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FLORIDA PROFIT/NON PROFIT CORPORATION

Eber Cove Homeowners Association, Inc.

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# ARTICLES OF INCORPORATION OF EBER COVE HOMEOWNERS ASSOCIATION, INC. A FLORIDA NOT FOR PROFIT CORPORATION

### ARTICLE I NAME

The name of this corporation shall be EBER COVE HOMEOWNERS ASSOCIATION, INC. (the "Association").

### ARTICLE II DURATION

Existence of the Association shall commence with the filing of these Articles of Incorporation ("Articles") with the Florida Department of State Division of Corporations. The Association shall have perpetual existence. In the event of termination, dissolution or final liquidation of the Association, the responsibility for the operation and maintenance of the surface water or stormwater management system must be transferred to and accepted by an entity which would comply with Section 62-330, F.A.C., and be approved by the St. Johns River Water Management District prior to such termination, dissolution or liquidation.

### ARTICLE III PURPOSE AND POWERS OF THE ASSOCIATION

The Association is organized for the purpose of enforcing, and fulfilling the objectives and purposes stated in the "Governing Documents" (as that term is defined in that certain Declaration of Covenants, Conditions, Easements, and Restrictions for Eber Cove, as same may from time to time be amended or supplemented (the "Declaration"), to be recorded in the Public Records of Brevard County, Florida). Capitalized terms used above or herein without definition shall have the same meanings given or ascribed to such terms in the Governing Documents: The Association shall have all the powers of a not for profit corporation organized under Chapter 617 of the Florida Statutes, subject, however, only to such limitations upon the exercise of such powers as are expressly set forth in the Governing Documents or the Association Act. The Association shall have the power to do any and all lawful things which may be authorized, assigned, required, or permitted to be done by the Association pursuant to the Governing Documents and/or the Association Act, including, but in no way limited to: (i) ownership, operation, management, administration, maintenance, repair, replacement, and insurance of the Common Areas; (ii) the levy and collection of Assessments; and (iii) to do and perform any and all acts which may be necessary or proper for, or incidental to, the exercise of any of the duties or powers of the Association as specified in the Governing Documents and/or under the Association Act. The Association shall operate, maintain and manage the surface water or stormwater management system(s) in a manner consistent with the St. Johns River Water Management District permit no. 108814-2 requirements and applicable District rules, and shall assist in the enforcement of the Declaration of Covenants and Restrictions which relate to the surface water or stormwater management system. The Association shall levy and collect adequate assessments against members of the Association for the costs of maintenance and operation of the surface water or stormwater management system.

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#### ARTICLE IV PRINCIPAL OFFICE

The initial principal place of business and mailing address of the Association is 210 S. Hoagland Blvd., Kissimmee, FL 34741.

### ARTICLE V REGISTERED OFFICE AND AGENT

Craig C. Harris, whose address is 210 S. Hoagland Blvd., Kissimmee, FL 34741, is hereby appointed the registered agent of the Association and the registered office shall be at said address.

#### ARTICLE VI MEMBERSHIP

Every person or entity which qualifies as a Member of the Association in accordance with the Declaration shall be a Member of the Association, and such membership shall carry all rights, restrictions, benefits, interests, and limitations granted pursuant to the Governing Documents, any Rules and Regulations, and the Association Act.

### ARTICLE VII VOTING RIGHTS

A Member's right to vote in Association matters shall vest as set forth in the Declaration. All voting rights of a Member shall be exercised in accordance with and subject to the terms, conditions, restrictions, and limitations provided in the Governing Documents.

#### ARTICLE VIII BOARD OF DIRECTORS

The affairs of the Association shall be managed by the Board, who shall be appointed or elected pursuant to the provisions of the Declaration and the Bylaws. The number of Directors constituting the initial Board shall be three (3). The names and addresses of the persons who are to act in the capacity of initial Directors until the election and qualification of their successors as provided in the Declaration and the Bylaws are:

Name:	Address:
Craig C. Harris	210 S. Hoagland Blvd., Kissimmee, FL 34741
Kimberly Buccellato	210 S. Hoagland Blvd., Kissimmee, FL 34741
Ambar Crespo	210 S. Hoagland Blvd., Kissimmee, FL 34741

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### ARTICLE IX OFFICERS

The affairs of the Association shall be administered by the Officers designated in the Declaration and the Bylaws. The names and addresses of the persons who are to act in the capacity of Officers until the appointment/election and qualification of their successors are:

Name/Office;	<u>Address:</u>
Craig C. Harris/President	210 S. Hoagland Blvd., Kissimmee, FL 34741
Kimberly Buccellato/Vice President	210 S. Hoagland Blvd., Kissimmee, FL 34741
Ambar Crespo/Secretary	210 S. Hoagland Blvd., Kissimmee, FL 34741
Ambar Crespo/Treasurer	210 S. Hoagland Blvd., Kissimmee, FL 34741

#### **ARTICLE XAMENDMENT**

These Articles may be amended, supplemented, and modified at any time and from time to time in the same manner that the Declaration may be amended, supplemented, and modified.

#### ARTICLE XI BYLAWS

The initial Bylaws shall be adopted by the Board and may be amended, supplemented, and modified at any time and from time to time in the same manner that the Declaration may be amended, supplemented, and modified.

#### ARTICLE XII INCORPORATOR

The name and address of the Incorporator of the Association is: Craig C. Harris; 210 S. Hoagland Blvd., Kissimmee, FL 34741.

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IN WITNESS WHEREOF, the undersigned has signed these Articles this <u>in</u> day of April, 2018.

Craig C. Harris

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### CERTIFICATE DESIGNATING REGISTERED AGENT FOR SERVICE OF PROCESS

Pursuant to the provisions of Chapters 48 and 617 of the Florida Statutes, the corporation identified below hereby submits the following Certificate Designating Registered Agent for Service of Process ("Certificate") in designation of the registered office and registered agent in the State of Florida.

EBER COVE HOMEOWNERS ASSOCIATION, INC., desiring to organize as a not for profit corporation under the laws of the State of Florida, with its registered office at 210 S. Hoagland Blvd., Kissimmee, FL 34741, has named Titan Management, located at 1637 E. Vine Street, Suite 300, Kissimmee, Florida 34744, as its registered agent to accept service of process within the State of Florida.

#### ACKNOWLEDGMENT:

Having been named as registered agent for the above-stated corporation at the place designated in this Certificate, I hereby acknowledge that I am familiar with the obligations of a registered agent under the laws of the State of Florida, accept to act as registered agent for the above-stated corporation, and agree to comply with the provisions of all laws applicable to the performance of such office.

Titan HOA Management, LLC, a Florida limited liability company, d/b/a Titan Management

Title Cop - Title Dated: April 12, 2018

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