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## James M. Kosmas, P.A.

Attorneys at Law

111 Live Oak Street New Smyrna Beach, FL 32168 (386) 428-0055 FAX (386) 426-2665

December 21, 2012

Registration Section
Department of State
Division of Corporations
P.O. Box 6327
Tallahassee, Florida 32314

(850) 487-6051

RE: NEW SMYRNA BEACH CITIZENS FOR SMART GROWTH, LLC

Enclosed please find the following documents and related fees for the referenced limited liability company:

1. Articles of Organization with Copy \$ 100.00 Filing Fee

2. Designation of Registered Agent 25.00

Total \$ 125.00

If you have any questions, please feel free to contact me.

Yours very truly,

JAMBS M. KOSMAS, P.A.

BY: James M. Kosmas

**Enclosures** 

OF

NEW SMYRNA BEACH CITIZENS FOR SMART GROWTH, LLC ALLAMASSEE, FLORIDA

#### ARTICLE I - NAME

The name of this limited liability company (the "Company") is NEW SMYRNA BEACH CITIZENS FOR SMART GROWTH, LLC, a Florida limited liability company.

#### ARTICLE II - PURPOSE

The Company is organized for the purposes of transacting any and all lawful business for which limited liability companies may be formed under Chapter 608, Florida Statutes, including, but not limited to, promoting the health, safety and welfare of the City of New Smyrna Beach, Florida, with respect to the consideration and implementation of reasonable planning, zoning and other land use decisions relating to the future land use and growth of the City of New Smyrna Beach, Florida.

#### ARTICLE III - DURATION

The existence of the Company shall be perpetual and begin on the date of filing these Articles of Organization with the Department of State of the State of Florida.

#### ARTICLE IV - ADDRESS

The street address and mailing address of the principal office of the Company is 115 Lagoon Court, New Smyrna Beach, Florida 32169. The Company reserves the right, power and authority to establish branch offices at such other places as may be designated by the Company.

### ARTICLE V - REGISTERED AGENT AND OFFICE

The name and Florida street address of the registered agent of the Company is MARTIN JOSEPH DANAHER, 115 Lagoon Court, New Smyrna Beach, Florida 32169.

#### ARTICLE VI - MANAGEMENT

The business of the Company is to be managed by one or more Managers, and is, therefore, a Managermanaged company. All powers of the Company shall be exercised only by or under the authority of such Managers, except as otherwise provided by law, these Articles of Organization or the Operating Agreement of the Company. The following is a list of the names and addresses of each individual who shall serve as a Manager, at the pleasure of the Members, until the first annual meeting of the Members:

NAME

ADDRESS

Michael John Kolody

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105 Via Capri

New Smyrna Beach, Florida 32169

James Patrick Driver

106 Via Capri

New Smyrna Beach, Florida 32169

Martin Joseph Danaher

115 Lagoon Court

New Smyrna Beach, Florida 32169

ARTICLE VI - MANAGEMENT

IN WITNESS WHEREOF, the undersigned has executed these Articles of Organization this 21<sup>st</sup> day of December, 2012.

Type Name: MARTIN JOSEPH DANAHER

Signature of Member or Authorized Representative

(In accordance with section 608.408(3), Florida Statutes, the executions of this document constitutes an affirmation under the penalties of perjury that the facts stated herein are true).

#### CERTIFICATE OF DESIGNATION OF REGISTERED AGENT/REGISTERED OFFICE

Pursuant to the provisions of Section 608.415 or 608.507, Florida Statutes, the undersigned Limited Liability Company submits the following statement in designating the registered office/registered agent, in the State of Florida:

- The name of the limited liability company is NEW SMYRNA BEACH CITIZENS FOR SMART (1)GROWTH, LLC, a Florida limited liability company.
- The name and address of the registered agent and office is: MARTIN JOSEPH DANAHER, 115 Lagoon Court, New Smyrna Beach, Florida 32169.

Having been named as registered agent and to accept service of process for the above named limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Dated: December 21, 2012

MARTIN OSEPH DANAHER

Signature of Registered Agent