

## BY-LAWS

### BY-LAWS

#### CAROLINA BEACH INLET ASSOCIATION

##### I NAME

The name of the association shall be Carolina Beach Inlet Association.

##### II PRINCIPAL OFFICE

The Association mailing address shall be: P.O. Box 1099, Carolina Beach, NC 28428. The Association may have such offices as may from time be designated by its members or its executive committee.

##### III MEMBERSHIP

(a) Membership. Anyone who is an owner, operator or captain of a charter head boat, commercial vessel, recreational boat, merchant or businessman having an interest in the activities of the Association, and those persons working on the boats or in the businesses. The area of membership is primarily the Southeastern section of North Carolina, but certainly not limited to just this area. All members have full voting and other privileges, provided he is qualified under such rules as the membership committee may provide.

Each member shall be entitled to one vote in the affairs of the Association. They may serve as an officer, committee chairman or a member of any committee, as elected or appointed. Proxy voting is permitted.

(b) Duration of Membership. Membership in this Association may terminate by voluntary withdrawal as herein provided or otherwise as provided in these rules. All rights, privileges, and interest of a member in or to the Association shall cease on termination of membership. Memberships shall be nontransferable. Any member may, by giving written notice of such intention, withdraw from membership. Withdrawals shall be effective on fulfillment of all obligations to the date of withdrawal.

(c) Suspension and Expulsion. If, in a written and signed communication addressed to the membership committee, any member of the Association shall be charged with conduct detrimental to the objects or interests of the Association or in violation of its constitution, bylaws, code of ethics, or rules and regulations, the membership committee shall consider the matter and if it shall decide to take further action, the secretary shall send a copy of the charges to the accused member, who shall be given adequate time to reply, whereupon the membership committee shall take such further action as it may deem proper.

If two (2) members of the membership committee, after a fair and impartial hearing on the due notice to the accused member, such notice to be given by the secretary by registered or certified mail to the accused member at his last known address at least ten (10) days before the hearing, shall be satisfied of the truth of the charges, the membership committee may request the offending member to resign or may suspend or expel him. Should he decline

to resign on such request, the membership committee shall strike his name from the rolls.

#### IV DUES

(a) Amount of Dues. The annual dues required for membership in the Association shall be determined by the vote of the members, on the executive committee. Dues may be varied from year to year, but dues shall be the same for all members.

(b) Payment of Dues. All members of the Association shall be liable for the payment of annual dues, which must be paid within thirty (30) days after receipt of notice thereof. On the failure of a member to pay such dues, notice shall be given by the secretary of the Association informing such member that he has a grace period of fifteen (15) days after the due date within which to pay such dues. On the failure of the member to pay the dues, such member shall be expelled from membership or suspended from all privileges of membership in the association, as the membership committee may deem proper, until such time as the amount in arrears is paid in full.

#### V APPLICATION FOR ADMISSION

(a) A person may become a member by:

1. Written application for membership on a prescribed form;
2. Payment of and acceptance of his or her application by the membership committee.

(b) The registration and application fee must be paid in cash. Membership shares are non transferable.

(c) Any person who set out in Section 3 otherwise hereof is meets the requirements for membership eligible to become a member of this Association irrespective of race, nationality, political opinion or religious belief.

(d) Within forty-five (45) days after the nominee for membership in the Association becomes eligible for consideration for membership, the membership committee shall act on his, or her, nomination. No person shall be admitted to membership in the Association unless their nomination is approved by the affirmative vote of two thirds (2/3) of the membership committee. No person shall be admitted to membership in the Association if twenty five percent (25%) of the regular members object to their admission in writing.

#### VI MEETINGS

(a) Annual Meeting. There shall be an annual meeting of the Association during the month of September, each year, unless otherwise ordered by the executive committee, for election of officers, receiving reports, and the transaction of other business. Meetings shall be open to

all members. Notice of such meetings, issued by the secretary, shall be mailed to the last recorded address of each member at least ten (10) days before the time appointed for the meeting.

(b) Monthly Meeting. There shall be monthly meetings of the Association held on the 1st Tuesday of each month at 6:30PM. Meetings shall be open to all members. The Meetings will take place at the American Legion Post 129 Pavilion, 1500 Bridge Barrier Road, Carolina Beach NC 28428. Notice of the monthly meetings is required either by mail or by telephone. Any and all business of the Association may be conducted at any monthly meeting, except that annual elections shall only be held at the annual meeting.

(c) Additional Meetings. Additional meetings may be held as necessary or desirable as determined by a vote at any monthly meeting. Notice of additional meetings shall be given ten (10) days prior to said meeting to all members not present at the meeting so voting for an additional meeting.

(d) Quorum. A majority of the board of directors of this association, when present at any meeting, shall constitute a quorum.

(e) Order of Business. The order of business at the annual meetings shall be as follows:

1. Call to order.
2. Reading of minutes of previous meeting.
3. Receiving communications.
4. Reports of officers.
5. Reports of committee heads and committee members.
6. Unfinished business.
7. New business.
8. Election of officers.
9. Adjournment.

