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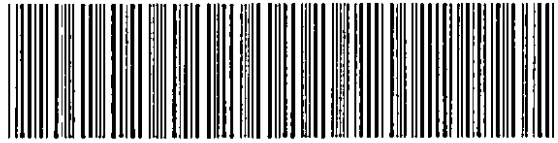
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1. **THE FUNKY FISH HOUSES AT CAPE HARBOUR HOMEOWNER'S
ASSOCIATION, INC.**

(CORPORATE NAME AND DOCUMENT #)

2. _____
(CORPORATE NAME AND DOCUMENT #)

3. _____
(CORPORATE NAME AND DOCUMENT #)

4. _____
(CORPORATE NAME AND DOCUMENT #)

5. _____
(CORPORATE NAME AND DOCUMENT #)

6. _____
(CORPORATE NAME AND DOCUMENT #)

**SPECIAL
INSTRUCTIONS:**

AMENDMENT TO THE ARTICLES OF INCORPORATION FOR
THE FUNKY FISH HOUSES AT CAPE HARBOUR HOMEOWNER'S ASSOCIATION, INC.
(A Corporation Not-for-Profit)

The following Amendment to the Articles of Incorporation for The Funky Fish Houses at Cape Harbour Homeowner's Association, Inc. a Florida not-for-profit corporation (referred to herein as the "Association") was approved by resolution adopted by a majority of the Board of Directors and approved by Members holding two-third (2/3) of the voting rights, as of 12th day of June, 2020:

The Articles of Incorporation of the Association (the "Articles") were originally attached as Exhibit "C" to the Declaration of Covenants, Conditions, Restrictions, Easements, Charges and Liens for The Funky Fish Houses at Cape Harbour, recorded as Instrument Number 2009000098432.

NOW THEREFORE, the Association, having obtained the necessary Members, hereby amends the Articles as follows:

Additions indicated by underlining.
Deletions indicated by ~~striking through~~.

1. Voting. Article VI of the Articles is hereby revised, as follows:

For all matters for which the vote of the Members are required, each Member shall be entitled to vote as follows:

- A. Class A Members shall be entitled to one (1) vote for each ~~Residential Unit Lot~~ Unit Lot owned by such Class A Member. In the event that a Member is the Owner of a Combined Lot, such Member shall be entitled to one (1) vote for each Lot within the Combined Lot, and one-half (1/2) vote for the portion of the Split Lot within the Combined Lot The Class A Member's vote shall be cast in accordance with Subsection ~~3.3~~ 3.4 of the Declaration and the requirement of the Association's Articles and Bylaws. Voting rights may be exercised by a Member or the Members' spouse, subject to provisions of the Declaration and the Bylaws. In any situation where more than one person holds an interest in a Lot, the vote for the respective Lot shall be exercised by any such person; provided, however, the persons holding the interest in the Lot may notify the Secretary of the Association, in writing, prior to or during any meeting of the manner in which the vote for the Lot is to be exercised, and in the absence of such notice, the Lot's vote shall be suspended if more than one person seeks to exercise it. The voting rights of a Member that is a corporation, partnership or other entity shall be exercised by the individual designated from time to time by

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the owner in a written instrument provided to the Secretary, subject to the laws of the State of Florida.

- B. The Class B Member shall be the Declarant, or any assignee, successor, designee or nominee of the Declarant, in whole or in part, to whom the Declarant has assigned all or part of its rights as a Class B Member. The Declarant shall have the same number of votes at any meeting in which votes are to be taken as is held by all other Class A Members plus one vote. Class B Membership shall terminate and be converted on a Lot basis to Class A ~~Members when the Declarant no longer owns any Property in the Property for sale in the ordinary course of business~~ Membership upon Turnover, for each Lot then owned by the Class B Member, or on such earlier date as the Declarant may elect to terminate its Class B Membership.
2. Board of Directors. The second paragraph of Article VIII of the Articles is hereby revised, as follows:
- ~~Until three (3) months after conveyance by Declarant to Members, other than the Declarant of ninety (90%) percent of the Lots within the Property ("Turnover"),~~ Declarant shall be entitled to elect all Members of the Board of Directors of the Association: as set forth in the Declaration, until Turnover as that term is defined in Section 3.6 of the Declaration. After Turnover, Declarant shall be entitled to elect at least one (1) Member of the Board of Directors, so long as Declarant holds for sale in the ordinary course of business at least one (1) Lot within the Community.
3. In all other respects, the Articles of the Association shall remain in full force and effect.

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IN WITNESS WHEREOF, the Association has executed this Amendment on the date set forth above.

Witnesses:

"Association"

Aminda L. Shoop
Print Name: Aminda L. Shoop

The Funky Fish Houses at Cape Harbour
Homeowner's Association, Inc., a Florida
not-for-profit corporation

Patty Gardner
Print Name: Patty Gardner

By: Stephane Wallace
Print Name: Stephane Wallace
Title: President

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me by means of (☒) physical presence, or () online notarization, on this 11th day of JUNE, 2020, by Stephane Wallace, PRESIDENT (name of officer or agent, title of officer or agent) of The Funky Fish Houses at Cape Harbour Homeowner's Association, Inc., a Florida not-for-profit corporation, on behalf of the corporation. He(she) is (☒) personally known to me, or has () produced _____ as identification.

My Commission Expires:



Patty Gardner
Notary Public

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