

Perry Yacht Club

By-Laws

ARTICLE 1. NAME AND EMBLEM

Section 1. The organization shall be known as the Perry Yacht Club, located at Perry Reservoir, Meriden, Kansas, and shall be a not-for-profit Club.

Section 2. The emblem of the Club shall be a royal blue triangular burgee. Superimposed on the full length of the staff edge shall be a crimson "K". The letters "PYC" in white shall be centered in the diamond end of the fly.

ARTICLE 2. PURPOSE

The object of the Club shall be:

- A. To promote and increase interest in sailing on Perry Reservoir for all types and classes of sailboats.
- B. To secure and maintain equipment and property for use of members of the Club
- C. To promote water safety.

ARTICLE 3. MEMBERSHIP CATEGORIES

Section 1. Membership of the Club shall consist of Equity Slip Rights membership, Leased Slip Rights memberships, Dry Sail membership, Day Sail membership, Student membership and Honorary membership.

Section 2. Members shall be entitled to all facilities of the club (e.g., clubhouse, camping, boat ramp and mast poles) upon payment of required dues and fees. All members with boats at PYC must provide proof of liability insurance (\$100,000 minimum) with inclusion of PYC as named additional insured. A husband and wife (and other boat partners) shall be considered one dues paying unit. Each dues paying unit shall be allowed one vote at membership meetings of the club, and all members are eligible to hold office.

Section 3. Privileges for each membership category:

- A. Equity Slip Rights members own their own slips and are provided one parking/storage space.
- B. Leased Slip Rights members are assigned one slip and are provided one parking/storage space.
- C. Dry Sail members are provided space on the property for the storage of one boat.
- D. Day Sail members may bring a sailboat to PYC and launch it from the property. They may leave their boat on the property as long as they are on the property. Day Sail members are required to provide the same information about their boats as that provided by Equity, Leased and Dry Sail members, and to name PYC as additional insured.
- E. Student members must be full-time college students 25 years of age and under. They have the same privileges as Day Sail members but they pay half price for membership.
- F. Honorary memberships are granted by the PYC Board of Governors. They have the same privileges as Day Sail members.

ARTICLE 4: MEMBERSHIP APPLICATION, TRANSFER, REGISTRATION AND REINSTATEMENT

Section 1. APPLICATION FOR MEMBERSHIP AND ANNUAL RENEWAL OF MEMBERSHIP
All applications for membership shall be made to the Membership Committee through the Treasurer on the regular applications/renewal form. Applications and renewal shall be made in accordance with the dates and schedules set forth in the in the Policies of the Perry Yacht Club Board of Governors.

Section 2. TRANSFER All applications for transfer from one membership status to another shall be made to the Treasurer on the application/renewal form. Changes in status shall be made prior to the date of delinquency of dues payment as stated by the Policies of the Perry Yacht Club Board of Governors.

Section 3. RESIGNATION Members in good standing may resign by submitting a letter to the Secretary directed to the attention of the Board of Governors. Such members are eligible to rejoin upon payment of the reinstatement fee.

Section 4. REINSTATEMENT An inactive or resigned member may make application to the Membership Committee at a later date for reinstating their membership. Reinstated members are exempt from payment of an initiation fee and, in lieu thereof, shall pay a reinstatement fee, as provided in the Bylaws. Preference in assigning the next available vacant slip may be given to a reinstated member only when all current slip holders in good standing have an appropriate slip assignment.

ARTICLE 5. MEMBERSHIP DUES AND FEES

Section 1. The annual dues for various membership categories shall be recommended by the Board of Governors and approved by a majority of the members voting at the Fall Annual Meeting of the Club. Any increase in annual dues will be reflected in the subsequent dues billing.

Section 2. The Board of Governors will publish and distribute to the membership a list of all approved fees and dues to include initiation fees, reinstatement fees, leased slip rights deposit, annual dues, winter storage fees, and other fees as are appropriate.

Section 3. Any additional assessment of dues or fees other than those duly authorized and assessed appropriately under the Bylaws and Policies of the Perry Yacht Club Board of Governors may be imposed only after the additional assessment is recommended by the Board of Governors and approved by a majority of the members voting at the meeting called for this purpose.

ARTICLE 6. OFFICERS AND EXECUTIVE BOARD

Section 1. The elective officers and immediate Past Commodore shall constitute the Executive Board of the Perry Yacht Club. In the absence of the Board of Governors, the Executive Board may make routine decisions for operation of the Club, authorize expenditures within the budget, take action in emergency situations, and develop plans and projects for recommendation to the Board of Governors.

