

# N42376

(Requestor's Name)

(Address)

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(City/State/Zip/Phone #)

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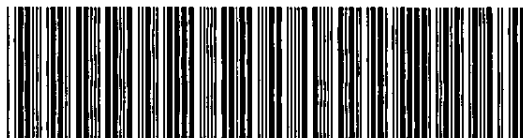
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MAY 28 2015  
C LEWIS



## *Tampa Heights Civic Association*

P.O. Box 172385, Tampa, FL 33672

[www.tampaheights.org](http://www.tampaheights.org)

April 28, 2015

Department of State  
Division of Corporations  
Corporate Filings  
P.O. Box 6327  
Tallahassee, FL 32314

Re: Tampa Heights Civic Association  
Request for Articles of Incorporation Amendments

To Whom It May Concern:

The following language has been added to our articles of Incorporation at the direction of the United States Internal Revenue Service as a condition to reinstate our 501c3 status.

- Limit the Association's exempt purpose to one or more purposes described in Section 501©(3) (purpose clause)
- Not expressly empower the Association to engage, other than as an insubstantial part of our activities, in activities that do not further one or more of those purposes
- Not empower the Association to directly or indirectly participate in or intervene in any political campaign on behalf, of or in opposition to any candidate for public office
- Permanently dedicate the Association's assets for Section 501©(3) purposes (dissolution clause)

Please do not hesitate to contact me directly with any questions regarding this request.

Most Respectfully,

Joel Brown  
President  
Tampa Heights Civic Association

Enclosure

**COVER LETTER**

TO: Amendment Section  
Division of Corporations

NAME OF CORPORATION: Tampa Heights Civic Association

DOCUMENT NUMBER: N42376

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

Please return all correspondence concerning this matter to the following:

Joel Brown

(Name of Contact Person)

Tampa Heights Civic Association

(Firm/ Company)

P.O. BOX 172385

(Address)

Tampa, FL 33672

(City/ State and Zip Code)

joelbrown225@gmail.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Joel Brown

(813)

363-5758

at

(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

*Amended*  
**ARTICLES OF INCORPORATION**

of

*N42376*

FILED  
CLERK OF DISTRICT COURT  
DIVISION OF CORPORATIONS

15 MAY 18 AM 11:09

The undersigned, a majority of whom are citizens of the United States, desiring to form a Non-Profit Corporation under the Non-Profit Corporation Law of United of America, do hereby certify:

**TAMPA HEIGHTS CIVIC ASSOCIATION,**

**INCORPORATED**

**(A Florida Corporation Not-for-Profit)**

**PURSUANT TO THE PROVISIONS OF SECTION 617, FLORIDA STATUTES, THE UNDERSIGNED CORPORATION ADOPTS THE FOLLOWING ARTICLES OF AMENDMENT TO ITS ARTICLES OF INCORPORATION.**

**Mission:** The mission of the Tampa Heights Civic Association is to be a nucleus for the neighborhood, provide civic activities for the betterment of the community, create employment opportunities and pride home ownership, maintain existing homes to be carefully restores, promote new housing development that is aesthetically compatible with existing homes and encourage new business to relocate to Tampa Heights.

**Objective:** Develop and implement programs that will help spearhead increased resident involvement and provide important community information.

**ARTICLE II NAME**

The name of this corporation shall henceforth be TAMPA HEIGHTS CIVIC ASSOCIATION, and it shall have its principal place of business at 2005 N. Lamar Ave Tampa, Florida 33602. For convenience this corporation shall be herein referred to as the "Association".

**ARTICLE III PURPOSES**

The purposes of the Association is organized for charitable opportunities that promote civic activities, including for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code. The Association support residential activities, and implements in an ongoing effort to improve the Tampa Heights Neighborhood; to enhance health, security and other community services through information and voluntary activity; to monitor public utilities; to foster harmonious relationships within the community; to maintain liaison with governmental and nongovernmental entities having functions related to these purposes; and to perform such other duties as may be assigned by its membership.

