



# THE INDIAN LAKE YACHT CLUB, INC.

P.O. BOX 864 RUSSELLS POINT, OHIO 43348

## Constitution and By-Laws Update History:

September 15, 2002:

General grammatical changes and inclusion of the Rule of 20 (By-Laws Section 17-1a). Approved by a greater than two thirds vote of the voting members at the General Membership meeting. Pat Tynan Commodore.

September 13, 2015:

Rule of 20 changed to 30 (By-Laws Section 17-1a). Wording change regarding Active Members owning sailboats instead of class boats. (Constitution Article III, Section 2). Approved by a greater than two thirds vote of the voting members at the General Membership meeting. Barb Dillon Commodore.

November 10, 2018:

Deletion of Sunfish sailboats from the list of approved one-design class boats (By-Laws Section 17-2a). Approved by the Officers and Trustees per Section 19-2. Merritt Wichner Commodore.

April 27, 2019:

Added "Pursuant to the ILYC General Operating Rules" to By-Laws Section 14 (1b and 1c) and deleted the wording regarding non-class boats vacating docks to make room for class boats (By-Laws Section 14 1c).

Deletion of the Rule of 30 (By-Laws Section 17 1a) and renumbered the remaining subsections. Approved by unanimous vote at a meeting of the Club per By-Laws Section 19-1. Merritt Wichner Commodore.

January 25, 2020:

Added "MC Scow" to the list of approved one-design class boats (By-Laws Section 17 2a). Approved by the Officers and Trustees per Section 19-2. Andrew Tudor Commodore.

September 26, 2021:

(Constitution Article III Sections 2 and 3 - Membership) - Clarified the definition of sailboat as "monohull sailboat titled to the member or their spouse".

(By-Laws Section 16 – Election of Members) – Eliminated the requirement for applicants to pay all dues and fees in advance and added a non-refundable \$30.00 application fee.

(Fee Schedule) – Increased Associate Membership dues to the same amount as Active Members as described in By-Laws Section 14 – Membership Privileges.

Approved by a greater than two thirds vote of the voting members at the General Membership meeting. Tim Fate Commodore.

# Constitution of Indian Lake Yacht Club

## **ARTICLE I - Name**

The Club shall be called the "Indian Lake Yacht Club, Inc." and this Club may do business as either "Indian Lake Yacht Club," or Indian Lake Sailing Club.

## **ARTICLE II - Objectives**

The objectives of the Club are to promote sail boating, the sport of yacht racing, and brotherhood among its members.

## **ARTICLE III - Membership**

**Section 1** - There shall be four classes of membership in the Club: Active, Active First Year, Past Active, and Associate.

**Section 2** - Active Members - Any person age 21 or greater who owns a monohull sailboat titled in their name or their Spouses's name and kept at the Indian Lake Yacht Club and is interested in the promotion and enjoyment of sail boating, especially on Indian Lake, Ohio, shall be eligible for election as an Active Member.

**Section 3** - Active First Year - Any person eligible to be an Active Member, who owns a class monohull sailboat titled in their name or their Spouse'and wishes to join the club at a reduced rate for a one year trial period, shall be eligible for election as an Active First Year Member.

**Section 4** - Past Active Members - Any person, who has been an Active Member for ten or more years or is a Past Commodore of the Club and does not dock a boat at the club, shall qualify as a Past Active Member.

**Section 5** - Associate Members - Any person eligible to be an Active member and does not dock a boat at the club shall be eligible for election as an Associate member.

**Section 6** - Admission of Members - No person shall be admitted to Active or Associate membership in the Club unless they have been approved by the Board of Trustees and have qualified by payment of fees and dues all in such manner as shall be provided in the By-Laws.

**Section 7** - Limitation on Membership - There shall be no more than 100 Active and Associate Members at any one time.

## **ARTICLE IV - Officers**

**Section 1** - The Officers of the Club shall be a Commodore, Vice Commodore, Secretary and a Treasurer.

**Section 2** - Except for the Treasurer, all officers shall be elected from among the Active Members or their spouses at the Annual Meeting and serve for the fiscal year beginning November 1<sup>st</sup>, immediately following their election.

