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## **COVER LETTER**

TO: Amendment Section Division of Corporations

NAME OF CORPORATI	AMAVI MAGNOL	IA VILLAGE HOI	MEOWNE	R'S AS	SOCIATION,	INC.	
DOCUMENT NUMBER:	N21000014107		<u>_</u>		<u> </u>		
The enclosed Articles of Ar	nendment and fee are sub	mitted for filing.					
Please return all correspond	lence concerning this matt	er to the following	·				
KENNETH DIXON							
<del>_</del> .		(Name of Contact	Person)	<del>-</del>	<del></del>		
		(Firm/ Comp	any)		-		
1627 E. VINE STREET SU	JITE E						
		(Address)	)				
KISSIMMEE, FL 34744							
		(City/ State and Z	ip Code)				
KEN@LELANDENTERP	RISESINC.COM						
	E-mail address: (to be use	d for future annual	report noti	fication	1)		
For further information con	cerning this matter, please	e call:					
KENNETH DIXON			407 at		925-2929		_
	(Name of Contact Persor	1)	(Area (	Code)	(Daytime Te	lephone Num	ıber)
Enclosed is a check for the	following amount made p	ayable to the Florid	ia Departn	ent of S	State:		
■ \$35 Filing Fee	□S43.75 Filing Fee & Certificate of Status			Certifi Certifi	Filing Fee cate of Status ed Copy ional Copy is sed)		

**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

## ARTICLES OF AMENDMENT TO ARTICLES OF INCORPORATION FOR AMAVI MAGNOLIA VILLAGE HOMEOWNERS' ASSOCIATION, INC. (a corporation not-for-profit)

Pursuant to the provision of Section 617.1006, Florida Statutes, and Article 12 of the Articles of Incorporation for Amavi Magnolia Village Homeowners' Association, Inc. a Florida corporation not-for-profit (the "Association"), which filed Articles of Incorporation with the Florida Department of State Division of Corporations on December 6, 2021, as Document Number N21000014107 (the "Articles of Incorporation"), the Association and Declarant hereby desire to amend the Articles of Incorporation and adopt the following Articles of Amendment to its Articles of Incorporation:

- 1. Article IV, Section 3 is hereby deleted in its entirety and replaced with the following:
  - "Section 3. To perform any obligations related to the Surface Water Management System(s) which are specifically delegated or assigned to the Association consistent with the requirements of the rules of, and any applicable permit of, the Southwest Florida Water Management District."
- 2. Article V. Section 13 is hereby deleted in its entirety and replaced with the following:
  - "Section 13. To operate and maintain the Surface Water or Storm Water Management System, including all inlets, ditches, swales, culverts, water control structures, retention and detention areas, ponds, lakes, floodplains compensation areas, wetlands and any associated buffers and wetland mitigation areas, preserve areas and conservation easements, as applicable and required by any Southwest Florida Water Management District permit, and to contract for services to provide for such operation and maintenance."
- 3. The first sentence of Article VIII. Section 1 is hereby deleted in its entirety and replaced with the following:
  - "The Board of Directors of the Association shall initially be comprised of three (3) Directors (and not more than three (3) Directors prior to Declarant's turnover of control of the Association to the Members)."
- 4. The first sentence of the second paragraph of Article VIII, Section 1 is hereby deleted in its entirety and replaced with the following:
  - "As long as Declarant or its designated successor or assigns shall have the right to appoint or elect any Director. Directors need not be Members of the Association and need not be residents of the State of Florida."
- 5. The following sentence is hereby added at the end of Article IX:

"Officers need not be Members of the Association and need not be residents of the State of Florida."

6. Article XI is hereby deleted in its entirety and replaced with the following:

"Existence of the Association shall commence with the filing of these Articles of Incorporation with the Secretary of State, Tallahassee, Florida. The Association shall have perpetual existence. In the event of termination, dissolution or final liquidation of the Association, the control or right of access to the property containing the Surface Water Management System shall be conveyed or dedicated to an appropriate governmental unit or public unit (determined to be acceptable by the Southwest Florida Water Management District) and if not accepted, then the Surface Water Management System shall be conveyed to a non-profit corporation similar to the Association (or an entity which would comply with section 62-330.310, F.A.C., and be approved by the Southwest Florida Water Management District prior to such termination, dissolution or liquidation)."

7. Article XIII, Section 3 is hereby deleted in its entirety and replaced with the following:

"Section 3. Any amendment to these Articles that would alter provisions related to the Surface Water Management System, conservation areas or any water management areas of the Common Areas must have the prior approval of the SWFWMD. Any such proposed amendments must be submitted to the SWFWMD for a determination of whether the amendment necessitates a modification to the Permit. If the proposed amendment necessitates a modification of the Permit, the modification to the Permit must be approved by the SWFWMD prior to the amendment to these Articles."

8. The first sentence of Article XV, Section 1 is hereby deleted in its entirety and replaced with the following:

"Section 1. With the exception of Directors and Officers appointed by the Class B Member, any financial or familial interest of an Officer or Director in any contract or transaction between the Association and one (1) or more of its Directors or Officers, or between the Association and any other corporation, partnership, association or other organization in which one (1) or more of its directors or officers are Directors or Officers of the Association, or have a financial interest, shall be disclosed, and further shall not be voidable solely for this reason, or solely because the Director or Officer is present at or participates in the meeting of the Board or committee thereof which authorized the contract or transaction or solely because his or their votes are counted for such purpose."

9. This Amendment to the Articles of Incorporation for Amavi Magnolia Village Homeowners' Association, Inc. was approved by HC182, a Florida limited liability company, as

the Declarant pursuant to Article XIII of the Articles of Incorporation, and there are no other Members/ Lot Owners entitled to vote on same.

10. The foregoing Amendment to Articles of Incorporation for Amavi Magnolia Village Homeowners' Association, Inc. (the "Amendment") was adopted on the 21 day of November 2022.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the undersigned have caused these Articles of Amendment to the Articles of Incorporation for Amavi Magnolia Village Homeowners' Association, Inc. to be effective this 21 day of November , 2022.

ASSOCIATION:

AMAVI MAGNOLIA VILLAGE HOMEOWNERS' ASSOCIATION, INC.

By: Kenneth Dixon, President

ATTESTED TO BY:

By: Leroy Sandus
Leroy Sanchez, Secretary

DECLARANT/INCORPORATOR:

HC182, LLC, a Florida limited liability company

By: Florida Affordable Housing of Orlando, Inc., a Florida corporation, its managing member

By: Kenneth Dixon, President