

N06000006445

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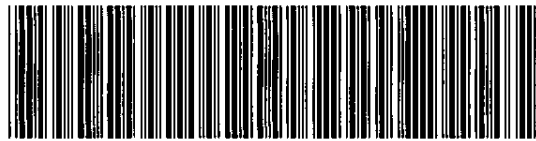
(Business Entity Name)

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2009 FEB 23 PM 3:01

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Amend

TB

2-25-09

**BANANA TERRACE HOMEOWNER'S ASSOC., INC.
P.O. BOX 6688
OZONA, FLORIDA 34660**

January 22, 2009

Department of State
Division of Corporations
Corporate filings
P.O. Box 6327
Tallahassee, Florida 32314

RE: Document Number N 0 6 0 0 0 0 0 6 4 4 5

To Whom It Concerns:

Enclosed are our "Articles of Amendment" to our Articles of Incorporation to be filed along with a check for \$35.00.

If you have any questions, please feel free to call us, fax us or e-mail us at:

727-787-4119
727-787-7410 Fax
Betsy.lou@verizon.net

Yours truly,



Betsy Donovan
Secretary/Treasurer

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATION: Banana Terrace Home owner's Assoc., Inc.

DOCUMENT NUMBER: N06000006445

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

Please return all correspondence concerning this matter to the following:

Betsy Donovan
(Name of Contact Person)

(Firm/ Company)

PO Box 6688
(Address)

Ozona FL 34660
(City/ State and Zip Code)

For further information concerning this matter, please call:

Betsy Donovan at (727) 787-4119
(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)

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

February 3, 2009

BANANA TERRACE HOMEOWNER'S ASSOCIATION, INC.
BETSY DONOVAN
PO BOX 6688
OZONA, FL 34660

SUBJECT: BANANA TERRACE HOMEOWNER'S ASSOCIATION, INC.
Ref. Number: N06000006445

We have received your document for BANANA TERRACE HOMEOWNER'S 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 correct your document to reflect that it is filed pursuant to the correct statute number.

Amendments for nonprofit corporations are filed in compliance with section 617.1006, Florida Statutes. Please see the attached information.

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) 245-6925.

Teresa Brown
Regulatory Specialist II

Letter Number: 509A00003849

RECEIVED
FEB 3 AM 8:00
DIVISION OF STATE
CORPORATIONS
TALLAHASSEE, FLORIDA

**ARTICLES OF AMENDMENT
TO
ARTICLES OF INCORPORATION
OF
BANANA TERRACE HOMEOWNER'S ASSOCIATION, INC.**

FILED
2009 FEB 23 PM 3:01
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Under the provisions of F.S. 617, 1006, this corporation adopts the following articles of amendment to its articles of incorporation:

FIRST: Amendment adopted: **Article IV (c):** Replace with the following:

(c) To fix, levy, assess, collect and enforce payment by the members by any lawful means, of all charges or assessments pursuant to the terms of the Declaration; to pay all expenses in connection therewith and all office and other expenses incident to the conduct of the business of the Association, including but not limited to all licenses, taxes or governmental charges levied or imposed against the property of the Association.

The date of the amendment's adoption: January 20, 2009.

SECOND: Amendment adopted: **Article IV (d):** Replace with the following:

(d) To own, maintain, repair, lease, convey and operate the property of the Association as appropriate, including specifically but without limitation, the surface water management system facilities, including all inlets, ditches, swales, culverts, water control structures, retention and detention areas, ponds, lakes, floodplain compensation areas, wetlands and any associated buffer areas, and wetland mitigation areas.

The date of the amendment's adoption: January 20, 2009.

THIRD: Amendment adopted: **Article IV (h):** Replace with the following:

(h) To employ personnel to perform the services required for the proper operation of the Association, and to contract for any such services, including services to provide for the operation and maintenance of the surface water management system facilities if the Association, if the Association determines that it will employ a maintenance company to provide such services.

The date of the amendment's adoption: January 20, 2009.

FOURTH: Amendment adopted: **Article XIII, TERM.** Replace with the following:

TERM. The term of the Association shall be perpetual, provided, however that if the Association is dissolved, the control or right of access to the property containing the surface water management system facilities shall be conveyed or dedicated to an appropriate governmental unit or public utility and that if not accepted, then the surface water management system facilities shall be conveyed to a non-profit corporation similar to the Association.

The date of the amendment's adoption: January 20, 2009.

SEVENTH: Adoption of Amendments:

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

Signed on January 20, 2009.

A handwritten signature in black ink, reading "Ronald H. DeFerrari". The signature is written in a cursive style with a horizontal line underneath it.

Ronald H. DeFerrari
Sole Member and Director