

Please return to:

Vanessa E. Goggans, Esq.
Goggans, Stutzman, Hudson, Wilson & Mize, LLP
990 Hammond Drive, Suite 300
Atlanta, GA 30328

Cross Reference to Declaration:

Deed Book 60037, page 154 et. seq.,
Fulton County, GA records

**FIRST AMENDMENT
TO COVENANTS, RESTRICTIONS AND EASEMENTS
FOR
CASTLEBERRY STATION
FULTON COUNTY, GEORGIA**

THIS FIRST AMENDMENT TO COVENANTS, RESTRICTIONS AND EASEMENTS FOR CASTLEBERRY STATION is made by Brock Built Homes, LLC, a Georgia limited liability company (hereinafter referred to as "*Declarant*").

WHEREAS, Declarant is the Declarant under that certain Declaration of Covenants, Restrictions And Easements For Castleberry Station recorded in Deed Book 60037, page 154, et. Seq., Fulton County, Georgia records (hereinafter the "Declaration"); and

WHEREAS, the Declarant desires to amend certain provisions contained within the Declaration; and

WHEREAS, pursuant to Article XII of the Declaration, until the termination of the Development Period, the Declaration may be amended by Declarant, who may unilaterally amend for any purpose; and

WHEREAS, the Development Period has not yet been terminated; and

NOW THEREFORE, Declarant does hereby amend the Declaration as follows:

1. Trash, Rubbish and Garbage. Section 15 shall be deleted in its entirety and replaced with the following:

Section 15. Trash, Rubbish and Garbage. No garbage or trash shall be placed or kept on the Property except in sealed bags placed in proper containers of a type, size and style which are approved by the Board of Directors or as required by the applicable governing jurisdiction, and subject to rules promulgated by the Association. No person shall burn

rubbish, garbage or any other form of solid waste on any Lot or on Common Areas or within the right of way of any street within the Property. All garbage receptacles shall be stored out of sight at all times except on the days on which trash is removed by the designated garbage-collecting agency. In the event the designated garbage-collecting agency discontinues trash service to the Property, the Association shall provide a dumpster on the Common Area for the disposal of household garbage. The placement of oversized items such as furniture or anything other than standard household waste in the dumpster(s) shall be strictly prohibited. The above provisions in this Section are not applicable to construction debris, rubbish, garbage or any other form of solid waste of the Declarant or its affiliates; provided, however, all such construction debris, rubbish, garbage or any other form of solid waste shall be regularly removed and shall not be allowed to unreasonably accumulate.

Except as expressly amended and modified herein, the Declaration shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, Declarant has caused this First Amendment to Declaration Covenants, Restrictions and Easements to be executed by their duly authorized officers as of this 19th day of August, 2021.

Signed, sealed and delivered
in the presence of:

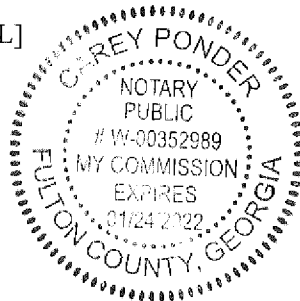
Victoria Golub
Witness

Carey Ponder
Notary Public

Date: 8-19-2021

My Commission Expires:

[NOTARIAL SEAL]



DECLARANT:

Brock Built Homes, LLC,
A Georgia Limited Liability Company

By: Jordan Cussimano (SEAL)

Name: Jordan Cussimano

Title Manager