

NO8000003538

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP

☐ WAIT

☐ MAIL

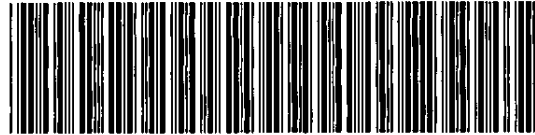
(Business Entity Name)

(Document Number)

Certified Copies \_\_\_\_\_ Certificates of Status \_\_\_\_\_

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RECEIVED  
03 APR 10 AM 11:20  
DEPARTMENT OF REVENUE  
DIVISION OF CORPORATIONS  
TALLAHASSEE, FLORIDA

FILED  
2008 APR 10 PM 4:25  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

1 Burch APR 11 2008

## ATTORNEYS' TITLE

Requestor's Name

1965 Capital Circle NE, Suite A

Address

Tallahassee, FL 32308

City/ST/Zip

850-222'

Phone #

## CORPORATION NAME(S) & DOCUMENT NUMBER(S), (if known):

JAMES 17 CONDOMINIUM ASSOCIATION, INC.

2-

3-

4-

☒ Walk-in

☐ Pick-up time ASAP

☒ Certified

☐ Mail-out

☐ Will wait

☐ Photocopy

☐ Certificate of Status

### NEW FILINGS

<input type="checkbox"/>	Profit
<input checked="" type="checkbox"/>	Non-Profit
<input type="checkbox"/>	Limited Liability
<input type="checkbox"/>	Domestication
<input type="checkbox"/>	Other

<input type="checkbox"/>	Amendment
<input type="checkbox"/>	Resignation of R.A., Officer/Director
<input type="checkbox"/>	Change of Registered Agent
<input type="checkbox"/>	Dissolution/Withdrawal
<input type="checkbox"/>	Merger

### OTHER FILINGS

<input type="checkbox"/>	Annual Report
<input type="checkbox"/>	Fictitious Name
<input type="checkbox"/>	Name Reservation

### REGISTRATION/QUALIFICATION

<input type="checkbox"/>	Foreign
<input type="checkbox"/>	Limited Partnership
<input type="checkbox"/>	Reinstatement
<input type="checkbox"/>	Trademark
<input type="checkbox"/>	Other

Examiner's Initials

FILED

2008 APR 10 PM 4:25

SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**ARTICLES OF INCORPORATION**  
**OF**  
**JAMES 17 CONDOMINIUM ASSOCIATION, INC.**  
(A NON-PROFIT FLORIDA CORPORATION)

**ARTICLE I.**

The name of this corporation is JAMES 17 CONDOMINIUM ASSOCIATION, INC. The initial principal office of the corporation is 4290 James Street - Unit 8, Port Charlotte, Florida 33980, and the initial mailing address of the corporation is 4290 James Street - Unit 8, Port Charlotte, Florida 33980.

**ARTICLE II.**

The purpose for which this corporation is organized is to act as the governing association of JAMES 17 CONDOMINIUM, a non-residential condominium, located in Charlotte County, Florida, and to operate property owned by the Association.

**ARTICLE III.**

The terms used in these Articles of Incorporation shall have the same definitions and meanings as those set forth in the Declaration of Condominium of JAMES 17 CONDOMINIUM.

**ARTICLE IV.**

The qualification of members and the manner of their admission shall be as follows: Any record owner of legal title to a condominium unit in JAMES 17 CONDOMINIUM, shall by virtue of such ownership be a member of this corporation.

**ARTICLE V.**

This corporation shall exist perpetually. In the event, however, this Association is dissolved, the control or right of access to the property or common elements of the Condominium 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 not-for-profit corporation similar to the Association, unless the condominium is terminated and improvements constituting the condominium are demolished or removed.

**ARTICLE VI.**

The corporation shall have all powers and duties existing under applicable provisions of the Florida Not-For-Profit Corporation Act (Chapter 617 of the Florida Statutes) and the Florida condominium Act (Chapter 718 of the Florida Statutes). Without limiting the generality of the foregoing, the corporation shall have the power to do the following:

- a. Own and control property.
- b. Operate and maintain 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.
- c. Establish rules and regulations.
- d. Assess members and enforce assessments.
- e. Sue and be sued.
- f. Contract for services to provide for operation and maintenance of the surface water management system facilities if the Association contemplates employing a maintenance company.
- g. Require all lot owners, parcel owners or unit owners to be members.
- h. Take any other action necessary for the purposes for which the Association is organized.