Section 2. The elective officers of the Club shall consist of the following:

- A. A Commodore, who shall be Senior Flag Officer of the Club
- B. A Vice Commodore, who shall be Junior Flag Officer of the Club
- C. A Rear Commodore, who shall be Junior Flag Officer of the Club
- D. A Secretary, who shall be Junior Flag Officer of the Club
- E. A Treasurer, who shall be Flag Officer of the Club

Section 3. Each officer shall be elected to hold office for a period of one year, beginning November 15th following his or her election, and shall hold office until an elected officer is installed.

Section 4. VACANCIES ON THE EXECUTIVE BOARD. Any and all vacancies occurring on the Executive Board shall be filled by election by the Board of Governors with the exception of the immediate Past Commodore.

ARTICLE 7. DUTIES OF OFFICERS

Section 1. The officers of the Club shall enforce its laws and execute the orders and policies promulgated by the majority of its voting members and the Board of Governors. The Commodore may appoint such other officers as are, in the opinion of the Executive Board, necessary to properly administer the affairs of the Club.

Section 2. The Commodore shall command the Fleet, preside at all meetings of the Club and the Board of Governors, appoint or remove committee chairs, appoint or dissolve such committees as he or she may deem necessary for the conduct and management of the Club and its activities, and assign the duties of the committees consistent with the Policies of Perry Yacht Club Board of Governors. The Commodore shall be ex-officio member of all committees.

Section 3. The Vice Commodore shall assist the Commodore in the discharge of his or her duties. The Vice Commodore shall act as Flag Officer in the absence of the Commodore and shall preside at all meetings of the Club and Board of Governors when the Commodore is absent.

Section 4. The Rear Commodore shall assist the Commodore and the Vice Commodore in the discharge of their duties. The Rear Commodore shall act as Flag Officer in the absence of the Commodore and the Vice Commodore and shall preside at all meetings in the absence of the Commodore and the Vice Commodore. The Rear Commodore shall serve as chair of the Race Committee.

Section 5. The Secretary shall keep the minutes of all general and specially called meetings of the Club, together with the minutes of all meetings of the Board of Governors. The Secretary shall send out all meeting notifications in accordance with the provisions outlined in other section of the Bylaws or the Policies of the Perry Yacht Club Board of Governors.

Section 6. The Treasurer shall have charge of all monies, prepare all checks and disbursements for the Club, prepare Club financial statements for monthly review by the Board of Governors, oversee the deposit of all funds in a depository to be designated by the Board of Governors, and oversee the preparation of all required tax filings for the Club. The Treasurer shall keep a correct list of all yachts enrolled in the Club. The Treasurer shall send out all statements and notify all delinquent members as to the amount of their past due indebtedness, as well to notify all delinquent members of their suspension or expulsion from the Club. The Treasurer shall have responsibility of the Corporate Seal.

Section 7. In the absence of the Treasurer, checks may be countersigned by any two executive officers.

Section 8. The immediate Past Commodore shall be a voting member of the Board of Governors. The immediate Past Commodore shall act in an advisory position to coordinate past and present Board actions.

Section 9. All officers shall perform such other duties as may, from time to time, be prescribed by the Commodore of the Board of Governors.

ARTICLE 8. NOMINATION AND ELECTION OF OFFICERS AND GOVERNORS

Section 1. NOMINATING COMMITTEE. A Nominating Committee shall be appointed by the Commodore at the regular August Board Meeting. The Committee shall consist of five voting members. The Commodore shall be an additional member of this Committee. Any vacancy occurring on this Committee shall be filled by appointment of the Commodore.

A. The Nominating Committee shall submit one nominee for each office and Board of Governors position open for election with due consideration being given to the qualifications of the nominee. The consent of the nominee to serve, if elected, shall be secured.

B. The Nominating Committee shall present the nominative slate to the Board of Governors prior to the Fall Annual Meeting, and to the membership at the Fall Annual Meeting.

Section 2. ELECTION OF OFFICERS AND GOVERNORS. After hearing the recommendations of the Nominating Committee, the presiding officer shall call for nominations from the floor. The election of officers and governors shall be by majority of voting members present at the fall annual meeting of the Club. Such election shall be by voice vote, upheld voting card, or written ballot cast

only by Equity Slip Rights members, Leased Slip Rights members, Dry Sail members, Day Sail members, Student members and Honorary members in good standing.

