

# **THE BUCKEYE LAKE YACHT CLUB**



## **CONSTITUTION BY-LAWS AND RULES**

**2004**

**(as amended to 14 April 2005)**

# CONSTITUTION, BY-LAWS AND RULES OF THE BUCKEYE LAKE YACHT CLUB

April 7, 2004

*In 1982 the Board of Governors repealed all prior By-Laws and Regulations, including then undiscovered ones, and readopted them so that any pre 1982 By-Laws are repealed if not included in this book.*

*This was compiled in 2002-2003 by Comm. Frank H. Foster III and in 2004 he and Gov. Charles Bendig went through past club documents including minutes of governor's meetings to determine as accurately as possible their validity and accuracy. They earnestly request that, so long as they are alive and not ruled incompetent and in view of the turnover of governors over the years, they be immediately notified of amendments so that they can maintain a current, accurate copy for publishing from time to time. There is an understandable but undesirable tendency on the part of all boards to enact changes often without specific language changes, and leave the minutes to be buried in the dust of history and forgotten. They also request that they be given an opportunity to author changes desired by the members or the governors. These By-Laws are the result of a great deal of competent effort by many people over the last century who are long forgotten. We owe it to them, ourselves and future BLYC members to maintain the quality standards of their work and the accuracy of the printed copy of the Constitution and By-Laws.*

*The purpose of a Constitution and ByLaws is to obtain the benefit of the thinking and problem solving efforts of our predecessors so that we can prevent or resolve as many disputes as possible in a fair and just manner.*

Dates of amendments after April 7, 2004  
By-Laws amended 10 March 2005  
By-Laws amended 14 April 2005

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**CONSTITUTION**  
of the  
**BUCKEYE LAKE YACHT CLUB**

**ARTICLE I. NAME**

The name of this organization is and shall be BUCKEYE LAKE YACHT CLUB, hereinafter called Club.

**ARTICLE II. OBJECTS**

The object of the Club shall be the promotion of yachting and aquatic sports, cultivation of sociability among its members and the improvement of Buckeye Lake for boating purposes.

**ARTICLE III. FLAGS AND EMBLEMS**

**Section 1.** (a) The Club flag shall be a pennant, triangular in shape, whose height shall be two-thirds its length and divided into three stripes of equal width at the hoist.

(b) The center stripe shall be of white on which letters "B.L.Y.C." shall be placed in alternate colors of blue and red. The top stripe shall be of red, and the bottom stripe of blue.

**Section 2.** The Club emblem shall consist of a gold pilot wheel of eight spokes measuring between one-half and seven-eighths inch diameter at the rim, with the Club flag in colors mounted thereon.

**ARTICLE IV. MEMBERSHIP**

**Section 1.** (a) Any person of good character if properly recommended by a member of the club is eligible to membership.

(b) All applications for membership shall be made to the Secretary properly recommended, proposed and seconded by two Active, Life or Non-Resident Members in good standing. All membership applications shall be posted on the Club Bulletin Board for a period of thirty (30) days and published in the Official Club news publication. During the period of posting, the applicant shall be provided with a "Guest Card" by the Chairman of the Membership Committee. After being posted the required time and published in at least one issue of the Official Club news publication, said application shall be voted upon by The Board Of Governors.

**Section 2.** (a) The membership shall consist of eight (8) classes; Active, Life, Honorary, Associate, Crew, Junior, Distaff and Non-Resident.

(b) The rights and privileges of all members shall be defined in the By-Laws.

## ARTICLE V. OFFICERS

**Section 1.** The officers of the Club shall be as follows:

- (a) A Board of Trustees consisting of five Past Commodores of the Club;
- (b) A Board of nine Governors hereinafter called elective officers; and
- (c) Administrative officers.

**Section 2.** (a) The administrative officers of the Club shall be Commodore, Vice-Commodore, Rear Commodore and Secretary-Treasurer, each selected by the Governors from among the Governors, except that the Secretary-Treasurer may at the discretion of the Governors be selected from the membership of the Club at large except as follows: If a member shall have been elected to the Board of Governors by the membership, and subsequently been elected and served as REAR COMMODORE for a year; and if such member shall have been elected again to the Board of Governors, and subsequently been elected and served as VICE COMMODORE for a year, thereafter said member shall automatically become Commodore at the end of the Annual Meeting and shall not stand for election, notwithstanding other provisions of the Constitution.

(b) If selected from the membership at large, the Secretary-Treasurer shall have authority to participate in the deliberations of The Board of Governors and make recommendations on matters pertinent to his office or the promotion of Club welfare.

**Section 3.** (a) Each Trustee and Governor shall be an Active or a Life member of the Club in good standing.

(b) The terms of offices of elective officers shall be as provided in ARTICLE VII hereof and those of administrative officers shall be subject to the will of the Governors.

## ARTICLE VI. DUTIES OF OFFICERS

**Section 1.** (a) The Commodore shall command the Club Squadron, and shall enforce all laws and regulations.

(b) He shall preside at all meetings of the Club and Governors: shall call Special Meetings when deemed necessary or upon receipt of a written request signed by no less than twenty-five (25) members in good standing and eligible to vote. See Article VIII, Section 2.

(c) He shall be an ex-officio member of all committees.

(d) He shall appoint within two weeks after his election standing committees, a Fleet Captain, Fleet Surgeon, and Measurer. No appointee's office shall run beyond the expiration of the term of office of the Commodore. All vacancies in appointive offices shall be filled by the Commodore, and all appointments shall be approved by the Governors before becoming effective.

(e) He shall countersign all drafts on the Club checking accounts along with the Secretary-Treasurer's signature. He shall also be required to attest all instruments of withdrawal from any Club savings accounts or savings instruments.

**Section 2.** The Vice-Commodore shall assist the Commodore and officiate in his absence.

**Section 3.** The Rear-Commodore shall assist the Commodore and Vice-Commodore and officiate in their absence.

**Section 4.** (a) The Secretary-Treasurer shall be a member ex-officio of all committees, and shall keep a record of the proceedings of all meetings of the Club and Governors and record the members present.

(b) He shall keep a roster of all members, with their addresses, notify members of meetings, not less than ten (10) days prior to meetings, and conduct the official correspondence of the Club which shall be filed together with all reports.

(c) He shall see that each person is notified of his election to membership and supplied a copy of the Constitution and By-Laws.

(d) The Club Secretary shall notify the membership by posting all new By-Laws, rules, regulations, or any change in such By-Laws, rules and regulations on Club Bulletin Board and publishing in the Official Club news publication as soon as practical.

**Section 5.** (a) The Secretary-Treasurer shall receive all moneys due the Club, and keep accurate accounts of receipts and disbursements in books supplied by the Club.

(b) He shall make no disbursements unless authorized by the Governors and signed by the Commodore.

(c) He shall submit to the Club and the Governors at each regular meeting, a detailed statement of the receipts and disbursements and at regular Club meetings, a Financial Statement.

(d) He shall notify the members not less than sixty (60) days prior to the day upon which dues are payable, and shall report all arrearages to the Governors.

(e) He shall file all Club bills, vouchers and financial reports.

(f) He shall furnish bond in the amount of not less than \$ 10,000.00, expense of same to be paid by the Club.

**Section 6.** All records, files and other property shall belong to the Club and be subject to examination by the Governors or persons designated by them at any time, and shall be held by the various officers until their successors shall be elected and qualified.

**Section 7.** (a) The Governors shall approve or reject applications for membership, approve all expenditures of money, have entire management of the Club's affairs, control all of its property, and direct all its policies, except for the special powers and duties assigned and delegated to the Board of Trustees.

(b) The Governors shall fill all vacancies occurring in the Board, by a majority vote and the Governors so elected shall hold office until the next annual election.

(c) The Governors shall have power to expel or suspend members for cause, and it shall be the duty of the Secretary to notify each suspended or expelled member in writing immediately after the action of the Governors. Such member may have the right to appeal from such action within fifteen days, by giving due notice to the Secretary. At the next Regular Meeting of the Club following the receipt of such notice by the Secretary, the appeal shall be heard and acted upon by the Club, and unless the Governors' decision be reversed by a two-thirds vote of the members eligible to vote and present, said decision shall stand.

(d) Should any Governor be absent from four (4) meetings of the Board of Governors, without reasonable excuse acceptable to the Commodore, he shall cease to be a Governor, and his successor shall be duly appointed.

(e) The Governors shall have the authority to make and enforce such By-Laws, rules and regulations for the government of the Club as they deem necessary.

**Section 8.** (a) The Board of Trustees shall meet within two weeks after the annual meeting of the Club and elect a chairman and secretary. The duties of the chairman shall be to call meetings and preside thereat. The duties of the secretary shall be to take minutes at the Board of Trustees' meetings and to be responsible for seeing that the annual taxes, lease rental, and insurance premiums be paid by the regular Club Secretary-Treasurer.

(b) The Board of Trustees shall meet with the Governors at their first meeting following each annual election. They shall be notified of all other regular or special meetings of the Governors.

(c) The Board of Trustees will in no way interfere with the other officers' management of the Club and their general upkeep of the Club premises and property, except as follows:

(1) No repair, improvement or addition to Club premises or property involving expenditures, debts and other obligations in excess of \$500.00 shall be made without prior written approval by the Board of Trustees: and expenditures, debts and other obligations for repairs, improvements and additions to Club premises and property shall not aggregate in excess of \$2,000.00 in any one year without prior written approval by the Board of Trustees.

(2) No expenditures, debts and other obligations shall be made and incurred in excess of \$500.00, for any purpose other than regular operation of the Club and maintenance of Club premises and property without prior written approval by the Board of Trustees. The cost of any expenditure or improvement may not be broken down to circumvent this requirement.

(3) No bond shall be issued or note or mortgage signed in any amount by or for the Club without prior written approval by the Board of Trustees.



(d) The Board of Trustees is empowered to select and shall select a Trustee to fill any vacancy on said board, such Trustee being selected only to complete the term of such vacant trusteeship.

(e) The Board of Trustees shall serve as the Club's planning commission. In this capacity, it shall (1) keep in touch with the status, progress and potential development of the Club; (2) ascertain the natures and determine the relative importances of the needs of the Club for its welfare and continuing progress consistent with its means and its objects set forth in ARTICLE II hereof; (3) consider, propose and recommend methods and programs of actions for the satisfaction of such needs; and (4) present such recommendations to the Governors for their consideration.

