

725959

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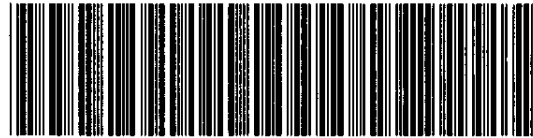
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COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: Pine Island Ridge Condominium A-1 Association, Inc.

DOCUMENT NUMBER: 725959

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

Please return all correspondence concerning this matter to the following:

Linda Fisher

(Name of Contact Person)

Pine Island Ridge Condominium Association A-1

(Firm/ Company)

9485 Evergreen Place

(Address)

Davie, Florida 33324

(City/ State and Zip Code)

ldfisher@mdwgc.com

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

For further information concerning this matter, please call:

Linda Fisher

(Name of Contact Person)

at (954) 472-5693

(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

August 7, 2014

LINDA FISHER
PINE ISLAND RIDGE CONDOMINIUM
9485 EVERGREEN PLACE
DAVIE, FL 33324

SUBJECT: PINE ISLAND RIDGE CONDOMINIUM A-1 ASSOCIATION, INC.
Ref. Number: 725959

We have received your document for PINE ISLAND RIDGE CONDOMINIUM A-1 ASSOCIATION, 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 complete the document in its entirety.

The current name of the entity is as referenced above. Please correct your document accordingly.

The date of adoption of each amendment must be included in the document.

Please check the appropriate box on the amendment form regarding the adoption of the amendment(s).

The document must have original signatures.

The name and title of the person signing the document must be noted beneath or opposite the signature.

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) 245-6050.

Irene Albritton
Regulatory Specialist II

Letter Number: 314A00016985

Articles of Amendment
to
Articles of Incorporation
of

PINE ISLAND RIDGE CONDOMINIUM A-1 ASSOCIATION, INC.

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

725959

(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:

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

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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:

☒ Change	<u>PT</u>	<u>John Doe</u>
☒ Remove	<u>V</u>	<u>Mike Jones</u>
☒ 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) ☐ Change ☐ Add ☒ Remove	<u>S</u>	<u>Ilse S. Rothchild</u>	<u>9495 Evergreen Pl</u> <u># 202</u> <u>Davie, Fl. 33324</u>
2) ☐ Change ☒ Add ☐ Remove	<u>S</u>	<u>Carla Pepper</u>	<u>9495 Evergreen Pl</u> <u>#404</u> <u>Davie, Fl. 33323</u>
3) ☐ Change ☒ Add ☐ Remove	<u>D</u>	<u>Howard Barasch</u>	<u>9491 Evergreen Pl</u> <u>#108</u> <u>Davie, Fl. 33324</u>
4) ☒ Change ☐ Add ☐ Remove	<u>vp</u>	<u>Jim Johnson</u>	<u>9491 Evergreen Pl</u> <u>#102</u> <u>Davie, Fl 33324</u>
5) ☐ Change ☐ Add ☐ Remove	<u> </u>	<u> </u>	<u> </u> <u> </u> <u> </u>
6) ☐ Change ☐ Add ☐ Remove	<u> </u>	<u> </u>	<u> </u> <u> </u> <u> </u>

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

A COPY OF THE AMENDED ARTICLES OF INCORPORATION
ARE ATTACHED

**AMENDED ARTICLES OF INCORPORATION
OF
PINE ISLAND RIDGE CONDOMINIUM A-1 ASSOCIATION, INC.
(A Corporation not-for-Profit)**

In order to form a corporation under and in accordance with the provisions and the laws of the State of Florida for the formation of corporations not-for-profit, we, the undersigned, hereby associate ourselves into a corporation for the purpose and the powers hereinafter mentioned; and to that end we do, by these Articles of Incorporation, set forth the following:

EXPLANATION OF TERMINOLOGY AND IDENTIFICATION OF UNITS

All terms shall have the meaning set forth in the Act (defined below) and the Declarations of Condominium, and for clarification the following terms have the following meanings:

1. "PINE ISLAND RIDGE" means the planned community, including condominium apartment buildings, being developed by Pine Island Ridge, Inc.