ARTICLE 9. REMOVAL OF OFFICERS

Section 1. Any officer may be removed from office by a two-thirds majority vote of the entire membership.

ARTICLE 10. BOARD OF GOVERNORS

Section 1. The elected Board of Governors shall consist of eight members in addition to the Executive Board officers. Each member shall serve a two-year term with one-half the members' terms expiring each year on November 15. Board member positions and descriptions shall be outlined in the Policies of the Perry Yacht Club Board of Governors.

Section 2. The Board shall have power to carry on all general business of the Club, do or authorize to have done all acts incidental to the management of the Club and furtherance of its program except as herein specifically limited.

Section 3. In the absence of the Commodore, the Vice Commodore, the Rear Commodore, the Secretary, and the Treasurer, the Board of Governors shall have the power and authority to make any order and/or do any act within the power and authority of the officers, provided, however, that such order be made or such act be done on an unanimous vote of said Board.

Section 4. The Board shall hold regular monthly meetings and a majority of the Board shall constitute a quorum at any meeting, regular or special. Special meetings may be called by the Commodore or the Executive Board. Written notices of the time and place of all special meetings shall be given in time to permit the attendance of the Board members at such a meeting.

Section 5. Any and all vacancies of the Board of Governors shall be filled by election by members of the Board. The Board shall have the power to remove any Board member who is absent from three or more consecutive Board meetings without excuse.

Section 6. The Board of Governors does not have the authority to perform any corporate acts such as to buy and sell Club real property and to execute permits and leases.

ARTICLE 11. STANDING COMMITTEES

Section 1. The following standing committees shall be established and defined in the Policies of the Perry Yacht Club Board of Governors. Members of these committees shall hold office from time of appointment until their successors are appointed or qualified.

- A. Membership Committee
- B. Racing Committee
- C. Sailing Education Committee
- D. Long Range Planning Committee

Section 2. The Commodore shall appoint other committees as he/she deems advisable to assist in the proper function of the Club or to carry out its objectives, subject to the approval of the Board of Governors.

Section 3. There shall be a member of the Board of Governors on all executive and standing committees provided in this article.

ARTICLE 12. ADVISORY OFFICERS

Advisory Officers shall be filled through appointment by the Commodore. The Advisory Officers shall attend the Board of Governors meetings when requested by the Commodore or any member of the Executive Board. Advisory officers may participate in the Board of Governors meeting, but may not exercise a vote.

ARTICLE 13. MEETINGS

Section 1. GENERAL MEMBERSHIP MEETINGS

There shall be three annual general membership meetings.

A. The Winter Business Meeting shall be for the purpose of presenting the plans for the coming year at the Club, the budget, financial statements, and any amendments to the Bylaws, or revisions under consideration by the Commodore, the Executive Board or the Board of Governors.

B. The Fall Annual Meeting shall be held for the purpose of election of officers and governors, amendments to the Bylaws, financial statements, and any other business requiring action by the membership as considered by the Commodore, the Executive Board, or the Board of Governors.

C. The November meeting shall be a social function for the purpose of installation of officers and governors and the presentation of awards.

Section 2. SPECIAL MEETINGS

A. A special meeting may be called by the Commodore and the Executive Board when deemed urgent and necessary. The date and place of such meeting will be determined by the Commodore or the Executive Board and be specified in the call.

B. A special meeting may be called by written request to the Commodore by 25% of the voting membership of the Club. The Commodore will immediately advise the Secretary to issue the call stating date and time.

Section 3. Notice of all general membership meetings and special meetings shall be mailed out at least seven days prior to the meeting date and shall be done by the Club Secretary through mailed notice or by publication in Branch Creek Harbor News. Notice of meeting may be by invitation as decided by the Board of Governors.

ARTICLE 14. FISCAL YEAR

The fiscal year shall be from January 1 to December 31, inclusive.

ARTICLE 15. AMENDMENTS TO THE BYLAWS

Section 1. All amendments or changes in the Bylaws shall be formulated by a member or members of the Board of Governors or the Executive Board or by appointed executive committee. These amendments or proposals shall be presented to the members at a general membership meeting or special meeting. The proposed amendments to these Bylaws or the proposed changes to annual dues must be passed by a majority of the voting membership present at the meeting.

Section 2. All voting members shall be notified of the amendments to be presented at said meeting no less than seven days prior to such meeting. This shall be done by the Club Secretary through mailed notice or by publication in Branch Creek Harbor News.