## **ARTICLE VII. ELECTION OF OFFICERS**

**Section 1.** (a) A Nominating Committee of three members, each of whom shall be an Active or Life Member of the Club in good standing, shall be selected as follows: One by the membership at large at the Semi-Annual Meeting of the Club, one by the Board of Trustees and one by the Governors. No member shall be selected to succeed himself on such committee.

(b) The Nominating Committee shall nominate not less than two more candidates for elective officers than the number of vacancies to be filled on the Board of Governors. Such nominations shall be filed with the Secretary-Treasurer within three days of September First, and the Secretary-Treasurer promptly shall notify the Club Members of such nominations, in writing. For any candidate who resigns and is not replaced before the deadline for filing nominations with the Secretary-Treasurer, the nominating committee may nominate a replacement candidate who must be approved by a majority of the Board of Governors and a majority of the Trustees. The fact of this change and information about the candidate shall be immediately posted at the club house. The election judge shall have the resigned candidate's name deleted from the ballot or obliterated and the replacement candidate's name written upon all ballots.

(c) Any twenty-five (25) Active Members or Life Members in good standing may nominate one eligible candidate for each or any elective office to be filled and such nominations shall be considered valid the same as those named by The Nominating Committee, provided that they are filed with the Secretary-Treasurer, by September 10th. When so filed the Secretary-Treasurer, promptly shall notify the Club Members of such nominations.

**Section 2.** (a) Elective officers shall be elected each year on the day of the Annual Meeting and shall serve until their successors are elected and qualified.

(b) The term of each trusteeship shall be five years, one only beginning each year on the day of the annual election of elective officers. A trusteeship beginning on such a day shall be filled automatically by the Commodore retired from the office of commodore on that day; or, in the absence of such a retirement on that day, such trusteeship shall be considered vacant and shall be filled by the Board of Trustees as provided in paragraph (d) of Section 8 of ARTICLE VI.

(c) Each Governor shall be elected for a term of two years except as otherwise stated, enough being elected each year to maintain the full membership of the Board of Governors. The terms shall be staggered with at least four terms beginning and ending in odd years and at least four terms beginning and ending in even years, except that the term of the Commodore shall terminate at the annual meeting at the end of his term as Commodore. At each election, the number of candidates elected to two year terms shall be 9 minus the number of terms which will not expire at the election but not to exceed 5. In the event a Vice Commodore shall automatically succeed to Commodore, his term shall be considered as not expiring until the annual meeting at the end of his term as Commodore. In the event the number of unfilled vacancies on the Board of Governors to be filled by election exceeds five, the Board of Trustees shall determine, from among those members receiving enough votes to be elected to those vacancies, which of them shall have odd year terms and which shall have even year terms.

**Section 3.** Elective officers shall be elected by ballot, polls being open from 9:00 A.M. to 1:00 P.M. on the day of the election. The Commodore shall have appointed one Judge and three (3) Tellers, from among Active or Life Members of the Club in good standing, who shall officiate at the polls and report the ballot to him and he shall announce the returns to the Club in its Annual Meeting. A tie which must be resolved shall be resolved after the polls close and before the annual meeting by a majority of the Trustees who are present except that if an even number of Trustees are present, the outgoing Commodore shall deliberate with the Trustees and vote as a part of them. The vote shall be in secret.

**Section 4.** Immediately after the announcement of the returns, the new Board of Governors shall adjourn to another room and select the Administrative Officers of the Club. Such selection shall immediately be conveyed to the Membership.

**Section 5.** Any elective officer of the Club may be removed from office by two-thirds vote of the Active and Life Members in good standing who are present at any regular or special meeting of the Club *or by an affirmative vote of at least four of the Trustees at any time* + an uncertain amendment. [At the annual meeting of September 22, 1996 an amendment of the constitution was duly adopted. The original proposal was to insert the language shown in italics but that was amended at the meeting before adoption. However, no specific language insertion was proposed. There is now uncertainty whether that amendment required a board of governors recommendation before the trustees were empowered to remove a governor, or whether that amendment only required that any recommendation that the board of governors wished to make for removal of a governor be submitted to the Trustees, with the Trustees having the inherent power to remove a Governor on their own initiative. . The committee that reviewed the associated documents is unable to remove that uncertainty.]

## **ARTICLE VIII. MEETINGS**

**Section 1.** The annual meeting of the Club shall be held within a week of September 20th; the semi-annual meeting, within a week of May 1st. The time and place of each to be at the discretion of the Governors.

**Section 2.** (a) Special Meetings shall be called by the Commodore upon the signed written request of twenty-five (25) members in good standing and eligible to vote. The written request shall include the stated purpose of the meeting and be delivered to the Club Secretary. The Commodore may also call a Special Meeting of the Membership at any time he deems it necessary or advisable.

(b) Special Meetings shall be limited to the specific purpose or purposes for which the members are given notice. Notice of the Special Meeting shall be in writing to all members; the meeting pursuant thereto shall be held not sooner than thirty (30) days or later than forty-five (45) days from the date of said notice to members; however, no Special Meeting shall be held closer than thirty (30) days to a Regular Meeting.

**Section 3.** (a) Twenty percent (20%) of the eligible voting members in good standing shall constitute the required quorum at any Regular or Special Meeting, and a simple majority shall determine the issue(s) involved, except as otherwise provided.

(b) A two-thirds (2/3) majority of those eligible voting members present shall be required to reverse any Board of Governors' action.

**Section 4.** (a) The order of business at Regular Meetings shall be as follows:

1. Invocation/Pledge of Allegiance.
2. Enrollment of members present.
3. Quorum determined.
4. Roll Call/Commodores.
5. Minutes of Previous Meeting.
6. Financial Report.
7. Committee Reports.
8. Unfinished Business.
9. New Business.
10. Election result (Annual Meeting).
11. Miscellaneous matters.
12. Adjournment.

(b) The order of business at Special Meetings shall be as follows:

1. Invocation/Pledge of Allegiance.
2. Enrollment of members present.
3. Quorum determined.
4. Stated purpose.
5. Full and complete discussion of issue(s).
6. Vote on question, secret ballot if requested.
7. Adjournment.

**Section 5.** "Robert's Rules of Order" will determine the disposition of any dispute regarding procedure at all meetings.

## **ARTICLE IX AMENDMENT OF CONSTITUTION**

**Section 1.** (a) Any proposed amendment must be in writing and signed by not less than twenty-five (25) eligible and voting members in good standing. The same must be sent to the Club Secretary, who shall post a copy on the official Club Bulletin Board at least thirty (30) days prior to the Regular Meeting at which the proposed amendment is to be considered. The proposed amendment shall be published in the official club news publications printed and distributed to the entire membership prior to the date of the meeting at which the proposed amendment is to be considered.

(b) In notifying the members of the meeting, the Secretary shall state the nature of the proposed amendment to be considered.

(c) This Constitution may be amended only at a Regular Meeting of the Club.

(d) The adoption of any amendment shall require a two-thirds affirmative vote of the members present at such meeting.

## **ARTICLE X AMENDMENT OF BY-LAWS**

Prior to amending the By-Laws, a proposed amendment to the By-Laws must be presented at a meeting of the Board of Governors, approved by that Board for publication in the Log and have its substance published in the Log at least one week before it is considered. Thereafter the Board of Governors may act upon the proposed amendment including amending it.

**BY-LAWS  
GOVERNING THE  
BUCKEYE LAKE YACHT CLUB**

**ARTICLE I. MEMBERS' QUALIFICATIONS AND PRIVILEGES**

**Section 1.** (a) MEMBERS OF THE BUCKEYE LAKE YACHT CLUB, hereinafter called the Club, are persons of good character as adjudged by the Board of Governors of the Club, hereinafter called the Governors. Such members generally are referred to hereinafter as Members. Words which have gender, such as his, her, him, he, she or chairman shall be interpreted as applying to persons of either sex unless the context plainly indicates otherwise.

(b) MEMBERS ARE OF CLASSES respectively having particular qualifications and privileges as set forth in succeeding Sections of this Article.

**Section 2.** (a) ACTIVE MEMBERS may be of any places of residence each must be at least eighteen years of age, and each is entitled to all the privileges of the Club. Such privileges are of three classes, as follows: (1) ELECTORAL PRIVILEGES consist of rights to attend and to participate and vote in business meetings of the Club, to hold office in the Club, and to participate in the property interests of the Club. No Member is entitled to more than one vote in any action by the Club or to vote by proxy. (2) COMMON PRIVILEGES consist of rights to enter the Club Premises, to use the Club Facilities, jointly with other Members, excepting those subject to rentals, and to participate in Club activities other than those of business and official nature. (3) RENTAL PRIVILEGES consist of rights to reserve, retain or occupy for personal use certain Club Facilities subject to rentals as determined by the Governors.

(b) The right to exercise the several classes of privileges of the Club is alike and equal for each and every Member entitled thereto, respectively, subject to other provisions of these By-Laws and to provisions of rules and regulations adopted by the Governors.

**Section 3.** LIFE MEMBERS, wherever referred to in these By-Laws shall mean perpetual members and have the same qualifications and are entitled to the same privileges as those of Active Members.

**Section 4.** HONORARY MEMBERS may be of any ages and places of residence, and each shall be elected to such membership only because of his outstanding accomplishment or position appropriately entitling him to an honorary membership in the Club; but each such membership shall remain in effect no longer than one year. Each such Member is entitled to the same privileges as those of an Active Member excepting Electoral Privileges.

**Section 5.** (a) JUNIORS BECOMING ACTIVE MEMBERS. Children of an active member in good standing or of the spouse of such an active member may become an active member without payment of an initiation fee if they submit their application for membership, or a letter requesting active membership before the following time limit

and if they otherwise meet the requirements for membership. The application must be submitted before reaching age 21, or before reaching age 23 if the applicant is a full time college student from age 21 to age 23.

(b) FAMILY MEMBERS. Children of an active member in good standing or the spouse of such active member may be an active member by paying 50% of the initiation fee if they submit their application for membership, or a letter requesting active membership before the following time limit and if they otherwise meet the requirements for membership. The application must be submitted before reaching the age of 40.

