

San Gabriel Neighborhood Association of 3-21-05
From: Edgar Schroek, President 2004

SGNA Charter

This Association is formed to provide open channels of communication for the residents of the San Gabriel Neighborhood Association, hereinafter, "the Associations," in order that they may make informed decisions on issues which affect the quality of life in this and other urban neighborhoods.

Article I. Name and Boundaries

The name shall be the San Gabriel Neighborhood Association. It shall encompass the area bounded by the south side of E. Hayne Street from S. Alvernon Way to S. Bryant Avenue, by the west side of S. Bryant Avenue from E. Hayne Street to E. Marion Trail, by the south side of E. Marion Trail from S. Bryant Avenue to S. Columbus Boulevard, by the west side of S. Columbus Boulevard from E. Marion Trail to E. 22nd Street, by the north side of E. 22nd Street from S. Columbus Boulevard to S. Alvernon Way, and by the east side of S. Alvernon Way from E. 22nd Street to E. Hayne Street.

Article II. Organizational Structure

Membership qualifications, officers, and committees of the Association and the selection and duties thereof shall be defined in the bylaws.

Article III. Meetings

There shall be an annual meeting and such other meetings as deemed necessary to conduct the business of the Association. Circumstances of these meetings will be determined by the bylaws.

Article IV. Term of Charter

Upon approval, this charter shall remain in effect until revoked or amended by a majority of the voting members present at a meeting called for that purpose.

Article V. Dissolution of Association

This Association may be dissolved by a majority of voting members present at a meeting called for that purpose. Any assets of the Association may be transferred to a successor organization or such other non-profit organization as designated by the voting members at the time of dissolution.

SGNA Bylaws

Article I. Name and Boundaries

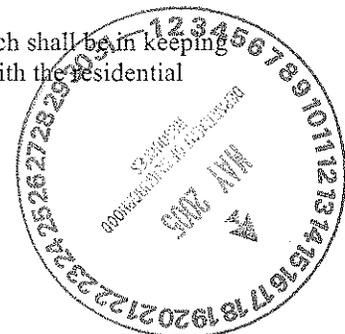
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Article II. Purposes

2A. To ensure the preservation of the integrity of the neighborhood and to retain established land use patterns;

2B. To provide a vehicle for neighborhood planning where open land exists, which shall be in keeping with the character of the neighborhood; to advocate for development compatible with the residential qualities of the area;

2C. To prevent commercial intrusion throughout the neighborhood;



result in the loss of all rights and privileges of Association membership; membership in the Association may be reestablished at any time by payment of current annual dues.

3D. Membership shall not be denied on the basis of views or opinions contrary to the goals and purposes of the Association.

Article IV. Officers

The officers of this Association shall hold office for a term of one (1) year or until their successors are elected. The term of office shall begin at the close of the Annual Meeting. The officers of the Association shall be a President, a Vice President, a Secretary, and a Treasurer. The officers of the Association will comprise the Board of Directors. Every effort will be made to ensure that the board of directors is made up of a cross section of the areas that form the San Gabriel Association.

4A. The President shall call and preside at all meetings, shall act for and in behalf of the membership of the Association, and shall act as official spokesperson for the Association.

4B. The Vice President shall, in the absence of the President assume all the duties of that office. The Vice President shall serve in a capacity to gather and disseminate information critical to the implementation of the purposes of the Association.

4C. The Secretary shall keep a permanent record of all formal meeting and all legal documents and legal transactions of the Association. The Secretary shall transcribe the minutes of each meeting and shall maintain a file copy of same and submit a copy of the Annual minutes to the Department of Neighborhood Resources, (DNR) or its equivalent. The Secretary shall be responsible for tracking actions taken by the city or others that have or will affect the San Gabriel/Palomar area, shall be responsible for gathering historical information about the neighborhood, and shall submit a report of the findings at the Annual Meeting. The Secretary may request a committee be appointed to help in this work. The Secretary would chair such a committee. The Secretary shall, in the absence of both the President and Vice President, assume all the duties of the President's office.

4D. The Treasurer shall keep all financial receipts and a permanent record of all financial business of the Association. An up-to-date financial report shall be submitted at each Association-wide meeting. The Treasurer shall be responsible for membership, which includes keeping up-to-date files of members' names, addresses, last payment, etc. and by submitting a current membership report at each Association-wide meeting.

Article V. Committees

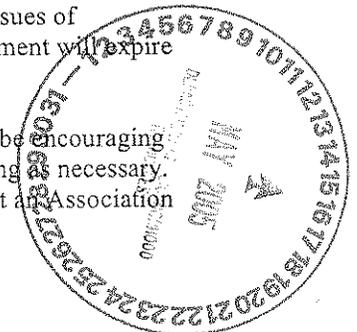
5A. The Board of Directors shall have the power to appoint committees as necessary to implement the purposes of the bylaws.

