

744171

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(Address)

(Address)

(City/State/Zip/Phone #)

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(Business Entity Name)

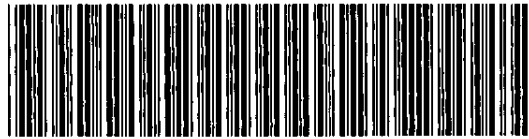
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FILED
OCT 30 PM 12:40
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Amend

OCT 31 2012

T. LEWIS

ROBERT L. KAYE
MICHAEL S. BENDER
JEFFREY A. REMBAUM
DEBORAH S. SUGARMAN
ANDREW B. BLACK
GERARD S. COLLINS
KERSTIN HENZE
ALAN SCHWARTZSEID
SHELLEY J. MURRAY
EVELYN M. GREENSTONE
JEFFREY D. GREEN
EMILY E. GANNON
BRADD L. WEINBERG



MAIN OFFICE:
1200 PARK CENTRAL BLVD SOUTH
POMPANO BEACH, FL 33064
TEL. (954) 928-0680
FAX (954) 772-0319
(800) 974-0680

WITH AN ADDITIONAL OFFICE
IN PALM BEACH GARDENS

KHenze@KBRLegal.Com

KBRLegal.Com

October 25, 2012

Division of Corporations
Amendment Section
P.O. Box 6327
Tallahassee, Florida 32314

RE: **Articles of Amendment to the Articles of Incorporation of
Intracoastal North Condominium Association, Inc.
Document No.: 744171**

Dear Sir or Madam:

Please be advised that we represent the above-referenced Association. Enclosed are the following documents for filing the Amended Articles of Incorporation of our client with the Division of Corporation:

- (1) Cover Letter;
- (2) Articles of Amendment to the Articles of Incorporation;
- (3) Amended Articles of Incorporation;
- (4) The Association's Check No. 3197 payable to the Florida Department of State in the amount of \$43.75, representing the filing and certified copy fee.

Should you have any questions or require further information, please do not hesitate to contact me. Thank you for your attention to this matter.

Very truly yours,


KERSTIN HENZE

KH:om
Enclosures

cc: Board of Directors (Intracoastal North Condominium)
Robert L. Kaye, Esq.
Michael S. Bender, Esq.

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: Intracoastal North Condominium Association, Inc.

DOCUMENT NUMBER: 744171

The enclosed *Articles of Amendment* and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

Kerstin Henze, Esq.

(Name of Contact Person)

Kaye Bender & Rembaum, P.L.

(Firm/ Company)

1200 Park Central Boulevard South

(Address)

Pompano Beach, FL 33064

(City/ State and Zip Code)

KHenze@KBRLegal.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Kerstin Henze, Esq.

(Name of Contact Person)

at (954) 928-0680

(Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount made payable to the Florida Department of State:

- | | | | |
|--|--|--|--|
| <input type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &
Certificate of Status | <input checked="" type="checkbox"/> \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed) | <input type="checkbox"/> \$52.50 Filing Fee
Certificate of Status
Certified Copy
(Additional Copy is
Enclosed) |
|--|--|--|--|

Mailing Address

Amendment Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

Street Address

Amendment Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

Articles of Amendment
to
Articles of Incorporation
of

Intracoastal North Condominium Association, Inc.

(Name of Corporation as currently filed with the Florida Dept. of State)

744171

(Document Number of Corporation (if known))

FILED

OCT 30 PM 12:40

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Pursuant to the provisions of section 617.1006, Florida Statutes, this *Florida Not For Profit Corporation* adopts the following amendment(s) to its Articles of Incorporation:

A. If amending name, enter the new name of the corporation:

The new name must be distinguishable and contain the word "corporation" or "incorporated" or the abbreviation "Corp." or "Inc." "Company" or "Co." may not be used in the name.

B. Enter new principal office address, if applicable:
(Principal office address **MUST BE A STREET ADDRESS**)

C. Enter new mailing address, if applicable:
(Mailing address **MAY BE A POST OFFICE BOX**)

D. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:

Name of New Registered Agent: _____

(Florida street address)

New Registered Office Address:

_____, Florida _____
(City) (Zip Code)

New Registered Agent's Signature, if changing Registered Agent:

I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.

Signature of New Registered Agent, if changing

If amending the Officers and/or Directors, enter the title and name of each officer/director being removed and title, name, and address of each Officer and/or Director being added:

(Attach additional sheets, if necessary)

Please note the officer/director title by the first letter of the office title:

P = President; V= Vice President; T= Treasurer; S= Secretary; D= Director; TR= Trustee; C = Chairman or Clerk; CEO = Chief Executive Officer; CFO = Chief Financial Officer. If an officer/director holds more than one title, list the first letter of each office held. President, Treasurer, Director would be PTD.