#### **ARTICLE VII.**

The name and residence of the subscriber to these Articles of Incorporation are as follows:

<b><u>NAME</u></b>	<b><u>ADDRESS</u></b>
Thomas S. Provencal	9940 Peace River Street Arcadia, Florida 34269

#### **ARTICLE VIII.**

The affairs of the corporation are to be managed by a Board of Directors, the number of members of which shall be as provided in the Bylaws provided that there shall be not fewer than three and not more than seven. The Directors will be elected each year at the annual meeting of the Condominium Association as provided for in the Bylaws, subject to the rights of the Developer and unit owners to elect directors as provided in Section 718.301, Florida Statutes (2007), and in the JAMES 17 CONDOMINIUM Declaration.

#### **ARTICLE IX.**

The names of the officers who are to serve until the first election or appointment under the Articles of Incorporation are:

<i>President</i>	-	<i>Thomas S. Provencal</i>
<i>Vice President</i>	-	<i>Teri B. Provencal</i>
<i>Secretary</i>	-	<i>Teri B. Provencal</i>
<i>Treasurer</i>	-	<i>Thomas S. Provencal</i>

#### **ARTICLE X.**

The number of persons constituting the first Board of Directors shall be three and their names and addresses are as follows:

<b><u>NAME</u></b>	<b><u>ADDRESS</u></b>
a) Thomas S. Provencal	9940 Peace River Street Arcadia, FL 34269
b) Teri B. Provencal	9940 Peace River Street Arcadia, FL 34269
c) Ryan M. Provencal	466 Guyana Street Punta Gorda, FL 33983

#### **ARTICLE XI.**

The Bylaws of the corporation are to be made, altered or rescinded by the members of the corporation as provided for in the Bylaws.

#### **ARTICLE XII.**

Amendments to these Articles of Incorporation may be proposed and adopted at any regular or specially called meeting of the members of the Association by a majority vote of all the members. Due notice of the meeting must have been given as provided for in the Bylaws. Also, the Developer, THOMAS S. PROVENCAL and TERI B. PROVENCAL, husband and wife, may amend these Articles of Incorporation, and their approval shall be required for amendments, in the manner provided in the JAMES 17 CONDOMINIUM Declaration of Condominium.

#### **ARTICLE XIII.**

Each unit in JAMES 17 CONDOMINIUM, a Condominium, shall have the number of votes or voting interest as set forth in the Declaration of Condominium, which shall be cast by a designated owner as provided for in the Declaration of Condominium or Bylaws.

#### **ARTICLE XIV.**

This corporation reserves the right to amend or repeal any provisions contained in these Articles of Incorporation.

**ARTICLE XV.**

No part of the net earnings of this corporation shall inure to the benefit of any member or individual, except through the acquisition, construction, management, maintenance, or care of association property or through the rebate of the excess membership dues, fees, or assessments.

IN WITNESS WHEREOF, the undersigned subscriber has executed these Articles of Incorporation this 7 day of April, 2008.

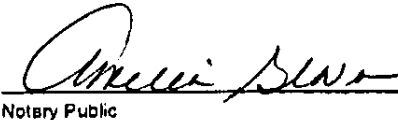


Thomas S. Provencal

State of Florida  
County of Charlotte

The foregoing instrument was acknowledged before me this 7 day of April, 2008, by THOMAS S. PROVENCAL who is personally known to me ~~or who produced~~ \_\_\_\_\_ as identification.

My commission expires:

  
Notary Public

**CERTIFICATE DESIGNATING A REGISTERED AGENT  
AND REGISTERED OFFICE FOR THE SERVICE OF PROCESS.**

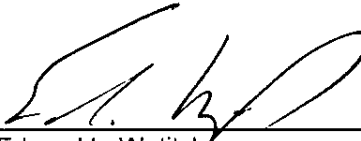
In compliance with Section 48.091, Florida Statutes, the following is submitted:

JAMES 17 CONDOMINIUM ASSOCIATION, INC., desiring to organize under the laws of the State of Florida with its principal office, as indicated in the Articles of Incorporation at Port Charlotte, County of Charlotte, State of Florida, has designated Edward L. Wotitzky whose street address is 223 Taylor Street, Punta Gorda, Florida 33950, as its agent to accept service of process within this state.

**JAMES 17 CONDOMINIUM ASSOCIATION, INC.**

**ACCEPTANCE**

Having been designated as agent to accept service of process for the above-named corporation, at the place stated in this certificate, I hereby agree to act in this capacity and to comply with the provision of said law relative to same.

  
\_\_\_\_\_  
Edward L. Wotitzky

**FILED**  
**2000 APR 10 PM 4:25**  
**SECRETARY OF STATE**  
**TALLAHASSEE, FLORIDA**