



WHEREAS, the bylaws of the DeBordieu Colony specify in Article VI, section 2 reads as follows:

The use of Common Property owned or controlled by the Association, including but not limited to streets, walkways, waterways and canals, shall be subject to reasonable rules and regulations as may be set forth by the Board of Directors of the Association and the Association shall have the right to suspend membership privileges and to assess fines against the Member, whom himself or whose guest or family members, violate said rules and regulations as established.

WHEREAS, Article VIII, Section 1 of the bylaws reads as follows:

The affairs of the Association shall be managed by its Board of Directors. The Board of Directors shall have full authority to take any and all actions with respect to the affairs of the Association except for such actions as may be specifically reserved to Members of the Association by these By-laws, the Articles of Incorporation or the laws of the State of South Carolina. The Board shall have the power and authority to take any action it deems necessary to enforce rules and regulations governing the conduct of Members and visitors in DeBordieu Colony.

WHEREAS, based upon the foregoing, the Board has the authority to prohibit the construction of docks or other permanent structures on inland ponds within the community where such structures are outside the deeded property lines for the subject property. Such structures will no longer be permitted on community property on inland ponds. Such structures that are currently in existence and which are not in dispute with the ARB will be grandfathered. Grandfather protection will cease if a structure is destroyed fifty percent (50%) or more by a natural disaster or disrepair.

Excluded from this resolution are certain properties within DeBordieu which have deeded property lines extending into a pond. Consideration of the construction of a dock or other structure on such lots will continue to be subject to the review and approval of the ARB.

Also excluded from this resolution are the properties adjacent to tidal, saltwater canals and channels. Consideration of docks and structures on such properties continue to be subject to the review and approval of the ARB as well as the appropriate governmental agencies.

NOW, THEREFORE, BE IT RESOLVED, that the Association Board does hereby approve the prohibiting of construction of docks or other permanent structures on inland ponds within the community where such structures are outside the deeded property lines of the subject property.

FURTHER RESOLVED, that the officers of the Association, each of them, shall have authority to fully implement the adoption and enforcement of the Guidelines set forth by the Association.