Changes should be noted in the following manner. Currently John Doe is listed as the PST and Mike Jones is listed as the V. There is a change, Mike Jones leaves the corporation, Sally Smith is named the V and S. These should be noted as John Doe, PT as a Change, Mike Jones, V as Remove, and Sally Smith, SV as an Add.

Example:

<input checked="" type="checkbox"/> Change	<u>PT</u>	<u>John Doe</u>
<input checked="" type="checkbox"/> Remove	<u>V</u>	<u>Mike Jones</u>
<input checked="" type="checkbox"/> Add	<u>SV</u>	<u>Sally Smith</u>

<u>Type of Action</u> (Check One)	<u>Title</u>	<u>Name</u>	<u>Address</u>
1) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
2) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
3) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
4) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
5) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____
6) <input type="checkbox"/> Change	_____	_____	_____
<input type="checkbox"/> Add			_____
<input type="checkbox"/> Remove			_____

E. If amending or adding additional Articles, enter change(s) here:
(attach additional sheets, if necessary). (Be specific)

Please see attached.

***(SUBSTANTIAL REWORDING OF THE ARTICLES OF INCORPORATION. SEE
ORIGINAL RECORDED ARTICLES OF INCORPORATION FOR ORIGINAL TEXT.)***

AMENDED ARTICLES OF INCORPORATION OF
INTRACOASTAL NORTH CONDOMINIUM ASSOCIATION, INC.

The undersigned by these Articles associate themselves for the purpose of forming a corporation not for profit under the laws of the State of Florida, pursuant to F.S. 617 (1973), and certify as follows:

ARTICLE I

The name of the Corporation shall be INTRACOASTAL NORTH CONDOMINIUM ASSOCIATION, INC. For convenience, the corporation shall be referred to in this instrument as the Association.

ARTICLE II

PURPOSE

- A. PURPOSE. The purpose for which the Association is organized is to provide an entity pursuant to the Condominium Act, F.S. 718.111 as it may be amended from time to time. For the operation of Intracoastal North Condominium located upon real property more particularly described in the Declaration of Condominium of Intracoastal North Condominium.
- B. INCOME. The Association shall make no distributions of income to its members, directors or officers except as permitted by law, as it may be amended from time to time.

ARTICLE III

POWERS

- A. AUTHORITY. The powers of the Association shall include and be governed by the following provisions:
 - 1. The Association shall have all of the common law and statutory powers of a corporation not for profit not in conflict with the terms of the Articles.

2. The Association shall have all of the powers and duties set forth in the Condominium Act except as limited by these Articles and Declaration of Condominium and all of the powers and duties reasonably necessary to operate the condominium pursuant to the Declaration and as it may be amended from time to time, including but not limited to the following:
 - a) To make and collect assessments against members as apartment owners to defray the costs, expenses and losses of the condominium.
 - b) To use the proceeds of assessments in the exercise of its powers and duties.
 - c) The maintenance, repair, replacement and operation of the condominium property.
 - d) The purchase of insurance upon the condominium property and insurance for the protection of the Association and its members as apartment owners.
 - e) The reconstruction of improvements after casualty and further improvement of the property
 - f) To make, establish and enforce reasonable rules and regulations governing the use of the condominium units, common elements, limited common elements and condominium property as said terms may be defined in the Declaration of Condominium.
 - g) To approve or disapprove the transfers mortgage and ownership of apartments as may be provided by the Declaration of Condominium and By- Laws.
 - h) To enforce by legal means the provisions of the Condominium Act, the Declaration of Condominium these Articles, the By – Laws of the Association and the Regulations or the use of the property in the Condominium.
 - i) To contract for the management of the Condominium and to delegate to such contractor all powers and duties of the Association except such as are specifically required by the Declaration of Condominium to have approval of the Board of Directors or the membership of the Association.
 - j) To contract for the management or operation of portions of the common elements susceptible to separate management or operation, and to lease such portions.
 - k) To employ personnel to perform the services required for proper operation of the Condominium.

3. All funds and the titles of all properties acquired by the Association and their proceeds shall be held in trust for the members in accordance with the provisions of the Declaration of Condominium.
4. The powers of the Association shall be subject to and shall be exercised in accordance with the provisions of the Declaration of Condominium and the By- Laws.

