN OF CLARKSVILLE, CLARK COUNTY,
INDIANA**

January 11, 2011

Section 2.2 (b-1) Parking and Vehicle Restrictions No vehicle shall be continuously or habitually parked on any street or public right-of-way. For purposes of this paragraph, habitually or continuously parked on any street or public right-of-way, shall mean any period in excess of six (6) hours except during periods of construction. It is the intent of the developer that residents of the development park their vehicles in their driveways and/or garages. For the purposes of these Restrictions and the time restraints set out above, “vehicles” shall also include any and all vehicles of the Owner, occupants of the home and guests and invitees of the Owner and/or occupants. The six (6) hour restriction shall be an aggregate time calculation applicable to any vehicle parked on the street or public right-of-way and it shall not be acceptable to alternate vehicles from the street to the driveway to avoid the provisions of this Restriction.

Section 9.2 (a) Enforcement The board shall have the power and authority to impose reasonable actions for violation of this Declaration specific to Section 2.2 (b-1) Parking and Vehicle Restrictions. Any lot owner, occupant, guest, or invitee will be responsible for complying with these restrictions. The Board shall give written notification to the residence informing them of the violation. If the offense continues, or a second or subsequent violation occurs, a second written notification will be provided. These notifications are to address violations by the Lot, not one specific vehicle. After the above notice of violations is provided, the Board, without further notice, may cause vehicles and/or trailers to be towed at the owner’s expense for failure to comply with Section 2.2 (b-1) Parking and Vehicle Restrictions. The Board shall have further authority to enact additional rules, regulations, and policies regarding the enforcement of Section 2.2 (b-1).

Section 3.4 Specific Construction Previsions, (a-1) Setbacks Minimum building setback distance for lots 67, 66, and 55 shall be the same as above unless the owner of said lot acquires a variance from the local government building and/or planning and zoning authority allowing the alternation of the setback distance. In that event, the setbacks for said lots as required by these Restrictions, without further vote or approval, shall be modified to equal the setbacks approved by the variance granted. All other restrictions per Section 3.4 Specific Construction Previsions shall apply.

Section 3.4 Specific Construction Previsions, (2) Fences and Walls All fences are to be wrought iron or have the appearance of wrought iron. The Board shall have the authority to approve or deny the location and material of any fence. Acceptable fencing materials include aluminum and PVC. Wood and solid fencing are not acceptable fencing materials.

**AMENDMENT 1 FOR
BY-LAWS**

**PLUM CREEK HOMEOWNER'S
ASSOCIATION, INC.**

January 11, 2011

Section 14.2 Fine for Violation By resolution, following notice and hearing, the Board of Directors may levy fines, as determined reasonable and appropriate by the Board, for each day that a violation of the Documents or rules persists after notice and hearing. The notice provisions of this Section shall not in any way restrict the Board of Directors' authority to take immediate action, without notice, to cure violations of the Documents, when said actions are authorized by the Documents. Among other things, this shall include the Board of Directors authority to tow vehicles, remove signage and cure emergencies, as set out in the Documents as amended from time to time.