

## Resolution 207

1. WHEREAS, the Declaration of Restrictions (the “Declaration of Restrictions”) for the property commonly known as Treasure Lake Resort was recorded on May 4, 1982 at Book 258, Pages 297 and following in the office of the Taney County Recorder:

AND WHEREAS, Article III.E.12 of the Declaration of Restrictions, read in conjunction with the By-Laws and Rules and Regulations of the Club, grants the Board of Directors of the Treasure Lake RV Resort Camping Club, Inc. (herein, the “Club”) authority to effect changes to the Rules and Regulations of the Club without a vote of the membership of the Club;

AND WHEREAS, this grant of authority to the Board of Directors has been upheld by the Circuit Court of Taney County, Missouri, in the case Yeakle et al v. Treasure Lake R.V. Resort Camping Club, Inc., et al, case no. CV794-518CC.

AND WHEREAS, the Board of Directors of the Club desire to amend the Rules and Regulations of the Club, such amendments being shown below;

NOW, THEREFORE, BE IT RESOLVED by the governing body, the Board of Directors of the Treasure Lake RV Resort Camping Club, Inc., a non-profit corporation organized under the laws of the State of Missouri, that:

1. Section C.3.c of the Rules and Regulations of the Club, which reads:

*“Those dual owners who qualify as Back to Back are required to change phases after each twentyOne 21 day period” is hereby deleted*

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*and is replaced with a new section C.3.c that reads: “No person shall occupy a campsite on the Park more than twenty-one (21) days in a thirty (30) day period except as provided in Section C.3.d. This rules does not apply to employees of the Club; the Board of Directors of the Club has authority to allow employees of the Club to remain permanently on the Park.”*

2. Section C.3.d of the Rules and Regulations, which reads:

*“Following twenty-one (21) consecutive days on the Park, Members may utilize the 9-Day Buy-Back program. One (1) to nine (9) days may be bought for a total of twenty-seven (27) days in a calendar year. This program can be used if the Park is not more than 75% full. A period of ten (10) days prior to the three (3) major holidays and the Annual Meeting will be blacked out from using the program. You must change phases after twenty-one (21) days and changes sites after the Buy-Back days. If you use four (4) or fewer days, you do not have to move’ is hereby deleted and is replaced with a new Section C.3.d that reads: ‘A person who is a Member or Associate Member may camp on the Park for more than twenty-one (21) days in a thirty (30) day*

*period if, and only if, the person pays the Club EIGHT DOLLARS (\$8.00) for each day in excess of twenty-one (21) days in a thirty (30) day period that a person occupies a campsite. One (1) to nine (9) days may be bought for a total of fifty-four (54) days in a calendar year, regardless of the number of Memberships a person may own. Persons will be permitted to stay on the Park under the provisions of this section, except when the Park is more than 75% full, and except on blackout dates - specifically the ten (10) days preceding Memorial Day, July 4<sup>th</sup>, Labor Day and the Annual Meeting of the Members of the Club. A person (or persons) camping on the Park may not stay on a site more than twenty-one (21) days consecutively, and must change phases after twenty-one (21) days and change sites after the Buy-Back days.'*

**3. Betty Nichols, Board President, is authorized to sign this Resolution on behalf of the Board.**

The President then said: "You have heard the Motion. Do I have a Second?"

Second: Hazel Thomas

Discussion: Tom Wilkerson: "Why is this in legal terms and not plain English?" Betty Nichols: "It will be presented to you in laymen terms. Our attorney is writing all this so that it will be in laymen terms – posted in the Newsletter and the website so you will have a copy in laymen terms."

Tom Wilkerson: "Why is it a Resolution? What is 8

the purpose of the Resolution?" Betty Nichols:

"Because it's a portion of Resolution 206." Tom

Wilkerson: "No, it's not. It has nothing to do with 206. All we're doing is changing the Rules and Regulations . . ."

Betty Nichols: "To coincide with."

Linda Jones: "By the advice of our attorney. This is the format that he chose for us. So, we're presenting it as a resolution to change the Restrictions, so they coincide with each other. The actual Rule, that we write in the book, will be in laymen's terms."

Tom Wilkerson: "We do not have the Rules and Regulations recorded at the Court House. Why would we record any changes? Are all future changes to the Rules and Regulations going to be recorded at the Court House?" Linda Jones: "I

believe that you asked this during work session and the answer was that this is the format that it needed to be."

Tom Wilkerson: "The laymen's terms we don't need for in here it specifies what the change will be."

Betty Nichols: "We had been requested to do that. Is there any other discussion? We will now

have a roll call vote:

Tom Wilkerson: "No;"

Hazel Thomas: "Yes;"

Linda Jones: "Yes;"

Jim Richardson: "After an amendment was  
straightened out, the nightly fees worked out,  
then I vote, 'Yes;'"

Rodney Sanford: "Yes;"

Betty Nichols: "Yes."

The Motion passed.