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Lake Arlann Homeowners Association Bylaws - 2018

Adopted January 1970, Amended Jan 1971, 1975, 1979, 1994, 1996, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2009, 2012, 2014, 2015, 2017, 2018

**LAKE ARLANN HOMEOWNERS ASSOCIATION BY-LAWS**  
**(A Non-Profit Corporation) also known as Arlann Lake Homeowners Association**

**ARTICLE I**      **PURPOSE OF THE ASSOCIATION**

- Section 1**      To act as the official representative for members in matters pertaining to the lake  
                    (a)      Concerning safety and boat operation rules for the lake.  
                    (b)      Contacts with people or organizations outside our Association.
- Section 2**      To protect members and their rights, the Association  
                    (a)      Pays insurance on the lake and the access lots.  
                    (b)      Pays taxes on the lake and access lots.  
                    (c)      Has legal counsel for the Board of Directors.
- Section 3**      To maintain access lots and administer the affairs of the Association, to improve and beautify the lake, and protect lake rights of the members.
- Section 4**      To conduct all business allowable under the Business Corporation Act.

**ARTICLE II**      **STATEMENT OF POLICY**

- Section 1**      It is the policy of the Lake Arlann Homeowners Association to consider lake problems of individual members or groups of members, as problems of the Lake Association as a whole.

**ARTICLE III**      **MEMBERSHIP**

- Section 1**      The membership of the Lake Arlann Homeowners Association consists of all people owning property on Lake Arlann, Sausalito Bay, Gingoteague Bay, the "Canal" and others who have lake rights included in their deeds, specifically Lake Arlann Homeowners Association Lots 1- 64 and 201- 281.  
                    (a)      Owners of property may convey "lake rights" to a lessee of the property.  
                    (b)      The above mentioned "lake rights" are considered to be authority to use the lake for boating, jet skiing, swimming, fishing, snowmobiling, etc. in a manner not detrimental or hazardous to other people.
- Section 2**      All adult members of the Association have voting rights, but with a limitation of one vote per dwelling on any issue.

**ARTICLE IV**      **ORGANIZATIONAL STRUCTURE**

- Section 1**      The Board of Directors should consist of a President, Vice-President, Secretary, Treasurer and a minimum of three board members. The minimum number of Directors may be increased or decreased by the amendment of this section without any effect on any other section. Any two or more offices may be held by the same person.



**Section 2** There should be five permanent committees (sect. 3 –7) plus any temporary committees as appointed by the President. All Committee chairmen are directly responsible to the President and the Board of Directors.

**Section 3 Legal, Political and Public Relations Committee**

- (a) This Committee should consist of three members; at least one member must be on The Board of Directors
- (b) It should act as a contact with our lawyers.
- (c) It should keep current, and/or future legal situations moving towards solution.
- (d) It should strive to create and maintain a good public image.
- (e) It should maintain contact with the local political structure, keeping them aware of the existence of this Association.

**Section 4 Information and Communication Committee**

- (a) This Committee should consist of three members; at least one member must be of the Board of Directors.
- (b) It should compose and issue a newsletter, "The Clam", two times a year – March & September unless otherwise needed. All other information will be sent via email or social media.
- (c) It should attempt to keep the Association membership as well informed as possible. The distribution of special letters and/or reports to the membership should be utilized as directed by the Board.
- (d) The contents of the newsletters and other correspondence should have the prior approval of the Board of Directors.

**Section 5 Safety and Rules Committee**

- (a) This Committee should consist of three members; at least one member must be of the Board of Directors.
- (b) It should compose and maintain a list of lake rules and regulations for presentation for adoption by the Board of Directors as specified in Article XI, Section 4.
- (c) Adherence to the rules and regulations is best achieved by public opinion, but when infractions occur they should be enforced by the Committee and/or Board in the following manner:
  - 1) Personal contact by a member, or an authorized representative of the Committee and/or Board, with the person who is in violation of the rules to discuss the violation and request that it be stopped and/or not repeated.
  - 2) If the violation persists, a written notice should be sent by the Committee and/or Board to the person involved explaining the violation, the steps necessary to correct it, and offering an opportunity for the person to meet with the Committee and Board to discuss the situation if he desires.
  - 3) If a meeting or hearing with the Committee and Board takes place, the decisions of the Committee and Board should be sent in writing to the person involved indicating what should be done along with an appropriate time limit. The decision of the Committee and Board shall be by majority vote.
  - 4) If the problem is not resolved during the previous steps, an attorney may be contacted and legal action initiated.
  - 5) In an emergency where flagrant violations are occurring or creating a hazard to people on or adjacent to the lake, some or all of the above steps may be by-passed and law officers called immediately as the situation seems to indicate.