**ARTICLE IV TRUSTEES**

The Name and Address of the persons who are the initial trustees of the corporation are as followed:

President, Joel Brown 2005 N. Lamar Ave Tampa, Florida 33602

Vice President, Rochelle Gross 2005 N. Lamar Ave, Florida 33602

Treasurer, Iviana Hornedo 2005 N. Lamar Ave Tampa, Florida 33602

Recording Secretary, Ricky Peterika 2005 N. Lamar Ave Tampa, Florida 33602

Member at Large, Lena Young Green 2005 N. Lamar Ave Tampa, Florida 33602

#### **ARTICLE V EARNINGS OF THE ASSOCIATION**

No part of the net earnings of the ASSOCIATION shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article Third hereof. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

Notwithstanding any other provision of these articles, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this ASSOCIATION.

#### **ARTICLE VI DIRECTORS**

Section 1: The affairs of the Association will be managed by a Board of Directors consisting of not less than six (6) Executives Positions. Directors must be members of the Association.

Section 2: Directors of the Association shall be elected at the Annual Meeting of the voting members and shall continue to serve until their successors have been elected. Directors may be removed for good cause shown. Vacancies on the Board of Directors shall be filled in the manner provided by the Bylaws.

Section 3: The Directors elected at the annual meeting shall serve until the next election of Directors as called for in the amended Bylaws.

Section 4: Audit of the Books. The Board of Directors may at any time employ an independent certified public accountant to conduct an audit of the books of account of Association.

Section 5: Signature of Contracts and Formal Documents. Contracts and formal documents shall be signed by two (2) officers of the Association, or by two (2) of its members whom the Board shall designate at a meeting of the Board or in writing.

#### **ARTICLE VII OFFICERS**

The affairs of the Association shall be administered by a PRESIDENT, VICE-PRESIDENT, SECRETARY, CORRESPONDING SECRETARY and TREASURER, and such other officers as may be designated by the Bylaws. The officers shall be elected by the Board of Directors at the first meeting following the Annual Meeting of the Voting Members of the Association and shall serve at the pleasure of the Board of Directors.

## **ARTICLE VIII MEMBERSHIP**

Section 1: Membership in the Association shall be open to all property owners as defined in the Bylaws of the Association.

Section 2: All persons having legal or equitable title to real property including one or more lots, individual homes or condominium units in Tampa Heights, Hillsborough County, Florida, shall be eligible for membership. Membership shall terminate when such person ceases to own such property in Tampa Heights.

Section 3: Procedures for admission to membership shall be specified in the Bylaws of the Association.

## **ARTICLE IX INDEMNIFICATION**

The Association shall indemnify and hold harmless the Board of Directors and each member thereof, including their heirs, personal representatives, successors and assigns, from any liability, loss claim, action or suit, including, but not limited to attorneys' fees and costs, arising from or by virtue of any action or failure to take action relative to their rights and duties as granted them by these Articles of Incorporation and the Bylaws of the Association except when such person is adjudged guilty of willful malfeasance or misfeasance. The Association shall not be required to indemnify the Board of Directors or any member thereof where an action is brought against the Board of Directors or such member by the Association and in which the Association is successful.

## **ARTICLE X BYLAWS**

The Board of Directors shall adopt Bylaws consistent with these Articles of Incorporation. Any subsequent alteration, amendment or repeal of the Bylaws shall require approval of sixty percent (60%) of the voting members present or by proxy at the meeting at which the change is considered.

## **ARTICLE XI AMENDMENTS**

Amendments to the Articles of Incorporation shall be proposed and adopted in the following manner:

Section 1: Written notice of the subject matter of a proposed amendment shall be included in the notice of any meeting at which a proposed amendment is to be considered and such notice shall be delivered to each voting member at least thirty (30) days prior to the meeting.

