Prepared by: S. Kyla Thomson, Esq. Goede, Adamczyk, DeBoest & Cross, PLLC 8950 Fontana Del Sol Way, 1<sup>st</sup> Floor Naples, Florida 34109 239-331-5100

## CERTIFICATE OF AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF PRINCETON PLACE AT WIGGINS BAY ONE

I HEREBY CERTIFY that the following amendment to the Declaration of Condominium of Princeton Place at Wiggins Bay One Association, Inc., was duly adopted by the membership at the duly noticed Meeting of the Members of Princeton Place at Wiggins Bay One Association, Inc. on the 24th day of August, 2017. Said amendment was approved by a proper percentage of voting interests of the membership.

The original Declaration of Condominium of Princeton Place at Wiggins Bay One, including the legal description of the Collier County, Florida real property subject to this amendment was recorded at Official Records Book 1672 Page 760, of the Public Records of Collier County, Florida.

Additions are <u>underlined</u> Deletions are <del>stricken through</del>

## Section 17.11 of the Association's Declaration is hereby added as follows:

## 17.11. Smoking Prohibited.

## a. Definitions

- i. "Smoking" means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form. "Smoking" also includes the use of an electronic smoking device which creates an aerosol or vapor, in any manner or in any form.
- ii. "Electronic Smoking Device" means any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person to simulate smoking through inhalation of vapor or aerosol from the product. The term includes any such device, whether manufactured, distributed, marketed, or sold as

- an e-cigarette, e-cigar, e-cigarillo, e-pipe, e-hookah, or vape pen, or any other product name or descriptor.
- b. Smoking is prohibited on all Common Elements of Association. Without limiting the generality of the foregoing, this prohibition applies to all Common Areas, including Limited Common Elements, of the Association, whether indoors or outdoors, including, without limitation, lanais, terraces, stairways, hallways, and landscaped areas of the condominium. The smoking prohibition shall apply to all forms of smoking, including the use of electronic smoking devices.
- c. Smoking within the Units is prohibited.
- d. This restriction shall apply to all Unit Owners, family members, tenants, residents, guests, business invitees, and visitors of the Association.
- e. <u>This restriction is effective immediately upon recording as to all Common Elements and Limited Common Elements.</u>
- f. Any Owner who sells his Unit shall specifically disclose to all potential buyers and realtors that smoking is prohibited on all Common Elements and Limited Common Elements. Any Owner who rents or otherwise allows someone other than the Owner to reside within or occupy the Unit shall disclose to all persons who reside within his Unit, prior to their occupancy or residency, that smoking is prohibited on all Common Elements and Limited Common Elements.
- g. Each Owner is responsible for the actions of all other persons residing within or visiting his/her Unit and shall be subject to a violation of this Section if any such person is found to be smoking on the Common Elements or Limited Common Elements.

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Witnesses:

PRINCETON PLACE AT WIGGINS BAY ONE ASSOCIATION, INC.

A Florida not for profit corporation

By: Tom Baluk Title: President

(sign)

(print)

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Lisette Sosa

(print)

STATE OF FLORIDA COUNTY OF COLLIER

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgements, personally appeared Tom Baluk, as President of Princeton Place at Wiggins Bay One Association, Inc., who is personally known to me or has produced his Driver's License as identification and who executed the foregoing instrument and acknowledged before me that he executed the same. WITNESS my hand and official seal in the County and State last aforesaid this 30 day of August, 2017.

Notary Public State of Florida
Michael J Towns
My Commission FF 227426
Expires 06/15/2019

Notary Public, State of Florida,

My commission expires: 6/15