**Section 6 Social Committee**

- (a) This Committee should consist of three members; at least one must be of the Board of Directors
- (b) It will handle the social aspects of the membership meetings and all other social activities as deemed appropriate by the Board of Directors.



**Section 7**

**Grounds and Facilities Committee**

- (a) This Committee should consist of three members; at least one member must be of the Board of Directors.
- b) It should handle the maintenance, upkeep, and any equipment the Association owns and uses.

**ARTICLE V**

**OFFICERS AND DIRECTORS**

**Section 1**

The officers and board members shall be members of the Association and shall be elected by a majority vote of those Association members present at a general membership meeting.

**Section 2**

- (a) The terms of officers and board members are for two years starting immediately after the annual meeting of LAHA
- (b) The election of officers shall be held annually during the annual meeting.
- (c) The President, Treasurer, and one Board Member's terms shall expire alternately with the terms of the Secretary, Vice-President, and the other Board Members.

**Section 3**

Vacancies on the Board of Directors caused by death, resignation, or expulsion shall be filled by appointment. Appointments are made by majority vote of the remaining members of the Board and are effective for the duration of the term of the position filled.

**Section 4**

Any officer elected or appointed by the Board of Directors may be removed by the Board of Directors whenever, in its judgment, the best interest of the corporation would be served thereby.

**Section 5**

The duties of the officers and Board Members are as follows:

- (a) The President shall see that the Board carries out the policy and purpose of the Association and that the by-laws of the Association are adhered to. The President organizes and conducts meetings and makes committee assignments, including the appointment of committee chairman. The President shall cosign all checks.
- (b) The Vice-President shall be in charge of meetings in the absence of the President and assists the President in the discharge of the President's duties.
- (c) The Secretary shall take minutes of all board and membership meetings. The Secretary should keep appropriate records, handle the correspondence, and maintain an up-to-date Association roster.
- (d) The President's designee shall see that all new members are provided with a "New Member Brochure" which includes a welcoming letter, set of by-laws plus any other pertinent information. The Secretary may cosign checks.
- (e) The Treasurer shall be in charge of the collection of dues, the handling of all income and expenditures. The Treasurer shall maintain a savings account and/or checking account in a local financial institution. The Treasurer shall be responsible for instituting and maintaining the "Revolving Financial Backing Plan" when needed. (See Article VI, section 3). The Treasurer issues and signs all checks and keeps adequate record
- (f) The Board Members, along with the officers, participate in all of the business and decisions of the Board. They serve on committees and handle special assignments as designated by the President.

**ARTICLE VI**    **FINANCES**

**Section 1**

**Association Dues**

- (a) For the purpose of providing a general fund to enable the Association to perform the duties and to exercise its powers provided herein, all lots in the Subdivision shall be subject to assessments (also referred to herein as "dues"), to be paid by the lot owners annually as hereinafter provided or according to such other timetable as the Board of Directors shall determine.



(b) The Treasurer of the Board shall maintain complete records of all dues levied and the payments on account thereof.

(c) Dues for all Lot Owners/Members of the Association are \$60.00, payable annually by July 1<sup>st</sup>. If not paid by that date, the dues will increase to \$120.

(d) Each year at least thirty (30) days prior to the annual meeting of members, the Board shall adopt a budget for the payment of all anticipated expenses of the Association for the ensuing year. A copy of the budget shall be provided to each lot owner at least thirty (30) days prior to the annual meeting of members. At the Annual Meeting of Members, the budget as adopted by the Board shall become the approved budget of the Association unless a majority of lot owners vote to disapprove or otherwise amend the budget as presented.

