

N03 000000 8055

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP ☐ WAIT ☐ MAIL

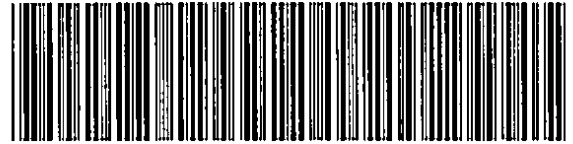
(Business Entity Name)

(Document Number)

Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

Office Use Only



200341703972

Arrend

03/11/20--01015--000 **35.00

FILED
2020 MAR 11 A 11:08

AR
3/26/20

COVER LETTER

TO: Amendment Section
Division of Corporations

Provence Townhomes at Waterchase Homeowners Association, Inc.

NAME OF CORPORATION: _____

N03000008055

DOCUMENT NUMBER: _____

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

Please return all correspondence concerning this matter to the following:

Aaron J. Silberman, Esq.

(Name of Contact Person)

Silberman Law

(Firm/ Company)

1105 W. Swann Avenue

(Address)

Tampa, Florida 33606

(City/ State and Zip Code)

aaron@sl-pa.com

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

For further information concerning this matter, please call:

Aaron J. Silberman

(813)

434-1266

at

(Name of Contact Person)

(Area Code)

(Daytime Telephone Number)

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

- | | | | |
|---|--|---|--|
| <input checked="" type="checkbox"/> \$35 Filing Fee | <input type="checkbox"/> \$43.75 Filing Fee &
Certificate of Status | <input 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
The Centre of Tallahassee
2415 N. Monroe Street, Suite 810
Tallahassee, FL 32303

**ADOPTED AMENDMENTS TO ARTICLES OF INCORPORATION OF PROVENCE TOWNHOMES AT
WATERCHASE HOMEOWNERS ASSOCIATION, INC., AND DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS FOR PROVENCE TOWNHOMES AT WATERCHASE**

The Articles of Incorporation, attached as Exhibit B to the Declaration of Covenants, Conditions and Restrictions for Provence Townhomes at Waterchase, and the Declaration, as recorded at Official Records Book 13148, Page 1377, Public Records of Hillsborough County, Florida, and as subsequently amended, are hereby amended as follows.

Note: Additions to the wording are double-underlined, and proposed deletions are ~~stricken through~~

Item 1. Adopted amendments to Article XI of Articles of Incorporation:

Article XI is amended to read as follows:

ARTICLE XI - AMENDMENT OF ARTICLES

A. These Articles of Incorporation may be amended, from time to time, as follows:

(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 for the adoption of a proposed amendment may be proposed either by the Board of Directors ~~or by not less than one third (1/3) of the voting members of the Association.~~

(3) Except as elsewhere provided, an amendment shall be adopted if approved by not less than two-thirds (2/3) seventy five percent (75%) of the votes of the voting members who are duly qualified to vote and who participate in the voting, in person or by proxy, at a membership meeting where a quorum has been attained.

B. No amendment shall make any change in any rights protected by the Florida Statutes without obtaining the percentage vote required for such amendment under the applicable statutes, the qualifications for membership nor the voting rights or property rights of members, without approval in writing by all members and the joinder of all record owners of mortgages upon Lots.

C. ~~No amendment shall make any change in the rights of the Declarant without the written approval of the Declarant.~~ No amendment shall be made that is in conflict with the Declaration.

D. No amendment shall be effective until a copy of such amendment shall have been certified by the Secretary of State of the State of Florida and thereafter shall have been recorded in the Public Records of Hillsborough County, Florida.

E. ~~If the Association has been approved by HUD/VA, then for so long as there is a Class-B membership, HUD/VA shall have the right to veto amendments to these Articles.~~

Item 2. Adopted amendment to Article VIII, Section 4, of the Declaration

Article VIII, Section 4, of the Declaration is amended to read as follows:

ARTICLE VIII - GENERAL PLAN OF DEVELOPER

...