**Section 6.** (a) NON-RESIDENT MEMBERS are only persons residing outside a radius of seventy-five miles from the Club premises and not temporarily residing within the aforesaid radius for more than eight weeks during the fiscal year, each of whom must be at least twenty-one years of age; and each is entitled to the same privileges as those of an Active Member excepting Electoral Privileges.

(b) If and when a Non-Resident Member becomes a resident within a radius of seventy-five miles from the Club Premises his membership shall terminate automatically, unless he continues in another class of membership to which he then may be eligible, as adjudged by the Governors, by his payment of the annual dues then currently appropriate to such other class of membership together with the difference between the initiation fee paid by him for his Non-Resident membership and that currently required of an applicant for his new class of membership. The time of such change in place of residence shall be assumed as the first day of the fiscal year of the Club nearest to the actual date of the change.

**Section 7.** [(a) SOCIAL MEMBERS deleted 10 March 2005].

**Section 8.** (a) SUCCESSION OF SPOUSE. In the event a married member becomes deceased, the spouse of the member may succeed to the membership and become a member by notifying the Board of such intention and continuing to pay all dues, fees and charges as they become due. In the event of such succession, the spouse shall succeed to all outstanding obligations of the deceased member and shall succeed to all privileges including existing rental facilities and dates of dock request letters but shall not succeed to an office held by the deceased member.

(b) DISTAFF MEMBERS who were married to active members with membership dates prior to August 14, 1997 shall be permitted to continue as distaff members. Distaff members may become regular members without the payment of an initiation fee.

(c) The status of DISTAFF membership shall be terminated automatically upon the remarriage of the deceased member's widow.

(d) DISTAFF MEMBERS shall have no Electoral privileges nor hold office in the Club.

**Section 9.** (a) ASSOCIATE MEMBERS may be of any place of residence, each must be at least twenty-one years of age and less than thirty five years of age. Each

associate member is entitled to the same privileges as those of an active member excepting Electoral Privileges.

(b) Associate Members shall be required to pay one-third of the initiation fee upon application for membership and at least one-third of that initiation fee each year until such fee is fully paid; however, that initiation fee must be fully paid by the member's thirty fifth birthday.

(c) Associate Members may become active members at any time by completion of payment of the Active Members Initiation Fee required at the time of their entry into Associate Membership.

**Section 10.** (a) CREW MEMBERS may be of any place of residence, must be at least twenty-one years of age and must be invited to join the club and sponsored by an active member who is the owner or skipper of a sailboat regularly docked on Buckeye Lake. His application for CREW MEMBERSHIP must be endorsed by the majority of the active members of the fleet to which that sail boat belongs.

(b) CREW MEMBERS PRIVILEGES shall be limited to sailing in races and common privileges connected with such races.

(c) CREW MEMBERSHIPS shall be limited to one sailing season for any given person.

## **ARTICLE II. CONDITIONS AFFECTING MEMBERSHIP AND PRIVILEGES**

**Section 1.** (a) DETERMINATION OF ELIGIBILITY AND ELECTION TO MEMBERSHIP in the Club shall be by action of the Governors, taken by the concurring vote of not less than two-thirds of their total number, after the posting period as provided in paragraph (b) of this Section.

(b) The Secretary-Treasurer of the Club upon his receipt of an application for membership accompanied by the required fee and dues as provided in Article V hereof, shall post on the Club bulletin board the name of the applicant together with the class of membership desired, name of Member or names of Members recommending the applicant, and the date of said receipt of the application. Such posting shall remain in effect for a period of at least thirty days before the application shall be acted upon by the Governors.

(c) A Guest Card, as provided in Article VI hereof, shall be issued by the Chairman of the Membership Committee to each applicant for membership upon the former's receipt of the application accompanied by the required fee and dues. Such card shall entitle the applicant to Guest Privileges, as provided in Article VI hereof, until the Governors shall have acted upon his application.

(d) If and when an applicant has been elected to membership, the Secretary-Treasurer shall notify him thereof by sending him a Membership Card properly executed as provided in Article V hereof; and if and when an applicant has been rejected, the Chairman, Membership Committee shall notify him accordingly, in writing,

and return to him his application together with an amount equal to the full amount of the fee and dues which accompanied the application.

**Section 2.** (a) EACH MEMBER IS BOUND TO ABIDE BY THE CONSTITUTION AND BY-LAWS of the Club, by agreement in his application for and by virtue of his election to membership in the Club.

(b) ANY VIOLATION by a Member of any of the provisions of the Club's Constitution or of these By-Laws, or of rules or regulations adopted by the Governors, shall make him liable to censure, discipline, or restitution, or subject him to suspension or to suspension of his privileges in the Club or to his expulsion from membership in the Club for cause, as may be adjudged proper and imposed by the Governors; provided that such suspension or expulsion may be imposed by the Governors only after hearing charges of such violation, and after hearing him or after his failure to comply with notice to appear for hearing in his own defense, and that such suspension or expulsion shall be by the concurring roll call vote of not less than two-thirds of the total number of Governors.

**Section 3.** (a) EXERCISE OF PRIVILEGES of the Club by a Member is conditioned upon his being in good standing in the Club.

(b) A MEMBER IS IN GOOD STANDING in the Club unless he is delinquent in meeting his financial obligations to the Club, or unless he is under suspension for cause.

**Section 4.** (a) TERMINATION OF MEMBERSHIP in the Club shall be effected immediately by reason of death of the Member, or of his resignation or of his lawful conviction for an immoral or criminal act, or of his attaining an ineligible status as provided in Section 5 or 6 of Article I hereof; and a membership may be terminated by expulsion of the Member for cause as provided in Section 2 of this Article.

(b) If a person's membership is terminated prior to the dissolution of the Club, then neither he nor any of his heirs, executors, administrators, assigns, trustees, agents, receivers, or representatives, shall have any right or title to or any interest in the tangible or intangible property of the Club, or to or in the name of the Club or the initials thereof or any abbreviation thereof, or to or in any symbol or insignia of the Club or the Governors or any officer or other member of the Club by reason of such person having been at any time a Member of the Club.

**Section 5.** RIGHT TO APPEAL SUSPENSION OR EXPULSION. A member who has been suspended or whose privileges have been suspended, or who has been expelled from the Club, has the right to appeal as provided in Article VI, Section 7, paragraph (c) of the Club's Constitution; but such right shall not be construed as entitling him to any privileges of the Club subsequent of such suspension or expulsion until the period of his suspension or of the suspension of his privileges has expired or unless and until the action of such suspension or expulsion shall have been reversed. No such suspension, expulsion, expiration or reversal shall be cause for any valid claim against the Club or the Governors or any officer or other member of the Club because of any loss of privileges in the Club or of any contingency resulting therefrom.



**Section 6.** (a) REINSTATEMENT OF MEMBERSHIP. Any living person whose membership has been terminated for any reason, or for cause, shall be eligible to reinstatement of membership and membership may be reinstated, subject to favorable action of the Governors taken by the concurring roll call vote of not less than two-thirds of their total number; provided that if application for such reinstatement is made within one year after such termination, that such application shall be accompanied by payment of any and all previously unpaid indebtedness to the Club and of any and all dues and fees which would have been required in the absence of such termination.

(b) If more than one year has passed, the person seeking reinstatement shall be subject to the above rules with the exception that “dues and fees” shall be the lesser of either the difference between the initiation fee originally paid and the current initiation fee, or the payment of dues and fees which would have been required in the absence of such termination.

(c) If the person seeking reinstatement was terminated contemporaneously with that person’s change of principal residence more than 100 miles from the Clubhouse for a period of at least 2 years, that person will have the additional option to pay reinstatement “dues and fees” in the amount of the difference between the present value of the initiation fee that person originally paid (computed by compounding at a 5% annual interest rate the initiation fee originally paid) and the current initiation fee, or the payment of dues and fees which would have been required in the absence of such termination.

**Section 7.** (a) DEMIT. A member in good standing, who finds that he will be unable to exercise or use his privileges of the Club during any fiscal year of the Club, may apply for a demit. Application therefor must be made in writing to the Governors in care of the Secretary. Upon his receipt of the application the Secretary shall issue a demit in writing to such Member and, in their succeeding meeting, he shall report such issuance to the Governors.

(b) A demit shall exempt its holder from payment of Club dues during its effective period, provided that during such period he shall be entitled to privileges of the Club only as permitted to an occasional guest as provided in Article VI hereof. Such effective period shall be no longer than one year, unless extended by action of and upon circumstances deemed justifiable by the Governors after receipt of written request for such extension.

(c) Upon surrender of his demit, within its effective period, and upon his payment of Annual Dues then current and subject to provisions of Sections 2, 3, 4, 5, and 6 of Article I hereof, a Member who has been granted a demit may resume full exercise of his privileges in the Club. Upon surrender or termination of a demit, a person shall not be entitled to another demit.

### **ARTICLE III. RESPONSIBILITIES AND DUTIES OF MEMBERS**

**Section 1.** (a) PERSONAL CONDUCT. Each member on the Club Premises must conduct himself as a gentleman and good sportsman, and he alone shall be responsible for his conduct.

(b) Abusiveness, disorderliness, drunkenness, immorality, maliciousness, maudlinness, obscenity, profanity, rudeness, unfairness, verbal or physical violence, vulgarity or other ungentlemanly or unsportsmanlike conduct on the part of a Member on the Club Premises, as adjudged by the Governors, shall be considered as conduct unbecoming a Member and as a violation of the provisions of these By-Laws.

(c) CLUB PREMISES, in the meaning of these By-Laws, include all lands under control by the Club, all waters immediately adjacent thereto, and the Club House and all other buildings, structures and other features on and adjacent to such lands and in and above such waters.

**Section 2.** (a) RESPONSIBILITY FOR GUESTS. Guests on the Club Premises are required to act and conduct themselves consistent with the requirements prescribed for acts and conduct of Members; and it shall be the duty of each Member to acquaint his guests with such requirements, and he shall be wholly responsible for their acts and conduct.

(b) Any act or any personal conduct by a Member's guest on the Club Premises which is in conflict with or in violation of any provisions of these By-Laws, or rules or regulations adopted by the Governors, shall be considered as that of the Member himself, and such Member shall be liable to penalty therefor the same as though such act or conduct were his own.