Section 3. All amendments that are passed at a general membership meeting or special meeting shall be signed by the Commodore and the Secretary to indicate that they are the official copies. They shall be published in the Club newsletter.

Section 4. If a voting member of the Club is unable to attend a general membership meeting at which an amendment is to be presented, the member may advise the Club Secretary by mail of his or her vote on the amendment. Such a statement of vote shall be dated and signed by the member. It shall be delivered to the Secretary prior to the date of the general meeting.

Section 5. The Board of Governors may request a ballot by mail from the membership upon minor changes or additions to the Bylaws.

ARTICLE 16. PARLIAMENTARY AUTHORITY

The latest edition of Robert's Rule of Order shall be the official parliamentary manual governing the conduct of meetings in the membership and Board of Governors when not in conflict with the Bylaws.

Approved at the October 2009 Membership Meeting.

Policies of the Perry Yacht Club Board of Governors

SECTION 1. INITIATION AND REINSTATEMENT FEES

A. All initial applicants for active membership in the Club whose application has been favorably passed upon by the Membership Committee may, before being admitted to membership, be required to pay an initiation fee as determined annually by the Board of Governors. The initiation fee may be waived by the Board of Governors for membership drives.

B. All past members who have resigned in good standing and whose application for reinstatement has been favorably passed upon by the Membership Committee shall, before being admitted to membership, pay a reinstatement fee as determined by the Board of Governors.

SECTION 2. WINTER STORAGE FEES

A. Members leaving boats stored on trailers or in slips for the winter months of November through March shall pay a winter storage fee to cover the associated costs. The winter storage fee shall be determined annually by the Board of Governors.

SECTION 3. RACING FEES

A. All members who enter Club-sponsored series racing shall pay the racing fees specified by the Racing Committee. Racing fees will be applied to the cost of trophies, supplies, and equipment necessary for sponsoring races at Lake Perry. The annual racing fee does not cover regattas sponsored by the Club.

SECTION 4. DUE DATES AND DELINQUENCIES

A. Initiation or reinstatement fees must accompany a prospective member's application for membership unless waived by the Board of Governors.

B. Membership year is defined as March 1 through the end of February. Annual dues, winter storage fees, and racing fees are due no later than March 1.

C. Leased Slip Rights membership deposits are due no later than February 1 and payment in full by March 1. Failure to return deposits by February 1 could result in loss of Leased Slip Rights Membership. Failure to pay in full by March 1 will result in the forfeit of deposit and loss of Leased Slip Rights Membership. Current members who miss the deadline will be placed at the END of the waitlist.

D. In the event any amount due the Club is paid subsequent to March 1, such amount will be increased by a late fee as set annually by the Board of Governors and approved by a majority of the members voting at the Winter Business Meeting

E. In the event that amounts due the Club pursuant to the Bylaws, become delinquent, the member forfeits his or her membership including slip rights. Current members, who miss the deadline, will be placed at the END of the waitlist.

F. In the event a delinquency is that of an Equity Slip Rights Member, the delinquent amounts shall become a lien against any such holder(s) Equity Slip Rights. Equity Slip Rights will not be transferred to another person(s) until all delinquent amounts have been remitted to the Club Treasurer.

G. Perry Yacht Club sailing season is from April 1 thru October 31 (7 months). The winter storage season is from November 1 thru March 31 (5 months).

H. New members joining the Club during the course of the year may have their membership fees pro-rated per the following table:

March 1 thru June 30 - 100% of applicable fees due.

July 1 thru July 31 - 75% applicable fees due.

August 1 thru August 31 - 50% of applicable fees due.

September 1 through September 30 - 25% of applicable fees due.

October 1 thru October 31 - Free, with \$150 deposit for next season.

I. Membership fees will not normally be pro-rated for existing members leaving the Club. Any other pro-ration will require approval of the Board of Governors.

J. Winter storage can be extended by two months for an amount equal to an additional winter storage fee. After the two-month period you must either become a LEASED SLIP RIGHTS MEMBER, a DRY SAIL MEMBER or remove your boat from Perry Yacht Club property. This would only be available to members who are moving or selling their boat.

K. Members are considered delinquent if they have not paid all dues/fees by March 1. Once you are considered delinquent, you are not allowed to utilize Club facilities or serve on committees until all fees and dues are paid. Members are also considered delinquent if they have not provided proof of insurance showing PYC as an additional insured as required by March 1.