5B. The President shall be an ex-officio member of all committees.

5C. The Voting membership at an Association-wide meeting with a majority vote of those present may form committees as deemed necessary.

5D. A special committee shall be formed upon election of the first officers to explore issues of expanding boundaries for the Neighborhood Association. The special committee's appointment will expire after a period of one (1) year from the date of its formation.

5E. A standing Committee for Membership will be formed whose responsibilities will be encouraging participation in the Association, and proposing rules for Mail-in, absentee or proxy balloting as necessary. Such rules would be approved as standing rules by majority vote of the members present at an Association meeting. The Membership Committee will report to the Treasurer.



9B. Proposed amendments shall be sent to all members at least 20 calendar-days in advance of the meeting where action is to be taken.

Article X. General

10A. The rules in the current edition of Robert's Rules of Order shall govern the Association, the Board of Directors, and all subcommittees, in all cases to which they apply and do not conflict with specific provisions of this Charter and Bylaws, or any special rules that the Association may adopt.

10B. If any part of the Charter and Bylaws or the application thereof is hereafter held invalid or unenforceable, the remainder shall not be affected thereby, and only the affected portions are declared eliminated.

10C. No officer, representative, spokesperson or member shall have any financial liability for the Association. The private property of the Directors shall be exempt from execution or other liability for any debts of the Association and no Director shall be liable or responsible for any debts or liabilities of the Association.

CURRENT BYLAWS

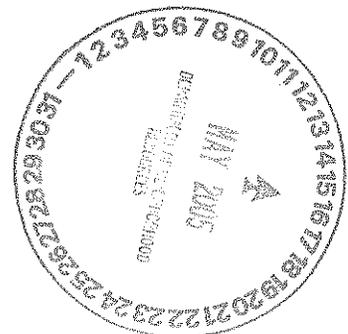
Approved by NA: 05-16-05

Updated in DNR Files: 05-24-05

Filed by: TF

NA folder

Bylaws Binders



CURRENT BYLAWS

Approved by NA: 1-28-94
Updated in DNR Files: 10-17-02
Filed by: CR

BYLAWS
OF THE

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 Bylaws Binders

SAN CLEMENTE HOMEOWNERS' ASSOCIATION

ARTICLE I. THE ASSOCIATION

- Section 1.1 Organization. The San Clemente Homeowners' Association (hereinafter referred to as the "Association") is a nonprofit, nonstock membership corporation established pursuant to Arizona Revised Statutes, Title 10, Chapter 5.
- Section 1.2 Area of Interest. The Area of Interest and operation of the Association (hereinafter referred to as the "Area") shall be that area within the following boundaries: Broadway Boulevard on the north, Columbus Avenue on the east, Timrod Street on the south, and Alvernon Way on the west.
- Section 1.3 Purposes. The purposes for which the Association is established are:
- A. To provide for the maintenance and preservation of the Area.
 - B. To encourage development compatible with the residential qualities of the Area.
 - C. To encourage vehicular and pedestrian safety in the Area, and discourage vehicular traffic disruption and penetration of the Area.
 - D. To prepare and seek implementation of amended deed restrictions for applicable subdivisions in the Area.
 - E. To promote the health, safety and welfare of the residents of the Area, and do all things necessary, proper, incident and convenient to carry out these purposes.

ARTICLE II. MEMBERSHIP

- Section 2.1 Eligibility. Membership in the Association is open to any owner of private, non-public real property within the Area. For the purpose of determining membership and voting, joint owners of a single parcel of land shall collectively constitute a single membership. Owners of multiple parcels of land in the Area shall also constitute a single membership.
- Section 2.2 Evidence of Membership. Association membership and all the rights and privileges attendant thereto shall be evidenced by possession of a receipt from the Association for the annual dues.
- Section 2.3 Dues. The initial Association dues shall be Ten Dollars (\$10.00) which shall be effective until the first annual meeting of the Association membership. Thereafter, the annual dues will be established by the board of directors and ratified by a majority of members present and voting at the annual meeting. Annual dues established at the annual meeting become due and owing at that time and written mail notice of the dues shall be provided to all members as soon as possible following the annual meeting. Failure to pay dues within 90 days of the annual meeting shall result in the loss of all rights and privileges of Association membership; membership in the Association may be reestablished at any time by payment of current annual dues.

ARTICLE III. MEMBERSHIP MEETING

- Section 3.1 Annual Meeting. The annual meeting of the Association membership shall be held on the first Tuesday in February, of each year, beginning with the year 1980, at such time and at such place within the City of Tucson, Arizona, as is specified in the notice of the meeting for the purpose of electing directors, passing upon reports for the previous year and transacting such other business as may come before the meeting. Failure to hold the annual meeting at the designated time shall not work a forfeiture or dissolution of the Association and in the event of such

failure, the annual meeting shall be held within a reasonable time thereafter.