**Section 3.** (a) RESPONSIBILITY FOR PERSONAL PROPERTY. Each member is wholly responsible for the condition, safety, preservation and/or loss of any and all of his personal property on the Club Premises; and it is his duty to exercise every possible precaution necessary to prevent damage to the personal property of other Members resulting from any act or neglect on his part.

(b) The Club shall not in any circumstance or under any conditions be or be held responsible for any personal property, of Members or guests, on the Club Premises.

**Section 4.** RESPONSIBILITY FOR CLUB PROPERTY. It is the duty of each Member to exercise every possible precaution necessary to prevent damage to Club Property resulting from any act or neglect on his part; and he shall be responsible for and liable to assessment for any and all such damages.

**Section 5.** DUTY TO REPORT VIOLATIONS. It shall be the duty of each Member to report promptly, in writing to the Governors, upon his knowledge of any violation of the provisions of the Club's Constitution, of these By-Laws, or of published or posted rules or regulations adopted by the Governors.

**Section 6.** RESPONSIBILITY FOR MEMBER'S ADDRESSES. Each Member is wholly responsible for keeping the Secretary advised as to his correct residence and mailing addresses. Immediately upon any change of such an address, the Member shall notify the Secretary accordingly in writing.

### **ARTICLE III: ADDENDUM: DISPENSING AND CONSUMPTION OF ALCOHOLIC BEVERAGES**

**Section 1.** The laws of the State of Ohio, Department of Liquor Control are fully recognized, and are specific as to the requirements as they apply to the Class permit issued to the Club. The major provisions of these rules as they apply to the Members are set forth hereafter:

(a) No Member shall bring beer or alcoholic beverages into the Permit Premises; (as defined in Section 2 of this Article);

(b) All beer or alcoholic beverages purchased at the Club Bar must be consumed on the Premises and may not be taken from the Premises or Island;

(c) No member, or guest, will be served beer or alcoholic beverages if he or she is intoxicated, or appears in the judgment of the bartender, to have consumed an excess;

(d) No alcoholic beverages of any kind will be served to anyone less than twenty-one (21) years of age;

**Section 2.** THE PERMIT PREMISES, as applied to this Article, is defined as the entire Watkins Island but excluding the docks.

**Section 3.** Infraction of the By-Laws, by Members of any Class and/or guests of the member(s) will subject the Member to the following penalties. Provision made for Members held responsible for the conduct of their guests stated in Article III, Section 2, Paragraph (a);

(a) Member(s) violating any of the provisions of this Article may be suspended for a period of six (6) months for the initial violation, further;

(b) When the same Member violates these provisions the second time he will be expelled from the Club.

**Section 4.** Hearing Procedure: Any Member(s) alleged to have violated the provisions of this Article will be given the opportunity for hearing before a Committee consisting of the Board of Trustees and the Commodore.

(a) The Committee will determine the validity of the alleged violation on the basis of testimony that may be presented by the Member(s) and/or witnesses;

(b) The Committee will report directly to the Board of Governors on its recommendations;

(c) If the Member(s) are adjudged to have violated any of these provisions, the Board of Governors will assess the appropriate penalty as set forth in Section 3, (a) or (b);

(d) In the event the Member(s) are subject to Paragraph (c) of this Section, the Member(s) will be so notified in writing by the Secretary;

(e) In the event the Member(s) is adjudged not having violated any of these provisions, the Secretary shall so notify the Member(s) in writing.

## **ARTICLE IV. CLUB PROPERTY AND FACILITIES**

**Section 1.** CLUB PROPERTY, in the meaning of these By-Laws, includes all lands under control by the Club; all buildings, walks, docks, piers, piling, anchor buoys, and other Club structures, on such lands and in and above the waters adjacent thereto; all trees, shrubs, lawns, and other non deleterious plant life on such lands; and all Club furniture, furnishings,, fixtures, equipment, and all other tangible and intangible property of the Club of all kinds on the Club Premises or elsewhere.

**Section 2.** A CLUB FACILITY, in the meaning of these By-Laws, is a part of or a combination of parts of the Club Property which is adapted or is intended to be adapted to certain use or uses by the Club and/or its Members and Guests.

**Section 3.** (a) USE OF CLUB PROPERTY. All Club Property must be used carefully and only for respectively appropriate purposes; and such use shall be subject to rules and regulations adopted by the Governors. Under no circumstances shall Club Premises be rented to or reserved for a member group without prior approval of the Board of Governors; provided, however, when a request for use of Club property is made for a date prior to the next Board of Governors meeting, the Governor in Charge shall approve or deny the request.

(b) No Club Property shall be in any way littered, defiled, defaced, damaged or destroyed; and no additions to, deletions from or alterations in Club Property shall be made and none thereof shall be removed from the Club Premises, without express approval by the Governors.

(c) No Member has the right to exclusive use of any Club Property except that constituting a Club Facility subject to rental and assigned to him for such use, subject to the provisions of Section 5 of this Article.

**Section 4.** (a) PERSONAL PROPERTY ON PREMISES. Only a Member is eligible to store or otherwise leave any of his personal property on the Club Premises during his absence therefrom, and then only in an appropriate place or places involving a Club Facility or Facilities subject to rental; except that an employee of the Club may store or leave such of his or her personal property as may be permitted by and only where designated by the House Committee and approved by the Governors.

(b) No Member is eligible to have, store or leave on the Club Premises any of his personal property which is not actively used appropriately in season or which is not incident to such use, as may be adjudged by the Governors, without the express approval of the Governors; and any such approval may be rescinded by the Governors at their discretion.

(c) If and when a person's membership in the Club is terminated for any reason or cause, then he shall remove or shall have removed from the Club Premises any and all -of his personal property, which may have been stored or otherwise kept thereon. in

case he fails to so remove such property, the Club shall have the right, at the discretion of the Governors, to execute such removal, subject to any provisions of law with respect to disposition of property of the person if he is deceased.

**Section 5.** (a) CLUB FACILITIES SUBJECT TO RENTALS shall be reserved, retained, occupied or used only upon assignments by the Club Committee in charge thereof, respectively, or by a person or persons authorized by such committees and approved by the Governors to make such assignments. Such facilities shall be assigned, when available and otherwise unassigned, in order of seniority of applications therefor, except as provided in paragraph (b) of this section.

(b) A Member in good standing who has been in the United States Army, Navy, Marine, Coast Guard or other similar recognized service for active duty for national defense or war purposes, who was a renter of a Club Facility for a certain intended purpose on an extended or continual basis immediately prior to his induction into such service, and who upon termination of such duty requests assignment of a facility for the same or similar purpose and on a similar basis, then shall be entitled to priority in assignment of available and unassigned facilities, for that purpose and subject to rental on that basis, ahead of Members admitted to Club membership subsequent to said induction.

(c) A Club Facility subject to rental and assigned to a Member for his personal use on an annual or other extended or continual basis may be retained by him for such use, subject to provisions of paragraphs (d) and (e) of this Section, as long as the rental therefor is paid when due and as long as he otherwise is eligible to its use and retention as provided in these By-Laws.

(d) No Member is eligible to retain any Club Facility subject to rental on an annual or other extended or continual basis, if it is not actually and actively used by him for its appropriate and intended principal purpose as adjudged and determined by the Governors, when all other available facilities for that purpose and subject to rental on that basis are assigned to other Members, and when such retention precludes another Member's reservation, retention, occupancy or use of a facility for such purpose and on the same or similar basis.

(e) If and when a Club Facility subject to rental, and assigned to and rented by a Member, is temporarily not in active use by him for its appropriate and intended principal purpose, then such facility shall be available for temporary rental and use by another Member, subject to approval by the assigning authority; provided that no other facility for the same purpose is then available and unassigned.

**Section 6.** USE OF FACILITIES BY OTHERS THAN MEMBERS AND GUESTS. (a) Club Facilities not subject to rentals, and/or Club bedroom accommodations, may be rented and used occasionally by groups of persons other than guests of Members and of the Club, if and when in the judgment of the Governors such rental and use are essential to the best interests of the Club; provided in each instance that such use shall be approved previously by the Governors, that the number of persons in the group shall be limited to the number approved by the Governors, that such use shall be subject to provisions as to personal conduct and use of Club Property as prescribed for Members, and that such use shall be conditioned upon any other requirements prescribed by the Governors; and provided that no such use and rental shall interfere

with member's use of the Club Premises. Under no circumstances shall any other organization other than the Club, or any group of persons other than Members or guests of Members of the Club, be permitted to enter the Club Premises or to use the Club Facilities except upon express approval by the Governors.

(b) In case of rental and use of Club bedroom accommodations as provided in paragraph (a) of this Section, Members then retaining such accommodations for their own personal use shall be expected to cooperate with the Governors, in the interests of the Club, by absenting themselves from such accommodations.

## **ARTICLE V. FINANCES OF THE CLUB**

**Section 1.** INITIATION FEE shall be required, except as provided in Section 6, 9 and 10 of Article 1 hereof, of each applicant for membership in the Club; but none shall be required of a person elected to Honorary Membership. The amount of such fee for each applicant for each class of membership shall be as established by the Governors, as provided in Section 5 of this Article; and the full amount thereof shall accompany each application except as provided in Section 6 of Article 1 hereof.

**Section 2.** (a) Life Membership in the Club shall be considered the equivalent of Perpetual Membership.

(b) The fee for perpetual membership shall be 100 times the sum of the current active dues and capital improvement charges divided by a percentage interest rate which is the difference between the current prime interest rate and the current inflation rate as shown by the current consumer price index unless set otherwise under Section 5 of this Article. A new member shall additionally pay the current initiation fee. Dues paid for the current year may be credited toward the perpetual membership fee only if the remainder of the fee is paid before May 1st of the current year.

(c) This fee shall be promulgated annually as provided in Section 5 of this Article. The Full amount shall accompany the application for such membership.

(d) This fee shall be deposited at once by the Club Secretary-Treasurer in the Buckeye Lake Yacht Club Endowment Fund. Income is to be used in the operation of the Club, subject to the will of the Governors.

(e) Such members shall be subject to the rental, reservation or use of facilities as provided in Section V, Paragraph (c) of this Article.

(f) The surviving widow of a deceased Perpetual Member who was in good standing at the time of his death, shall retain the same privileges at the Club to which she was entitled, prior to the member passing away. She will receive the designation of Distaff Member with no payment of dues and this status shall automatically terminate on her remarriage. She will have no electoral privileges or hold office in the Club.