Members are considered NOT IN GOOD STANDING if they have not paid all dues/fees or provided proof of insurance showing PYC as additional insured by March 1. Any member not in good standing must remove their belongings from Perry Yacht Club property and will not have access to any Club facilities until such time that all dues and late charges are paid in full and are re-instated by the Membership Committee. Additionally members who are not in good standing will be reported to the Board of Governors and could have their names and amount of dues outstanding posted in the monthly newsletter.

SECTION 5. TRANSFER OR ASSIGNMENT OF EQUITY SLIP RIGHTS OWNERSHIP

A. All holder(s) of Equity Slip Rights must maintain Equity Slip Rights membership in the Club unless same is assigned to the Club.

B. Holder(s) of Equity Slip Rights may assign such slip rights to the Club for a one-year period provided the assignment is made in writing prior to February 1 of that season. While the holder(s) will not be responsible for dues for that year, in recognition of the fact that assignment does not guarantee that the slip fees will be assumed by another member, and also in recognition of the fact that these assigned slips are less desirable to Leased Slip Rights Members, the holder(s) may be assessed a fee by the Board of Governors to cover maintenance of that slip, the holder(s) share of property tax, Army Corps dues, building and grounds maintenance, insurance, and other fees shared by the membership. While the Club will make the slip available to any Leased Slip Rights members for the year, use of the slip by such members does not release the holder(s) from their obligation to pay the assessment as described. The holder(s) on an assigned slip will retain Equity Slip Rights for subsequent years. As with dues, these fees will be due by no later than February 1.

C. The Club shall have first option to purchase Equity Slip Rights. If the holder(s) have a firm offer from a third party, the Board of Governors will have 10 days to match said offer. Absent a third party offer, the Board of Governors may make a fair market price offer and specify terms. The holder(s) shall have 10 days to accept or reject the offer.

D. In the event a holder(s) of Equity Slip Rights becomes delinquent in dues and fees, the Board of Governors may offer to purchase with terms the slip rights at a fair market price, less delinquent amounts. The holder(s) shall have 10 days to accept or reject the offer.

E. In the event a holder(s) of Equity Slip Rights becomes two years delinquent, the Board of Governors has the subsequent right to claim the slip rights paying the holder any difference between the fair market value and the delinquent amounts due to the Club. If at any time delinquent amounts equal or exceed the fair market value, the slip rights become the property of the Club.

F. Fair market values of Equity Slip Rights shall be reviewed annually by the Board of Governors taking into consideration slip length, width, and water depth. A listing of fair market values shall be kept by the Treasurer and made available to members upon request.

G. The Board of Governors shall be notified in writing of any change in ownership of Equity Slip Rights. The notification of transfer shall include the slip location, the current owner, the new owner with mailing address, and selling price. The Treasurer will forward to the new owner all appropriate documents and applications for membership to the Club.

SECTION 6. SLIP ASSIGNMENTS

A. Slips are assigned based on the following guidelines:

1. A slip owner has the only right to his/her slip unless he/she notifies the Club that he/she wants to assign his/her slip and has paid the assignment fee. Whenever possible.

2. Whenever possible, members are reassigned to the same slips assigned to them the previous season.

3. Slips are assigned based on matching boat length with slip size and on a first-come first-serve basis, as determined by the Dock Master.

4. The Dock Master has the responsibility to re-assign slips at any time if deemed necessary to accommodate Club membership.

5. The Dock Master will maintain the slip waiting list. When all slips are full, a waiting list will be established. Priority for slip assignments will be given to Club members.

SECTION 7. BOARD OF GOVERNORS

A. The members of the Board of Governors, in addition to the members of the Executive Board, shall be:

1. Harbor Master
2. Director of Building and Grounds
3. Dock Master
4. Assistant Treasurer
5. Social Director
6. Director of Sailing Education
7. Director of Communications
8. Yearbook Editor

B. The terms of the Board of Directors shall expire as follows:

Years ending in even numbers:

1. Harbor Master
2. Assistant Treasurer
3. Social Director
4. Yearbook Editor

Years ending in odd numbers:

1. Director of Building and Grounds
2. Dock Master
3. Director of Sailing Instruction
4. Director of Communications

C. The Harbor Master shall attend to the maintenance and repair of the breakwater, piers, buoys, launching areas, and waterways owned or maintained by the Club as directed by the Commodore or the Board of Governors.