2. ~~"Phase" means a stage in the development of the Condominiums of Pine Island Ridge that is operated by the same Association; all of the Pine Island Ridge Condominiums within each Phase will be collectively referred to by the same capital letter which is the Phase designation.~~

3. ~~"Condominium of Pine Island Ridge" means a particular condominium which is the subject of a particular Declaration of Condominium; in some instances a group of buildings may be the subject of a single Declaration and in some instances a single building may be the subject of a single Declaration.~~

4. ~~"Developer" means Pine Island Ridge, Inc., its successors and assigns.~~

2. 5. "Act" means Chapter 711, Florida Statutes, 1963, 718, Florida Statutes as it has been and as it may be amended from time to time; the Condominium Act.

3. 6. "Condominium Documents" means in the aggregate the Declaration of Condominium, Articles of Incorporation, By-Laws, Lease and all of the instruments and documents referred to therein and executed in connection with a Condominium of Pine Island Ridge.

7. ~~"Declaration" means the Declaration of Condominium document submitted filed by the Developer for a portion of a phase of Pine Island Ridge to establish a Condominium of Pine Island Ridge.~~

8. ~~"Apartment" means unit as defined by the Act, and is that portion of Condominium Property which is subject to private ownership.~~

9. ~~"Apartment Owner" means unit owner as defined by the Act.~~

10. ~~"Common Expenses" means expenses for which the Apartment Owners are liable to the Association as defined in the Act and in the Condominium Documents.~~

~~11. "Condominium Property" means the land and all improvements thereon submitted to condominium ownership under the Declaration.~~

~~12. "Common Elements" means the portion of the Condominium Property not included in the Apartments.~~

4. 13. "Country Club" means Pine Island Ridge Country Club, Inc., a Florida corporation not for profit, of which this Association is a member.

~~14. "Association" means this corporation.~~

~~15. "Articles" means this document.~~

~~16. "By-Laws" mean the By-Laws of the Association.~~

~~17. "Board" means Board of Directors of the Association.~~

5. 18. "Rent" means the rent due to be paid by the apartment owner to the Lessor of the Lease.

6. 19. "Lease" means the Long Term Lease and Land Use Agreement by which possessory and use interests in the Country Club lands are demised to Pine Island Ridge Country Club, Inc. ("Country Club") of which the Association is one of the members. Under the Lease Operating Expenses are assessed through Country Club as Common Expenses of this condominium.

~~20. (omitted in original)~~

7. 21. "Sub-Lease" means the agreement between Country Club and Association whereby Country Club lands are sub-leased on a non-exclusive basis to Association.

22. "Recreation Expense" means the taxes, insurance, utility expenses, maintenance and other monetary expenses due under the Recreational Covenants Agreement, which are part of the Common Expenses of this condominium.

ARTICLE I

NAME

The name of this association shall be Pine Island Ridge Condominium A-1 Association, Inc., whose present address is 900 N. E. 26th Avenue 9485 Evergreen Place, Fort Lauderdale, Florida.

ARTICLE II

PURPOSE

The purpose for which this Corporation is organized is the operation and management of condominium apartment buildings known as the ~~PHASE A-1~~ ORCHID TREE CONDOMINIUMS OF PINE ISLAND RIDGE A-1 which have been ~~may be~~ established in accordance with the Act.

And, further, to undertake the performance of, and to carry out the acts and duties incident to the administration of the operation and management of each of the ~~PHASE A-1~~ ORCHID TREE CONDOMINIUMS OF PINE ISLAND RIDGE A-1 in accordance with the terms, provisions, conditions and authorizations contained in these Articles; and which ~~may be~~ are contained in each Declaration which ~~will be~~ has been recorded amongst the Public Records of Broward County, Florida, ~~at the time portions of real property and the improvements thereon are submitted to a plan of condominium ownership as a PHASE A-1 CONDOMINIUM OF PINE ISLAND RIDGE;~~ and to own, operate, lease, sell, trade and otherwise deal with such property, whether real or personal, as may be necessary or convenient in the administration of each of said condominiums.

ARTICLE III

POWERS

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 which are not in conflict with the terms of the Condominium Documents and the Act.