**Section 3.** (a) ANNUAL DUES are required of each Member, excepting Life Members and Honorary Members, and except as provided in paragraph (c) of this Section. The amount of such dues for each Member of each dues paying class of membership shall be as established by the Governors, as provided in Section 5 of this Article; and the full

amount thereof required of a Member shall be due and payable on the first day of February of each fiscal year of the Club.

(b) Each application for membership in the Club shall be accompanied by the full amount of Annual Dues required of a Member of the class for which application is made. The person submitting an application subsequent to an Annual Meeting of the Club, and prior to the first day of the next following February shall be exempt from payment of dues for the next year.

(c) If a Member in good standing is inducted into the United States Army, Navy, Marine, Coast Guard or other similar recognized service, for active duty for national defense or war purposes, then by such induction he shall be entitled to continuation of his membership in the Club in good standing, until the termination of his period of such duty, without his further payment of dues for such period.

**Section 4.** (a) RENTAL shall be required of each Member reserving, retaining, or occupying for his personal use any boat house stall, mooring slip, anchorage, boat storage space, locker, bedroom accommodation, or any other Club Facility subject to rental as determined by the Governors. The amount of rental for each of the several kinds and classes of such facilities shall be as determined by the Governors, as provided in Section 5 of this Article.

(b) The full amounts of rentals for facilities reserved, retained or occupied for annual or other extended or continual use shall be due and payable on the first day of February of each fiscal year, or, if reserved subsequent to that date, at the time reservation is made.

(c) The full amounts of rentals for facilities reserved, retained or occupied only occasionally shall be due and payable not later than upon termination of each occasion.

**Section 5. AMOUNTS OF FEES, DUES AND RENTALS.** Annually during the month of October immediately following the Annual Meeting, the Governors shall establish and fix the amounts of initiation fees, life membership fee, annual dues and rentals to be required during the succeeding fiscal year; and each year, at the time of first billing for Annual Dues, the Secretary shall issue to each Member a schedule of such amounts, accompanied by a statement of reason for any changes from corresponding amounts in effect during the preceding fiscal year.

**Section 6. TAXES,** imposed by any government authority upon fees, dues, rentals, and/or any other charges by the Club, shall be due and payable in addition to and together with such fees, dues, rentals and other charges.

**Section 7. THE FISCAL YEAR OF THE CLUB** shall begin each year on the first day of September and end on the thirty first day of August in the next succeeding calendar year.

**Section 8. NOTICE OF MEMBER'S FINANCIAL OBLIGATIONS TO THE CLUB.** No later than in the first week of January and due as of the first day of February of each fiscal year of the Club, the Secretary shall issue to each Member, by mail to his last known mailing address, a bill stating any and all amounts due by him to the Club, for

such year, for annual dues and for rentals on facilities retained by him for his use on an annual or other extended or continual basis, including any and all taxes imposed thereon. If the bills are issued later than required in this Section, the due date shall be rescheduled to a number of days after February 1 equal to the number of days the bills were issued late.

**Section 9.** MONEYS DUE THE CLUB IN all cases must be paid to the Club in care of the Secretary, except that rentals for facilities reserved or used only occasionally must be paid to the Club in care of the authorized Club caretaker.

**Section 10.** MEMBERSHIP CARDS. (a) The Secretary shall issue to each Member a Membership Card bearing the Member's name, the class of his membership, and the date to which the card shall be evidence of his membership. Each such card, excepting those issued to Honorary Members, shall be renewed annually, that of a dues paying Member being renewed only upon the Secretary's receipt of his Annual Dues and being considered as evidence of such receipt. Each such card shall be signed by the Secretary, and each of those of Life Members, Past Commodores and Honorary Members shall be countersigned by the Commodore.

(b) A membership card is not transferable to nor shall it be held by any person other than the Member to whom it is issued.

(c) A Member must show his membership card for purpose of identification or verification of membership if and when requested to do so by any officer or other member of the Club, or by any person employed by or for the Club.

**Section 11.** (a) A MEMBER IS DELINQUENT in meeting his financial obligation to the Club, unless adjudged otherwise by the Governors for reason which they deem justifiable, if and when his financial obligations or any part thereof remain unpaid more than thirty days after their due date.

(b) If and when a Member is delinquent in meeting his financial obligation to the Club, except as provided in paragraph (c) of this Section, then the Secretary shall post on the Club bulletin board the name of the delinquent Member together with the amount of his delinquency, and such posting shall remain in effect until and shall be removed or obscured when such obligation has been met. Upon such posting the Secretary shall notify the Member thereof in writing by registered mail to his last known mailing address with return receipt card requested. If and when such delinquency continues more than thirty days after the first day of such posting, then and thereby the membership of the delinquent Member shall be forfeited and terminated for cause and the Secretary shall issue to him a notice thereof in writing by registered mail to his last known mailing address with return receipt card required.

(c) If and when a Member is delinquent in meeting his financial obligation for rental of a facility, rented on an annual or other extended or continual basis, then he shall vacate such facility and shall forfeit his right to retention and use thereof. Otherwise the provisions of paragraph (b) of this Section shall be in full force and effect. Such vacation, however, shall in no way relieve the Member of obligation for rental covering the period of his occupancy of said facility.



**Section 12.** (a) NO REIMBURSEMENT OR REFUND of fees, dues, rentals or other charges by the Club shall be made except as follows:

(1) A person whose application for membership in the Club has been rejected shall have refunded to him an amount equal to the amounts of initiation fee, dues and taxes which accompanied his application.

(2) A person whose membership in the Club has been terminated by the Governors for cause, and who has paid rental for a Club Facility, shall be reimbursed in an amount equal to that part of such rental which is proportionate to the part of his rental period that is unexpired upon said termination and his vacation of such facility, less such amount as may cover any and all damages to Club Property, which may have resulted from his acts or neglect, as determined by the Governors.

(3) If and when a Member has paid rental for a Club Facility and finds that he no longer has use for and vacates such facility, then he shall be reimbursed in an amount equal to that part of such rental which is proportionate to the part of his rental period that is unexpired upon said vacation, less such amount as may cover any and all damages to Club Property, which may have resulted from his acts or neglect, as determined by the Governors; provided that such facility has been assigned to and rented by another Member for the remaining part of such period.

(4) If and when the membership of a Life Member is terminated by the Governors for cause, then there shall be refunded to him the residue of his life-membership fee after deducting therefrom an amount equal to the Annual Dues required of an Active Member and not paid by him from the time of approval of his application for such life-membership to the time of said termination; but if such membership is terminated otherwise, such fee shall remain the property of the Club without recourse.

(b) Taxes, imposed by governmental authority and paid by a Member, are not reimbursable or refundable.

**Section 13.** FINANCIAL OBLIGATIONS AND EXPENDITURES OF THE CLUB (a) The Club shall not be committed or obligated in any matter or manner which will or may be deemed to bind or involve the Club in any expense or financial liability nor shall any of the money of the Club be expended or paid for any expense or liability for or in behalf of the Club, until and unless authority has been given by the Governors to incur such expense or liability and to make expenditure therefor.

(b) Every expense and financial liability of the Club and every expenditure of money of the Club shall be evidenced by a voucher or other appropriate instrument signed by the person or persons properly authorized to incur the expense, liability or expenditure.

**Section 14.** FINANCIAL LIABILITIES OF MEMBERS. All interests imposed by law in the financial liabilities of the Club, however said liabilities are incurred, are vested and shall remain in its Members who are entitled to Electoral Privileges, alike and equal for each and every one of such Members, and nothing contained in these ByLaws shall be

construed to limit the liability imposed by law jointly and severally on the Members of the Club.

**Section 15. PROPERTY INTERESTS OF MEMBERS.** (a) All title to and interest in the property of the Club, granted and conferred by law and these by-laws, are vested and shall remain in the Club for the benefit of its Members entitled to Electoral Privileges, alike and equal for each and every one of such Members.

(b) An unexpended and unencumbered balance or income shall be used only to forward the objectives and purposes of the Club and to safeguard its future, and shall never be distributed as profits, dividends or otherwise to the Members of the Club.

**Section 16. GIFTS TO THE CLUB.** The Governors, and only the Governors, may accept or receive any gift bequest or devise to the Club; provided that said gift, bequest or devise shall be such as will promote the objectives and purposes of the Club, and that there shall be no condition attached to such gift, bequest or devise which will place an undue financial or other burden on the Club.

## **ARTICLE VI. GUESTS OF MEMBERS AND THE CLUB ELIGIBILITY AND PRIVILEGES OF GUESTS**

**Section 1. (a) REGULAR GUESTS.** The family of a Member in good standing, including only the member's spouse, the member's and the member's spouse's unmarried children under the age at which they are no longer eligible for Junior membership, and the unmarried regular companion of the opposite sex of an unmarried Member in good standing, and no other person, will as guests or a guest of the Member be entitled at all time to Guest Privileges, as defined in Section 3 of this Article, without holding guest cards or card.

(b) OCCASIONAL GUESTS. Persons other than those explicitly mentioned in paragraph (a) of this Section will, as occasional guests of a Member in good standing, be entitled occasionally to Guest Privileges, as defined in Section 3 of this Article; but no person residing within a radius of fifty miles from the Club Premises, and who is eligible to membership in the Club, shall be a guest on said premises more than three times in any one year. Such an occasional guest of a Member must be accompanied on the Club Premises by his or her host Member or by such Member's guest or guests explicitly mentioned in Paragraph (a) of this Section; provided that such an occasional guest holding a guest card does not need to be so accompanied.

(c) DISTINGUISHED PERSONS, as adjudged by and at the discretion of the Governors, may as guests of the Club be extended Guest Privileges during their stay at Buckeye Lake.

**Section 2. (a) A GUEST CARD MAY BE ISSUED** to a guest of a Member only if and when said guest is eligible to membership in the Club and resides outside a radius of fifty miles from the Club Premises; and a guest card may be issued to a distinguished person, as adjudged by and at the discretion of the Governors.

(b) A guest card shall be issued to an applicant for membership in the Club whose application has been received but not acted upon by the Governors.

(c) Each guest card must bear the name and residence address of the guest to whom it is issued, must show the period during which it is valid and be validated by the signature of the Commodore, Secretary, or chairman of the House Committee; and a guest card issued to the guest of a Member must bear also the name of such Member.

