

## **Statement from the BSR attorney:**

*“I do think it is extremely important that BSR and all members understand that the Stay at Home Order basically means you are at home unless exercising or doing laundry at BSR. There are no other activities that should be occurring. That being said, guests really should not be entering BSR per the Order.”*

-Margaret M. Chase, Esq.

## **Badin Shores Resort Owner’s Association, Inc. COVID-19 Mandate**

**Effective March 30, 2020 at 5:00 pm**

The Board of Directors for Badin Shores Resort Owners Association, Inc. (“BSR”) has been planning for contingencies that may arise in our community as a result of the spread of COVID-19. The safety and health of our members and staff continue to be our first priority. Pursuant with the Executive Order No.121 (<https://governor.nc.gov/news/executive-orders>)(“the Executive Order”) enacted by Governor Roy Cooper in response to the COVID-19 crisis and based on advice that has been circulated by the Centers for Disease Control and Prevention and the Montgomery County Department of Health, we have detailed BSR’s current plans to deal with them. These plans are subject to change based on CDC guidance, relevant Executive Orders and advice from our professional partners.

1. **Section 1. Stay at Home** - (1.1) of the Executive Order provides, in part, that all individuals currently in the State of North Carolina are ordered to stay at home, their place of residence, or current place of abode.... All persons may leave their homes or place of residence only for Essential Activities, Essential Government Operations, or to participate in or assess COVID-19 Essential Businesses and Operations, all as defined in the Executive Order.

### **BSR’s Mandate -**

- Only record owners and their guests *currently* listed as a Permanent Guest, including current valid leasees and residents will be granted entry through the duration the Executive Order. No changes will be allowed to Permanent Lists during this time. *No exceptions.*
- No new lease or rental agreements will be approved by BSR during the duration of the Executive Order. *No exceptions.*
- Only contractors who are deemed “essential” by the Executive Order will be granted access to BSR.
- Home-based care for adults, senior, children and/ or people with developmental disabilities, intellectual disabilities, substance use disorders, and/or mental illness, including caregivers such as nannies who may travel to the child’s home to

provide care, and other in-home services including meal delivery will be granted entry for the sole purpose and extent necessary to perform these functions.

2. **Section 3. Mass Gatherings - (A.1)** of the Executive Order amends the definition of mass gatherings as defined in Executive Order No. 120. A mass gathering is now defined as “any event or convening that brings together more than ten (10) persons in a single room or single space at the same time, such as an auditorium, stadium, large conference room, meeting hall, or any other confined indoor or outdoor space. This includes the gathering for parades, fairs, and festivals.”

**BSR’s Mandate-**

- Amenities (excluding the boat launch area, board walk, fishing pier, and laundry facilities) are closed until further notice.
- No mass gathering on common property are allowed for the duration of the Executive Order.
- The BSR office will remain closed to foot-traffic, but will be open for calls and email inquiries during regular business hours.
- Monthly Board of Directors Meeting- owners will be notified by April 8, 2020 with the determination if the BOD will convene through a virtual meeting that will be streamed online or if the meeting will be postponed.
- Enforcement of the minor curfew rule between the hours of 11pm and 6 am.

3. **Section 6 Enforcement** of the Executive Order provides the following:

- a. “Pursuant to N.C. Gen. Stat. §166A-19.30(a) (2), the provisions of this Executive Order shall be enforced by state and local law enforcement officers”; and
- b. “A violation of this Executive Order may be subject to prosecution pursuant to N.C. Gen. Stat. §166A-19.30(d), and is punishable as a Class 2 misdemeanor in accordance with N.C. Gen. Stat. §14-288.20A.”

**Montgomery County Sheriff’s Office - (910) 572-1313**

**All mandates in this document are final, with NO exceptions. There will be no comment on this mandate. Please use the link at the top to read the Executive Order in its entirety. Every person in BSR is responsible for abiding by every provision of the Executive Board. The Board of Directors wishes everyone health and safety during this time. We will notify**

members through [www.badinshores.org](http://www.badinshores.org), email, and/or the Official BSR BOD Facebook group when these restrictions are amended and/or lifted.