2. The Association shall have all of the powers of condominium associations under and pursuant to the Act, and shall have all of the powers reasonably necessary to implement the purposes of the Association, including but not limited to, the following:

A. to make, establish and enforce reasonable rules and regulations governing the use of Apartments, Common Elements; Limited Common Elements and Condominium Property.

B. to make, levy and collect assessments against Apartment Owners to provide the funds to pay for common expenses of each ~~PHASE A-1~~ ORCHID TREE CONDOMINIUMS OF PINE ISLAND RIDGE A-1 as is provided in the Condominium Documents and the Act and, to use and expend the proceeds of assessments in the exercise of the powers and duties of the Association;

C. to maintain, repair, replace and operate the Condominium Property, specifically including all portions of the Condominium Property to which the Association has the right and power to maintain, repair, replace and operate in accordance with the Condominium Documents and the Act;

D., to reconstruct improvements within the Condominium Property in the event of

casualty or other loss;

E. to maintain, repair, replace and pay the obligations set forth in the Recreational Covenants Agreement referred to in the Declaration and to assess the same as part of the Common Expenses of each condominium;

F. to enforce by legal means the provisions of the Condominium Documents;

G. to become and continue to be a member of the PINE ISLAND RIDGE COUNTRY CLUB, INC. a corporation not-for-profit; and, such other corporations not-for-profit with which the Association may have mutual interests, and to perform the functions and discharge the duties incumbent upon such membership, and further, to delegate to persons or entities selected by the Board of this corporation the functions of representing this Association at the membership meetings of the just described corporations and to collect, and to transmit to those corporations any assessments duly levied thereby.

H. to deal with other Condominium Associations or representatives thereof or other land owners in PINE ISLAND RIDGE on matters of mutual interest.

ARTICLE IV

MEMBERS

The qualification of members, the manner of their admission to membership, the termination of such membership and voting by members shall be as follows:

1. The owners of all Apartments in the ~~PHASE A-1~~ ORCHID TREE CONDOMINIUMS OF PINE ISLAND RIDGE A-1 shall be members of this Association, and no other persons or entities shall be entitled to membership.

2. Membership shall be established by the acquisition of ownership of fee title to or fee interest in an Apartment in a ~~PHASE A-1~~ ORCHID TREE CONDOMINIUMS OF PINE ISLAND RIDGE A-1, whether by conveyance, devise, judicial decree, and designating the Apartment effected thereby. The new owner designated in such deed or other instrument shall thereupon become a member of the Association, and the membership of the prior owner as to the Apartment designated shall be terminated. The new owner shall deliver to the Association a true copy of such deed or instrument of acquisition of title.

3. The share of a member in the funds and assets of the Association, and membership in this Association cannot be assigned, hypothecated or transferred in any manner except as an appurtenance to the Apartment.

4. The aggregate of the entire membership, that is all of the owners of Apartments in the ~~PHASE A-1~~ ORCHID TREE CONDOMINIUMS OF PINE ISLAND RIDGE A-1 are referred

to herein as the "Membership". Since the Association shall be the condominium association for each of these Condominiums ~~of Phase A-1 of PINE ISLAND RIDGE~~, the membership in the Association shall be divided into classes, and there shall be one class for each Condominium in ~~PHASE A-1 OF PINE ISLAND RIDGE~~. The Class identification shall be set forth in the Declaration. The voting rights or limitations for each class shall be as set forth in Item 5 of this Article IV. On all matters for which the membership shall be entitled to vote, as hereinafter provided, there shall be only one vote for each Apartment, which vote shall be exercised by its owner or owners in accordance with the Declaration and the By-Laws. In matters which require a vote, any membership voting shall be as follows:

A. matters pertaining to a particular Condominium ~~of PHASE A-1 OF PINE ISLAND RIDGE~~ shall be voted on by the class of membership owning Apartments in that condominium;

B. matters pertaining to the Association as a whole shall be voted on by the Membership.

5. The decision as to whether a matter relates to a particular Condominium ~~in PHASE A-1 OF PINE ISLAND RIDGE~~ or to the Association as a whole shall be determined by the Board, provided, however, that no action or resolution which shall require the vote of the Membership because of any provisions of the Declaration, or the By-Laws, or in the Condominium Act, shall be effective with regard to any part of a particular Condominium unless the Apartment Owners of that Condominium shall have voted on said act or resolution.