Section 3.2 Special Meetings. Special meetings of the membership may be called by the president, a majority of the board of directors or by the president upon receipt of a petition signed by ten percent (10%) of the Association members, and it shall thereupon be the duty of the secretary to cause notice of such meeting, including the purposes for which it is to be held, to be given in the manner provided in Section 3.3. The president shall fix the time and place for holding the meeting.

Section 3.3 Notice of Annual Meeting. Written mail notice of the time and place of the annual meeting shall be forwarded to each member not less than 10 nor more than 50 days before the meeting.

Section 3.4. Quorum. A quorum must be present at an annual meeting in order to conduct business. Ten percent (10%) of the current membership of the Association shall constitute a quorum.

ARTICLE IV. BOARD OF DIRECTORS

Section 4.1 General Powers, Number. The business and affairs of the Association shall be managed by a board of thirteen (13) directors which shall exercise all of the powers of the Association. Directors shall receive no compensation for their services.

Section 4.2 Election and Tenure. The initial directors were selected as set forth in Article XI for terms ending on the date of the first annual meeting of the Association described in Section 3.1 herein. Thereafter, directors shall be elected at the annual meeting for a term of one (1) year. Directors may serve successive terms without limitation. The board of directors shall nominate candidates for the board prior to the annual meeting and the names of those candidates shall be provided to Association members in the written mail notice of the annual meeting. In making its nominations, the board shall attempt to obtain broad geographical representation within the Association's Area of Interest. Candidates may also be nominated from the floor at the annual meeting.

- Section 4.3 Vacancies. A vacancy on the board of directors shall exist in the event of the death of any director; upon receipt of a letter of resignation from any director; in the event any director no longer qualifies as an Association member, either because of failure to pay dues or because the director no longer owns real property in the Association's Area of Interest; or in the event any director has three (3) consecutive unexcused absences from meetings of the board. When a vacancy on the board occurs, a majority of the remaining members of the board of directors shall designate a person to fill the vacancy.
- Section 4.4 Annual Meeting of the Board of Directors. The annual meeting of the board of directors shall be held following, but not later than sixty (60) days, the annual meeting of the Association membership, at such time and at such place within the City of Tucson, Arizona, as is specified in the notice of the meeting for the purpose of electing officers, passing upon reports for the previous year and transacting such other business as may come before the meeting.
- Section 4.5 Special Meetings. Special meetings of the board of directors may be called by the president or by a majority of the directors, and it shall thereupon be the duty of the secretary to cause notice of such meeting to be given as provided in Section 4.6. The president shall fix the time and place for holding the meeting.
- Section 4.6 Notice of Director's Meetings. Written notice of the time and place of each annual meeting shall be given to each director at least ten (10) days before such meeting, either personally or by mail, by the secretary or by the president or at the direction of either of them. Written notice of the time, place and purpose of any special meeting of the board of directors shall be delivered to each director not less than twenty-four (24) hours previous thereto either personally or by mail, by or at the direction of the secretary.
- Section 4.7 Quorum. A majority of the then members of the board of directors shall constitute a quorum, provided that if less than such majority of the directors is present at said meeting, a majority of the directors present may adjourn the meeting from time to time; and provided, further, that the secretary shall notify any absent directors of the time and place of such adjourned meeting.

Section 4.8 Interest of Directors. No director of the Association shall have any right, title or interest in or to any property or assets of the Association prior to the time of any liquidation or dissolution of the Association pursuant to Article XII of the Association's Articles of Incorporation.

Section 4.9 Liability of Directors for Debts. The private property of the directors shall be exempt from execution or other liability for any debts of the Association and no director shall be liable or responsible for any debts or liabilities of the Association.

ARTICLE V. OFFICERS

Section 5.1 Officers. The officers of the Association shall be a president, vice-president, and secretary/treasurer, and such other officers as the board of directors shall appoint.

Section 5.2 Election. The board of directors shall elect all officers of the corporation for terms of one (1) year, or until their successors are elected and qualified.

Section 5.3 Vacancies. A vacancy in any office because of the death, resignation, disqualification or otherwise shall be filled by the board of directors.

Section 5.4 President. Subject to the control of the board of directors, the president shall have general supervision, direction and control of the business and affairs of the Association. He or she shall preside at all meetings of the membership, the directors and the executive committee, and shall have such other powers and duties as may be prescribed from time to time by the board of directors.

