

835221 REFERENCE: 612956 AUTHORIZATION : \$ 122.50 00 COST LIMIT :

ORDER DATE: June 9, 1995

ORDER TIME : 10:41 AM

ORDER NO. : 612956

CUSTOMER NO: 83522A

CUSTOMER: Luciano Isla, Esq

LUCIANO ISLA, ESO

Suite 300

1790 W. 49th Street Hialeah, FL 33012

DOMESTIC FILING

NAME: WEST 47TH STREET II

CONDOMINIUM ASSOCIATION, INC.

XX ARTICLES OF INCORPORATION CERTIFICATE OF LIMITED PARTNERSHIP PLEASE RETURN THE FOLLOWING AS PROOF OF FILING: XX CERTIFIED COPY _ PLAIN STAMPED COPY CERTIFICATE OF GOOD STANDING

CONTACT PERSON: Kelly Courtney

EXAMINER'S INITIALS: JUN 9 1995 BSB

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FLORIDA DEPARTMENT OF STATE Sandra B. Mortham Secretary of State

June 9, 1995

CSC NETWORKS 1201 HAYS STREET TALLAHASSEE, FL 32301

SUBJECT: WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC. Ref. Number: W95000011788

We have received your document for WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC. . However, the enclosed document has not been filed and is being returned to you for the following reason(s):

According to section 607.0202(1)(b) or 617.0202(1)(b), Florida Statutes, you must list the corporation's principal office, and if different, a mailing address in the document. If the principal address and the registered office address are the same, please indicate so in your document.

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 (904) 487-6925.

Brenda Baker Corporate Specialist

Letter Number: 795A00028477

ARTICLES OF INCORPORATION



WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC.

A Florida Corporation Not for Profit

The undersigned by these Articles associate themselves for the purpose of forming a corporation not for profit under Chapter 617, Florida Statutes, and certify as follows:

ARTICLE I

Name

The name of the corporation shall be WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC. For convenience, the corporation shall be referred to in this instrument as the "Association". The principal office of the association will be at 7600 West 20th Avenue, Suite 213, Hialeah, Florida 33016.

ARTICLE II

Purpose

The purpose for which the Association is organized is to provide an entity pursuant to the Condominium Act, Chapter 718, Florida Statutes, (the "Act") for the operation of that certain condominium located in Dade County, Florida, and known as WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC.

ARTICLE III

Definitions

The terms used in these Articles shall have the same definitions and meaning as those set forth in the Declaration of Condominium, unless herein provided to the contrary, or unless the context otherwise requires.

ARTICLE IV

Powers

- **4.1** General. The Association shall have all of the common-law and statutory powers of a corporation not for profit under the laws of Florida that are not in conflict with the provisions of these Articles or of the Act.
- 4.2 <u>Enumeration</u>. The Association shall have all the powers and duties set forth in the Act, these Articles, and the Declaration, and all of the powers and duties reasonably necessary to operate the Condominium pursuant to the Declaration, and as it may be amended from time to time, including but not limited to the following:
- (a) To make and collect assessments and other charges against members as unit owners, and to use the proceeds thereof in the exercise of its powers and duties.

- (b) To buy, own, operate, lease, sell and trade both real and personal property as may be necessary or convenient in the administration of the Condominium.
- (c) To maintain, repair, replace, reconstruct, add to, and operate the Condominium property and other property acquired or leased by the Association for use by unit owners.
- (d) To purchase insurance upon the Condominium property and the recreation areas and insurance for the protection of the Association, its officers, directors and members as unit owners.
- (e) To make and amend reasonable rules and regulations for tile maintenance, conservation and use of the Condominium property and for the health, comfort, safety and welfare of the unit owners.
- (f) To approve or disapprove the leasing, transfer, mortgaging, ownership and possession of units as may be provided by the Declaration.
- (g) To enforce by legal means the provisions of the Act, the Declaration, these Articles, the By-Laws, the Agreement for Deed, and the Rules and Regulations for the use of the Condominium property.
- (h) To contract for the management and maintenance of the Condominium and to authorize a management agent to assist the Association in carrying out its powers and duties. The Association shall, however, retain at all times the powers and duties granted them by the Condominium Act, including but not limited to the making of assessments, promulgation of rules and execution of contracts on behalf of the Association.
- (i) To hire personnel to perform the services required for proper operation of the Condominium.
- 4.3 Condominium Property. All funds and the titles of all properties acquired by the Association and their proceeds shall be held for the benefit and use of the members in accordance with the provisions of the Declaration, these Articles, and the By-Laws.
- 4.4 <u>Distribution of Income</u>. The Association shall make no distribution of income to its members, directors or officers.
- $4.5~\underline{\text{Limitation}}$. The power of the Association shall be subject to and shall be exercised in accordance with the provisions of the Declaration and the By-Laws.

