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Sent: Tuesday, February 12, 2019 12:18 PM

I am unable to make meeting Saturday, but below is a proposed change for the pier leases, for the board and the by-law committee to review. Also is attached my application for the pier committee.

13.05 Pier position applications and waiting list applications are not transferable to the heirs, relatives or friends and cannot be transferred through any forms of trust, inheritance, or offered, promoted, or included in the sale or transfer of property, except as set forth in Article XIII
13.05a. The Board of Directors of the LCBPOA reserves and retains all authority, rights and pier privileges. Pier position succession is not a right and if approved, shall not be extended beyond an approved occurrence.

13.05a An individual, upon their death, shall be allowed to extend their pier privilege or position on the waiting list ("Pier Privilege") to a surviving spouse, domestic partner and/or significant other ("Surviving Heir") that has ownership of said property. Upon death of that surviving heir, the individual may be allowed to extend their Pier Privilege on a one-time basis to a surviving child who is a qualified member of the LCBPOA. However, if the individual is not survived by a surviving heir as identified in 13.05a above, the individual shall be allowed to extend their Pier Privilege on a one-time basis to a surviving child who is a qualified member of the LCBPOA. Said transfer is subject to the approval of the LCBPOA, who reserves and retains all rights, authority and privileges. Under no circumstances shall a transfer occur for any other reasons than stated above and shall not skip over a surviving heir as identified above to a surviving child. Said transfer cannot occur through a trust, or inheritance, and cannot be included in the sale or transfer of property. The members of the LCBPOA hereby acknowledge and agree that pier position succession is not a right, and is therefore nontransferable.

For the purposes of By-law 13.05a the surviving spouse, domestic partner and/or significant other ("Surviving Heir") must be the property owner and the property must have an affixed permanent residential structure. The Surviving Heir must be a resident, full or part-time, of said property. The provisions in By-law 13.05a do not apply to property whose primary use is for rental. The surviving child must establish residency, full or part-time, on said property. If the surviving child transfers, sells or changes the primary use of the property to rental; the pier privileges are forfeited.

For the purposes of By-law 13.05a the transfer of property from the Surviving Heir to the surviving child must occur without encumbrances. If there is a probate challenge to the transfer of the property the pier privileges will be forfeited. The LCBPOA will not settle probate conflicts.

Thanks

Bernadette