(e) The Board may from time to time amend the budget as they determine necessary on thirty (30) days prior notice to the members calling for a special meeting of members for the consideration of such amendment. Any such amendment shall be approved unless a majority of lot owners vote to disapprove or otherwise amend the proposed amendment.

## **Section 2      Enforcement**

To enforce the payment of dues by July 1<sup>st</sup> an initial notice will be sent in the spring CLAM each year. The LAHA Treasurer will send out a final dues notice by June 1<sup>st</sup>. If dues are not received by July 1<sup>st</sup>, the amount will increase to \$120. If a \$120 payment isn't received by Sept. 1<sup>st</sup>, a lien will be filed against the property.

## **Section 3      Liens**

If the lot owner fails to pay dues amounts as set forth in the letter, the Association, for purposes of obtaining collection of past-due amounts (including penalty), shall file a lien against the lot and/or file a lawsuit against the property owner. The Board shall record in the Office of the Tazewell County Recorder of Deeds a Notice of Lien, which may be enforced as a lien on real estate in any Court in Tazewell County having jurisdiction of suits for the enforcement of such liens. All liens filed will continue to accrue additional costs, including filing fees, collection costs, attorney's fees, and any additional yearly dues not paid until either the lien is paid in full by the property owner or the property is sold.

## **Section 4      Revolving Financial Backing Plan**

- (a) The primary purpose is to have available financial backing to meet emergencies as they arise.
- (b) It will provide financial flexibility in allowing major expenses to be prorated over more than a year.
- (c) It is comprised of a list of interested persons who are willing to loan \$100.00 (interest free) to the Association whenever it is needed.
- (d) The loans will be paid back as soon as possible but with no guarantee on the time limit.
- (e) Loans will be requested and repaid in listed order. New names will be added to the end of the list.

## **Section 5      Expenditures**

- (a) All expenditures larger than \$500 must be approved by the Board of Directors.
- (b) All expenditures must be paid by check.
- (c) All checks must be cosigned by two of the following: President, Secretary, and Treasurer.

## **ARTICLE VII    AMENDING THE BY-LAWS**

**Section 1**    Any proposed amendments must be published and distributed to all members 30 days prior to the meeting date.

**Section 2** The by-laws can be amended at an Association meeting by a majority of the votes, as defined in Article III, Section 2, cast on the issue.

#### **ARTICLE VIII RECORDS AND PROCEDURES**

**Section 1** Each officer is responsible for keeping the records of his office.

**Section 2** Each Committee Chairman is responsible for keeping the records of his committee.

**Section 3** A records notebook will be provided for each officer, each Committee Chairman and for each Director who is neither an officer nor Committee Chairman. These notebooks are permanent records and should be passed on to the succeeding officers, Committee Chairmen and Directors.

**Section 4** The Secretary shall complete the minutes of each board meeting as soon as possible and provide a copy to each member of the Board of Directors.

**Section 5** Committee reports should be in writing and turned into the Secretary for inclusion in the minutes. A copy will be kept by the Committee Chairman in his records notebook.

#### **ARTICLE IX MEETINGS**

**Section 1** There shall be a general membership meeting at least once every twelve months. A quorum shall consist of twelve votes as defined in Article III, Section 2.

**Section 2** There shall be a Board meeting at least once every two months. A quorum shall consist of three Board Members.

**Section 3** Committees shall meet as necessary to perform their duties

#### **ARTICLE X ACCESS LOTS, BOAT DOCKS, AND KEYS**

**Section 1** Access Lots

- (a) Access Lots A (corner of Arlann Drive, East Shore Drive, and Rosewood Lane), B (1508 West Shore Drive), and C (2018 Alameda Court) should be maintained in a well-manicured condition.
- (b) The Grounds and Facilities Committee should periodically inspect the Access Lots and bring to the Board recommendations for upkeep, maintenance, and improvements.
- (c) The Access Lots should be continually upgraded and improved for the use and benefit of the homeowners.