D. The Director of Buildings and Grounds shall have charge of constructing, repairing, and maintaining all buildings, roads, and structures owned or maintained by the Club. This position will also have responsibility for all tools and machines that are the property of PYC. All such duties shall be performed as directed by the Commodore or the Board of Governors. The Buildings and Grounds Director has control of all land areas of the Club, including but not limited to roads, parking, camping areas, and boat and trailer storage. The Buildings and Grounds Director shall ascertain that all permits, licenses, insurance, and regulations by the Corps of Engineers, county, and state are properly obtained and abided by.

E. The Dock Master shall assign slips based on Board-approved guidelines and maintain the slip waiting list. The Dock master shall keep records as to which slips rights are held by Equity Slip Rights members and which slip rights are Club owned and available for Leased Slip Rights members.

F. The Assistant Treasurer shall perform duties as prescribed by the Treasurer. This includes, but is not limited to, mailing annual renewal applications to all members, collecting and depositing member dues, and keeping a correct roll of the members of the Club.

G. The Social Director shall make arrangements for the Winter Business Meeting, the Fall Annual Membership Meeting, and plan the November awards and installation of officers meeting as directed by the Commodore and/or the Board of Governors. He or she shall plan and make arrangements for such social functions during the year as directed by the Board of Governors. Reports of expenses by members and nonmembers shall be made to the Club Treasurer and the Board of Governors as required by the not-for-profit status of the Club.

H. The Director of Sailing Instruction shall direct all Club-sanctioned sailing instruction activities, including Youth Sailing and whatever other formal classes may be available based on the interest from the membership and the availability of instructors at the time to address that interest. The Director of Sailing Instruction shall appoint such volunteer support from the membership as needed to provide such instruction. The Director of Sailing Instruction shall also be in charge of the sailing fleet owned by Perry Yacht Club, and provide a method of checking out the craft to responsible members.

I. The Director of Communications shall be responsible for: The publication of the Branch Creek Harbor News, the official Club newsletter and distribute said publication to the membership; maintaining the Club website, www.perryyachtclub.com; publication of official notices of general or called meetings as directed by the Secretary; publication of such other news and articles as prescribed by the Secretary, any officer and members of the Board.

J. The Editor of the Club Yearbook, the Windjammer, shall publish and distribute the yearbook or additions to the yearbook to the members of the Club annually.

K. All board directors shall perform such other duties as may, from time to time, be prescribed by the Commodore or the Board of Directors.

SECTION 8. STANDING COMMITTEES

A. MEMBERSHIP COMMITTEE

1. This Committee shall consist of five Board of Governors members: the Vice Commodore, the Assistant Treasurer, the Secretary, the Dock Master and the Yearbook Editor.

2. It shall review and decide all issues related to applications for membership or reinstatement of membership. It shall act upon all applications for transfer from one membership status to another status in accordance with the Bylaws and Policies of the Perry Yacht Club Board of Governors. It shall act upon all applications for reinstatement of membership by those persons who have been suspended or expelled from the Club.

3. It shall hear and determine all charges brought against any member for conduct injurious to the welfare of the Club. Its decisions shall be brought before the Board of Governors for final action. In this connection the Committee may recommend to the Board of Governors the suspension or expulsion of any member against whom such charges have been sustained.

4. The action of this Committee on each charge so heard and determined shall be entered in the minutes of the Club and same shall at all times be open to inspection by members concerned.

5. It shall perform such other duties as may from time to time be prescribed by the Commodore or the Board of Governors.

B. RACE COMMITTEE

1. This Committee shall consist of not less than three members. The Rear Commodore shall be Chair.

2. It shall make arrangements for all races conducted by the Club and appoint the judges and other officers of all races held by or under the direction of the Club.

3. It shall certify to the judges of said races, the names of all members who are disqualified from participation in such races by reason of non-payment of annual dues or race fees. It shall decide in conformity with the racing rules of the United States Sailing Association (US Sailing) all questions that may arise regarding any race conducted by the Perry Yacht Club, and it shall keep a brief record of all cases and the decisions rendered.

4. It shall set all race course buoys and establish the courses for all races in accordance with handicap systems raced.

5. The Committee is hereby given the authority to call hearings on any violation and to disqualify any contestant found guilty of violation of any racing rule of an appointed Protest Committee be so vested.

6. The Rear Commodore (or designee), at his or her discretion, may postpone any race or order that it be contested.

7. The Committee shall keep a correct record of all points won by each member in each race conducted by the Club, which record shall be at all times open to inspection by members of the Club. These records shall be the basis for the awarding of Club trophies.

