

N21000011443

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LET US DO GOOD VILLAGE HOMEOWNER'S ASSOCIATION, INC

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**ARTICLES OF AMENDMENT TO
ARTICLES OF INCORPORATION
OF
LET US DO GOOD VILLAGE HOMEOWNER'S ASSOCIATION, INC.**

The Articles of Incorporation of LET US DO GOOD VILLAGE HOMEOWNER'S ASSOCIATION, INC., a Florida not-for-profit corporation (the "Corporation"), were filed on September 27, 2021, and assigned Florida document number N21000011443. The Corporation adopts the following Articles of Amendment, and so, the following article shall be deleted in its entirety and shall replace the corresponding article in its Articles of Incorporation:

**"ARTICLE III
Powers**

The corporation shall have and exercise all powers provided by the laws of the State of Florida pertaining to corporations not for profit including, but not limited to, Chapter 617 of the Florida Statutes and future amendments thereto, or succeeding statutes pertaining to corporations not for profit in the State of Florida, necessary or convenient to effect any and all of the charitable, scientific and educational purposes for which the corporation is organized, except as limited or modified by these Articles, the Declaration, or the Bylaws of this Corporation, or any other restrictions of the Corporation, and it shall have all the powers and duties reasonably necessary to operate the Corporation pursuant to the Declaration as it may hereafter be amended, including, but not limited to, the following:

A. To levy and collect assessments against Members of the Corporation to defray the costs, expenses and losses of the Corporation, and to use the proceeds of assessments in the exercise of its powers and duties;

B. To own, lease, maintain, repair, replace, add to or operate the Common Areas, including without limitation, entry medians, parking areas, front entrances and perimeter and street lighting;

C. To operate and maintain the Surface Water Management System and Stormwater Management Systems, including all inlets, ditches, swales, culverts, water control structures, retention and detention areas, ponds, lakes, flood plain compensation areas, wetlands and any associated buffer areas, and wetland mitigation areas. Moreover, the Corporation shall operate, maintain, and manage the Surface Water Management System and Stormwater Management System in a manner consistent with Southwest Florida Water Management District permit requirements and applicable District rules and regulations, and the terms and conditions of the Declaration (including enforcement provisions) which relate to the Surface Water Management System and Stormwater Management System. Additionally, the Corporation shall levy and collect adequate assessments against Members for the cost of maintenance and operation of the Surface Water Management System and Stormwater Management System; and

D. To require all Lot Owners, to be Members of the Corporation.

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Notwithstanding the foregoing, all powers referenced under this article are subject, however, to the following:

(i) The corporation shall be operated exclusively for, and shall only have the power to perform, activities exclusively within the meaning, requirements and effect of Section 501(c)(3) of the Code.

(ii) The corporation shall not engage in any act of self-dealing as defined in Section 4941(d) of the Code or corresponding provisions of any subsequent Federal tax law.

(iii) The corporation shall distribute its income for each taxable year at such time and in such manner as not to become subject to the tax on undistributed income imposed by Section 4942 of the Code or corresponding provisions of any subsequent Federal tax laws.

(iv) The corporation shall not retain any excess business holdings as defined in Section 4943(c) of the Code or corresponding provisions of any subsequent Federal tax laws.


(v) The corporation shall not make any investments in such manner as to subject it to tax under Section 4944 of the Code or corresponding provisions of any subsequent Federal tax laws.

(vi) The corporation shall not make any taxable expenditures as defined in Section 4945(d) of the Code or corresponding provisions of any subsequent Federal tax laws.

(vii) The corporation shall not engage in any prohibited transaction as defined in Section 503(b) of the Code or corresponding provisions of any subsequent Federal tax laws.

All undefined terms appearing in initial capital letters herein shall have the meanings ascribed to them in that certain Community Declaration for the Corporation (the "Declaration"), as it may be amended from time to time."

Dated: December 7, 2021.

By: 
Ellen M. Macfarlane
Attorney and Authorized Representative

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