**Section 2** Boat Docks

- (a) Each lakeshore lot may have one boat dock.
- (b) On Lake Arlann proper, no boat dock and/or boat lift may project into the water more than fifty (50) feet from the high water mark of that property.
  - (1) All existing boat docks will be allowed to exist until replaced.
  - (2) All new and/or replacement boat docks will conform to these standards as of February 1, 1996.
- c) On Gingoteague Bay, Sausalito Bay, and the "Canal" connecting these two bodies of water, boat docks may project into the water in the following manner:
  - (1) Gingoteague Bay and Sausalito Bay may have boat docks and/or boat lift projecting into the water no more than sixteen (16) feet from the high water mark.
  - (2) The "Canal" may have boat docks projecting into the canal no more than six (6) feet from the high water mark.



(d) Boat docks for property being brought into Lake Arlann Homeowners Association will conform to the following standards:

- (1) Existing boat docks will be allowed to remain until replaced.
- (2) All new and/or replacement boat docks will be allowed to project no further into the water than sixteen (16) feet from the high water mark.

(e) Lake Arlann Homeowners Association may grant a variance to boat dock rules & standards on a majority vote of the board. Any variance granted must have the following factors completed, received and evaluated. Any variance granted is only for the structure proposed and will need readdressed if replaced in the future.

- (1) In person site evaluation by at least four (4) board members. One must be executive board member and one from maintenance subcommittee.
- (2) Receipt of written plans at a regularly scheduled board meeting with at least two months notice.
- (3) Environmental concerns being addressed.
- (4) Safety concerns being addressed.
- (5) Approval of all adjacent property owners whose property touches subject.
- (6) Member in good standing with no current liens.

(f) All boat docks or lifts will be maintained in a state of good repair.

(g) Any boat dock or lift in a state of disrepair will be condemned by Lake Arlann Homeowners Association and will be required to be repaired, removed, and/or replaced.

### Section 3

#### Keys

- (a) All keys to the Access Lot locks are the property of Lake Arlann Homeowners Association. They will be issued by the President's designee.
- (b) The homeowners may keep assigned key as long as their annual dues are kept current. If dues are not kept current, the dues must be brought up to current status before being re-issued a key.
- (c) Keys will be returned to the Treasurer of Lake Arlann Homeowners Association upon request.
- (d) Keys are to be produced and shown upon request of any Lake Arlann Homeowners Association Board Member.
- (e) Keys may be confiscated by any Lake Arlann Homeowners Association board member if:
  - (1) The key is not assigned to that homeowner or immediate family.
  - (2) The homeowner or immediate family is in violation of the rules governing the use of the lake or access lots.
  - (3) If dues are in arrears
- (f) Keys are not to be copied by anyone for any reason.
- (g) There is to be only one key issued to any one homeowner and immediate family.
- (h) A replacement fee of \$25.00 will be required for a lost key.
  - (1) If Lake Arlann Homeowners Association has to secure the return of a key through legal actions, the homeowner will be responsible for all collection costs and reasonable attorney fees.

### Section 4

#### Buoys

- (a) Each lakeshore lot may have swim buoys.
- (b) On Lake Arlann proper, no buoys may project into the water more than fifty (50) feet from the high watermark of that property
- (c) On Gingoteague Bay, Sausalito Bay, and the "canal" connecting these two bodies of water, buoys may project into the water in the following manner:
  - (1) Gingoteague Bay and Sausalito Bay may have buoys projecting into the water no more than sixteen (16) feet from the high water mark.
  - (2) The "canal" may have buoys projecting into the canal no more than six (6) feet from the high water mark
- (d) Buoys for property being brought into Lake Arlann Homeowners Association will conform to the following Standards:
  - (1) Buoys will be allowed to project no further into the water than sixteen (16) feet from the high water mark.



(e) Lake Arlann Homeowners Association may grant a variance to boat dock rules & standards on a majority vote of the board. Any variance granted must have the following factors completed, received and evaluated. Any variance granted is only for the structure proposed and will need readdressed if replaced in the future.

- (1) In person site evaluation by at least four (4) board members. One must be executive board member and one from maintenance subcommittee.
- (2) Receipt of written plans at a regularly scheduled board meeting with at least two months notice.
- (3) Environmental concerns being addressed.
- (4) Safety concerns being addressed.
- (5) Approval of all adjacent property owners whose property touches subject.
- (6) Member in good standing with no current liens.