6. ~~Until the first Phase A-1 Condominium of Pine Island Ridge is submitted to condominium ownership by the recordation of its Declaration, the membership of this Association shall be comprised of the subscribers to these Articles, and in the event of the resignation or termination of membership by voluntary agreement by any such subscriber, then the remaining subscribers may nominate and designate a successor subscriber. Each of these subscribers and their successors shall be entitled to cast one vote on all matters which the membership shall be entitled to vote. Once a Phase A-1 Condominium of Pine Island Ridge is submitted to condominium ownership by the recordation of its Declaration, the Developer as the owner of each Apartment shall exercise membership rights of each Apartment until the establishment of new ownership as provided in Section 2 of this Article.~~

ARTICLE V

TERM

The term for which this Corporation is to exist shall be perpetual.

ARTICLE VI

SUBSCRIBERS

The names and street addresses of the subscribers to these Articles of Incorporation are as follows:

NAME	ADDRESS
Elliott B. Barnett	900 N. E. 26th Avenue Fort Lauderdale, Florida
Barbara Bass	900 N. E. 26th Avenue Fort Lauderdale, Florida
Harvey Kopelowitz	900 N. E. 26th Avenue Fort Lauderdale, Florida

ARTICLE VII

OFFICERS

1. The affairs of the Association shall be managed by the President of the Association, assisted by ~~one or several~~ a Vice Presidents, the Secretary and the Treasurer, and, if any, by the Assistant Secretary and Assistant Treasurer, subject to the directions of the Board.

2. The Board shall elect from amongst its membership the President, a Vice President, a Secretary, and a Treasurer, and as many other Vice Presidents, Assistant Secretaries and Assistant Treasurers as the Board shall, from time to time determine. The President shall be elected from amongst the membership of the Board, but no other officer need be a member of the Board. The same person may hold two offices, the duties of which are not incompatible, provided, however, the office of President and a Vice President shall not be held by the same person, nor shall the office of President and Secretary or Assistant Secretary be held by the same person.

ARTICLE VIII

FIRST OFFICERS

~~The names of the officers who are to serve until the first election of officers by the Board are as follows:~~

President	Fred Stanton Smith
Vice President	Robert E. Hunt
Secretary	Frank Kett
Treasurer	Frank Kett

ARTICLE ~~IX~~ VIII

BOARD OF DIRECTORS

1. The number of members of the first Board of Directors (the "First Board") shall be Three (3). The number of members of the Board of Directors, and the qualification of directors, elected subsequent to the First Board shall be increased as provided for in the By-Laws in Section 3 of this Article.

2. The names and street addresses of the persons who are to serve as the First Board are as follows:

NAME	ADDRESSES
____ Fred Stanton Smith	____ 150 S. E. 2nd Ave., Miami, Florida
____ Robert E. Hunt	____ 150 S. E. 2nd Ave., Miami, Florida
____ Frank Kett	____ 150 S. E. 2nd Ave., Miami, Florida

3. Membership of all Boards elected subsequent to the First Board shall be composed of the following:

____ There shall be at least five (5) but not more than Fifteen (15) Directors elected by the Membership, at least 75% of whom shall be residents of the PHASE A-1 CONDOMINIUMS OF PINE ISLAND RIDGE. The number of Directors to be elected shall be determined by the Board no later than sixty (60) days prior to the annual meeting and which number shall be set forth in the notice of annual meeting.

4. The first election by the members of the Association for Directors shall not be held until after the Developer has relinquished control of the Association as described in Section 5 of this Article IX. Thereafter the election of Directors shall take place annually during the month of March of each year as provided in the By-Laws. After the Developer has relinquished control, there shall be a special meeting of the Members for the purpose of electing a Board as provided in Section 3 of this Article to serve until the regular election of Directors and until new Directors are elected.

5. So long as the Developer owns ten (10) Apartments in a Phase A-1 condominium or until December 30, 1975 whichever is the sooner to occur the Developer shall have the right to appoint designate and elect all of the members of the First Board. The Developer may, at any time, relinquish its right to appoint Directors and resign its Directorships. The Developer shall relinquish its right to appoint Directors and cause the First Board to resign at the time hereinabove described in the first sentence of this section 5.

