



Bobbie Holsclaw
Jefferson County Clerk's Office

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BOBBIE HOLSCLAW
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FIRST AMENDMENT TO SECOND AMENDED AND RESTATED
DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS
SILVER OAKS SUBDIVISION
Jefferson County, Kentucky

THIS FIRST AMENDMENT TO SECOND AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SILVER OAKS SUBDIVISION (hereinafter "Declaration") is made, imposed and declared as of this 27 day of JULY, 2021, by Silver Oaks Homeowners Association (hereinafter the "Association").

WITNESSETH, THAT:

WHEREAS, the Association was created by the recording of the Declaration in Deed Book 7463, Page 375, in the Office of the Clerk of Jefferson County, Kentucky; and

WHEREAS, the Declaration has been amended by instruments of record in the Office of the Clerk of Jefferson County, Kentucky as follows:

Deed Book 7659, Page 133	Deed Book 8672, Page 819
Deed Book 7962, Page 703	Deed Book 9775, Page 549
Deed Book 8005, Page 92	Deed Book 9829, Page 792
Deed Book 8206, Page 889	Deed Book 10398, Page 953
Deed Book 8501, Page 101	Deed Book 10954, Page 47

and

WHEREAS, the Association has the power and authority to amend and enforce the Declaration with regard to all platted lots in a certain residential subdivision known as "Silver Oaks" as shown on the following plats of record in the Offices of the Clerk of Jefferson County, Kentucky (the "Record Plats"):

Plat and Subdivision Book 46, Page 62
Plat and Subdivision Book 47, Page 47
Plat and Subdivision Book 48, Page 42
Plat and Subdivision Book 48, Page 54
Plat and Subdivision Book 50, Page 26
Plat and Subdivision Book 50, Page 97

and

WHEREAS, pursuant to Article VII, Section 3 of the Declaration, the Declaration may be amended by a majority of the votes or proxy votes collected and/or counted from the members in the Association and recorded in the Jefferson County Clerk's Office; and

WHEREAS, at a meeting of the Association on the 29th day of March, 2018, a majority of the votes counted were in favor of, and have adopted the following amendments to the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions as hereinafter set out:

WHEREAS, Article V, Section 3(C)(b) of the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions currently reads:

b. No commercial vehicle shall be parked or kept on any lot, unless housed in a garage, or on any street in the Subdivision between the hours of 4:00 p.m. and 6:00 a.m. except when used as part of a temporary construction or repair activity on the lot. "Commercial vehicle" is defined as a vehicle meeting any one of the following characteristics: having rear dual axles; having a design load carrying capacity of more than two (2) tons; being designed to carry more than nine (9) passengers, including driver; being designed to carry business equipment on or in exterior racks or bins, but not including tool boxes.

NOW THEREFORE, Article V, Section 3(C)(b) of the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions shall now be amended to read:

b. No commercial vehicle shall be parked or kept on any Lot, unless housed in a garage, or any street in the Subdivision between the hours of 4:00 p.m. and 6:00 a.m. except when used as part of a temporary construction or repair activity on the Lot. "Commercial vehicle" is defined as a vehicle meeting any one of the following characteristics: classified as a 'class 4' commercial truck or higher class by the Department of Transportation Federal Highway Administration; being designed to carry more than nine (9) passengers, including driver; being designed to carry business equipment on or in exterior racks, bins, or mounted tool boxes; being designed with signage for a commercial or private business.

AND WHEREAS, Article V, Section 5(F)(a) of the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions currently reads:

a. Portable basketball goals shall be placed at least twenty-five (25) feet off the street, or other greater distance as required by Metro Ordinance, between the dates of September 1st through February 28th. All basketball goals shall be maintained to preserve an attractive appearance and kept in an operational state. Only nylon nets are permitted.

NOW THEREFORE, Article V, Section 5(F)(a) of the Second Amended and Restated Declaration of Covenants, Conditions and Restrictions shall now be amended to read:

a. Portable basketball goals shall be placed at least twenty-five (25) feet off the street, or other greater distance as required by Metro Ordinance. All basketball goals shall be maintained to preserve an attractive appearance and kept in an operational state. Only nylon nets are permitted.

