

JUNEAU COMMUNITY GARDEN ASSOCIATION  
ARTICLES OF ASSOCIATION

The undersigned, a majority of whom are citizens of the United States, desiring to form a nonprofit association under the laws of the State of Alaska, do hereby certify:

1. The name of the association shall be the JUNEAU COMMUNITY GARDEN ASSOCIATION (hereinafter referred to as the "Association").
2. The place in this state where the principal office of the Association is to be located is in the City and Borough of Juneau at 5666 Montana Creek Road, P.O. Box 33395, Juneau, Alaska 99803.
3. Said Association is organized exclusively for charitable, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501 (c) (3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.
4. The Association's purposes include but are not limited to the following:
  - (a) To provide garden plots (at a reasonable fee to be set annually by the trustees) for the use of individuals, families, and nonprofit organizations interested in gardening including its educational aspects;
  - (b) To provide a setting for educational exchange concerning gardening among the members, and between the Master Gardeners and the members;
  - (c) To provide for the operational management of the Juneau Community Garden and conduct all relationships with other persons and organizations related to that management function;
  - (d) To foster, promote and encourage the art, science, and practice of gardening.
5. The names and addresses of the persons who are the initial trustees of the Association are as follows: (5 listed)
6. No part of the net earnings of the Association shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the Association shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Section 3 above. No substantial part of the activities of the Association shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Association shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provision of these articles, the Association shall not carry on any other activities not permitted to be carried on
  - (a) by an organization exempt from federal income tax under Section 501 (c) (3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or
  - (b) by an organization, contributions to which are deductible under Section 170 (c) (2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.
7. Upon the dissolution of the Association, assets shall be distributed to the City and Borough of Juneau's Gardening Program. Any such assets not so disposed of shall be disposed of by a court of competent jurisdiction in the First Judicial District, State of Alaska, exclusively for such purposes or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes.
8. A quorum for the transaction of business at any membership meeting shall be fifteen (15) regular members, or thirty per cent (30%) of the total number of regular members, whichever is the smaller number.
9. Amendment of these Articles shall require a majority vote of the full membership if done at other than a regular annual meeting, or a majority vote of the members present if done at a regular annual meeting. In either case, the proposed amendments shall be circulated by mailing to the members, and by posting at the Juneau Community Garden, at least 30 days prior to the meeting at which action is to be taken.

IN WITNESS WHEREOF, we have hereunto subscribed our names this 25<sup>th</sup> day of September, 1993. (5 signatures)

**AMENDED by vote of the membership on \_\_\_\_\_ 2013:**

**The physical address of Juneau Community Garden Association is corrected to 5669 Montana Creek Road, Juneau, Alaska 99801.**