**Section 3** - The Treasurer shall be appointed from among the Active Members or their spouses by the Commodore with approval of the Trustees at each November meeting of the Board of Trustees and serve until the November meeting of the following year.

**Section 4** - No person may be elected or nominated to an office of the Club for any period of time during which the spouse of that person is an Officer or Trustee of the Club.

## **ARTICLE V - Board of Trustees**

**Section 1** - The Board of Trustees shall consist of the Officers, the immediate Past Commodore, and six members elected from among the Active members or their spouses. No person may be elected or nominated to be a Trustee of the Club for any period of time during which the spouse of that person is a member of the Board of Trustees of the Club.

**Section 2** - Two of the six members elected from among the Active members or their spouses shall be elected at the Annual Meeting each year and serve for three fiscal years beginning with the first fiscal year immediately following their election.

**Section 3** - All property of the Club is vested in the Board of Trustees.

**Section 4** - The Board of Trustees is responsible for and have the authority to:

- a. Maintain the normal operation of the Club and its facilities and in this connection, contract for purchase and authorize payments for all necessary supplies, equipment, and labor.
- b. Contract for, authorize or make capital expenditures, which the board of Trustees shall deem necessary or desirable.
- c. Establish rules and regulations consistent with the Constitution and the By-Laws of the Club concerning the use of Club facilities and the conduct of Club members.

## **ARTICLE VI - Fiscal Year and Meetings of the Club and the Board of Trustees**

**Section 1** - Fiscal Year - The Club shall operate on a fiscal year starting November 1, and ending on October 31.

**Section 2** - The Club shall hold an annual meeting during the month of September each year.

**Section 3** - Special meetings of the Club may be called by the Commodore or by the Board of Trustees and must be called upon request of seven Active members.

**Section 4** - At every meeting of the Club, one-fourth of the total Active members of the Club shall constitute a quorum. However, the sale of the club's REAL PROPERTY will require the approval of two-thirds of the total Active membership.

**Section 5** - The Board of Trustees shall hold regular meetings at least once in each of the months of November, April, May, June, July, and August.

**Section 6** - Special meetings of the Board of Trustees may be called at the discretion of the Commodore and must be called upon written request of at least three Trustees.

**Section 7** - At every Trustees meeting, a quorum shall consist of six or more members of the Board of Trustees.

## **ARTICLE VII - Suspension and Expulsions**

Any member may be suspended or expelled for misconduct in his relations to the Club or to the sport of yacht racing by such method or procedure as may be prescribed in the By-Laws.

## **ARTICLE VIII - Club Property**

All interest in the property of the Club of persons resigning or otherwise ceasing to be members shall vest in the Club.

## **ARTICLE IX - Amendment of Constitution**

This Constitution shall be amended only on the vote of two-thirds of the Active members present at a meeting of the Club, and no amendment shall be considered without all Active members having been informed by mail, two weeks before the meeting, the exact wording of the amendment.

## **ARTICLE X**

This Constitution shall take effect and be in force immediately upon adoption.

## **ARTICLE XI**

At every meeting of the Club, an Active member has one vote. In the absence of the Active member, the spouse<sup>1</sup> may vote. Each family including an Active member shall specify with payment of dues the name of the spouse entitled to vote for the coming year.

<sup>1</sup>spouse = significant other

# By-Laws of Indian Lake Yacht Club, Inc.

**Section 1 - COMMODORE** - The Commodore is the chief administrator of the Club. The Commodore shall perform the required duties under the direction of the Board of Trustees in accordance with the Constitution and By-Laws.

**Section 2 - VICE COMMODORE** - In the absence of the Commodore, the Vice Commodore shall assume all of the responsibilities and have the full power and authority of the Commodore.

**Section 3 - SECRETARY** - The Secretary shall keep a record of all proceedings of the Club and the Board of Trustees, keep a complete roll of the members of the Club, and collect the money of the Club. The Secretary shall perform the other duties required by the Constitution and these By-Laws, such clerical duties as may be required by the Commodore and the Board of Trustees, and conduct the correspondence of the Club. After Board approval, a copy of each meeting's minutes will be posted on the club bulletin board.

