

Carolina Dunes Association Annual Meeting March 30, 2002

The Carolina Dunes Association met on Saturday, March 30, 2002 at the Duck Fire Station. The meeting was called to order by the president, Gary Roche. In order cover all necessary business, it was moved, seconded and passed that the minutes of the Annual Meeting in 2001 be waived, and accepted as presented.

The Treasurer, John Kerch, presented the current report indicating total assets in the amount of \$16,237.40 thru December 31, 2001. From January 1, 2002 thru March 24, 2002 the total assets increased to the present amount of \$23,040.81. This includes two CD's of \$5000.00 and a bank balance of \$12,386.98. We have 215 eligible lots and have 170 who paid dues. There are 46 who did not pay dues. Copies of the report are available. It was moved, seconded and passed that the report be accepted.

The president introduced the first item of old business, which was lifeguard parking. On Sprigtail Road there is parking for two lifeguard vehicles near the beach access. The association paid for the necessary improvements to provide this space, and the president thanked Ashby Baum for coordinating this effort. Access number three was damaged and has been replaced. It is set in closed to the dune in order to prevent problems in the future. The Sound access has been improved to provide easier access to this area. The president thanked Ashby Baum for his work on this project. We have renewed our contract with Cottage Industries to maintain the common areas. The main sign will have new letters in the near future.

The first item of new business is beach access number two. The stairs have been a problem, they have been repaired and continue to be a problem. We are having these stairs replaced the last two weeks in April, or before the season starts. Continuing new business, we have put up new signs at each access which address the issues of trash, fires, fireworks and a warning to stay off the dunes. Although it is legal to sell fireworks in North Carolina, it is illegal to use them as they are a fire hazard. There is a mandatory court appearance for using fireworks. Carolyn Baum has a page of instructions to post in rental houses covering these issues. Copies are available. The next item of new business concerns trash containers and the issue of trash in general. It is most important to have the proper number of trash containers. This is based on the number of persons occupying the house. Two cans for a four bedroom house, three cans for a five to six bedroom house and four cans for six to eight bedroom house is recommended. There are several problems regarding the trash, and due to the increased population in the summer, the County has problems picking up trash. Trash in the area detracts from the enjoyment of the area and complaints from the visitors. Madeline Roche introduced the alternate solution of having a contract to have the cans taken to the street and back to the house. This service may be of assistance and we may wish to consider this alternate solution. Further discussion regarding trash continued and there were several suggestions to solve this problem. Madeline Roche indicated that if we did have a contract with the Clean Streets service, the dues would have to increase to provide this additional service. When Duck is officially a town on May 1, 2002 there will be additional opportunities to address the problems of trash pick up and also of recycling pick up.

President Roche asked for our cooperation regarding signs. Rental company signs should be on the house to avoid a clutter of signs in the area.

The next item of business was the contribution to the Duck Fire Department. It was suggested that we make this contribution now instead of in August. There was a motion to give the Fire Department five hundred dollars, and this was approved.

The president asked for new business. Neil Blinken had several issues, the major issue was the control of the architectural guidelines for Carolina Dunes. He is concerned that Carolina Dunes properties will be purchased in order to build "rental machines" due to the generous size of the lots here. He suggests we find a legal means to protect this area. President Roche indicated that in order to accomplish this we would need to have a mandatory association instead of the voluntary association we have now. Madeline Roche has studied this matter, and advised that in 1999 a new act was enacted - the Planned Community Act - in order to expand the powers of homeowners association. She has talked to Robert Hobbs, an attorney who has done legal work for Carolina Dunes Association, who advises this may be a problem for us since our association was not established when Carolina Dunes was first developed. He would be glad to investigate this for us, and Madeline Roche proposed a motion to have this done. If we could come under this Act it would be possible to make the Association mandatory and update the by-laws. There was serious discussion regarding this matter. John Kerch asked whether or not the building authority approval which was required by the Small brothers who developed Carolina Dunes could be transferred to the Association, and if so, what would be the advantage. The issue of zoning will now be the new towns' responsibility. Ashby Baum suggested the Board of Directors talk to the Small brothers regarding transfer authority to the Association. It was moved to seek the opinion of an attorney, and to authorize the sum of five hundred dollars to be paid in this regard. This motion was approved.

Mr. Blinken had an additional new issue, and this was the flying boat issue. The noise and the danger to nesting osprey create a serious problem, and he suggested the Board write to the interim mayor to advise our Association opposes the operation of any flying machine within 1000 feet. There are individuals who have airplanes and want to fly here. It was suggested that we have our attorney address these questions. President Roche indicated that the Town of Duck has jurisdiction 1000 feet into the sound. Madeline Roche has spoken to Paul Keller regarding this matter, and he suggests that we have a resolution to present to the town council by 5/1/02 for consideration. This is now just airplanes, but include all mechanical craft. There was a motion to send a letter to the town expressing our concerns regarding the noise, loss of birds, etc. and ask that these issues be addressed. We further ask that Carolina Dunes association be kept advised. Discussion followed including requests to work the resolution in such a way that those who would have or purchase property with the intent of being able to land in the middle of the sound would have their rights protected. It was suggested that we simply express our concerns about wildlife in and around the sound. Any concern we have would be reviewed by the town attorney. The FAA regulations as they stand now prohibit any pilot from flying within 1000 feet of a populated area. The motion to send a letter to the town outlining our concern was made, seconded and approved by a vote of 18 to 9.

The motion was re-read and an additional vote was taken, with 18 voting for and 3 opposed
The motion passed

There was a question regarding a house on Widgon. The access in that area is the responsibility of Sandhill, and not Carolina Dunes.

President Roche announced that on May 1, 2002 there will be a ceremony honoring the new town of Duck at the offices on the sound. On May 2, 2002 the town will have the first town meeting.

There was a meeting of the Dept. of Transportation discussing several issues including the widening of Highway 12 and the Currituck County Bridge. All studies will be completed in 2006.

On April 16,2002 there will be a large item pickup in Duck.

Last item of business was the slate of officers for the new year.

President - Charles Gill
Vice President - Ashby Baum
Treasurer - John Kerch
Secretary - Anne Hunter

Board of Directors: Carolyn Baum
Jim Gresham
Di Small
Ron Forlano
Barbara Kerch
Charlie Pratt

Requested nominations from the floor. Steve Baum volunteered to be on the Board. The nominations were closed and the slate was approved. The meeting was adjourned.

Respectfully submitted,

Anne Hunter, Secretary

There was a question regarding a house on Widgeon. The access in that area is the responsibility of Sand