ARTICLE V

Members

- 5.1 Membership. The members of the Association shall consist of all the record owners of units in the Condominium, and, after termination of the condominium, shall consist of those who are members at the time of the termination and their successors and assigns.
- 5.2 Assignment. The share of a member in the funds and assets of the Association cannot be assigned, hypothecated or transferred in any manner, except as an appurtenance to the unit for which that share is held.
- 5.3 Voting. On all matters upon which the membership shall be entitled to vote, there shall be only one vote for each unit, which vote shall be exercised or cast in the manner provided by the Declaration and By-Laws. Any person or entity owning more than one unit shall be entitled to one vote for each unit owned. however, only those members who have furnished to the-Association a copy of the record evidence of

their title shall be entitled to vote in membership meetings.

5.4 Meeting. The By-Laws shall provide for an annual meeting of members, and may make provision for regular and special meetings of members other than the annual meeting.

ARTICLE VI

Term of Existence

The Association shall have perpetual existence.

ARTICLE VII

Subscribers

The names and addresses of the subscribers to these Articles are as follows:

PRESIDENT:

ANTONIO DELGADO 7600 WEST 20TH AVE.

SUITE 213

HIALEAH, FL 33016

VICE PRESIDENT: SALVADOR JURADO

7600 WEST 20TH AVENUE

SUITE 213

HIALEAH, FL 33016

SECRETARY/TREASURER: RENAN DELGADO 7600 WEST 20TH AVENUE SUITE 213

HIALEAH, FL 33016

ARTICLE VIII

Officers

The affairs of the Association shall be administered by the officers designated In the By-Laws. The officers shall be elected by the Board of Directors of the Association at its first meeting following the annual meeting of the members of the Association and shall serve at the pleasure of tile Board of Directors. The By-Laws may provide for the removal from office of officers, for filling vacancies, and for the duties of the officers. The names and addresses of the officers who shall serve until their successors are designated by the Board of Directors are as follows:

ARTICLE IX

Directors

- 9.1 Number and Qualification. The property, business and affairs of the Association shall be managed by a board consisting of the Number of directors determined by the By-Laws, but which shall consist of not less than three (3) directors. Except for directors appointed by the Developer, all directors must be either members of the Association or residents of a unit in the Condominium.
- 9.2 <u>Duties and Powers</u>. All of the duties and powers of the Association existing under the Act, the Declaration, these Articles 9.2 Duties and Powers. and the By-Laws shall be exercised exclusively by the Board of Directors, its agents, contractors or employees, subject only to approval by unit owners when that is specifically required.
- 9.3 Election Removal. Directors of the Association shall be elected at the annual meeting of the members in the manner determined by the By-Laws. Directors may be removed and vacancies on the Board of

Directors shall be filled in the manner provided by the By-Laws.

- 9.4 Term of Developer's Directors. The Developer of the Condominium shall appoint the members of the first Board of Directors who shall hold office for the periods described in the By-Laws.
- 9.5 First Directors. The names and addresses of the members of the first Board of Directors who shall hold office until their Successors are elected and have qualified are as follows:

ANTONIO DELGADO SALVADOR JURADO RENAN DELGADO

ARTICLE X

Indemnification and Insurance

Every director and every officer of the Association, and every member of the Association serving the Association at its request shall be indemnified by the Association against all expenses and liabilities, including counsel fees, reasonably incurred by or imposed upon him in connection with any proceeding or any settlement of any proceeding to which he may be a party or in which lie may become involved by reason of his being or having been a director or officer of the Association or by reason of his serving or having served the Association at its request, whether or not he is a director or Officer serving at the time such expenses or liabilities are incurred, except when the director, officer or member is adjudged guilty of willful misfeasance or malfeasance in the performance of his duties; provided, that in the event of settlement, the indemnification shall apply only when the Board of Director approves such settlement and reimbursement as being for the interests of the Association. The foregoing right of indemnification shall be in addition to and not exclusive of all other right to which such directors or officers may be entitled.