**Section 4 - TREASURER** - The Treasurer shall pay all running or regular monthly bills and, under the direction of the Board of Trustees, otherwise disburse the money of the Club. The Treasurer shall maintain the financial records of the Club in accordance with generally accepted accounting principles and perform other duties required of him by the Constitution and these By-Laws. The Treasurer shall prepare financial statements using generally accepted accounting principles no less than quarterly for Trustee's meetings and post a copy on the club bulletin board. The Treasurer shall present a final financial statement for the previous fiscal year not later than two months after the close of that year. After approval by the Board of Trustees it shall be made available to the membership with the next Yachting Yarns.

## Section 5 - MEETINGS

- 1) The Commodore shall set the time and place of all regular and special meetings of the Club and the Board of Trustees.
- 2) The place of all regular and special meetings of the membership shall be at the Club in Russells Point, Ohio. Regular and special meetings of the Board of Trustees shall be held at the Club or within 80 miles of Russells Point, Ohio.
- 3) The Secretary shall notify all Active members in writing at least two weeks in advance of any regular or special meeting thereof and shall notify all of the Trustees at least two days in advance of any regular or special meeting of the Board of Trustees. An emergency meeting of the Board of Trustees may be called by the Commodore. Such a meeting shall be held at the Club in Russells Point, Ohio, and is subject to the following conditions:
  - a. A quorum of duly elected Trustees must be present.
  - b. The Commodore must appoint Past Commodores as representatives of any absent Trustees.
  - c. If enough Past Commodores are not present to make up a full eleven member Board of Trustees, the Commodore will then appoint additional representatives from Active members present.
  - d. In no event can such a meeting be held with less than eleven Active members.
- 4) At all Meetings of the Club and the Board of Trustees, the Commodore shall preside or, in his absence, the next officer then present in the order in which the officers are listed in Article IV, Section 1, of the Constitution shall preside. The presiding officer shall not vote except to break a tie and must vote to break a tie.
- 5) At each meeting of the Club the order of business shall be as follows:
  - a. Reading of the Minutes of the preceding meeting
  - b. Treasurer's Report
  - c. Elections
  - d. Reports of Committees
  - e. Unfinished Business
  - f. New Business

The presiding officer may at their discretion, in the absence of objection from any active member present, waive the above order of business.

## Section 6 -STANDING AND SPECIAL COMMITTEES

- 1) The Club shall have the following standing committees: Race, Dock Mooring and Lot, House and Grounds, Membership, and Junior Sailing. The Chairman of the Dock and Mooring Committee shall be designated as the Dockmaster.
- 2) The Commodore shall appoint the chairman and the members of all standing committees at the time he or she takes office. The chairman and members of all standing committees shall serve for the same term as the Commodore, but the Commodore may, at his discretion, replace the chairman or any member of a standing committee or add new members to a standing committee.
- 3) The Race Committee shall:
  - a. Before March 1, mail to each Active Member a proposed racing schedule for all special and series races to be conducted for currently active class sailboats and a proposed racing schedule for the coming sailing season. At least ten days after such mailing, but before April 1, conduct a meeting of all interested Active Members who qualify as skippers to review and adopt racing schedules for active class sailboats. The race schedule shall be adopted by a majority of the Active Members present.
  - b. During March, mail to each member of the Board of Trustees, proposed Sailing Instructions covering all aspects of the racing program of the Club for the coming racing season and conforming to the then current Racing Rules of the appropriate yachting association as specified by the Board of Trustees. The Sailing Instructions shall require that any permitted appeal from the decision of a Protest Committee must first be taken to the Ohio Interclub Yachting Association.
  - c. Promptly after the April meeting of the Board of Trustees, mail a copy of the Sailing Instructions, incorporating any changes made by the Board of Trustees, to each Member.
  - d. Arrange for, conduct, and judge all special and series races held by the Club in accordance with the Sailing Instructions and, in so far as possible, in accordance with the aforementioned Racing Rules.
  - e. Prominently post all variations from the aforementioned Racing Rules.
  - f. Obtain and award prizes provided in the Sailing Instructions.
  - g. Have full charge of the Club owned boats and the responsibility for their care and maintenance. The outgoing committee chairman shall be responsible for turning the boats over in good condition to the new chairman.
  - h. Perform such other duties as from time to time may be designated by the Commodore or the Board of Trustees.
- 4) The Dock, Mooring and Lot Committee shall:
  - a. Designate and assign docks, dry docks, trailer storage and racks for boats owned by members and shall oversee the storage of the club boats.
  - b. Have full charge of Club lockers and the assignment of lockers to members.
  - c. Perform such other duties as from time to time may be designated by the Commodore or the Board of Trustees.
- 5) The House and Grounds Committee Shall:
  - a. Supervise the construction, maintenance and use of Club buildings, grounds and all furniture, fixtures and equipment pertaining thereto.
  - b. Draw up house rules and regulations, together with regulations governing visitors, which rules shall be ratified and confirmed by the Board of Trustees.
  - c. Perform such duties as from time to time may be designated by the Commodore or the Board of Trustees
  - d. The Committee Chairman shall be in complete charge of all maintenance employees hired by the Club. It shall be his responsibility to outline their duties and to see that they are performed in a workmanlike manner.
- 6) The Membership Committee shall receive and act on all applications for membership and pass on to the Board of Trustees its recommendations for new members.
- 7) The Junior Sailing Committee shall organize and advise children of Active members through age 17 in the conduct of sailing programs and competitions for such children and supervise and advise a Junior Sailing Association subject to rules and regulations as may be established by the Board of Trustees and the Junior Sailing Association. This committee shall also serve in a liaison capacity between the Junior Sailing Association and the Board of Trustees concerning the management of Junior Sailing Association funds for which a separate accounting shall be maintained by the Treasurer. The Junior Sailing Association funds shall be used to defray the costs of sailing programs and competitions conducted by or for the Junior Sailing Association and to pay entry fees encountered by members of the Junior Sailing Association who represent the Club in connection with sailing competitions. However, during any year, up to 20% of such funds may be used for programs other than sailing programs or competitions sponsored by the committee or the Junior Sailing Association and approved by the Board of Trustees.