(d) The period of validity of a guest card shall be limited to seven consecutive days, except as may be approved otherwise by the Governors, and except as provided in paragraph (c) of Section I or Article II hereof with respect to a guest card issued to an applicant for membership in the Club.

(e) A guest card shall not be transferable to nor shall it be held by any person other than the one to whom it is issued.

**Section 3.** (a) GUEST PRIVILEGES consist only of Common Privileges, as defined in subparagraph (2) or paragraph (a) of Section I of Article I hereof; and of the privilege to use the Club's bedroom accommodations, subject to provisions of rules and regulations adopted by the Governors.

(b) Each guest must act and conduct himself or herself in a manner consistent with requirements prescribed for the acts and conduct of Members as provided in these By-Laws.

(c) A guest shall under no circumstances extend any privileges of the Club to any other person; except that a guest holding a valid guest card may be accompanied on the Club Premises by members of his immediate family, or, if he is unmarried,, he may be accompanied by his unmarried recognized woman or girl companion.

## **ARTICLE VII. BOARD OF GOVERNORS**

**Section 1.** MEMBERSHIP OF THE BOARD OF GOVERNORS consists of the elected officers and other governors of the Club as provided in the Club's Constitution; and the officers of said board are the same as the elected officers of the Club.

**Section 2.** FUNCTIONS OF THE BOARD OF GOVERNORS (a) The Governors shall manage, direct, control and administer the property, affairs, business and policies of the Club as provided in the Club's Constitution; and shall perform such duties as are required of them by provisions of these By-Laws.

(b) The Governors shall put into effect all policies, directions and instructions adopted at a meeting of the Club, and shall not subvert or nullify any action taken thereat or take any action in conflict therewith; and the Governors shall act for and in behalf of the Club in all things required and permitted by the Club's Constitution and these By-Laws to promote, carry out and forward the objectives of the Club.

**Section 3.** (a) MEETINGS OF THE GOVERNORS shall be held on dates, at times and in places as designated by the Commodore.

(b) REGULAR MEETINGS of the Governors shall be held at least six times each year, one in each of the months of April, May, June, July, August and September,

and at such other times as may be necessary to enable them to carry out properly their functions and duties in the interests of the Club.

(c) SPECIAL MEETINGS of the Governors shall be held if and when so voted by the Governors, or on request by the Commodore, or on request of three of the Governors.

(d) NOTICE OF MEETING of the Governors shall in each instance be sent in writing by the Secretary to each Governor not less than ten days before the date fixed therefor.

**Section 4.** A QUORUM required for the transaction of any business in any meeting of the Governors shall consist of five thereof.

**Section 5.** MINUTES of each meeting of the Governors shall be kept in a minute book in writing by the Secretary. Such minutes shall set out the names of all the Governors in attendance, the matters before the meeting, and every action taken thereat, and shall be approved by the Governors in their succeeding meeting.

**Section 6.** EVERY DECISION of the Governors shall be by the concurring vote of not less than the majority of the total number.

**Section 7.** ORDER OF BUSINESS IN REGULAR MEETINGS OF THE GOVERNORS shall be, and in special meetings may be as follows:

- (1) Reading of minutes of preceding meetings.
- (2) Financial Report.
- (3) Reading of Communications.
- (4) Reports of officers and other Governors.
- (5) Unfinished business.
- (6) New Business.
- (7) Approval of appointments.
- (8) Election of officers and Members.
- (9) Statements for the good of the Club.
- (10) Adjournment.

**Section 8.** EACH GOVERNOR SHALL SERVE WITHOUT SALARY or other remuneration, except that the Secretary may be remunerated as deemed advisable by the Governors.

## **ARTICLE VIII. COMMITTEES OF THE CLUB AND GOVERNORS RESPONSIBILITIES**

**Section 1.** APPOINTMENT OF COMMITTEES of the Club, except as may be provided otherwise by the Club's Constitution or by action of the Club, shall be by the Commodore who shall fix the number of members and select the chairman and other members of each, and each committeeman shall be a Member in good standing who is eligible to Electoral Privileges; but such appointments shall not be effective unless and until they have been approved by the Governors. The Commodore and Secretary shall be ex-officio members of each committee, except as may be otherwise provided.

**Section 2.** TERM OF OFFICE of each committeeman, appointed and approved as provided in Section I of this Article, shall continue as long as he remains in good standing, unless and until he is relieved of his committee duties, but not beyond the expiration of the term of office of the Commodore who appointed him. Any committeeman or committee so appointed and approved may be relieved of committee duties by action of the Governors or by the Commodore with the consent of the Governors.

**Section 3. COMMITTEES, GOVERNORS AND THEIR DUTIES** (a) The committees of the Club are of two classes, standing and Special with duties as prescribed hereinafter.

(b) Each committee, appointed and approved as provided in Section 1 of this article, shall assist the Commodore and the Governors, in their management, direction, control and administration of the property and affairs of the Club, within the range of the subjects of its specific duties; shall perform its duties strictly in accord with the relevant provisions of the Club's Constitution, of these By-Laws, and of rules and regulations adopted by the Governors; and shall serve under the direction of the Commodore and be responsible to the Governors through him.

(c) GOVERNORS AND STANDING COMMITTEES of the Club and their respective specific functions and duties are as follows:

(1) THE HOUSE AND GROUNDS GOVERNOR has charge of the use, operation and maintenance of the club house and grounds including furniture, furnishings, fixtures, equipment and other club property in the club house except bar and kitchen equipment and including maintenance and operation of the grounds, walks, trees, shrubs, lawn and patio furniture, playground equipment, beach equipment, shuffleboard court, flag staff and yard arm and shall enforce all provisions of these By-Laws relative to the use, operation and conduct of persons on the club premises. He shall organize work done on work days and is responsible for day to day maintenance and cleanliness of the house and grounds and for the raising and lowering of the flags on weekends and holidays.

(2) THE DOCKS AND FACILITY ASSIGNMENT GOVERNOR has responsibility for the assignment of facilities in accordance with the Club By-Laws, the operation and maintenance of the Club docks, piers, pilings, boat slips, boat hoists, boat house, bubble system, anchor buoys and retaining wall, maintaining dock lights, posting and publishing information in accordance with the By-Laws and planning for improvements in the facilities.

(3) MEMBERSHIP AND DIRECTORY GOVERNOR shall supervise the acquiring of applications for membership in the Club, investigate the qualifications of applicants for such membership and report thereon to the Governors; issue guest cards and membership cards to applicants and new members as provided in Article 11, Section I (c) and (d); maintain a list of members and their status, maintain current addresses of members, communicate with new members with respect to Club functions, report information to the editor of the Log and publish the directory each year.

(4) THE LOG GOVERNOR shall arrange for the collection of information and publication of the Log as the official news organ of the Club each month prior to

the beginning of the month; sell advertising space and see that the Log is distributed to all members; determine the charges for ads and notices and publicize Club activities.

(5) RACE AND REGATTA GOVERNOR has charge of all intra Club sail boat racing and shall: adopt suitable regulations and rules, provide for the scheduling of races, construction of the race course and supervision of the races by a race committee, keep a record of all boat placings at the races, be responsible for the race shack and its equipment; make arrangements for trophy presentations in the Fall following his term of office; and be responsible for the Snowball and its budgets and for the Masters Cup Series.

(6) THE ENTERTAINMENT GOVERNOR has charge of all social and similar events and features of the Club. He shall: schedule and arrange for all social functions, contract with orchestras and coordinate other club functions such as Ice Breakers, Ladies Auxiliary, Gun Club, etc.; arrange for decorations; make suitable arrangements for the pricing and service of dinner and cocktails; be in charge of publicizing all such social functions and preparing an annual calendar of social events prior to the beginning of the year.

(7) JUNIOR TRAINING GOVERNOR has charge of development and execution of an appropriate program for the instruction and training of the sons and daughters of members and junior members in sportsmanship, swimming, safety, boat handling, sailing and sail boat racing tactics and rules and other similar appropriate activities. The Junior Training Governor will also be responsible for maintaining and updating the document known as the "BLYC junior Program and Sail-Off Racing Rules". Copies of this document will be provided to all members with juniors or, any other member requesting a copy. Revisions to this document will only be made with the approval of a majority of the Board of Governors of the BLYC.

(8) BAR AND KITCHEN GOVERNOR shall supervise and direct the Club manager to best manage and serve the Club membership and provide the Treasurer and Board of Governors with financial status reports. He shall make recommendations regarding needed facilities and see that the bar and kitchen are appropriately equipped. He shall obtain prior approval for all use of the Club Premises by member or non-member groups in accordance with Article IV, Section 3 and 6 of these By-Laws.

(9) THE PERPETUAL MEMBERSHIP COMMITTEE shall consist of three active members, each appointed for a three year staggered term notwithstanding the provision of Section 11 of this Article. This committee shall be in charge of Club investments from perpetual memberships and shall report annually to the annual meeting of the Club.

The Commodore may in his sole discretion change the responsibilities of the Governors in any manner he wishes without regard to and without amendment of the By-Laws.

(10) THE INSURANCE COMMITTEE has charge of all forms of insurance carried by the Club for the protection of its property and its guests, employees and members. It shall recommend to Governors the form, amount of coverage and placement of policies. The committee shall consist of three members

professionally engaged in the insurance business appointed by the Governors for three years, staggered terms.

(d) SPECIAL COMMITTEES shall be those created and appointed, to perform specific duties not within the functions or duties of any standing Committee, as authorized by the Commodore, the Governors, or the Club; and their respective functions and duties shall be as determined and prescribed by their respective authors.

**Section 4. COMMITTEE EXPENDITURES.** Each committee shall be governed by the provisions of Section 13 of Article V hereof with respect to financial obligations and expenditures.

**Section 5. COMMITTEE RULES.** Each committee may and if required by the provisions of these By-Laws or by the Commodore or the Governors shall enact such rules or regulations as it deems desirable or necessary to the prosecution of its duties, and it shall incorporate therein such provisions as may be prescribed by the Governors. Such rules or regulations, and any alterations, amendments, suspensions or repeals, thereof, and any additions thereto, shall become effective only if and when approved and adopted by the Governors and upon their being posted on the Club bulletin board or other conspicuous place or places on the Club Premises or upon their being issued in writing to the Members of the Club.