The Board of Directors may, and shall if reasonably available, purchase liability insurance to insure all, directors, officers, or agent, past and present, against all expenses and liabilities as set forth above. The premiums for such insurance shall be paid by the unit owners as a part of the common expenses.

ARTICLE XI

By-Laws

The first By-Laws of the Association shall be adopted by the Board of Directors and may be altered, amended or rescinded in the manner provided by the By-Laws.

ARTICLE XII

Amendments

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

- 12.1 Notice. Notice of the subject matter of a proposed amendment shall be included in the notice of any meeting at which the proposed amendment is to be considered.
- 12.2 Adoption. A resolution for the adoption of a proposed amendment may be proposed either by a majority of the Board of Directors or by not less than one-third (1/3) of the members of the Association. Directors and members not present in person or by proxy at the meeting considering the amendment may express their approval in writing,

providing the approval is delivered to the secretary at or prior to the meeting. The approvals must be either:

- (a) By not less than 66-2/3% of the votes of the entire membership of the Association and by not less than a majority of the Board of Directors or
- (b) By not less than seventy-five (75%) percent of the votes of the entire membership of the Association.
- 12.3 <u>Limitation</u>. provided, however, that no amendment shall make any changes in the qualifications for membership nor in the voting rights or property rights of members, nor any changes in sections 4.3, 4.4 and 4.5 of Article IV, entitled "Powers", without approval in writing by all members and the joinder of all record owners of mortgages upon units. No amendment shall be made that is in conflict with the Act or the Declaration, nor shall any amendment make any changes which would in any way affect any of the rights, primileges, powers or option herein provided in favor of or reserved to the Developer, or an affiliate of the Developer, unless the Developer shall join in the execution of the Amendment.
- 12.4 Recording. A copy of such amendment shall be filed with the Secretary of State pursuant to the provisions of the applicable Florida Statutes, and a copy certified by the Secretary of State shall be recorded in the Public Records of Dade County, Florida.

ARTICLE III

Initial Registered Office Address and Name of Registered Agent

The initial registered office of this corporation shall be at 7600 WEST 20TH AVENUE, SUITE 213, HIALEAH, FL 33016, with the privileges of having its office and branch offices at other places within or not within the State of Florida. The initial registered agent at that address shall be ANTONIO DELGADO.

ANYONIO DELGADO

IN WITNESS THEREOF, the subscribers have affixed their signatures this $\frac{1}{2}$ day of $\frac{1}{2}$, 1995.

STATE OF FLORIDA COUNTY OF DADE

The foregoing instrument was acknowledged before me this day of June, 1995, by the legal of who is personally known to me or who has produced driver's license as Identification and who did take an oath.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, in the State and County aforesaid this day of we , 1995.

Name: んんん かんしゅん Notary Public - State of Florida My Commission Expires:

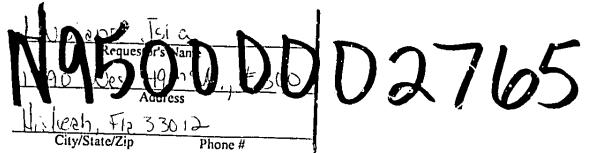
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ACCEPTANCE

MAVING BEEN NAMED to accept Service of Process for the above stated corporation, at the place designated in the foregoing Articles, I hereby accept to act in this capacity and agree to comply with the provision of Florida Statute 48.091 relative to keeping open said office.

ANTONIO DELGADO

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SECRETARY OF STATE
SECRETARY OF STATE



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FLORIDA DEPARTMENT OF STATE, SANDRA B. MORTHAM, SECRETARY OF STATE

RESIGNATION OF REGISTERED AGENT

Pursuant to the provisions of sections 607.0502(2), 617.0502(2), 607.1509, or 617.1509,
Florida Statues, the undersigned, ANTONIO DELGADO
(Name of registered agent)
hereby resigns as Registered Agent for WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC. (Name of corporation)
A copy of this resignation was mailed to the above listed corporation at its last known address.
The agency is terminated and the orfice discontinued on the 31st day after the date on which
this statement is filed.
antone D
(Signature of resigning agent)
f signing on behalf of an entity:
(Typed or Printed Name)
(Capacity)

