



Swansboro Country Property Owners Association
Common Area Airport

January 27, 2020

To: All SCPOA members -

Regarding: Resolution to provide aircraft liability insurance; passed January 18, 2020.

This letter is being sent to all members of the Swansboro Country Property Owners Association. At the board meeting, held on January 18, 2020, the board passed a resolution that may affect you and any aircraft owned by you. As the SCPOA airport belongs to all association members; as flying is inherently dangerous; and as the lack of providing aircraft liability insurance (financial responsibility) may endanger the physical wellbeing of members; their separate interest properties; and SCPOA; the resolution was created to ensure financial responsibility.

If you own an aircraft, multiple aircraft, experimental aircraft, ultralight, are a SCPOA member, and utilize the SCPOA common area airport then please read the following requirement. If you do not own aircraft, or do not own aircraft based at the SCPOA common area airport, you may disregard this notice.

The approved resolution calls for any resident using the SCPOA common area airport to furnish The Management Trust, (TMT), with a copy of your aircraft liability insurance for any and all aircraft that use the SCPOA owned common area airport. Said insurance certificate shall also name Swansboro Country Property Owners Association, as well as it's address, as a co-insured, on each insurance certificate. The current mailing address is: PO Box 1459, Folsom, CA 95763. This shall be an ONGOING requirement upon insurance renewal, insurance carrier change, or any other change in carrier status.

Aircraft liability insurance is a requirement as indicated by California State Law, Public Utility Code §§ 24230 – 24410) (1968 as amended) indicates:

[Requires the operator of any aircraft involved in an accident with the state to file a report with the state after an accident has occurred. The reporting requirement applies to an accident in which any person is killed or injured or there is damage to property in excess of \$400. Upon receiving an accident report, the state is to determine the amount of security, within specified limits, deemed sufficient to satisfy any judgment for damages resulting from the accident against each owner or operator. Such an owner or operator must then deliver the specified amount of security to the state. In general, these security requirements do not apply to owners or operators who had an aircraft liability policy, self-insurance, or bond meeting certain specifications in effect at the time of the accident. Financial coverage under a policy or bond must be not less than: •\$50,000 for bodily injury or death of a person not a passenger in any accident; •\$50,000 damage to or destruction of property in any accident; and •\$100,000 for bodily injury or death of 2 or more persons in any 1 accident Coverage under self-insurance may occur at the state's discretion when the state is satisfied that the applicant is possessed of and will continue to be possessed of financial ability to pay judgments against the applicant within specified limits.]

Failure to provide this insurance coverage rider shall prompt notice to the California Department of Transportation as well as the State PUC indicating that California requirements for financial responsibility may not be in effect as required by California law. Non-complying aircraft owners shall forfeit the usage of the SCPOA airport as not having insurance is against California law. Once financial responsibility has been provided in the form of a valid, written instrument, then use of the SCPOA common area airport may resume.

Within thirty days from the date of this letter please mail, fax, or email a copy of your insurance certificate to; Mr. Rick LaFrance, PO Box 1459, Folsom, CA 95763. Fax: (916)288-9559; email rick.lafrance@managementtrust.com.

Sincerely,
SCPOA Board