Section 2: A resolution for the adoption of a proposed amendment may be proposed either by the Board of Directors or by 10% of the voting members of the Association. Resolutions proposing adoption of amendments must be adopted by not less than 60% of the votes of the voting members present and/or by proxy at the meeting at which such resolution is considered.

Section 3: No amendment shall make any changes in the qualifications for membership or the voting rights of members without approval by 80% of the voting members present or by proxy at the meeting at which the change is considered.

Section 4: A copy of each amendment shall be certified by the Secretary of State and shall be recorded in the Public Records of Hillsborough County, Florida.

#### **ARTICLE XII TERM**

The term of the Association shall be perpetual.

#### **ARTICLE XIII – DUES**

Annual dues of an Active member shall be \$12.00 or 1.00 per month, Annual Associates members' dues are \$25.00, and Annual Business members are \$25.00, payable annually. The annual membership dues shall be set by the Board of Directors. The dues, payable in advance, shall cover the twelve (12) month period beginning January 1 of each year and ending on December 31, of the following year.

To be qualified as an Active Member in the Association, membership dues must be current. Any member failing to pay their dues, or obligations of any kind due to the Association, for a period of two (2) months after they are due, shall become inactive.

#### **ARTICLE XIV – FISCAL YEAR**

The fiscal year of this Association shall be the twelve (12) month period beginning January 1 of each year and ending on December 31, of the following year.

#### **ARTICLE XV REGISTERED OFFICE AND REGISTERED AGENT**

The address of the registered office and the name and address of the registered agent shall be as indicated in the State of Florida Corporation Annual Reports submitted by the Association.

We certify that the above text is a complete and accurate Restatement of the Articles of Incorporation of the Tampa Heights Civic Association, Inc. as approved by the members at a General Meeting January 18, 2003.

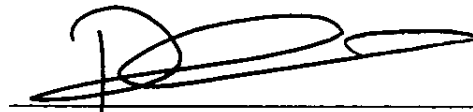
#### **ARTICLE XVI – DISSOLUTION OF ASSETS**

The Tampa Heights Civic Association is an organization is organized exclusively for charitable, religious, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations described under Section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

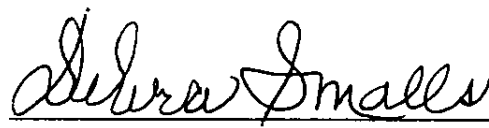
Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not disposed of shall be disposed of by a court of competent jurisdiction in the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

  
President

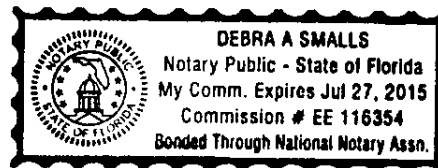
4-28-15  
Date

  
Secretary

4/28/15  
Date

  
Notary Signed

4/28/2015  
Date



The date of each amendment(s) adoption: 4/28/2015 if other than the date this document was signed.

Effective date if applicable: 4/28/2015  
(no more than 90 days after amendment file date)

SECRETARY OF STATE  
DIVISION OF CORPORATIONS

15 MAY 18 AM 11:09

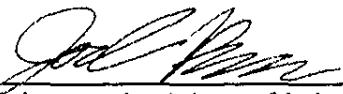
**Note:** If the date inserted in this block does not meet the applicable statutory filing requirements, this date will not be listed as the document's effective date on the Department of State's records.

**Adoption of Amendment(s) (CHECK ONE)**

- ☐ The amendment(s) was/were adopted by the members and the number of votes cast for the amendment(s) was/were sufficient for approval.
- ☒ There are no members or members entitled to vote on the amendment(s). The amendment(s) was/were adopted by the board of directors.

Dated 4/28/2015

Signature

  
(By the chairman or vice chairman of the board, president or other officer-if directors have not been selected, by an incorporator – if in the hands of a receiver, trustee, or other court appointed fiduciary by that fiduciary)

Joel Brown

(Typed or printed name of person signing)

Board President

(Title of person signing)