8. A majority vote of the Committee shall be decisive of its action and such action shall be final.

9. It shall publish the Club Sailing Instructions based on rules of US Sailing in Branch Creek Harbor News prior to the start of scheduled racing each year. The Club Sailing Instructions shall be published in the Yearbook.

10. The Rear Commodore and/or the Committee shall supervise and direct those in charge of all regattas. All Club regattas shall have records kept of expenses and charges to members and nonmembers participating and the count of each. This shall be done so that the Treasurer of the Club may report as required by the laws governing a not-for-profit corporation.

11. The Committee shall perform such other duties that may from time to time be designated by the Commodore or the Board of Governors.

C. SAILING EDUCATION COMMITTEE

1. The Sailing Education Committee shall consist of not less than three members, co-chaired by the Director of Sailing Education and the youth sailing director. Other committee members shall include up to five other active instructors from both adult and youth sailing.

2. The purpose of the Sailing Education Committee is to develop, implement and evaluate adult and youth sailing education programs offered by the Club.

3. The Committee shall be responsible for recruiting and evaluating volunteer instructors to teach sailing classes.

4. The Committee shall make proposals to the Board of Governors regarding sailing fleet (i.e., vessels) needed for educational purposes.

5. The Committee shall serve as liaison to the American Sailing Association.

6. The Committee shall coordinate its activities with other committees at the Club (e.g., social and racing) to enhance the programs of all.

7. It shall perform such other duties as may from time to time be prescribed by the Commodore or the Board of Governors.

D. LONG RANGE PLANNING COMMITTEE

1. The Long Range Planning Committee shall consist of the Commodore, Past Commodore, and Vice Commodore and any other members appointed by the Commodore.

2. It shall poll the membership to ascertain their interests for near and long term projects, developments, and courses of direction and develop a running plan out to five years to include priority and estimated financial impact.

SECTION 9. ADVISORY OFFICERS

A. The Advisory Officer to the Board of Directors shall be:

1. Liaison of the Corps of Engineers

The Liaison to the Corps of Engineers shall act as Club spokesperson to the Corps of Engineers.

2. Public Affairs Liaison:

The Public Affairs Liaison shall stay abreast of laws and regulations affecting membership in the Club and the Club's activities on the lake, and shall represent the Club at public meetings where the interests of the Club should be expressed.

SECTION 10. GENERAL REGULATIONS

A. The only persons permitted on the Club grounds or private docks are members in good standing and guests of such members when accompanied by such members.

B. The portion of the docks at the end of the piers may be used by all members of the Club as these portions belong to the Club.

C. Common courtesy shall be followed at all times by all persons on the private mooring slips.

D. Any additions or alterations including dock edging, cleats, storage lockers, painting, etc, must first and always be approved by the Harbor Master.

E. Any member wishing to install a boat hoist (boat lift) in their slip must first notify the Harbor Master of this desire. Upon notification, the Dock Master will identify a suitable slip, if applicable, and provide a list of names of the current five neighbors who occupy the slips surrounding the slip where the hoist is to be installed. The five neighbors will consist of the three members then occupying the slips immediately in front of the requesting member and the members occupying the slips on each side of the requesting member. The requesting member must obtain written approval for the addition of the hoist from all five immediate neighbors and submit that approval to the Dock Master, at which time the Harbor Master will grant approval for the addition of the hoist. All yachts moored on lifting hoists must be secured to the lifting cradle or slip by a method approved by the Harbor Master. The Harbor Master has the authority to deny a request if the hoist is not suitable or appropriate for the boat or dock conditions, is determined to present a danger, or may cause damage to Club property. The requesting member will be responsible for all costs associated with the installation and maintenance of the hoist, as well as any cost associated with damage caused to docks. The Club will accommodate requests for boat hoists if possible, but does not guarantee any member or prospective member the ability to install a boat hoist. The Club reserves the right to rescind approval and force removal of a boat hoist.

F. All yachts moored in the water must be secured to the slip or to a buoy by a method approved by the Harbor Master.

G. Any part of the yacht shall not protrude into an imaginary extension vertical of the width of all walkways.

H. The canal area between mooring piers shall be used strictly for leaving or returning to a slip.

I. No human waste, trash, or garbage shall be flushed or dumped into Branch Creek Harbor. Trash of any type shall not be left on the mooring piers.

J. An Equity Slip Rights member or Leased Slip Rights member in good standing may loan his or her slip for a short time to another member in good standing. The Dock Master or a member of the Board of Governors should be notified of such action.

