



2019 00001622

Bk: 13189Pg: 353 Page: 1 of 3
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AMENDMENT OF THE DECLARATION OF TRUST OF THE WESTVIEW CONDOMINIUM

This AMENDMENT OF THE DECLARATION OF TRUST OF THE WESTVIEW CONDOMINIUM TRUST dated December 1, 2015 and recorded in the Hampshire County Registry of Deeds in Book 1242, Page 1, is made this 13 day of JANUARY 2019, by UNIT OWNERS OF THE WESTVIEW CONDOMINIUM TRUST, entitled to more than fifty-one percent (51%) of the Voting Power of the Westview Condominium Trust.

WHEREAS, the Westview Condominium Trust, was established by a Master Deed and Trust, dated December 1, 2015, and recorded with the Hampshire County Registry of Deeds at Book 12141, Page 304 and Book 12142, Page 1, respectively, as amended; and,

WHEREAS, Article VII, Section 7.1 of the Declaration of Trust provides that the Declaration of Trust may be amended from time to time by a vote of Unit Owners entitled to at least fifty-one percent (51%) of the Voting Power of the Trust;

NOW THEREFORE, pursuant to the power and authority set forth under Article VII of the Declaration of Trust and every other power in the Condominium documents and at law, the Declaration of Trust is hereby amended as follows:

The final sentence of the first paragraph of ARTICLE III, SECTION 3.1 is hereby deleted in its entirety and the following new sentences are inserted in its place:


“The initial term office of the three Trustees elected to fill the vacancy created by the “takeover event” shall terminate at the annual meeting to be held in November or December, 2019. At the 2019 annual meeting of the Unit Holders, three Trustees will be elected by a vote of Unit Holders entitled to at least Fifty-six percent (56%) of the Voting Power of the Trust. The Trustees shall be designated Trustees #1, #2 and #3. Trustee #1’s term shall be one year. Trustee #2’s term shall be two years. Trustee #3’s term shall be three years. After the conclusion of such terms, all Trustees elected by a vote of Unit Holders entitled to at least Fifty-six percent (56%) of the Voting Power of the Trust shall serve three year terms or until each said Trustee is no longer an Owner of Record of a unit in the WESTVIEW CONDOMINIUM, or leaves or is removed from office in accordance with the terms of this Declaration of Trust.”

Except as set forth herein, the Declaration of Trust of the Condominium, as previously amended, is hereby ratified and affirmed. In the event that any part of this amendment shall be determined to be invalid or unenforceable, the amendment shall be interpreted and construed so as to be enforceable as to the extent and in such situation as may be permitted by applicable law and in any event, the partial or total enforceability of such part shall not affect in any manner, the validity, enforceability or effect of the remainder of this amendment.


[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, THE UNIT OWNERS OF THE WESTVIEW CONDOMINIUM TRUST have caused these presents to be executed as a sealed instrument this 23 day of JANUARY 2019

The undersigned grantees representing at least fifty-one percent (51%) of the Voting Power of the Westview Condominium Trust here join in the execution this AMENDMENT OF THE DECLARATION OF TRUST OF THE WESTVIEW CONDOMINIUM TRUST



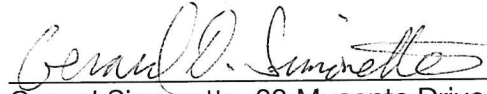
Gary Drimmer, 80 Musante Drive



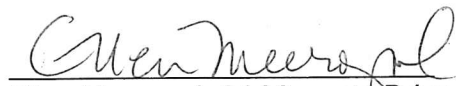
Candace Drimmer, 80 Musante Drive



Grace Simonette, 82 Musante Drive



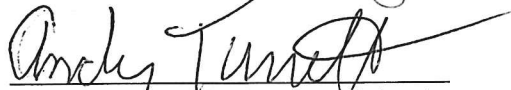
Gerard Simonette, 82 Musante Drive



Ellen Meeropol, 84 Musante Drive



Robert Meeropol, 84 Musante Drive



Andy Turrett, 86 Musante Drive



Sherry Gao, 90 Musante Drive



Denys Candy, 88 Musante Drive



Fiona Cheong, 88 Musante Drive




Witness

COMMONWEALTH OF MASSACHUSETTS

HAMPSHIRE, SS

January 23, 2019

Then personally appeared the above-named GARY DRIMMER + CANDACE DRIMMER as aforesaid and proved to me through satisfactory evidence of identification which was personal knowledge to be the people whose names are signed on the preceding or attached document and acknowledged to me that she/he signed it voluntarily for its stated purpose.



Notary Public:

My Commission Expires



LISA M. NAWROCKI
Notary Public
Commonwealth of Massachusetts
My Commission Expires
October 31, 2019

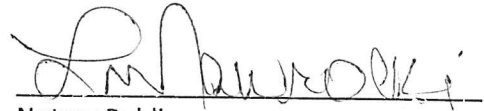
COMMONWEALTH OF MASSACHUSETTS

HAMPSHIRE, SS

January 23, 2019

Then personally appeared the above named GRACE SIMONETTE, GERARD SIMONETTE,
ELLEN MEERODOL, ROBERT MEERODOL, ANDY TURRETT, SHERYL GAO,
DEEUS CANDY AND FIANA CHEONG

As aforesaid and proved to me through satisfactory evidence of identification which was personal knowledge to be the people whose names are signed on the preceding or attached document and acknowledged to me that she/he signed it voluntarily for its stated purpose.



Notary Public:

My Commission Expires



LISA M. NAWROCKI
Notary Public
Commonwealth of Massachusetts
My Commission Expires
October 31, 2019

ATTEST: HAMPSHIRE, Mary Colberding, REGISTER
MARY COLBERDING