

**RULES AND REGULATIONS OF
MOUNTAIN VIEW YACHT CLUB, Inc.**
Effective February 4, 2012



All members/renters/guests/visitors and other persons in, about or on the Club Property shall be bound by these Rules and Regulations, as they may be amended from time to time. The provisions of the By-Laws of the Mountain View Yacht Club (the "Club") are incorporated herein by reference, in their entirety. Any waiver, consent or approval given pursuant to these Rules and Regulations by the Board or any management agent shall be revocable at any time and shall not be deemed a waiver, consent or approval of the same or identical practice or situation. Any violation may result in fines or suspension of privileges. Interpretation, if any, of these rules and regulations is the responsibility of the Board of Directors only.

1. CONDUCT

Disorder, depredation, or indecorous conduct by a member/renter or guests that might cause personal injury, damage to property, harm to the reputation of the Club or verbal mistreatment of club management or management employees shall be cause for immediate disciplinary action by the Club, including but not limited to loss of membership. Members/renters shall use discretion in operating all noise or sound equipment so as not to create a nuisance. Parties or other social gatherings within the Club property shall be conducted such that the rights of other members and abutters to reasonable peace and quiet are not infringed upon. No member/renter or other person shall operate any motor vehicle or vessel under the influence of alcohol or drugs within the yacht club.

2. CHILDREN

No person under the age of 16 years shall be permitted on the Club property unless accompanied and supervised by an adult-member/renter.

3. APPEARANCE

Each member/renter shall keep the slip assigned to his membership in a neat, orderly and clean fashion so as not to degrade the value of the Club. The D, E, F, & G slips and docks shall be kept clear of all personal property except (i) in connection with actual loading and unloading of a boat or vessel; (ii) property owned by the Club; and (iii) personal property specifically authorized by the Board or any management agent in writing. The A, B, C, H, I, & J slips are allowed one picnic table, with umbrella, and one gas grill in the area directly adjacent to the slip. Chairs and personal property are allowed on A, B, C, H, I, & J slips while members / renters are present and must be stored on board the vessel or in an approved dock box when leaving the club. (SEE RULE #20) No motorized vehicle shall be operated or stored on the slips or docks. Only one vessel may be docked in each slip. One trailer boat per boat slip may be stored and used on the property pursuant to the guidelines established by the Management. Boats stored in the off season must be covered; covers must be kept properly maintained.

4. CAMPING

Absolutely no camping or use of house trailers, campers, motor homes, tents, canopies or sun shades other than the picnic table umbrella, etc., shall be allowed anywhere on club property; recreational vehicles used for transportation may be parked but **not used** in the field. Any exception must be approved by the Board.

5. PARKING & VEHICLES

All vehicles, trailers, small boat trailers and PWCs on club property must display current proper state registration and/or MVYC identification sticker. Each member/renter shall be entitled to one primary parking permit. Owners with their vessel in their slip may acquire a second parking permit. Parking is on a first come basis. Overflow and vehicles without permits will park in the visitors parking area adjacent to the valet boat slip walkway. Parking permits must be visibly displayed in the vehicle. The club reserves the right to have violators towed at the violator's expense. No trucks with a maximum gross weight in excess of 9,000 pounds or oversized vehicles shall be parked on Club property unless specifically authorized by the Board or any management agent. No motor vehicle shall be permitted on any Club property other than access ways and designated parking spaces. No motor vehicle shall be operated on the Club property in excess of five (5) miles per hour. PWC (Personal Water Craft), their trailers and vessel trailers and cradles must be stored in the field areas designated by the Club Management, and will be so stored at the owner's risk.

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6. **PETS** No pets other than registered, licensed dogs or cats shall be permitted on the Club property ensuring that all vaccinations, required shots, etc are current for the pet.

A. **Members & Renters** - Pets must be registered at the office using the Pet Registration form provided by the management staff. Pets are only allowed on slips and docks for the purpose of embarking or disembarking from boats or vessels.

Any dog or cat must be leashed or carried. Pets may NOT be left unattended, leashed or otherwise, and any feces produced must be promptly disposed of, by the pet owner, in a sanitary manner.

Failure to do so will result in the pet being permanently excluded from the club. No exceptions to this rule will be permitted. Pets shall be managed so that their presence does not infringe on the peaceful enjoyment of the facility by others.