ARTICLE IV

MEMBERS

- A. PERSONS ENTITLED. The members of the Association shall consist of all of the record owners of apartments in the condominium; and after termination of the condominium shall consist of those who are members at the time of such termination and their successors and assigns.
- B. TRANSFER OF MEMBERSHIP. After receiving approval of the Association required by the Declaration of Condominium, change of membership in the Association shall be established by recording in the public records of Palm Beach County, Florida, a deed or other instrument establishing a record title to an apartment in the condominium and the deliver to the Association of a certified copy of such instrument. The owner designated by such instrument thus becomes a member of the Association and the membership of the prior owner is terminated.
- C. APPURTENANT TO UNIT. The share of a member in the funds and assets of the Association cannot be assigned, hypothecated or transferred in any manner except as an appurtenance to his apartment.
- D. ENTITLED TO VOTE. The owner of each apartment shall be entitled to at least one vote as a member of the Association. The exact number of votes to be cast by the owner of an apartment and the manner of exercising voting rights shall be determined by the By – Laws of the Association.

ARTICLE V

DIRECTORS

- A. MEMBERSHIP OF BOARD. The affairs of the Association will be managed by a Board consisting of the number of directors determined by the By – Laws, but not less than three directors, and in the absence of such determination shall consist of three directors. Directors need not be members of the Association.
- B. ELECTION AND REMOVAL. Directors of the Association shall be elected at the annual meeting of the members in the manner determined by the By – Laws. Director may be removed and vacancies on the Board of Directors shall be filled in the manner provided by the By – Laws.

Article VI

OFFICERS

ADMINISTRATION. The affairs of the Association shall be administered by the officers designed in the By- Laws. After the First Election of Directors, the officers shall be elected by the Board of Directors at the first meeting following the annual meeting of the majority of the members of the Association and shall serve at the pleasure of the Board of Directors.

ARTICLE VII

INDEMNIFICATION

- A. DIRECTORS AND OFFICERS. Every director and every officer of the Association shall be indemnified by the Association against all expense and liabilities, including counsel fees, reasonable incurred by or imposed upon him in connection with any proceeding or any settlement of any proceeding to which he may be a party or in which he may become involved by reason of his being or having been a director or officer of the Association, whether or not he is a director or officer of the Association at the time such expenses are incurred, except when the director or officer is adjudged guilty of willful misfeasance or malfeasance in the performance of his duties; provided that in the event of a settlement, the indemnification shall apply only when the Board of Directors approves such settlement and reimbursement as being for the best interests of the Association. The forgoing right of indemnification shall be in

addition to and not exclusive of all other rights to which such director or office may be entitled.

ARTICLE VIII

BY – LAWS

- A. ADOPTION. The first By- Laws of the Association shall be adopted by the Board of Directors and may be altered, amended or rescinded in the manner provided by the By – Laws.

ARTICLE IX

AMENDMENTS

- A. MANNER OF AMENDMENT. Except as otherwise provided in the Declaration of Condominium, amendments to the Articles of Incorporation may be considered at any regular or special meeting of the unit owners, and may be adopted in the following manner:

1. Notice of the subject matter of a proposed amendment shall be included in the notice of any meeting at which a proposed amendment is considered, and said notice shall be made as required by the By – Laws.
2. A resolution for the adoption of a proposed amendment may be proposed either by the Board of Directors or by a majority of the members of the Association. Directors and member not present in person or proxy at the meeting considering the amendment may express their approval in writing, providing such approval is delivered to the secretary at or prior to the meeting. Such amendments must be approved by not less than fifty- one (51%) percent of the votes of the entire membership of the Association.

ARTICLE X

TERM

- A. PERPETUAL. The term of the Association shall be perpetual.

ARTICLE XI

A. BY-LAW AMENDMENTS. Resolution for the adoption of a proposed amendment to the By-Laws may be proposed either by the Board of Directors or by a majority of the members of the Association. Except as elsewhere provided in the By-Laws or the Declaration of Condominium, such amendment shall be approved by not less than fifty-one (51%) percent of the votes of the entire membership of the Association.

B. STOCK. This corporation shall issue no shares of stock of any kind or nature whatsoever. Membership in the corporation and the transfer thereof, as well as the number of members, shall be upon such terms and conditions as are provided for in the Declaration of Condominium and by-Laws. The voting rights of the owners of parcels in said Condominium property shall be set forth in the Declaration of Condominium and By-Laws.

The date of each amendment(s) adoption: September 2012

Effective date if applicable: _____
(no more than 90 days after amendment file date)

Adoption of Amendment(s) **(CHECK ONE)**

- ☒ The amendment(s) was/were adopted by the members and the number of votes cast for the amendment(s) was/were sufficient for approval.
- ☐ There are no members or members entitled to vote on the amendment(s). The amendment(s) was/were adopted by the board of directors.

Dated

10-25-12

Signature

Jan C Lafferty, PRES

(By the chairman or vice chairman of the board, president or other officer-if directors have not been selected, by an incorporator - if in the hands of a receiver, trustee, or other court appointed fiduciary by that fiduciary)

JAN LAFFERTY

(Typed or printed name of person signing)

PRES.

(Title of person signing)