

1799000005668

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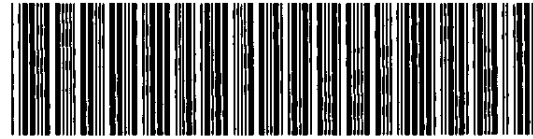
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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

S. HAWKES

AUG - 2012

EXAMINER



ST. JOHN ROSSIN
PODESTA BURR & LEMME, PLLC
LAW OFFICES

DAVID ST. JOHN
ALLEN E. ROSSIN*
CARI A. PODESTA
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*Board Certified Civil
Trial Lawyer

OF COUNSEL
THOMAS E. ROSSIN

FIRM ADMINISTRATOR
ALBERT J. FIELDER, JR.

August 8, 2012

Florida Department of State
Division of Corporations
Amendment Section
P. O. Box 6327
Tallahassee, Florida 32314

Re: Marina Gardens Property Owners Association, Inc.

Dear Sir or Madam:

Enclosed please find the following:

1. Original and one (1) copy of the Amendment to Articles of Incorporation for Marina Gardens Property Owners Association, Inc.; and
2. Marina Gardens' check #2215 in the amount of \$43.75 (\$35.00 for filing fee and \$8.75 for a certified copy).

Should you have any questions, please do not hesitate to contact our office at 561-655-8994 or e-mail me at cpodesta@stjohnrossin.com.

Thank you for your assistance with this matter.

Very truly yours,

Cari A. Podesta, Esquire

CAP/sr
Enclosures as noted.

This instrument prepared by and return to:
Cari A. Podesta, Esquire
St John, Rossin, Podesta, Burr and Lemme, PLLC
1601 Forum Place, Suite 700
West Palm Beach, Florida 33401

FILED
12 AUG 13 PM 4:22
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

**CERTIFICATE OF FILING AMENDMENTS TO
ARTICLES OF INCORPORATION
FOR
MARINA GARDENS PROPERTY OWNERS ASSOCIATION, INC.**

WE HEREBY CERTIFY that the Amendments to the Articles of Incorporation for Marina Gardens Property Owners Association, Inc. attached as Exhibit "I" were duly adopted as amendments to the Articles of Incorporation. The following documents are all filed with the Florida Secretary of State under document number **N99000005668**: Articles of Incorporation for Marina Gardens Property Owners Association, Inc. filed on September 20, 1999; and Articles of Amendment to Articles of Incorporation for Marina Gardens Property Owners Association, Inc. filed on December 13, 2006.

DATED this 12th day of July 2012.

As to witnesses:

Witness Stephen Skakandy

Witness Stephen Skakandy

Marina Gardens Property Owners Association, Inc.

By:

Print Name: PATRICIA TRAVIS

President

Attest:

Print Name: TIM HERMAN

Secretary

STATE OF FLORIDA)
COUNTY OF PALM BEACH)

The foregoing instrument was acknowledged before me this 12th day of July, 2012, by Patricia Travis, as President and Tim Herman, as Secretary of Marina Gardens Property Owners Association, Inc., a Florida not for profit corporation on behalf of the corporation, and who are personally known to me or have produced _____ and _____ as identification and who did not take an oath.

(SEAL)

Margaret Greene

NOTARY PUBLIC

State of Florida at Large.

My Commission Expires:

Sept 27, 2016

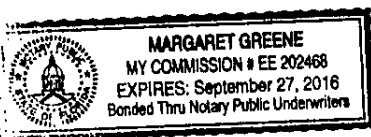


Exhibit "1"

AMENDMENTS TO
ARTICLES OF INCORPORATION FOR
MARINA GARDENS PROPERTY OWNERS ASSOCIATION, INC

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TALLAHASSEE, FLORIDA

Editorial note: In each proposed amendment, the words to be deleted are ~~stricken~~, and words to be added are underlined

(i) Article IX, Directors, Paragraph A, is amended as follows:

A. The affairs and property of the Association shall be managed and governed by a Board of Directors. The number of Directors which shall constitute the Board of Directors shall be five (5). Beginning with the election in 2006, the two (2) Directors elected by the highest number of votes shall serve for a term of two (2) years, and the other Directors elected shall serve for a term of one (1) year or until their successor shall qualify and be elected. All Directors ~~except for those Directors elected by Declarant~~ shall be Members of the Association. ~~While Declarant is in Control of the Association Directors need not be Members of the Association. While Declarant is in control of the Association, the Board appointed by Declarant may have less than five (5) members and may have one (1) member~~

(ii) Article IX, **Directors**, Paragraph B, is amended as follows:

B. ~~The Directors named herein shall serve until the first election of Directors as provided for in the Bylaws and any vacancies in their number occurring before the first election shall be filed by Declarant.~~ Thereafter, Directors shall be elected by the Members in accordance with the Bylaws at the regular annual meetings of the membership of the Association. Directors shall be elected to serve for the terms set forth above and, in the event of a vacancy, the remaining Directors may appoint a Director to serve the balance of such unexpired term.

(iii) Article XIV, Amendments, Paragraph C, is amended as follows:

~~C. The Declarant reserves the right to amend these Articles until Declarant is not in control of the Association.~~

AMENDMENTS TO
ARTICLES OF INCORPORATION FOR
MARINA GARDENS PROPERTY OWNERS ASSOCIATION, INC.

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Editorial note: In each proposed amendment, the words to be deleted are ~~stricken~~, and words to be added are underlined

1. Declarant related amendments to the Articles. The original Declarant (i.e. developer) has relinquished control over the Association to its members. Accordingly, references to the Declarant and/or the rights of the Declarant are meaningless and should be eliminated and/or the Association should be given these rights in appropriate situations. The following amendments to the various provisions of the Articles, in some cases, as previously amended, are proposed to accomplish the foregoing.

(i) Article IX, Directors, Paragraph A, as previously amended, is proposed to be further amended as follows:

A. The affairs and property of the Association shall be managed and governed by a Board of Directors. The number of Directors which shall constitute the Board of Directors shall be five (5). Beginning with the election in 2006, the two (2) Directors elected by the highest number of votes shall serve for a term of two (2) years, and the other Directors elected shall serve for a term of one (1) year or until their successor shall qualify and be elected. All Directors ~~except for those Directors elected by Declarant~~ shall be Members of the Association. ~~While Declarant is in Control of the Association Directors need not be Members of the Association. While Declarant is in control of the Association, the Board appointed by Declarant may have less than five (5) members and may have one (1) member~~

(ii) Article IX, **Directors**, Paragraph B, as previously amended, is proposed to be further amended as follows:

B. ~~The Directors named herein shall serve until the first election of Directors as provided for in the Bylaws and any vacancies in their number occurring before the first election shall be filled by Declarant.~~ Thereafter, Directors shall be elected by the Members in accordance with the Bylaws at the regular annual meetings of the membership of the Association. Directors shall be elected to serve for the terms set forth above and, in the event of a vacancy, the remaining Directors may appoint a Director to serve the balance of such unexpired term.

(iii) Article XIV, Amendments, Paragraph C, is proposed to be amended as follows:

~~C. The Declarant reserves the right to amend these Articles until Declarant is not in control of the Association.~~