

evidence concerning the alleged violation. At the hearing, said Member shall have the right to present oral or written evidence concerning the alleged violation. The Board shall render its decision concerning the alleged violation to said Member not less than five (5) days after the hearing, and shall provide a written explanation of the suspension, fine or conditions, if any, imposed by the Board.

## ARTICLE 14

### AMENDMENTS

14.1 Amendments to By-Laws. These By-Laws may be amended by Declarant at any time prior to the close of escrow for the sale of the first Lot. After the sale of the first Lot, these By-Laws may be amended only by the affirmative vote (in person or by proxy) or written consent of Members representing at least a majority of the voting power of each class of Members and a majority of the voting power of the Association residing in Members, other than Declarant. However, the percentage of voting power necessary to amend a specific section or provision of these By-Laws shall not be less than the prescribed percentage of affirmative votes required for action to be taken under that section or provision.

In addition, so long as there is a Class B membership, any amendment to these By-Laws shall require the approval of the Department of Veterans Affairs ("VA"). A draft of the amendment should be submitted to the VA for its approval prior to its approval by the membership of the Association. At such time as the Class B membership shall cease and be converted to Class A membership, amendments to these By-Laws shall be enacted by requiring the vote or written assent of:

- a. Sixty-seven percent (67%) of the total voting power of the Association; and
- b. Sixty-seven percent (67%) of the votes of Members, other than the Declarant.

Notwithstanding the foregoing, the percentage of a quorum of the Members or of the votes of Members, other than the Declarant, necessary to amend a specific provision in these By-Laws shall not be less than the prescribed percentage of affirmative votes required for action to be taken under said provision.