Notwithstanding the foregoing provisions the Developer shall continue to have the right to appoint, designate and elect members of the first Board so long as the Developer continues to be responsible for the difference between actual common expenses and interim assessments for any condominium operated by this Association.

ARTICLE ~~X~~ IX

INDEMNIFICATION

Every Director and every officer of the Association shall be indemnified by the Association against all expenses and liabilities, including counsel fees reasonably incurred by or imposed upon him in connection with the proceeding to which he may become involved, by reason of his being or having been a Director or officer of the Association, or any settlement thereof, whether or not he is a Director or officer at the time such expenses are incurred, except in such cases where in 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 herein shall apply only when the Board of Directors approves such settlement and reimbursement as being for the best interest of the Association. The foregoing right of indemnification shall be in addition to and not exclusive of all right of indemnification to which such Director or officer may be entitled whether by statute or common law.

ARTICLE ~~XI~~ X

BYLAWS

The By-Laws of the Association shall be adopted by the First Board of Directors, and thereafter may be altered, amended or rescinded in the manner provided for by the By-Laws.

ARTICLE ~~XII~~ XI

AMENDMENTS

~~1. Prior to the time of the recordation of the Declaration for the first PHASE A-1 CONDOMINIUM OF PINE ISLAND RIDGE these Articles of Incorporation may be amended by an instrument, in writing, signed by all the subscribers to these Articles of Incorporation, stating the Article Number and the contents of its amendment and filed in the office of the Secretary of State of the State of Florida with a certified copy of each such amendment attached to these Articles of Incorporation upon its recordation with the Declaration.~~

1. 2. ~~After the recordation of the Declaration for the first PHASE A-1 CONDOMINIUM OF PINE ISLAND RIDGE~~ These Articles of Incorporation may be amended in the following manner:

A. Notice of the subject matter of the proposed amendment shall be included in the notice of any meeting at which such proposed amendment is considered.

B. A resolution approving a proposed amendment may be proposed by either the Board or by the Membership and after being proposed and approved by one of said bodies, it must be submitted for approval and thereupon receive such approval of the other. Such approval must be

by seventy-five percent (75%) of the members of the Association present at any meeting; and such approval must be by two-thirds (2/3) of the members of the Board.

C. No amendment may be made to the Articles of Incorporation which shall in any manner reduce, amend, affect or modify the provisions and obligations set forth in a Declaration.

D. A copy of each amendment shall be certified by the Secretary of State and filed of record.

~~E. Notwithstanding the foregoing provisions of this Article XII, no amendment to these Articles of Incorporation which shall abridge, amend or alter the rights of the Developer, including the right to designate and select members of the First Board as provided in Article IX hereof, may be adopted or become effective without the prior written Consent of the Developer.~~

WE HEREBY CERTIFY THAT the foregoing Amended Articles of Incorporation of Pine Island Ridge Condominium A-1 Association were approved pursuant to the provisions of Article XII of the Articles of Incorporation on May 21, 2014, at Davie, Broward County, Florida.

IN WITNESS WHEREOF, we have hereunto affixed our hands and the seal of said corporation, this 19 day of JUNE, 2014, at Davie, Broward County, Florida.

PINE ISLAND RIDGE CONDOMINIUM A-1 ASSOCIATION, INC.
(Seal)

By: Linda Fisher
President

Attest: Carla J. Pepper
Secretary

STATE OF FLORIDA
COUNTY OF BROWARD

BEFORE ME, the undersigned authority, personally appeared LINDA FISHER, President, and CARLA J. PEPPER, Secretary, respectively of PINE ISLAND RIDGE CONDOMINIUM A-1 ASSOCIATION, INC. and after being duly sworn, on oath, severally acknowledged executing the same under the authority duly vested in them by said corporation, and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid, this 19 day of JUNE, 2014.

[Signature]
Notary Public

Personally known: ☒

Produced the following identification: _____



The date of each amendment(s) adoption:
date this document was signed.

MAY 21, 2014

if other than the

Effective date if applicable:

JULY 31, 2014

(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

August 19, 2014

Signature

Linda Fisher

(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)

LINDA FISHER

(Typed or printed name of person signing)

PRESIDENT

(Title of person signing)