

ATLANTIC SANDS AND SHORES HOMEOWNERS ASSOCIATION

(a Body Corporate established i.t.o. of section 29 of the Land Use Planning Ordinance No 15 of 1985)

MINUTES OF THE SPECIAL GENERAL MEETING OF THE MEMBERS OF THE ATLANTIC SANDS AND SHORES HOMEOWNERS ASSOCIATION HELD AT 6:30PM ON TUESDAY 8 SEPTEMBER 2015 AT THE OAKDALE CLUB, BELLVILLE

1. ATTENDANCE REGISTER

The register was signed by members present owning a total of 22 erven.

2. PROXIES AND APOLOGIES

Proxies were received from the owners of a total of 323 erven and the proxy holders signed the attendance register.

3. QUORUM

A quorum comprises members present in person or by proxy owning a total of at least 149 erven (25 % of the total voting rights).

The members present in person or by proxy represented 345 erven and the Chairman declared the meeting duly constituted.

4. NOTICE

The notice was taken as read.

5. PURPOSE OF THE MEETING

The purpose of the meeting described in the agenda was taken as read.

6. SERVICE LEVEL AGREEMENT WITH THE BERG RIVER MUNICIPALITY

The service level agreement presented with the notice for the meeting was considered.

It was unanimously resolved to adopt the following resolution namely:

“To approve the proposed service level agreement and to authorise Terry Wallace to sign the agreement on behalf of the ASASHOA” (GENERAL RESOLUTION NO. 1)

7. NEW CONSTITUTION FOR ATLANTIC SANDS AND SHORES HOMEOWNERS ASSOCIATION

The members present were advised that the record of decision by the Berg River Municipality to approve the rezoning to a private estate included a condition that various provisions should be incorporated in the constitution and

that the following provision had been omitted from the constitution presented for the approval of the members at the meeting.

It was unanimously resolved to adopt the following amended special resolution namely:

“To adopt the proposed constitution and submit it to the Bergriver Municipality with the following amendment:

1. The addition of an additional clause 40.4 reading as follows :

“The Berg River Municipality shall not be liable for any justifiable damage in any privatised (former public) place or road or pedestrian lane/passageway as a result of continued maintenance, rendering of services or carrying out of its normal constitutional duties”

8. UPGRADING OF INFRASTRUCTURE TO PRIVATE ESTATE REQUIREMENTS

There was some discussion about the merits of the individual aspects of the proposal and also the estimates presented.

It was subsequently unanimously resolved to adopt the following amended resolution :

“To approve the principles espoused in the proposal presented and to authorize the trustees to determine the extent of the expenditure necessary to achieve the required objectives and to raise a special levy against the owners of all the erven in equal proportions in order to obtain the funds required at a point in time determined by the trustees at their sole discretion”

There being no further business to discuss, the meeting was closed.

CHAIRMAN

DATE