(f) Any buoys in a state of disrepair will be condemned by Lake Arlann Homeowners Association and will be required to be repaired, removed and/or replaced.

## **ARTICLE XI RULES AND REGULATIONS**

**Section 1** If a homeowner or a homeowner's guest violates any of the Safety Rules and Operating Procedures and Regulations, the homeowner could be fined \$100.00 per violation per day and double the amount of the fine for each violation thereafter. The homeowner will also be required to pay any such reasonable legal fees and costs the Association might incur for the collection of such fine.

**Section 2** The following boat size and horsepower limits will apply to all people using Lake Arlann. Only one engine per craft is allowed.

OUTBOARD ENGINE..... 115HP\*

INBOARD ENGINE.....135HP

JET POWERED CRAFT including jet skis to be limited to 135 H.P.

POWER BOAT (excluding pontoons)..... 18 ft.

(The overall length of your boat is the horizontal distance from the bow (front of the boat) to the stern (back of the boat at the drain plug) along the centerline.

PONTOON BOAT..... 25 ft.

NON-POWERED BOAT..... 18 ft.

\*Published maximum BHP at rated RPM

**Section 3** The maximum speed limit on Lake Arlann shall vary according to the following time periods:

30 MPH.....10am to Dusk

5 MPH..... Dusk to 10am

**Section 4** (a) A set of Safety Rules and Operation Procedures and Regulations shall be established by the Board of Directors to promote the safe and orderly use of the lake and access lots. If a new or changed rule or regulation significantly affects the use of the lake or access lots, it shall be voted on by the membership.

(b) Adherence to the rules and regulations of the Association is best achieved by public opinion, but when infractions occur they shall be enforced by the Committee and Board in the following manner.

- (1) A member in violation of the rules and regulation shall be contacted, in writing, sent via certified mail or hand delivery, and provided a description of the violation. If the violation is ongoing, the member will be given ten (10) days, or such other amount of time as is reasonable, from the date the letter is received, to cure the violation. The notice may set forth the steps necessary to correct the violation.
- (2) If the member does not cure the violation within the time set forth in the Notice, or if the member continues to violate the rules and regulations, the Board may assess a fine in the amount set forth in these By-Laws by notifying the members in writing of the violation, the amount of the fine,



when the fine must be paid and where the fine must be paid. Notice shall be sent via certified mail or hand delivery.

- (3) Homeowners may petition the Board for review of the violation by submitting in writing within fifteen (15) days of receipt of the violation a request to appear before the Board. A timely request to appear before the Board shall tell the time for payment of the fine.
- (4) Within fifteen (15) days of the member appearing before the Board, the Board shall issue a written decision either upholding the violation, modifying the fine, granting the member additional time to cure the violation, reversing the fine or entering some other finding deemed just and reasonable. A majority vote of the Board shall be the decision of the Board.
- (5) In an emergency, where flagrant violations are occurring or creating a hazard to people on or adjacent to the lake, some or all of the above steps may be by passed and law officers called immediately as the situation seems to indicate.

## **Section ARTICLE XII ENVIRONMENTAL**

### **1. Shoreline Stabilization**

- (a) Do not dump sand onto beaches.
- (b) Do not dump leaves, grass, yard waste, or construction debris onto beaches or into the lake.
- (c) Shorelines should be stabilized and stabilization materials must be a minimum of 4 inches in diameter and backed by fabric, or better.

### **Section 2. Artificial beaches must be reinforced so that sand does not wash into the lake.**

Amended May 1991, January 1994, 1996, 2000, 2001, 2006 updated 2009, 2017, 2018

## **LAKE ARLANN HOMEOWNERS ASSOCIATION** **SAFETY RULES & OPERATION PROCEDURES & REGULATIONS**

### **A. GENERAL**

We are all concerned with the safety of our lake regardless of whether our interest is in swimming, boating, jet skiing, fishing, water skiing, or snowmobiling. It is, therefore, very important that we practice common sense and courtesy, and that we respect the rights of others when participating in water sports. Following this policy and the basic rules outlined below, we feel that our lake will be a safer place for our families and friends.