B. **Renters** – Renters shall be permitted to bring only **one (1) dog or one (1) cat** on Club property.

C. **Guests** – Guests of Members or Renters shall **NOT** be permitted to bring pets on Club property.

7. **REGISTRY OF BOATS AND VESSELS, TRAILER BOATS AND BOAT TRAILERS**

No boat or vessel or trailer boat shall be permitted in or about any slip assigned to a membership unless the Club Management is previously provided with a registration or other satisfactory documentation establishing that such boat or vessel is owned by the member to whom the slip is assigned, or an approved lessee or tenant of the membership to which the slip is assigned. Trailer Boats and boat trailers may be stored at the Club pursuant to the guidelines as stated in the MVYC Trailer Boat/Launch Ramp Use Guidelines as may be periodically updated by the Club Management. Club Management shall maintain a registry of all such permitted boats and vessels including the name of the owner and the boat, the serial and registration numbers, the name and address of the insurer. Prior to spring launch members/renters shall provide club management with current Certificate of Insurance addressed to the Club with expiration date.

8. **COMPLIANCE WITH LAW**

All boats and vessels and all persons in or about the Club property, including without limitation the slips, shall comply with all applicable local, county, state and federal laws, ordinances, regulations, rules and other valid governmental requirements.

9. **LIMITATION OF LIABILITY**

Each Member and any other person in or about the Club property assumes the risk / liability of loss or damage to any boat or vessel or other personal property owned by such person and/or others. The Club shall have no liability or responsibility for such property.

10. **TRASH**

No foreign material or substance of liquid shall be thrown, dumped, pumped, or otherwise allowed into the water in or about the Club property. All garbage shall be deposited in receptacles provided by the Club or removed from the Club property by the members. Any foreign material, substance or liquid other than garbage shall be deposited in receptacles that may be provided by the club in its discretion or removed from the Club property by the member/renter. Trash generated off site shall NOT be placed in club containers. Members/renters are responsible for removing all winter covers and framing materials. Clean up performed by the management company will be billed to the member/renter at an hourly rate.

11. **DOCKING**

Each member/renter is exclusively responsible for the secure and proper docking of his boat or vessel and the maintenance of docking lines in good condition, sufficiently strong to secure his boat or vessel at all times. The Club Management has no obligation, but shall be empowered to provide and correct any unsafe condition in the event any member/renter fails to do so. Such action will be at the boat owner's expense.

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12. AQUATIC USES

No swimming, diving, fish cleaning, casting, wind-surfing, bathing, dishwashing/rinsing, boat washing with any soap/chemical, personal watercraft usage, or similar activity shall be permitted from, near or about the slips, nor in or about or from the boats or vessels while in or about the slips. Fishing is permitted from the docks; absolutely no casting. Parents are responsible for supervising their children.

13. BARBEQUES AND PICNIC TABLES

No picnic tables and no charcoal or open flame barbeques shall be permitted on the D, E, F, & G slips and docks, nor on or about any boats or vessels therein. D, E, F, & G slips and docks shall have four (4) shared grills and four (4) shared picnic tables on their respective cement patio areas. Users of the bulkhead slips A, B, C, H, I, & J must place and use barbecues at furthest point in slip area away from boats / vessels.

14. LIMITATIONS ON NATURAL PERSONS

No Membership shall permit more natural persons than can safely be accommodated, in or about the Club property, at any time, as determined by the Club Management. Any large gathering of family or guests must request prior approval from club management and must have permission from the Board of Directors. Contact club management for specific requirements. Any large gathering of family or guests must not infringe on the rights of any members or renters in their use of the club.

15. EMPLOYEES

No Member/Renter shall utilize any employee of the Club or Club Management for any personal business.

16. PERSONAL PROPERTY AND SIGNS

No laundry, wash or other article shall be hung anywhere outside of a boat or vessel, except in such areas as Club Management may expressly permit. No sign, article, notice or advertisement shall be placed in or about the Club property, except for the office bulletin board, or no more than two "For Sale" signs not to exceed 11" x 14" affixed directly to the boat for sale.

17. SOLICITATION

No sale, solicitation, advertising, promotion, or other offering shall be conducted on or about the Club property, including the slips without the prior written approval of the Board.

