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10 JUL -2 AM 9:08

Amended/Restated
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COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: The Beach Club Condominium Association of Pensacola Beach, Inc.

DOCUMENT NUMBER: N36255

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

Please return all correspondence concerning this matter to the following:

Stephen Lowery

(Name of Contact Person)

Coastal Association Law Group, P.L.

(Firm/ Company)

139 E. Government Street

(Address)

Pensacola, FL 32502

(City/ State and Zip Code)

joannefaddis@realtymarts.com

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

For further information concerning this matter, please call:

Stephen Lowery

(Name of Contact Person)

at (850) 466-3255

(Area Code & Daytime Telephone Number)

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

☒ \$35 Filing Fee

☐ \$43.75 Filing Fee &
Certificate of Status

☐ \$43.75 Filing Fee &
Certified Copy
(Additional copy is
enclosed)

☐ \$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



FLORIDA DEPARTMENT OF STATE
Division of Corporations

June 25, 2010

STEPHEN LOWERY
COASTAL ASSOCIATION LAW GROUP, P.L.
139 E. GOVERNMENT STREET
PENSACOLA, FL 32502

SUBJECT: THE BEACH CLUB CONDOMINIUM ASSOCIATION OF
PENSACOLA BEACH, INC.
Ref. Number: N36255

We have received your document for THE BEACH CLUB CONDOMINIUM ASSOCIATION OF PENSACOLA BEACH, INC. and your check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

✓ Please include the exhibit(s) referred to in your document.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6964.

Irene Albritton
Regulatory Specialist II

Letter Number: 010A00015707

RECEIVED
2010 JUL -2 AM 8:00
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

RECEIVED JUN 30 2010

**AMENDED AND RESTATED ARTICLES OF INCORPORATION
OF
THE BEACH CLUB CONDOMINIUM ASSOCIATION
OF PENSACOLA BEACH, INC.**

FILED
SECRETARY OF STATE
TALLAHASSEE, FLORIDA
10 JUL -2 AM 9:00

Pursuant to the provisions of Chapter 617, Florida Statutes, The Beach Club Condominium Association of Pensacola Beach, Inc., a Florida not for profit corporation (the "Association") certifies that:

1. The name of the Association is THE BEACH CLUB CONDOMINIUM ASSOCIATION OF PENSACOLA BEACH, INC., and the name of the Association hereafter shall be BEACH CLUB ON THE GULF CONDOMINIUM ASSOCIATION, INC.
2. The members of the Association duly adopted these Amended and Restated Articles of Incorporation by a unanimous action.
3. These duly adopted Amended and Restated Articles of Incorporation supersede the original Articles of Incorporation of the Association and all amendments thereto.
4. The Articles of Incorporation of the Association, as amended, are restated to read in their entirety as follows:

ARTICLE I. NAME AND PRINCIPAL PLACE OF BUSINESS

The name of this corporation is BEACH CLUB ON THE GULF CONDOMINIUM ASSOCIATION, INC. ("Association"), and its principal place of business is c/o Realty Marts International Inc., 1591 Via Deluna Drive, Pensacola Beach, FL 32561.

ARTICLE II. PURPOSE

This corporation is organized for the purpose of providing an entity pursuant to Section 718.111, Florida Statutes, for the operation of The Beach Club, a Condominium located in Escambia County, Florida. Further, the Association shall operate and maintain any stormwater management system and any stormwater discharge facility exempted or permitted by the Florida Department of Environmental Protection or other state agency on the property of the Association, and shall have all powers necessary to establish rules and regulations, assess members, and contract for services for the maintenance and operation thereof. In addition, the Association shall maintain dune vegetation and dune integrity and similar improvements or environmental requirements on the Association's property as may be directed by the State of Florida, Escambia County, the Santa Rosa Island Authority, or other governmental authority from time to time.

ARTICLE III. TERM

The term of the Association shall be the life of the condominium, unless the Association is terminated by the termination of the condominium in accordance with the provisions of the Declaration. Upon any such termination, any stormwater management system or discharge facility for which the Association is responsible shall be maintained by local government units, including Escambia County or any municipality, a municipal service taxing unit, an active water control district, a drainage district created by special act, a community development district created under Chapter 190, Florida Statutes, a special assessment district created under Chapter 170, Florida Statutes, a state or federal agency, any duly constituted communication, water, sewer, electrical or other public utility, or any entity acceptable to the Department of Environmental Protection or its successor under its rules and regulations.

ARTICLE IV. DIRECTORS

1. The affairs of the Association will be managed by a Board of Directors consisting of the number of directors as shall be determined by the Bylaws, but not less than three directors and in the absence of such determination shall consist of three directors.

2. Directors of the Association shall be elected at the annual meeting of the members in the manner determined by the Bylaws. Directors may be removed and vacancies of the Board of Directors shall be filled in the manner provided In the Bylaws.

ARTICLE V. OFFICERS

The affairs of the Association shall be administered by the officers elected by the Board of Directors at its meeting following the annual meeting of the members of the Association, which officers shall serve at the pleasure of the Board of Directors.

ARTICLE VI. BYLAWS

The Amended and Restated Bylaws of the Association shall be adopted by the Board of Directors and may be altered, amended or rescinded in the manner provided by the Bylaws.

ARTICLE VII. AMENDMENTS

Amendments to the Articles of Incorporation shall be proposed and 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.

2. A resolution approving a proposed amendment may be proposed by either the Board of Directors or by the members of the Association. Directors and members not present in person or by proxy at the meetings considering the amendment may express their approval in writing, providing such approval is delivered to the secretary at or prior to the meeting.

3. Approval of an amendment must be by not less than 66-2/3% of the votes of the entire membership of the Association.

4. No amendments shall make any changes in the qualifications for membership nor the voting rights of members.

5. A copy of each amendment shall be certified by the Secretary of State and recorded in the Public Records of Escambia County, Florida.

IN WITNESS WHEREOF, the Association has caused these Amended and Restated Articles of Incorporation to be signed by its duly authorized officer this 8th day of June, 2010.

The Beach Club Condominium Association of
Pensacola Beach, Inc., a Florida not for profit
corporation

Beverly H. McCoy
By: Beverly H. McCoy, its president

**Articles of Amendment
to
Articles of Incorporation
of**

The Beach Club Condominium Association of Pensacola Beach, Inc.

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

N36255

(Document Number of Corporation (if known))

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:

Beach Club On the Gulf Condominium Association, Inc.

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:

New Registered Office Address:

(Florida street address)

(City)

_____, Florida

(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)

<u>Title</u>	<u>Name</u>	<u>Address</u>	<u>Type of Action</u>
			☐ Add
			☐ Remove
			☐ Add
			☐ Remove
			☐ Add
			☐ Remove

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

See attached Amended and Restated Articles of Incorporation of The Beach Club

Condominium Association of Pensacola Beach, Inc.

The date of each amendment(s) adoption: April 15, 2010

(date of adoption is required)

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 _____

June 8, 2010

Signature _____

Beverly H. McCay

(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)

Beverly H. McCay

(Typed or printed name of person signing)

President

(Title of person signing)