Section 4. Amendment. This Declaration may be amended from time to time, provided such amendment is approved by the Master Association if such approval is required by the Master Declaration, by recording among the Public Records of Hillsborough County, Florida by:

~~(a) — An instrument signed by the Declarant, as provided in Section 7 of this Article; or~~

~~———— (b) — A vote of two-thirds (2/3) of the voting members, at a meeting called for such purpose; or~~

~~(c) — An instrument a Certificate of Amendment, signed by a the duly authorized officers of the Association, provided such amendment by the Association officers has been approved by not less than two-thirds (2/3) of the votes of the voting members who are duly qualified to vote and who participate in the voting at a membership meeting, in person or by proxy, where a quorum has been attained, in the manner provide in Paragraph (b) of this Section; or~~

~~(d) — An instrument signed by two-thirds (2/3) of the voting members approving such amendment.~~

~~———— Notwithstanding anything herein to the contrary, so long as the Declarant, or its assigns shall own any Lot no amendment shall diminish, discontinue or in any way adversely affect the rights of the Declarant under this Declaration, nor shall any amendment pursuant to (b) or (c) above be valid unless approved by the Declarant, as evidenced by its written joinder. No amendment to Article VI, Section 8 shall be valid unless approved by seventy five (75%) percent of the membership.~~

END OF ADOPTED AMENDMENTS

Prepared by and Return To:
Aaron J. Silberman, Esq.
Silberman Law, P.A.
1105 W. Swann Avenue
Tampa, Florida 33606
Telephone: (813)434-1266

CERTIFICATE OF AMENDMENT TO THE ARTICLES OF INCORPORATION OF PROVENCE TOWNHOMES AT WATERCHASE HOMEOWNERS ASSOCIATION, INC., AND DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR PROVENCE TOWNHOMES AT WATERCHASE

FILED
2020 MAR 11 AM 11

This is to certify that the attached amendments to the Articles of Incorporation, for the Provence Townhomes at Waterchase Homeowners Association, Inc. ("Association") and the Declaration of Covenants, Conditions and Restrictions for Provence Townhomes at Waterchase were duly adopted by the Association membership at the duly noticed members' meeting of the Association on January 22, 2020, in accordance with the requirements of the applicable Florida Statutes and the governing documents. The Declaration of Covenants, Conditions and Restrictions for Provence Townhomes at Waterchase was originally recorded in Hillsborough County Official Records Book 13148, Page 1377, and as it has been subsequently amended. The original Articles of Incorporation was filed with the Florida Department of State on September 18, 2003. By recording these amendments, the Association also intends to preserve the Declaration of Covenants, Conditions and Restrictions for Provence Townhomes at Waterchase and all amendments thereto as well as all other documents governing the Association.

IN WITNESS WHEREOF, PROVENCE TOWNHOMES AT WATERCHASE HOMEOWNERS ASSOCIATION, INC. has caused this instrument to be signed by its duly authorized officer on the 31st day of January 2020.

PROVENCE TOWNHOMES AT WATERCHASE
HOMEOWNERS ASSOCIATION, INC.

By: Jeffrey J. Settano
Jeffrey J. Settano, President

Charlie Damico
Signature of Witness #1

CHARLIE DAMICO
Printed Name of Witness #1

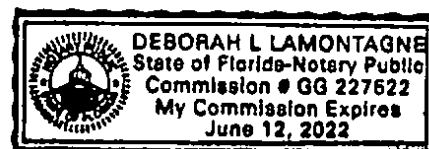
Christopher J. Russo
Signature of Witness #2

CHRISTOPHER J. RUSSO
Printed Name of Witness #2

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me this 31st day of January 2020 by Jeffrey J. Settano who is personally known to me or provided _____ as identification.

Deborah L. Lamontagne
Notary Public, State of Florida



INSTRUMENT #: 2020057617
02/20/2020 at 10:16:34 AM
Deputy Clerk: YTORRES
Pat Frank, Clerk of the Circuit Court
Hillsborough County