The boats on Lake Arlann are subject to the Illinois Boat Registration and Safety Act. That Act includes certain registration, certification, equipment requirements, and certain operating procedures and regulations. The owners of all boats on Lake Arlann must comply with the State mandated requirements, whether arising under the Act or under rules and regulations adopted by the Illinois Department of Natural Resources by the Act.

The Safety Rules and Standard Operating Procedures and Regulations adopted by Lake Arlann Homeowners Association supplement the State mandated requirements. Be certain that your boats, the equipment on your boats and the use of your boats comply not only with the State mandated requirements but also with Lake Arlann Homeowners Association's requirements.

If a homeowner or a homeowner's guest violates any Safety, Operating Procedure, and/or Regulation, the homeowner could be fined \$100.00 per violation and the amount of the fine would be doubled for each violation thereafter. The homeowner will also be required to pay any reasonable legal fees and costs the Association might incur for collection of such fine.

Be sure that you, your family and any friends or guest who will be skiing or driving your boat, read and are familiar with our safety rules. Remember you are responsible for and liable for the action of your guest. Keep this copy for future reference. Extra copies can be obtained from any member of the Board of Directors.

**The "Canal" between Sausalito Bay and Gingoteague Bay and Cape Court are NO WAKE areas!!!**

**B. SWIMMING**

1. Swim parallel to the shore instead of out into the lake.
2. Don't swim alone.
3. Do not swim after dark. Remember nighttime boaters can not see you.
4. Learn to swim and teach your children to swim.

**C. BOATING**

1. Drive counter-clockwise around the lake.
2. Stay at least 100 feet from shorelines, docks and swimmers.
3. Do not "buzz" other boats, swimmers, fishermen, skiers or docks. "BUZZING IS VERY DANGEROUS AND IS PROHIBITED."
4. No person under 10 years of age may operate a motorboat. A person 10 or 11 years old may operate a motorboat if they are accompanied by a parent or guardian or a person at least 18 years old and designated by the parent or guardian. A person 12 through 17 years old may not operate a motor boat unless they have a Boating Safety Certificate authorizing them to operate motor boats.
5. If you cannot swim, wear a life jacket while fishing or riding in a boat or on a jet ski. A possible alternative to this is to tie a life jacket or cushion to you with a 3 or 4 foot length of cord, so in an emergency if you end up in the water, the flotation device comes in with you
6. A non-powered craft (row boat, canoe, or sail boat) has the right of way at all times.
7. A non-powered craft should use discretion so as not to create a dangerous traffic jam of larger boats and skiers.
8. When two crafts are approaching each other head-on, each veers to the right. Stay on the right side of the "road", just as you would on the highway.
9. Grant the right of way to a boat approaching from an angle on your right hand side. Again, this is the same application as the right of way rule at a street intersection in a car. If the boat approaches from your left, you have the right of way.
10. In overtaking and passing another boat, it is your duty to stay clear. The boat being overtaken has the right of way and the choice of direction.
11. Don't overload your boat. This is a very dangerous violation.
12. Abide by the maximum horsepower limit as specified by our By-laws.
  - a. Outboard engine 115 HP (Published maximum BHP at rated RPM)
  - b. Inboard engine 135 HP
13. Abide by the maximum boat sizes as specified by our By-laws.
  - a. Powered boats (excluding pontoon boats)..... 18 feet
  - b. Pontoon boats.....25 feet
  - c. Non-powered boats.....18 feet
14. Abide by the maximum speed limits as specified in our By-laws.
  - a. 10 AM to Dusk 30 MPH
  - b. Dusk to 10 AM 5 MPH



15. LAHA boat registration decals, a must for all boats, are to be placed on the right front sides of the boat at the rear of the registration number.
16. During times of high water table, a "no wake zone" will go into effect. Notifications will be made via email, social media and placement of signs on the lake.