The order of business may be altered or suspended at any meeting by a majority vote of the members present. The usual parliamentary rules as laid down in Robert's Rules of Order shall govern, when not in conflict with these by-laws.

(f) Special Meetings. Special meetings of the Association may be called any time by the president, and must be called at any time by the president, or in his absence by the vice-president or secretary. Special meetings are called in emergency situations by the officers and board of directors.

## VII OFFICERS

(a) Elective Officers. The elective officers of the Association shall be a president, a vice-president, a secretary, and a treasurer.

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Other offices and officers may be established and appointed by the members of the Association at the regular annual meeting.

(b) Terms. The president, the vice-president, the secretary, and the treasurer shall take office immediately upon their election, and shall serve for a term of one (1) year and until successors are duly elected. Officers are eligible for re-election. Vacancies in any office may be filled for the balance of the term thereof by the board of directors.

(c) President. The president shall be the chief officer of the organization, and shall be present at meetings of the Association and of the board of directors. He shall be a member ex officio of all committees. He shall communicate to the Association such matters and make such suggestions as may in his opinion tend to promote the welfare and increase the usefulness of the association, and shall perform such other duties as are necessarily incident to the office.

(d) Vice-President. The vice-president shall perform all duties of the president during the absence of the president. He shall be a member Ex officio of all committees.

(e) Treasurer. The treasurer shall keep an account of all moneys received and expended for use of the association, and shall make disbursements authorized by the board of directors or such other persons as the active Association members may prescribe. All sums received shall be deposited by him in the bank or banks approved by the executive committee, and he shall make a report at the annual meeting or when called upon by the president. The treasurer writes all checks for the association. The checks need the signature of at least two officers to be valid. The two signatures have to come from the officers: president, vice-president, treasure, or secretary. The duties of the treasurer, under the approval of the membership, may be delegated to an assistant treasurer.

The funds, books, and vouchers in his hands shall, with the exception of confidential reports submitted by members, at all times be subject to verification and inspection of the elective officers of this association. At the expiration of his term of office, the treasurer shall deliver to his successor all books, money, and other property of the association.

{f) Secretary. The administration and management of the Association shall be vested in the secretary. He shall direct the activities of the Association and perform such other duties as may be defined by the board of directors. It shall be his duty:

1. To give notice of and attend all meetings of the Association and all committees and to make provision for the keeping of a record of proceedings;
2. To conduct correspondence and to carry into execution all orders, votes, and resolutions not otherwise committed;
3. To keep a list of the members of the association;  
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4. To establish machinery for the collection of dues and their payment to the treasurer;
5. To association, and of their duties; keep records as to any agents retained by the to take charge of and supervise the performance by them
6. To prepare, with the concurrence of the treasurer, an annual report of the transactions and condition of the association, and generally to devote his attentions to the best interests of the association.

## VIII ELECTIONS

{a) Officers. The election of the Association officers shall take place annually at the time and place of the regular annual meeting. Any member can serve as officers. Any member can be a member of other

association committees. All members shall be entitled to vote. Candidates who receive a majority of votes so cast shall be elected.

{b) Members of Board of Directors. At the annual meeting next held after the adoption of these by-laws, there shall be elected by vote five {5} members of the board of directors, (2) two of whom shall be elected for a term of one {1} year, three (3) of whom shall be elected for a term of two {2} years. Thereafter all Directors will be elected for 2 years. Any member shall be eligible for re-election. The members of the board of directors shall, on election, immediately enter on the performance of their duties and shall continue in office until their successors are duly elected.

X  
AMENDMENTS

These by-laws may be amended, repealed, or altered, in whole or in part, by a majority vote at any duly organized meeting of the Association at which the quorum is present.

XI  
LIABILITIES

Nothing herein shall constitute members of the Association as partners for any purpose. No member, officer, agent, or employee shall be liable for the acts or failure to act of any other member, officer, agent, or employee of the association. Nor shall any member, officer, agent, or employee be liable for his acts or failure to act under these by-laws, excepting only acts or omissions arising out of his willful misfeasance.

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DISSOLUTION

The Association may be dissolved by the vote of a two thirds (2/3) majority of its members. In the event of dissolution, the property of the Association shall be donated to any non-profit organization with the same goals of keeping Carolina Beach Inlet dredged. If no organization of this nature exists, then the funds should go to the Pleasure Island Senior Citizens Organization and the Carolina Beach Park and Recreation Department, in equal shares. In the event either of the said organizations are no longer functioning, or are no longer nonprofit organizations, their share shall be given to any nonprofit entity or organization which most closely performs the tasks and duties of the then defunct organization, as shall be determined by the association.

These by-laws are approved and accepted.

------(SEAL)  
President

ATTEST: -----(SEAL)

Approved by the officers of the Carolina Beach Inlet Association:

------(SEAL) -----(SEAL)

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