## **ARTICLE IX. APPAREL ON CLUB PREMISES**

**Section 1. (a) GENERAL PROVISIONS.** Each person on the Club Premises must be clothed respectfully according to occasion, as may be adjudged by the Governors and as may be prescribed by rules or regulations adopted by the Governors, subject to other provisions of this Article.

(b) No Member shall be required to wear a uniform or other apparel of any particular kind or style; but rules or regulations adopted by the Governors may prescribe exceptions as to apparel which may be worn on specific parts of the Club Premises.

(c) A uniform or any part thereof, if and when worn by a person on the Club Premises, shall be considered appropriate only if it is one required to be worn and is being worn by a person who is in the Army, Navy, Marine, Coast Guard or other similar recognized regular service of the United States, or if it is a regulation Club Uniform or part thereof prescribed hereinafter, or if it is one required to be worn and is being worn by an employee of the Club as may be prescribed by the Governors. The wearing, while on the Club Premises, of any other uniform or part thereof which suggests, implies or pretends to indicate membership in the Club but which is not as prescribed hereinafter for a regulation Club uniform, shall be considered inappropriate and not in good taste and is discouraged.

(d) Each Member in good standing, but no other Member and no other person, is entitled to wear a regulation Club uniform, or part thereof, while on and in the vicinity of the Club Premises, and is encouraged to do so as a factor which may contribute to the prestige of the Club; provided that the insignia thereon must truly indicate his current rank in the Club.

**Section 2.** (a) THE REGULATION CLUB UNIFORM consists of a cap, a coat, and trousers, as provided hereinafter, worn with a white shirt, a black necktie and black or white shoes; cap, coat and trousers being respectively as follows:

(1) THE CAP is of yachting style, with top of navy blue or white cloth, visor of black patent leather or other similar material, wide black band, braided or twisted white cord doubled across the front over the visor and looped over a gilt button at each side, and with cap devise front. CAP DEVISE consists of a gilt pilot wheel with either spokes, measuring between one-half and seven-eighths inch in diameter at the rim, over two gilt crossed fouled anchors approximately one and one-half inches in length, and with the Club burgee or flag in colors, as described in the Club's Constitution, superimposed on the pilot wheel.

(2) THE COAT is a single breasted blazer type of navy blue with gilt buttons. It shall have two sides and a left breast pocket of the patch type. A device as follows shall be placed in the middle of the breast pocket: It shall consist of an 1/8 inch gold cord circle, 2 1/4 inches outside diameter; and eight spoke gold cord one inch diameter, which shall be placed in the center of the circle; a Club device as described under (1) shall be placed in the center of the wheel.

(3) TROUSERS shall be a charcoal gray or white material.

(b) An Optional Summer Uniform may be worn after the Semi-Annual Meeting and up to the Annual Meeting. This uniform shall consist of a cap, shirt, and trousers or shorts worn with white shoes; cap, shirt, trousers and shorts being respectively as follows:

(1) The cap shall be as prescribed in Section 2 (a) (1) of this Article except it shall have the top of white cloth.

(2) The shirt shall be a white, short-sleeve shirt, open at the collar, with the shoulders bearing shoulder-boards or epaulets of the appropriate rank.

(3) The trousers shall be of white material, with belt loops, and worn with a white woven belt with a brass buckle.

(4) The shorts shall be of white material, with belt loops, and worn with a white woven belt with a brass buckle.

(c) The following are the uniform designations:

A-White Cap cover, blue coat, gray trousers and black shoes.

B-The same as A except with blue cap cover.

C-White cap cover, blue coat, white trousers and white shoes.

D-Optional Summer Uniform - trousers.

E-Optional Summer Uniform - shorts.

**Section 3.** (a) INSIGNIA OF RANK. Each member in good standing, but no other person, is entitled to wear, on the cap, the coat breast pocket of his regulation Club uniform, and the shoulder boards or epaulet of his optional Summer Uniform, the



insignia of his current office or rank in the Club as provided in paragraph (b) of this Section.

(1) STARS AND OTHER SIMILAR INSIGNIA are embroidered in gilt and are from one quarter to three eighths inch in diameter, except on shoulder-boards or epaulets and as otherwise specifically provided hereinafter. Such insignia on the cap are located approximately one-quarter inch away from the cap device; and where one of such insignia is; prescribed it is located above the device; where two are prescribed they are located one on each side of the device, and where three are prescribed they are located one above and one on each side of the device. Such insignia on the coat shall be worn in the horizontal line approximately 1/2 inch below the top of the left breast pocket.

(b) SPECIFIC INSIGNIA of rank of the various officers and Members of the Club, subject to the provisions of paragraph (a) of this Section, are respectively as follows:

(1) COMMODORE: three stars on his cap, and three stars on his coat breast pocket and similarly on the shoulder-board or epaulet.

(2) VICE COMMODORE: two stars on his cap, and two stars on his coat breast pocket and similarly on the shoulder-board or epaulet.

(3) REAR COMMODORE: one star on his cap, and one star on his coat breast pocket and similarly on the shoulder-board or epaulet.

(4) SECRETARY: same as for Rear Commodore, except with a maple leaf instead of each star and similarly on the shoulder-board or epaulet.

(5) FLEET CAPTAIN: same as for Rear Commodore, except with a fouled anchor, horizontally disposed and one-half inch long, instead of star and similarly on the shoulder-board or epaulet.

(6) FLEET SURGEON: same as for Fleet Captain, except with a red cross instead of each fouled anchor and similarly on the shoulder-board or epaulet.

(7) FLEET MEASURER: same as Fleet Captain, except with a bar, one-half inch by three-sixteenths inch and placed horizontally, instead of each fouled anchor and similarly on the shoulder-board or epaulet.

(8) GOVERNOR: a 1/2 inch by 1/4 inch gilt bar placed horizontally on his cap and the same device on his coat breast pocket and similarly on the shoulder-board or epaulet.

(9) MEMBERS: The standard cap and coat as described under (1) and (2) of Sec. 2 without any other insignia.

(c) All former officers are entitled to wear the insignia of their respective former highest rank attained, except that appropriate insignia shall be silver gray instead of gilt in color.

## **ARTICLE X. AMENDMENTS**

**Section 1.** If and when any provision of these By-Laws is amended, then each and every other provision hereof which is affected by such amendment shall be deemed to be amended so as to be consistent therewith.

## **ARTICLE XI. RULES GOVERNING CONDUCT ON PREMISES AND USE OF FACILITIES**

THE FOLLOWING RULES are in agreement with and subject to provisions of the Club Constitution and By-Laws.

Any violation of these Rules shall be cause for penalty as may be adjudged proper and imposed by the Board of Governors of the Club as provided in said Constitution and By-Laws.

**RULE 1.** PERSONS PERMITTED ON CLUB PREMISES include only members of the Club in good standing, their guests and guests of the Club, persons serving the Club and its members and guests, and such other persons as may be designated or permitted by the Board of Governors of the Club. Persons serving the Club or its members or guests shall be permitted on these premises only for the purposes and during the time of their respective services on the premises.

**RULE 2.** PERSONAL CONDUCT OF ALL PERSONS ON CLUB PREMISES must be that of Ladies and Gentlemen respectively.

**RULE 3.** ALL PERSONS ON CLUB PREMISES MUST BE CLOTHED RESPECTABLY according to occasion. Wearing of unconcealed bathing, swimming or similar apparel in the Lounge, "Gob's Mess" or Dining Room of the Club House is forbidden.

**RULE 4.** No dogs or pets are allowed on the island with the following exception:

"The dog or pet, may be carried directly to a boat moored at the island, but shall be transported across the island and not be left on the ground, leashed or otherwise. The pet must then be restricted to the boat.

**RULE 5.** USE OF CLUB PREMISES, PROPERTY AND FACILITIES must be careful and only for respectively appropriate and intended purposes.

**RULE 6.** CLUB PREMISES MUST BE KEPT AND LEFT IN A NEAT, ORDERLY AND UNLITTERED CONDITION. Empty bottles, drinking glasses and other similar objects shall not be left lying around the premises, but must be returned to the caretaker or be disposed of otherwise subject to the direction or approval of committees of the Club in charge of Club property. No debris, rubbish or waste material of any kind shall be dropped, thrown or left indiscriminately anywhere on the premises, but such materials

must be placed in proper receptacles therefor or disposed of otherwise subject to the direction or approval of the appropriate Governor.

**RULE 7.** NO PICNICS SHALL BE PERMITTED anywhere on the Club Premises, except upon application to and upon permission by the House Governor.

**RULE 8.** NO ARTICLE SHALL BE OFFERED FOR SALE NOR SHALL ANY SUBSCRIPTION PAPER BE CIRCULATED on the Club Premises without special permission in writing by the House and Grounds Governor.

**RULE 9.** NO PERSON IS PERMITTED BEHIND THE BAR OR IN THE KITCHEN of the Club House, excepting employees and those persons employed thereat or therein to serve the Club and guests and excepting officers and committeemen of the Club in the discharge of their official Club duties.

**RULE 10.** (Rescinded - this rule related to females on the second floor of the club and was rescinded when women became eligible for membership)

**RULE 11.** PERSONS RENTING AND OCCUPYING BEDROOM FACILITIES ONLY OCCASIONALLY MUST REGISTER upon each occasion in a book provided by the Club and in possession of the Club Manager. No bedroom shall be rented to a transient guest, which is assigned to a member, without the expressed permission of the permanent occupant. This applies even though the permanent occupant may not be using the bedroom at the time. Bedrooms which are unassigned on an annual basis to a member or members may be rented to a transient if they are available.

**RULE 12.** MEMBER RENTING BEDROOM FACILITIES ANNUALLY, or on other extended or continual basis, must at all times leave with the Club caretaker properly tagged duplicate keys to their respective bedrooms.

**RULE 13.** NO COOKING SHALL BE DONE IN ANY BEDROOM.

**RULE 14.** MEMBERS MUST PROVIDE THEIR OWN LOCKS FOR LOCKERS AND BOATHOUSE STALLS rented by them and a properly tagged duplicate key for the lock for each such stall must at all times be left with the Club Manager for use in any emergency.

**RULE 15.** ONLY MEMBERS OF THE CLUB MAY STORE or otherwise leave any of their personal property on the Club Premises during their absence therefrom.