18. OUTSIDE LABOR AND CONTRACTORS

Outside labor or contractors are prohibited from entering the club property unless registered at the office and meeting the following requirements:

- (1) Certificate of Insurance with MVYC named as Loss Payee with a minimum of \$1,000,000 Liability
- (2) All clean up and disposal of all materials and trash.
- (3) No hazardous waste shall be left or disposed of on site.
- (4) Allowed on site during normal office hours only.

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19. FLAMMABLE MATERIALS

The use of any continuous open flame (unless expressly permitted) pursuant to these Rules and Regulations, is prohibited on or about the slips and any boats or vessels therein, without the prior written approval of the Club Management. This includes candles, lanterns, and tiki torches. The use of any fireworks, sparklers, portable fireplaces, or any other incendiary devices shall be strictly prohibited on Club property, without prior written approval of the Board of Directors, Gilford Fire and Gilford Police Departments. No smoking is permitted in or about the gas dock or any other portion of the Club property so designated by the Club Management and posted as such. Smoking is prohibited in any and all club buildings. Fuels shall not be stored other than in tanks which are integral parts of boats or vessels or motor vehicles, without the prior written approval of the Club Management. Gasoline shall not be transported on the docks or slips unless contained in a secure can designed for such purpose, to be specifically used in an outboard motor.

20. STORAGE OF PERSONAL PROPERTY

No personal property shall be stored on or about the Club property, unless specifically authorized by the Board. Users of the bulkhead slips (A, B, C, H, I, and J) may place one picnic table of conventional design, with umbrella, and one gas grill on the area directly adjacent to the slip. All other items must be stored on board the vessel or in an approved dock box. During the Off-Season, (as defined in Rule #23), all grills must be covered and secured. Users of T-dock slips (D, E, F, and G) may store items in an approved dock box.

One approved dock box may be placed at each slip location. The only approved dock boxes are to be of traditional design, and of white fiberglass/polyethylene or similar construction, with maximum overall dimensions of 48 inches long, 30 inches wide, and 30 inches high.

On A, B, C, H, I, & J slips, dock boxes must be placed on the grass at the bulkhead. On the finger docks, dock boxes must be placed on supports projecting from the main dock into the boat space. Check with management for specific details before installing. In spaces where this is not possible, special arrangements may be made with Management. All dock boxes must be removed from the Club property during the Off-Season and may not be stored in any club building. The Club and/or its management shall have no liability or responsibility for dock boxes or their contents

Management will arbitrarily remove any non-conforming items to the Service Building behind the office. The offending Member/Renter will be billed the prevailing service rate for said removal and will be required to retrieve the items and remove them from the property. There will be zero tolerance for any verbal abuse toward Management staff regarding this matter, and any such abuse will invoke further action by the MVYC Board.

21. LEAKAGE

Members/renters shall be exclusively responsible for pumping their boat or vessel when necessary. Each member/renter shall be exclusively responsible for immediately curing any unusual leakage. In the event any boat or vessel sinks on or about the Club property, including the slips, the owner-Member or his approved lessee or tenant-owner shall act immediately to cause it to be repaired or removed. In the event the owner-Member or his approved lessee or tenant-owner fails to act immediately, the Club Management shall be empowered to cause such boat or vessel to be repaired or removed and shall be entitled to recover the costs thereof from the owner-Member. The Club and Club Management shall not be liable for any damage or any fines that may be assessed by DES, EPA or any others, caused to such boat or vessel on account of such removal.

22. BOAT / VESSEL STORAGE

Each member shall have the right to store his boat or vessel during the Off-Season in storage space to be provided by the Club. The Club shall impose no fee for outdoor storage of one boat for each Membership. Indoor storage shall be available on a first come, first served basis, with a priority given to Members who leased indoor storage space during the preceding Off-Season. Club Management shall impose reasonable fees for indoor storage calculated to cover cost of indoor storage. The Club Management shall give Members notice of a final date by which Members must elect to use storage space, before leasing space to non-Members.

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23. SEASON

Each Member's/renter's right to use an assigned slip is limited to the "Season". Subject to extraordinary weather, the Season shall commence on or about the weekday immediately preceding the Memorial Day Holiday weekend and terminate on or about the weekday immediately following the Columbus Day holiday weekend. The balance of the year shall constitute "Off-Season". Inasmuch as the launching and removal of boats and vessels will require an extended period of time, some Members/renters will have the benefit of but not the right to an extended Season, determined as follows. The boats and vessels stored or to be stored on the Club property shall be launched and removed to storage in whatever order the Club Management shall determine in its discretion. Any boats or vessels not stored or to be stored on the Club property shall be delivered by the member/renter for launching and or transported by the member/renter upon removal from the water, as the case may be, on the date and at the location fixed by the Club Management in its discretion.