Fee for filing this document:

\$87.50 - Active corporation \$35.00 - Administratively dissolved corporation



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Florida Department of State, Sandra B. Mortham, Secretary of State

OFFICER / DIRECTOR RESIGNATION

I, SALVADOR JURADO , hereby resign as VICE-PREST	DENT/DIRECTO	R
	(Title)	_
of WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC.	Egg 35	*************************************
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a corporation organized under the laws of the State ofFlorida	P. P.	: 6
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That the corporation has been notified in writing of the resignation.	•	
(Signature of resigning officer/director)		

FILING FEE IS \$35.00

DIVISION OF CORPORATIONS, P.O. BOX 6327, TALLAHASSEE, FL 32314

2765

Office Use Only

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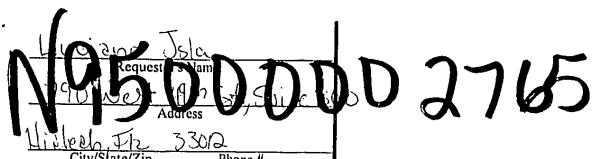
Florida Department of State, Sandra B. Mortham, Secretary of State

OFFICER / DIRECTOR RESIGNATION

I,ANTO	NIO DELGADO	_ , hereby resign as	President/Director	
		_ ,	(Title)	
of WEST 74T	H STREET II CONDOMINIUM ASS			
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	ANTONIO DELCADO		•	

FILING FEE IS \$35.00

DIVISION OF CORPORATIONS, P.O. BOX 6327, TALLAHASSEE, FL 32314



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OFFICER / DIRECTOR RESIGNATION

I, RENAN DELGADO , hereby resign as Secretary/T	reasure	er/Di	rectoi
	(Title)		-
of WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC.			
(Name of Corporation)			-
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That the corporation has been notified in writing of the resignation.	NECTION ALLEGIS	36 FEB -2	्यम् व व राज्या राज्या
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(Signature of resigning officer director)		_ `	

FILING FEE IS \$35.00

DIVISION OF CORPORATIONS, P.O. BOX 6327, TALLAHASSEE, FL 32314



WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC. 7600 WEST 20TH AVENUE SUITE 213 HIALEAH, FL 33016

SUBJECT: WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC. Ref. Number: N95000002765

Our records indicate the registered agent for the above named corporation resigned on February 2, 1996 and that the corporation currently does not have a registered agent designated.

Chapter 607, Florida Statutes, requires this office to give 60 days notice of our intent to dissolve a corporation for failure to appoint and maintain a registered agent.

This letter is our notice of intent to dissolve the above named corporation 60 days from the date of this letter if a registered agent is not properly designated.

Enclosed is registered agent designation application for you to complete and return with a filing fee of \$35.

If you should need any further information, please contact our office at (904)-487-6050.

Carol Mustain Corporate Specialist



FLORIDA DEPARTMENT OF STATE Sandra B. Mortham Secretary of State

May 15, 1996

WEST 74TH STREET 11 CONDO. ASSOC., INC. 7600 WEST 20TH AVENUE SUITE 213 HIALEAH, FL 33016

SUBJECT: WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC.

Document #: N95000002765

Due to your failure to respond to our letter advising you of your corporation not maintaining a registered agent and giving you 60 days notice of our intent to dissolve the above corporation, this corporation is now administratively dissolved.

A Certificate of Dissolution is enclosed.

If you have any questions concerning this matter, please call (904) 487-6916.

Carol Mustain Corporate Specialist Amendment Section Division of Corporations

Letter Number: 096A00024124



Bepartment of State

CERTIFICATE OF ADMINISTRATIVE DISSOLUTION

The provisions of section 607.1421 or 617.1421, Florida Statutes, which requires 60 days notice of a proposed dissolution, have been met for WEST 74TH STREET II CONDOMINIUM ASSOCIATION, INC., a corporation organized under the laws of the State of Florida. This corporation is hereby administratively dissolved as of May 15, 1996 for failure to designate and maintain a registered agent, as required by law.

The document number of this corporation is N95000002765.

Given under my hand and the Great Seal of the State of Morida. at Tallahassee, the Capital, this the Fifteenth bar of May, 1996

Sandru B. Mortham Secretary of State