Section 5.5 Vice President. In the absence or disability of the president, the vice-president shall perform all the duties of the president, and in so acting shall have all the powers of the president. The vice-president shall have such other powers and perform such other duties as may be prescribed from time to time by the board of directors.

Section 5.6 Secretary/Treasurer. The secretary/treasurer shall keep a full and complete record of the proceedings of the board of directors, shall keep the seal of the Association and affix the same to such papers and instruments as may be required in the regular course of business, shall make service of such notices as may be necessary or proper, shall supervise the keeping of the books of the Association and shall discharge such other duties as pertain to the office or as prescribed by the board of directors. Except as otherwise provided herein or in a resolution of the board of directors, the secretary/treasurer shall have the care and custody of all funds, money and property of the Association. The secretary/treasurer shall have such other powers and perform such other duties as may be prescribed and as recited in Article IX, "Financial Transactions."

ARTICLE VI. COMMITTEES

Section 6.1 Standing Committees. Members of the standing committees shall be appointed by the president from the board of directors of the Association. Such appointments shall be for a term of one year but may be renewed for successive one year terms by the president. Should the president wish to include a person not a member of the board of directors in the deliberations of a committee, he may do so upon approval of the executive committee of the Association.

The standing committees of the Association shall be as follows:

- A. Executive Committee—The executive committee shall consist of the officers of the Association and such additional members of the board of directors as the president may designate. The executive committee may act for the board of directors when specifically authorized by the board of directors or the Bylaws. This committee is empowered to study all recommendations of standing or special committees and submit proposals for board action. The executive committee shall be responsible for seeing that adequate procedural safeguards are established for the receipt and disbursement of all Association funds and property.

B. Nominating Committee—The nominating committee shall consist of such members of the board of directors as the president shall designate. The major function of this committee is the nomination of prospective directors.

Section 6.2 Special Committees. The president may appoint special committees from time to time as required. Such committees may include persons who are not members of the board of directors.

ARTICLE VII. NONPROFIT CORPORATION

The Association shall at all times be operated on a nonprofit basis, and no part of the income or assets of the Association shall be distributed to, or inure to the benefit of, any member, director or officer.

ARTICLE VIII. SEAL

The corporate seal of the Association shall be in the form of a circle and shall have inscribed thereon the name of the Association and the words "Nonprofit Corporation", and in the center the word "Arizona."

ARTICLE IX. FINANCIAL TRANSACTIONS

Section 1.9 Contracts. Except as otherwise provided in these Bylaws, the board of directors may authorize any officer or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name and on behalf of the Association and such authority may be general or confined to specific instances.

Section 9.2 Checks, Drafts, Etc. All checks, drafts or other orders for the payment of moneys, and all notes, bonds or other evidence of indebtedness issued in the name of the Association shall be signed by such

officer or officers of the Association and in such manner as shall from time to time be determined by resolution of the board of directors.

Section 9.3 Deposits. All funds of the Association shall be deposited from time to time to the credit of the Association in such financial institutions as the board of directors may select.

Section 9.4 Fiscal Year. The fiscal year of the Association shall begin on the first day of January of each and every year and shall end on the last day of December of the same year.

ARTICLE X. MISCELLANEOUS

Section 10.1 Waiver of Notice. Any director or member may waive in writing any notice of a meeting required to be given by these Bylaws. The attendance of a director or member at any meeting shall constitute a waiver of notice of such meeting by such director or member, except in case a director or member shall attend a meeting for the express purpose of objecting to the transaction of any business on the ground that the meeting has not been lawfully called or convened.

Section 10.2 Rules and Regulations. The board of directors shall have the power to make and adopt such rules and regulations not inconsistent with law, the Articles of Incorporation or these Bylaws, as it may deem desirable for the management of the business and affairs of the Association.

Section 10.3 Accounting System and Reports. The board of directors shall cause to be established and maintained, in accordance with generally accepted principles of accounting, an appropriate accounting system.

ARTICLE XI. AMENDMENTS

These Bylaws may be altered, amended or repealed by the affirmative vote of a majority of the directors then in office, at any annual or special meeting, provided the notice of such meeting shall have contained a copy of the proposed, alteration, amendment or repeal; except that Section 1.2, Section 4.1 and Article VII of these Bylaws may not be altered, amended or repealed.

The foregoing Bylaws were adopted by resolution of the board of directors on _____, 1979.

PRESIDENT

ATTEST:

SECRETARY



SAN CLEMENTE NEIGHBORHOOD ASSOCIATION

AMENDMENT TO BYLAWS

AMEND ARTICLE II, SECTION 2.1 BY REPLACING THE FIRST SENTENCE WITH:

Membership in the Association is open to any resident or owner of private, non-public property within the area.

Stanley Hopkins, President
1/28/94

Michelle Nowotny, Treasurer
1/28/94