24. SLIP RENTALS

No boat slip area may be leased for a period of time that is less than one full calendar year (1988 Annual meeting vote by members) and is subject to prior written consent of the board per *Covenants & Restrictions, Article VI section 6-100 paragraph (i)*. A renter of any slip has leased that slip for one full calendar year and the associated owner's rights that pertain to that slip. Owners relinquish their use of the club to the lessee when they rent their slip. Rentals of slips may be accomplished by using Irwin Marine as an agent or an owner renting their slip themselves. In all cases a *Boat Space Rental Agreement* must be filled out by both parties and submitted to the Club Management for approval. This ensures that the lessee receives and understands information about the Club and Rules & Regulations. In all cases Owners & Tenants must abide by *Rule #7 of these Rules and Regulations* and *By-Laws ARTICLE IX Insurance in section 9-500* at the time of rental and prior to launch of vessel.

25. MOVEMENT OF BOATS AND VESSELS

The Club Management shall have the right to move any boat or vessel on or about any portion of the Club property in violation of the By-Laws or these Rules and Regulations or for safety reasons.

26. STORAGE BUILDINGS

No person shall enter or remain in any storage building or shop without permission from Club Management. There is NO storage of any personal property in maintenance buildings or shops on Club property.

27. PAYMENT OF ASSESSMENTS

Member's or renter's boats will not be relaunched at the beginning of each season until all dues, assessments and/or other financial obligations payable to the club and/or the management company have been paid in full.

28. LAUNCH RAMP

The launch ramp is for the use of member/renters during normal office hours. Use of the ramp is at your own risk. Guidelines for use of launch ramp will be established and available from club management.

29. VISITOR/GUEST DOCKING

Except in an emergency there will be no overnight docking at the visitors dock without first obtaining permission from the office. No other overnight docking by visitors/guests will be permitted anywhere on club property. Visitor/guest docking is not allowed between 2 am - 6 am without prior permission from the office. Visitor's docking shall be limited to the dock which begins at the J Wall beach and extends to the gas dock.

30. ADDITIONS AND ATTACHMENTS

No additions, attachments, or alterations to the docks will be permitted, except for the installation of bumper guards approved by the board. Any one found tampering with any electrical, plumbing or cable connections will be subject to disciplinary action by the Board. Any additions or attachments must have prior written permission from the Board of Directors.

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31. MAXIMUM SIZE RESTRICTIONS OF VESSELS WITHIN SLIPS

No vessel shall occupy a Member's slip in any manner as to protrude from the slip or in any way that will interfere with or present a hazard to the safe passage of others.

In addition to the beam limitations imposed by the physical size of individual slips, the following overall length (including platforms and pulpits) and beam restrictions shall apply to each dock space as listed.

Area	Dock	Length (Feet)	Beam (Feet)	Area	Dock	Length (Feet)	Beam (Feet)
Area A	All	44	15	Area H	H4	26	10
Area B	B1	45	15		H5	27	10
	B2	24	10		H6	28	10
	B3 – B30	36	11.75		H7	29	10
	B31 – B38	36	13		H8	30	10
Area C	C1 – C4	36	12		H9	31	10
	C5 – C12	36	11		H10	32	10
	C13 – C18	36	12		H11	33	10
Area D	All	38	13		H12 – H24	36	12
Area E	E1	38	14		H25	38	Physical
	E2	36	12		H26	38	Physical
	E3	36	10.42		H27	38	Physical
	E4 – E26	36	10		H28	38	Physical
	E27 – E40	38	13		H29	38	Physical
Area F	All	38	13	Area I	All	24	8
Area G	G1 – G30	38	13	Area J	J1	33	9.5
	G31 – G36	38	15		J2 – J12	28	9.5
Area H	HG1	23	10		J13	30	12
	H2	24	10		J14	35	13
	H3	25	10				

Any exceptions to these restrictions require written approval of the Board of Directors, at its sole discretion.