**RULE 16.** LOCATION FOR STORAGE of boats, spars, rigging accessories and other personal property of Members excepting items stored in boat house stalls, boat slips, bedrooms or lockers rented by them respectively are subject to approval by the Grounds Governor.

**RULE 17.** GASOLINE, OIL AND OTHER VOLATILE AND HIGHLY INFLAMMABLE SUBSTANCES shall not be stored in or about boat stalls, lockers, or elsewhere in the Boat-House or Club House except that gasoline and oil may be left in motor fuel feed tanks and motors in power boats in boat stalls.

**RULE 18.** FILLING OF TANKS for motor fuel feed is not permitted anywhere in the Boat House or Club House.

**RULE 19.** REPAIRING, PAINTING AND OTHER WORK ON BOATS, spars, rigging and accessories, and other similar activities on the Club Premises, shall be performed only in boat stalls and slips, in the basement of the Club House, and on the Club grounds where approved by the House and Grounds Governor.

**RULE 20.** MOORING OF BOATS on the Club Premises must be made carefully and substantially and shall be subject to the approval of the Docks Governor. Boats shall not be moored in such locations or positions as may interfere with free passage of other boats to and from boat stalls, mooring slips, docks, piers, and other mooring and landing places on these premises.

**RULE 21.** CLUB BOAT USAGE is restricted to use by Club members and their families under the control of the junior training governor.

**RULE 22.** HOIST USAGE: In the tradition of courtesy which has always existed, each member using the hoist will be expected to accommodate any reasonable request from another member. The Board of Governors may adopt more detailed rules for the use of all club hoist facilities. These rules may be amended by the Board of Governors at any regular meeting. The governor who has responsibility for the hoist at Eastport shall post and maintain the current hoist rules on the club bulletin board and enforce those rules.

**RULE 23.** CHILDREN UNDER TWELVE MUST WEAR LIFE JACKETS when on Club property outside of the Club house except that a child will be excused from this rule if a parent requests in writing that the child be excused and states in writing that such parent assumes all liability and all risk for such child and agrees to hold the Club harmless for injury to such child. The request shall be given to the junior training governor who shall keep a list of excused children posted in the Club house.

**RULE 24.** DOCK AND STORAGE RULES. 1. The Governor in charge of docks and storage is responsible for assignment of docks or slips. Interpretation and application of the rules to specific situations shall be his responsibility. In the event that a complaint cannot be settled satisfactorily by the Governor in charge, the member may present it in writing to the Board at its next scheduled meeting for final decision.

2. Assignment of docks or slips will be based on:

- a. Date of completed dock application form or letter.
- b. Date of club membership.
- c. Length, beam, draft of boat.

3. Some slips are more desirable than others. Preference to older members will be implemented by:

a. Members requesting a different slip must do so in writing. The date of this application effectively establishes priority over new members.

b. When a slip becomes available, the member with the oldest dated application who has or will have during the season a boat which meets the qualifications of 3(d) and (f\*) for that slip, will be offered the slip. He can refuse it once without losing his priority, however, if he is offered such a slip a second time and warned that refusing it will cancel him from the priority list and he thereafter refuses the slip, his name will be removed from the priority list. In the event the slip is refused, the next applicant in the priority list would be offered the slip and so on down the list.

c. Acceptance of a preferred slip cancels priority previously established.

d. Boats must be compatible with slips, i.e., to achieve maximum efficiency of our berthing facilities, we want large boats in large slips and small boats in small slips. This will be determined by the Governor in charge.

e. In an emergency, a boat may be assigned an incompatible slip, in which case it will be designated as temporary - with no loss of priority - subject to transfer at the discretion of Governor in charge.

f. Dry sailers introduce a consideration of boat weight compatibility, which will be decided by Governor in charge.

4. a. A list of slip applicants and date of priority will be published semi-annually in the Log and maintained continuously on the bulletin board.

b. All slip assignments - both new and transfers will be posted on the bulletin board.

5. a. A slip is rented to the person who has title of the boat using the slip. in cases of multiple ownership, boat title and/or registration will form basis of assignment.

b. Transfer or sale of boat does not include transfer of slip rights.

c. Mutually agreeable swapping of slips is subject to approval of Governor in charge and posting on bulletin board.

d. Installation of dry sailers is at the member's expense and liability for Club property. Plans must be approved in advance. A dry sailer can be removed by the owner at his expense and liability for Club property, returning the dock to its original specifications.

6. a. New members are eligible to complete a dock application after election to membership. New members may not take slip possession until dock rent is paid.

b. No club member can rent more than 2 slips.

c. A dock which is assigned to a member who is delinquent (See Article V, Section 1 1) will be reassigned to the next eligible applicant if the member does not pay the full amount due to the Club within ten days of his receiving actual notice by registered mail that such reassignment will occur.

d. New slip assignments after August 1st will be charged half-season rate. Temporary assignments will be prorated.

e. Docks temporarily not in use by members are subject to prorated rental and use by another member, as determined by Governor in charge, with acknowledgment of slip owner.

f. Boat owners must use assigned dock. BLYC reserves the right to move away boats at anytime, at the owner's expense, if they infringe on rights and/or privileges of other members.

7. a. Boats and masts stored under the Club or on Club property, must have owner's name attached.

b. All gear incidental to storage must be removed immediately after launching or it will be disposed of.

c. Boats must be launched by June 1st or demurrage of 2 1/2 cents lineal foot/day will be charged.

8. a. Rental charges to be determined and established in accordance with the By-Laws, Article V.

**RULE 25. BAR RULES. DO NOT**

.... bring your own beer or liquor onto the PERMIT PREMISES;

.... take sealed or open containers of alcoholic beverages off the PERMIT PREMISES;

.... serve minors, or ask them to handle your beverage;

.... ask to be served after 1:00 A.M.;

.... conduct any games of chance or keep, display for gain or operate gambling devices;

.... and, don't be the member who might violate the Law, and bring about the possible suspension or revocation of our permit!

Note: **Permit Premises**, as described includes the entire island and structure excluding the docks.

**DO**

.... feel free to give your guests drinks or beer;

.... be certain to consume your beverage on the PERMIT PREMISES;

.... watch for anyone you think is not a member attempting to buy a drink or beer and report to Governor in charge;

.... permit a bona fide State Liquor Enforcement Officer to conduct their inspection of our Premises;

.... ask questions. After a violation, it is too late;

.... abide by these "Bar Rules", and their counterparts in the By-Laws;

.... AND .... Respect the Law.\*

\* - Title XLIII (43) OHIO REVISED CODE and other laws relating to alcoholic beverages: STATE OF OHIO DEPARTMENT OF LIQUOR CONTROL

## **RULE 26. PRIVATE AND NON-MEMBER USE OF CLUB FACILITIES**

GENERAL: No **Member** or **Non-Member** of the Buckeye Lake Yacht Club may make sole or reserved use of the Club services or facilities except under the following conditions.

### DEFINITIONS:

1. A **PRIVATE MEMBER PARTY** is a group totaling not more than twenty (20) in the company of at least one (1) member who request special Club service or facility reservations for personal, family, business or fraternal reasons on the part of the sponsoring member(s).

2. A **PRIVATE CLUB PARTY** is a group totaling more than twenty (20) of which at least one-half (1/2) are members who request special Club service or facility reservations.

3. A **NON-MEMBER PARTY** is a group totaling more than twenty (20) with less than one-half (1/2) being members who request special Club service or facility reservations such group not being listed on the Club "Schedule of Events" calendar as published or amended by the Board.

### TIMES OF USE:

1. No **PRIVATE MEMBER PARTY**, **PRIVATE CLUB PARTY** or **NON-MEMBER PARTY** will be allowed coincident with functions listed on the Club "Schedule of Events" calendar as published or amended by the Board unless the Board determines, with respect to certain scheduled Club functions, that no conflict will result.

2. No **PRIVATE CLUB PARTY** or **NON-MEMBER PARTY** will be allowed on Wednesday or Friday evening between 1800 and 2400 hours.

### CONDITIONS OF USE:

1. During periods not in conflict with the above, **ALL PARTIES** may use any portions of the Club first floor main hall, dining, beverage service, coat and restroom facilities and the porch, patio and pool area except that:

2. **PRIVATE MEMBER PARTIES** will be proscribed from the use of the main hall, the main (West) dining room and the sole use of the beverage service area on Wednesday and Friday evenings between 1800 and 2400 hours.

#### APPROVAL FOR USE:

1. Use of the club facilities by **PRIVATE MEMBER PARTIES, PRIVATE CLUB PARTIES** or **NON-MEMBER PARTIES** will be allowed only upon timely notification to and approval by the Board.

2. Authority for the granting of approval where required under this rule may be delegated by the Board of Governor-in-charge of Bar and Kitchen.

#### FINANCIAL:

1. A charge of the greater of one hundred (100) dollars or two (2) dollars per person will be assessed for **NON-MEMBER PARTIES** except for the United States Coast Guard Auxiliary, the Columbus Power Squadron and the Buckeye Lake Chamber of Commerce.

2. Such charge(s) will be collected by the Club Manager and paid to the Board.

### **ARTICLE XII. ELECTIONS**

**Section 1.** A candidate, upon his request, shall be informed by the Commodore or the election Judge of the number of votes cast for each candidate in the immediately preceding election and shall also be informed which number represents the votes cast for him. No candidate has the right to be informed of the names of the candidates who received any of the other numbers of votes.

**Section 2.** In the event the Commodore appoints the Trustees as the election Judge and Tellers, the most senior Trustee in attendance shall be the Judge, unless the Commodore designates another. In the event the Commodore fails to appoint a Judge and Tellers, the Trustees shall be the Tellers and the most senior Trustee in attendance shall be the Judge.



# INDEX

**Key.** C means Constitution Article  
B means By-Laws Article  
S means Section of an Article

This index is not a part of the Constitution or By-Laws and should not be relied upon as being entirely exhaustive or accurate. It was made more than two decades ago before computers were available to index documents. See also the table of contents.

Alcoholic Beverages B III Addendum; B XI, Rule 25 Bar Rules  
Amendment of Constitution C IX  
Amendment of By-Laws C X; B X  
Apparel B IX; B XI, Rule 3 (on club premises B IX, uniform B IX)  
Applications for Membership - see membership  
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