K. One annual county tax statement is issued which covers all slips. This tax is paid by the Club.

L. All regulations and conditions established by the Corps of Engineers shall become part of these regulations.

M. In order to avoid disputes, all complaints shall be made in writing to the Board of Governors and the Board shall act as mediator.

N. Quiet hours shall go into effect at 11:00 p.m. and continue until 8:00 a.m. Loud conversation, music, etc. should be immediately curtailed. People night sailing should proceed as quietly as possible when entering or departing the harbor area. Quiet hours shall apply to camping areas, mooring piers, and to Club grounds.

O. All persons picnicking on Club grounds should be sure that all trash is cleared and disposed of by placement in the trash dumpster located in the parking lot.

P. Campers and slip right holders will enclose trash and litter in bags before depositing in the trash dumpster located in the parking lot.

Q. All members assume the responsibility for keeping the Club grounds and facilities as neat as possible.

R. Camping is permitted on Club grounds by tent and trailer only in specified areas as decreed by the Corps of Engineers lease plan. Under no circumstances shall campers exceed the 14-day limit in accordance with the lease agreement.

S. Boat trailers shall be stored in specified areas.

T. Dry sailers shall park their trailers and boats in specified areas.

U. Any structural modifications to the slips - including new or rebuilt platforms or replacement structural materials - become the property of the Club and may be modified or removed at the discretion of the Club. This provision does not apply to additions such as dock boxes and boat hoists.

V. The use of portable open flame cooking appliances on docks or mounted on boats is prohibited while boats are in slips. This restriction extends to any form of hibachis, charcoal, wood, or gas type portable cooking equipment, except in specifically authorized areas that are not on the docks, on boats in the berthing area, or near flammables. This prohibition does not extend to stoves permanently mounted in galleys.

W. Members shall not leave batteries or other hazardous items in trash containers and on Club grounds.

SECTION 11. ACCIDENTS AND COLLISIONS

A. Any member involved in an accident on Lake Perry shall abide by the State of Kansas Boat and Water Safety Laws published by the Kansas Forestry, Fish, and Game Commission.

B. Any member involved in an accident or collision where damage is sustained shall, within 48 hours, mail a written report to the Vice Commodore.

SECTION 12. INDEMNIFICATION AND LIABILITY OF GOVERNORS AND OFFICERS

A. Each person who is or was a governor or officer of Perry Yacht Club or is or was serving at the request of Perry Yacht Club as a director or officer of another corporation, including the heirs, executors, administrators, or estate of such person, shall be indemnified by Perry Yacht Club as a right to the full extent permitted or authorized by the laws of the State of Kansas, as now in effect and as hereafter amended, against any liability, judgment, fine, amount paid in settlement, cost and expenses including attorneys' fees incurred by such person in his or her capacity, or arising out of his or her

status as governor or officer of Perry Yacht Club or, if serving at the request of Perry Yacht Club, as a director or officer of any other corporation. The indemnification provided by the bylaw provision shall not be exclusive of any other rights to which he or she may be entitled under any other bylaw or agreement, vote of members or disinterested governors, or otherwise, and shall not limit in any way any right that Perry Yacht Club may have to make different or further indemnification with respect to the same or different persons or classes of persons.

B. No person shall be liable to Perry Yacht Club for any loss, damage, liability, or expense suffered by it on account of any action taken or omitted to be taken by such person as a governor or officer of Perry Yacht Club or of any other corporation which he or she serves as a director or officer at the request of Perry Yacht Club, if he or she exercised the same degree of care and skill as a prudent person would have exercised under the circumstances in the conduct of his or her own affairs, or if he or she took or omitted to take such action in reliance upon the advise of counsel for Perry Yacht Club or for such other corporation, or upon statements made or information furnished by governors, officers, employees, or agents of Perry Yacht Club or of such other corporation, that he or she had no reasonable grounds to disbelieve.

SECTION 13. AMENDMENTS TO THE POLICIES OF THE PYC BOARD OF GOVERNORS

A The Policies of the Perry Yacht Club Board of Governors may be changed or amended by the Board of Governors at any Regular Board Meeting.

B. All Policies that are passed at Board Meetings shall be signed by the Commodore and the Secretary to indicate they are the official copies.

C. Policies of the Perry Yacht Club shall be published each year in the Windjammer yearbook.

Bruce Liese, Commodore

Shirley Cline, Secretary

Revised April 2010