#### **D. SKIING**

1. Wear a life jacket or belt at all times when water skiing or jet skiing.
2. There must be two (2) capable people in the ski boat. The passenger handles the ski rope, watches the skier and watches the rear of the boat. The driver watches the front and the side of the boat.
3. Don't follow too close to another skier. Stay at least 100 feet away.
4. When a skier falls, the ski boat/jet ski should immediately go back to cover him. If for some reason a skier is alone in the water he should hold up a ski so other boats and jet skis will be able to see him.
5. Skiers should land parallel to the shore. Do not try to land perpendicular to the shore or towards a dock.
6. When in the water don't get close to the prop.
7. Water skiing is prohibited later than one-half hour after sunset.
8. Orange flag to be displayed while towing in accordance with state law.

#### **E. JET SKIING (Personal Watercraft Rules) PWC rules**

1. Except in an emergency, a person under the age of 14 may not operate or be permitted to operate a PWC unless there is another person 18 years of age or older on board.
2. Each person aboard must be wearing a U.S. coast guard approved life jacket.
3. If the PWC is equipped with a lanyard type engine cutoff, the lanyard must be attached to the operator's person, clothing or life jacket.
4. Operation is not permitted from 1 hour before sunset to one hour after sunrise unless proper navigation lights are displayed.
5. When within 100 feet of any dock, swimmer, swim raft or non-motorized boat, your speed must be Slow-No-Wake. Thus, Slow-No-Wake is the slowest possible speed necessary to maintain steerage, but in no case greater than 5 mph.
6. No person shall operate a personal watercraft in a negligent manner. The following are examples of negligent operation.
  - a. Unreasonable jumping or attempting to jump the wake of another vessel.
  - b. Following within (100) one hundred feet of a water skier.
  - c. Weaving through congested vessel traffic.
  - d. It is unlawful to chase or harass wildlife.
  - e. Exceeding the speed limit of 35 mph on the lake.
  - f. PWC must operate at least 50 feet from rafts, docks, occupied bathing areas and the shoreline.

#### **F. WINTERTIME**

1. Snowmobiles, motorbikes and all other vehicles operating on the ice follow the same general rules as boats.
2. Ice safety
  - a. Under no condition should a hole larger than six inches in diameter be chopped in the ice. A large hole, partially frozen over could have disastrous effects when encountered by children, pets, or skaters.
  - b. When the ice first freezes the ice in the shallow areas along the shore are often thicker than the deep areas.
  - c. If the lake level rises rapidly, the shore area will be open water or thin ice.

- d. Underground springs keep the ice thin in some areas or it may not freeze at all. This will result in open water surrounded by relatively thick ice.
- e. Holes in the ice can result from the reflected rays of the sun on metal objects, such as barrels. This frequently happens around docks.
- f. Watch for ducks—even when the ice is very thick, they will maintain an area of open water.
- g. For the safety of the membership, no aerator can open water more than 50' from the high water mark and not exceed beyond the legal boundaries.

## G. MISCELLANEOUS REGULATIONS

### 1. Boats

- a. Only LAHA (Lake Arlann Homeowners Association) homeowner titled and registered water craft are allowed on Lake Arlann. (No guest boats will be allowed on the lake).
- b. All mechanically powered water craft must be registered with LAHA and display the current LAHA water craft decal.
- c. To register and receive decals for water craft, the homeowner must be in good standing with the Association and current in the payment of dues.

### 2. Access Lot Use

- a. Each homeowner must pay their dues to receive a key to the Access Lots and use the Access Lots.
  - b. **Keys may not be copied, borrowed, or loaned to anyone.** Loss of a key will result in a \$25.00 fine, like any other violation.
  - c. No overnight parking or storage of boats, motors, trailers, or any other vehicles is permitted on the Access Lots.
  - d. The use of the Access Lots is restricted to the hours between 7:00 AM and 10:00 PM.
  - e. All litter shall be taken home or placed in the appropriate garbage can if one is available.
  - f. Do not block the launching ramp on Access Lot A or C.
  - g. No vehicle and/or trailer may be parked on Access Lot A or C while boats are in the water.
  - h. No child under the age of twelve (12) years will be allowed on the Access Lots without the supervision of an adult.
- 3. Boats shall be registered and display identification decals issued by the Board of Directors. The decal shall be displayed on the side of the boats following the state registration number.
  - 4. A security officer may be hired or appointed by the Board of Directors to assist in the enforcement of the Rules and Regulations.

( Use of Dept. of Natural Resources will be utilized as time allows.)

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