

May. 1. 2002 12:28PM

707089

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Division of State

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BASIC AMENDMENT

BAYSHORE GARDENS CONDOMINIUM APARTMENTS ASSOCIATION,

|                       |         |
|-----------------------|---------|
| Certificate of Status | 1       |
| Certified Copy        | 0       |
| Page Count            | 02      |
| Estimated Charge      | \$43.75 |

AMEND  
PAGE 5-1



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

April 18, 2002

BAYSHORE GARDENS CONDOMINIUM APARTMENTS ASSOCIATION, IN  
1103 9TH AVE WEST  
BRADENTON, FL 34205US

SUBJECT: BAYSHORE GARDENS CONDOMINIUM APARTMENTS ASSOCIATION, INC.  
REF: 707089

We received your electronically transmitted document. However, the document has not been filed. Please make the following corrections and refile the complete document, including the electronic filing cover sheet.

The document you submitted has been prepared pursuant to profit statutes (chapter 607, Florida Statutes). As the entity was originally filed as a nonprofit corporation, this document should be filed pursuant to chapter 617, Florida Statutes. Enclosed is the correct form.

Please correct your document to reflect that it is filed pursuant to the correct statute number.

Nonprofit corporations do not have shareholders. Please remove any reference to shareholders from the document.

If there are MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) the date of adoption of the amendment by the members and (2) a statement that the number of votes cast for the amendment was sufficient for approval.

If there are NO MEMBERS OR MEMBERS ENTITLED TO VOTE on a proposed amendment, the document must contain: (1) a statement that there are no members or members entitled to vote on the amendment and (2) the date of adoption of the amendment by the board of directors.

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) 245-6880.

Karen Gibson  
Corporate Specialist

FAX Aud. #: H02000089680  
Letter Number: 502A00023288

**ARTICLES OF AMENDMENT  
TO  
ARTICLES OF INCORPORATION  
OF**

**BAYSHORE GARDENS CONDOMINIUM APARTMENTS ASSOCIATION, INC.**  
**707089**

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TALLAHASSEE, FLORIDA

*Pursuant to the provisions of section 607.1006, Florida Statutes, the undersigned Florida nonprofit corporation adopts the following articles of amendment to its articles of incorporation:*

FIRST: Amendment(s) adopted:

**ARTICLE III**

**QUALIFICATION OF MEMBERS AND MANNER OF ADMISSION:**

The members of the corporation shall consist of the undersigned subscribers and such other persons as may be from time to time admitted to membership by the Board of Directors of the corporation in accordance with the provisions of the By-Laws of the Corporation. Membership shall be admitted to those occupants where at least one member of the household is age fifty-five (55) or older, and where the occupants otherwise qualify through the screening process in person as specified in the By-Laws.

**ARTICLE VI**

**OFFICERS AND DIRECTORS:** The affairs of this corporation shall be managed by a governing Board called the Board of Directors who shall be elected at the regular meeting of the corporation. Vacancies on the Board of Directors may be filled until the next annual meeting, in such manner as provided by the By-Laws. The officers shall be: a President, a Vice-President, Secretary and Treasurer. They shall be selected by the Board of Directors. Directors must be members of the corporation and must reside on site at least six (6) months of the year. Not more than one member from a household may be on the Board of Directors at the same time. The officers and members of the board shall perform such duties, hold office for such terms, and take office at such times as shall be provided in the By-Laws of the corporation.

**ARTICLE XI**

(1.) That the occupants and owners of each unit shall keep, and obey all laws, ordinances, regulations, requirements and rules of all governmental bodies, divisions, subdivisions, insofar as the same pertain to the control or use of such unit. Any exceptions to the rules must be determined by the Board.

(2.) The Association may levy reasonable fines against a Unit for the failure of the owner of the unit, or its occupant, licensee, or invitee to comply with any provision of the Declaration, the Association's By-Laws, or reasonable rules of the Association. No fine will become a lien against a unit. No fine may exceed \$100.00 per violation. However, a fine may be levied on the basis of each day of a continuing violation, with a single notice and opportunity for hearing, provided that no such fine shall in the aggregate exceed \$1,000.00. No fine may be levied except after giving reasonable notice and opportunity for hearing to the unit owner and, if applicable, its licensee or invitee. The hearing must be held before a committee of other unit owners. If the committee does not agree with the fine, the fine may not be levied. If after 30 days from the date of the Board's notice the fine is not paid and the violation is not corrected, the Board may refer the matter to its Attorney for legal action. The violator will be liable for all Attorney's fees and all costs pertaining to the violation.

**SECOND:** The date of each amendment's adoption: February 9, 2002.

**THIRD:** Adoption of Amendment(s)

The amendments were approved by the members and the number of votes cast for the amendments were sufficient for approval.

Signed this 1 day of May, 2002.

Signature William Lamphere  
William Lamphere, President  
Bayshore Gardens Condominium Apartments Association, Inc.