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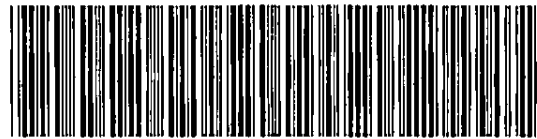
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S TALLENT
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2020 MAY 21 AM 8:18

Restated
Articles



FLORIDA DEPARTMENT OF STATE
Division of Corporations

April 21, 2020

MARIA S. LEAVY
LEAVY LAW PA
800 VILLAGE SQUARE CROSSING, SUITE 347
PALM BEACH GARDEN, FL 33410

SUBJECT: NATIVA HOMEOWNERS ASSOCIATION, INC.
Ref. Number: N04000010942

We have received your document and check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned to you for the following reason(s):

THE REGISTERED AGENT MUST BE EITHER MARIA S. LEAVY OR RYAN CAVE. PLEASE CORRECT ARTICLE V TO REFLECT THE SOLE REGISTERED AGENT AND PLEASE REMOVE THE TERM INITIAL FROM THE PARAGRAPH AS WELL AS REVIEWING THE REGISTERED AGENT SIGNATURE PARAGRAPH.

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.

Susan Tallent
Regulatory Specialist II

Letter Number: 220A00008293

2020 APR 21 PM 8:55

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: Nativa Homeowners Association, Inc.

DOCUMENT NUMBER: N04000010942

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

Please return all correspondence concerning this matter to the following:

Maria S. Leavy

(Name of Contact Person)

Leavy Law PA

(Firm/ Company)

800 Village Square Crossing, Suite 347

(Address)

Palm Beach Gardens, FL 33410

(City/ State and Zip Code)

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

For further information concerning this matter, please call:

Maria S. Leavy

561

623-2576

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:

☒ \$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)

(was previously
submitted)
ch # 1175

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

RESTATED ARTICLES OF INCORPORATION FOR
NATIVA HOMEOWNER'S ASSOCIATION, INC.

Document No.: N04000010942

Pursuant to section 617.1007 of the Florida Statutes, **Nativa Homeowner's Association, Inc.**, a Florida Not for Profit Corporation, hereby adopts the attached Restated Articles of Incorporation:

First: See Restated Articles of Incorporation attached as Exhibit "A", for the full text of the Restated Articles of Incorporation.

Second: The Restated Articles contains amendments to the Articles of Incorporation that required member approval. The Restatement was duly adopted by the members of the corporation on February 26, 2020 and the number of votes cast for the amendments was sufficient for approval.

Dated:

5/18/2020

Signed:

Melody Spano, President
By: Melody Spano, President

2020 MAY 21 AM 8:18

EXHIBIT "A"

**RESTATED ARTICLES OF INCORPORATION FOR NATIVA HOMEOWNER'S
ASSOCIATION, INC.**

The Articles of Incorporation for Nativia ("Articles") are recorded in Official Records Book 18168, Page 1048 of the Public Records of Palm Beach County, Florida.

Substantial rewording of Articles of Incorporation. See the original Articles recorded in Official Records Book 18168, Page 1048 for present text.

**RESTATED ARTICLES OF INCORPORATION
FOR
NATIVA HOMEOWNER'S ASSOCIATION, INC.**

A Florida Not-for-Profit Corporation

The original Electronic Articles of Incorporation were filed in the office of the Secretary of State of the State of Florida for the purpose of forming a non-profit corporation in accordance with the laws of the State of Florida. Nativia Homeowner's Association, Inc. hereby adopts the following Restated Articles of Incorporation to supersede and replace entirely the original Articles.

ARTICLE I- NAME

The name of the corporation is: NATIVA HOMEOWNER'S ASSOCIATION, INC., hereinafter referred to as the "Association."

ARTICLE II- ADDRESS

The principal place of business address is: 112 Nativia Circle, Palm Beach Gardens, FL 33410.

The mailing address of the corporation is: 112 Nativia Circle, Palm Beach Gardens, FL 33410.

ARTICLE III- PURPOSE AND POWERS

The specific purpose for which this corporation is organized is: For the purpose of providing an entity under FS 617 for the operation of a neighborhood homeowners association in Palm Beach County, Florida known as Nativia Homeowner's Association, Inc. The Association is further organized for the purpose of operating, governing, administering, and managing the

property and affairs of the Association and to exercise all powers and discharge all responsibilities granted to it as a corporation under the laws of the State of Florida, as may be amended from time to time, the Declaration of Covenants and Restrictions for Nativa as may be amended from time to time, these Articles, the Bylaws and to otherwise operate in its capacity as a homeowner's association for the use and benefit of the Association's members. It is not intended that the Association have any net income. The operation of the property and affairs of the Association are incidental to the operation of Nativa.

ARTICLE IV- DIRECTORS

The affairs and property of this Association shall be managed and governed by a Board of Directors composed of not fewer than three (3) no more than seven (7) directors. The first Board of Directors shall have three (3) Directors, and the number of Directors on subsequent Boards will be determined from time to time in accordance with the provisions of the Bylaws of the Association. All directors shall be members of the Association and must be members in good standing with the Association.

Directors shall be elected by the voting members by a plurality of the votes cast at regular annual meetings of the membership of the Association in the manner set out in the Bylaws. Each director's term shall be for two (2) years, except as provided in the Bylaws as necessary to achieve staggered terms. In the event of a vacancy due to any reason other than recall or removal prior to the expiration of the Director's term, the remaining Directors may appoint a replacement to serve the balance of the director's unexpired term.

