

N92000000740

(Requestor's Name)

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(Address)

(City/State/Zip/Phone #)

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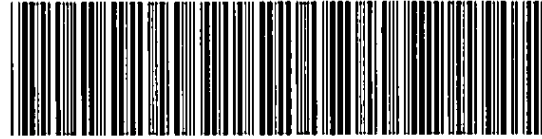
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Received  
3/15/21

FLORIDA DEPARTMENT OF STATE  
Division of Corporations

February 22, 2021

MALCOLM P. GALVIN III, ESQ.  
390 NORTH ORANGE AVENUE  
SUITE 2300  
ORLANDO, FL 32801

SUBJECT: STERLING PARK ESTATES HOMEOWNERS ASSOCIATION, INC.  
Ref. Number: N92000000740

We have received your document and check(s) totaling \$35.00. However, the enclosed document has not been filed and is being returned to you for the following reason(s):

You can only have 1 adoption date.

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6050.

Querida R Moore  
Regulatory Specialist II

Letter Number: 721A00003948



**GALVIN LAW, PL  
390 NORTH ORANGE AVENUE, SUITE 2300  
ORLANDO, FLORIDA 32801  
321-445-9933 | GALVIN-LAW.COM**

March 12, 2021

**BY USPS PRIORITY MAIL**

Amendment Section  
Division of Corporations  
PO Box 6327  
Tallahassee, FL 32314

RE: Sterling Park Estates Homeowners Association, Inc. (Document # N92000000740)

Dear Sir/Madam:

In response to your 2-22-2021 letter (copy enclosed), I am resubmitting for filing the enclosed amended & restated articles of incorporation for the above-referenced corporation.

Please contact me, by email or mobile phone, with any questions or concerns.

Thank you.

Respectfully,

*/s/ Malcolm P. Galvin III*

Malcolm P. Galvin III (Attorney)

Email: [mpg3@galvin-law.com](mailto:mpg3@galvin-law.com) | Mobile: 321-229-7455

\*\*\* Substantial rewording. See governing documents for current text.

FILED

**AMENDED & RESTATED ARTICLES OF INCORPORATION FOR 15 PH 6: 02  
STERLING PARK ESTATES HOMEOWNERS ASSOCIATION, INC.**

SECRETARY OF STATE  
are made and filed for

THESE AMENDED & RESTATED ARTICLES OF INCORPORATION Sterling Park Estates Homeowners Association, Inc. (Florida State Department Corporations Division Document # N92000000740) in order to amend and restate the corporation's original articles of incorporation (filed with the Florida State Department Corporations Division on December 9, 1992), and any/all subsequent amendments thereto, as follows:

1. **Name.** The corporation's name is Sterling Park Estates Homeowners Association, Inc.
2. **Principal Office & Mailing Address.** The corporation's principal office and mailing address is c/o Galvin Law, PL / 390 North Orange Avenue, Suite 2300 / Orlando, Florida, 32801.
3. **Registered Agent & Office.** The corporation's registered agent (and office) is Malcolm P. Galvin III, Esquire (Galvin Law, PL / 390 North Orange Avenue, Suite 2300 / Orlando, Florida, 32801).
4. **Purpose & Power.** The corporation's purpose is to serve/function as the Florida corporation responsible for the operation of the Subject Community<sup>1</sup>, in which the voting membership is made up of lot/parcel owners or their agents (or a combination thereof), and in which membership is a mandatory condition of lot/parcel ownership, and which is authorized to impose assessments that, if unpaid, may become a lien on the lot/parcel. Without net pecuniary profit, the corporation shall operate the Subject Community for the benefit of the corporation's members, maintain/improve any/all common area within the Subject Community, regulate the use of any/all common area and lots/parcels within the Subject Community, and otherwise safeguard/promote the personal/economic welfare of the corporation's members, in accordance with the Governing Documents<sup>2</sup> and/or applicable law. The corporation shall have all of the rights/duties prescribed by the Governing Documents and/or applicable law (including, without limitation, the Florida Not For Profit Corporation Act, Florida Statutes Chapter 617, as it exists upon the effective date of these amended & restated articles of incorporation and as it may be amended from time to time). For the corporate purpose described herein, the corporation's board of directors shall act on the corporation's behalf in all corporate matters/affairs (except where member approval is expressly required by the Governing Documents and/or applicable law).
5. **Director & Officer Election/Appointment.** The corporation's directors and officers shall be elected/appointed – and shall serve in office – in accordance with the corporation's by-laws.

<sup>1</sup> In these amended & restated articles of incorporation, "Subject Community" means any/all real property subject to the Sterling Park Estates Homeowners Association, Inc. declaration recorded in the Volusia County, Florida Official Records at Book 3801 / Page 2902 (and any/all amendments thereto).

<sup>2</sup> In these amended & restated articles of incorporation, "Governing Documents" means: (a) the Sterling Park Estates Homeowners Association, Inc. declaration (recorded in the Volusia County, Florida Official Records at Book 3801 / Page 2902); (b) the corporation's articles of incorporation; (c) the corporation's by-laws; (d) any/all rules & regulations promulgated by the corporation; and (e) any/all amendments to the aforesaid documents.

6. **Members.** The corporation's members shall consist of each record owner of legal title to a lot/parcel within the Subject Community. The corporation's members shall have the rights/duties prescribed by the Governing Documents and/or applicable law. For any/all matters for which member approval is required by the Governing Documents and/or applicable law, there shall be one vote for each lot/parcel within the Subject Community, to be exercised by the members in accordance with the corporation's by-laws and/or applicable law.

7. **Indemnification.** The corporation shall indemnify its directors and officers to the fullest extent required/permitted by applicable law. The corporation's board of directors shall have the discretion to determine from time to time the extent to which the corporation shall indemnify its employees and/or other agents.

8. **Duration.** The corporation's existence shall continue in perpetuity unless/until the corporation is dissolved in accordance with applicable law.

9. **Amendment.** These amended & restated articles of incorporation may be amended from time to time by written instrument executed by at least a majority of the corporation's entire board of directors and filed with the Florida State Department Corporations Division (and thereafter recorded in the Volusia County, Florida Official Records).

10. **Adoption.** These amended & restated articles of incorporation contain amendments to the corporation's above-referenced original articles of incorporation that required approval by the corporation's members. The corporation's members adopted/approved those amended & restated articles of incorporation at a duly-noticed members meeting held on October 10, 2020; and the votes cast were sufficient for such adoption/approval.

WITNESS THE EXECUTION HEREOF by the corporation's undersigned director/officer on the date set forth below (with the effective date of these amended & restated articles of incorporation to be the date when same are recorded in the Volusia County, Florida Official Records – not more than 90 days after having been filed with the Florida State Department Corporations Division).

I submit this document and affirm that the facts stated herein are true. I am aware that any false information submitted in a document to the Florida State Department constitutes a third degree felony as provided for in Florida Statutes § 817.155.

Dated: Oct. 10, 2020

By:   
Matthew D. Borgens (Director & President)  
Sterling Park Estates Homeowners Association, Inc.

**Registered Agent Appointment Acceptance**

Having been named in above Article/Paragraph 3 as the corporation's registered agent to accept service of process for the corporation at the place designated in this certificate, I am familiar with and hereby accept the appointment as registered agent and agree to act in that capacity.

Dated: Oct. 10, 2020

By: MPG III  
Malcolm P. Galvin III, Esq.  
Galvin Law, PL  
390 North Orange Avenue, Suite 2300  
Orlando, FL 32801