ARTICLE V- REGISTERED OFFICE

The street address of the registered office of the Association in the State of Florida shall be: 800 Village Square Crossing, Palm Beach Gardens, FL 33410. The name of the registered agent at this address is Maria S. Leavy, whose address is 800 Village Square Crossing, Palm Beach Gardens, FL 33410. The Board of Directors may from time to time move the registered office to any other address in Florida.

ARTICLE VI- ORIGINAL INCORPORATOR

The name and address of the original incorporator is: Arthur W. Trufelli, 5253 Center Street, Jupiter, FL 33458.

ARTICLE VII- OFFICERS

All Officers shall be elected by the Board of Directors from those directors serving on the Board in accordance with the Bylaws. The Board of Directors shall elect a President, Vice

President, Secretary, Treasurer, and such other Officers as it shall deem desirable, consistent with the Bylaws.

The current officer(s) and/or director(s) of the corporation is/are and who shall hold office and serve until removed or until their successors are elected at the next annual meeting of the members:

Title: President

Melody Spano, 109 Nativia Circle, Palm Beach Gardens, FL 33410

Title: Treasurer

Cheryl Allen, 112 Nativia Circle, Palm Beach Gardens, FL 33410

Title: Secretary

Carol Sharp, 111 Nativia Circle, Palm Beach Gardens, FL 33410

ARTICLE VIII- MEMBERS

Every person or entity who is a record owner of a fee or undivided fee interest in any lot shall be a member of the Association. Each lot shall be entitled to one (1) vote, with the voting rights as set forth in the Declaration and in the Bylaws.

ARTICLE IX- CORPORATE EXISTANCE

The Association shall have perpetual existence, unless the Association is terminated pursuant to the terms of these Articles. Upon dissolution of the Association, all of its assets remaining after provision for creditors and payment of all costs and expenses of such dissolution shall be distributed among the members, pro rata.

ARTICLE X- AMENDMENTS

These Articles of Incorporation may be altered, amended, or rescinded only in the manner outlined herein. A majority of the Board of Directors or a majority of the voting members may propose alterations, amendments to, or the rescission of these Articles, so long as the proposals do not conflict with the Declaration. Such proposals shall set forth the proposed alteration, amendment, or rescission, shall be in writing, and shall be filed by the Board of Directors or a majority of the members. An affirmative vote of a majority of the Board of Directors, and an affirmative vote of a majority of the voting members of the Association in good standing and eligible to vote who are present in person or by proxy at a meeting of the membership in which a quorum is present or by the written consent of a majority of the total voting members of the

Association in good standing and who are eligible to vote shall be required for the adoption of the proposed alteration, amendment or rescission.

**ARTICLE XI- INDEMNIFICATION OF DIRECTORS, OFFICERS, AND
COMMITTEE MEMBERS**

To the fullest extent authorized under applicable law, the Association shall indemnify and hold harmless each individual who shall serve at any time hereunder as a director, officer, or committee member of the Association from and against any and all claims, investigations, and liabilities to which such individual shall become subject by reason of his or her having been, or currently being a director, officer, or committee member and shall reimburse such individual for all legal and other expenses reasonably incurred by him or her in connection with such claim or liability. These provisions shall apply in all such instances except to the extent determined by a judgment or other final adjudication to have resulted from an individual's gross negligence, willful misconduct or fraudulent behavior, and provided that in the event of a settlement, the indemnification herein shall apply only when the Board of Directors approves such settlement. The Association shall maintain liability insurance for directors, officers, and committee members, if available.

IN WITNESS WHEREOF, we, the undersigned, being the President and Secretary of Nativia Homeowner's Association, Inc. have hereunto set our hands and seals in Palm Beach County, Florida on March 20, 2020.

Signed, sealed and delivered in the presence of:

Candace McGowan
Witness 1

Candace McGowan
Printed Name

Myia Owens
Witness 2

Myia Owens
Printed Name

NATIVA HOMEOWNER'S
ASSOCIATION, INC.

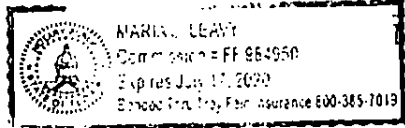
By: Melody Spano, Pres.

By: Carol Sharp, Sec.

STATE OF FLORIDA
COUNTY OF PALM BEACH

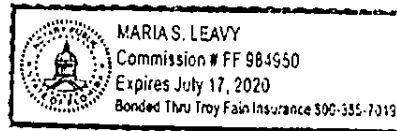
☒ I hereby certify that the foregoing instrument was acknowledged before me by means of physical presence or online notarization on March 20, 2020, by MELODY SPANO, as President of the Association and by CAROL SHARP, as Secretary of the Association, who executed the following Restated Articles of Incorporation of Nativia Homeowner's

Association, Inc. and who acknowledged before me that each executed the same for the purposes therein expressed. Both are personally known to me or have provided Florida drivers as identification. licenses



M. Leavy

Notary Public, State of Florida



**ACCEPTANCE OF REGISTERED AGENT DESIGNATED IN ARTICLES OF
INCORPORATION**

That Nativ Homeowner's Association, Inc., organized under the laws of the State of Florida, has named Maria S. Leavy as its agent to accept service of process within the state.

Having been named to accept service of process for the Association at 800 Village Square Crossing, Palm Beach Gardens, FL 33410, the undersigned hereby accepts to act in this capacity, agrees to comply with the provisions of all statutes relative to the proper and complete performance of the duties of a registered agent, and accepts the duties and obligations of Section 617.0503, Florida Statutes.

Dated:

5/18/2020



LEAVY LAW, P.A./ Maria S. Leavy