- 8) The Commodore may appoint the chairman and members of any special committee at any time and for such purposes, as he deems necessary or desirable.
- 9) The actions of all standing and special committees shall be subject to approval of or review by the Board of Trustees upon request in writing to the Commodore by a member of the Club.
- 10) Only Active Members or their spouses<sup>1</sup> may be appointed to chair or to be a member of any standing or special committee.

#### **Section 7 - LONG RANGE PLANNING COMMITTEE**

- 1) The Long Range Planning Committee shall have six members with one member appointed from among the Active members by each Commodore at the time of their leaving office, each member to serve for a term of six years commencing immediately upon appointment.
- 2) The Chairman of this committee shall be appointed from among the committee members by the Commodore at the time of his taking office and serve as chairman for the same term as the Commodore who appointed him.
- 3) Any vacancy on this committee shall be filled by an Active member by the person who originally appointed a member to the position vacated, or in his absence by the immediate past Commodore.
- 4) This committee shall have the responsibility for planning future needs of the Club and shall pass its recommendations on to the Board of Trustees.

#### **Section 8 - CAPITAL EXPENDITURES**

- 1) The Board of Trustees shall advise the Long Range Planning Committee before making a proposed capital expenditure and the Long Range Planning Committee shall make known its opinion regarding the proposed capital expenditure to all members of the Board of Trustees.
- 2) The Board of Trustees shall not make, authorize, or contract for capital expenditures exceeding \$5,000.00 during any fiscal year without prior approval of a majority of the members of the Club present and voting at a Club meeting.
- 3) Twenty dollars of the annual dues of each Active member will be set aside by the Treasurer for a Capital Improvement Fund. The Treasurer's annual report will itemize disbursements for Capital Improvements each year.

#### **Section 9 - ELECTION OF OFFICERS**

- 1) The Commodore shall appoint a Nominating Committee of three Past Commodores at least two months in advance of the Annual Meeting. The members of this committee shall not serve in two consecutive years so as to provide for a more diverse input. They will hold office until two months in advance of the next Annual Meeting. The Nominating Committee shall fill its own vacancies occurring during its term of office. It shall be its duty to post on the bulletin board, at the Club, its nominations for the several offices and for Trustees three weeks prior to the Annual Meeting. Space will be provided on the posted notice for any additional nomination intended to be made by Active Members for any office. The name of the Active Member intending to make the nominations must be alongside the name of the Candidate. The names of the Candidates and the Active Member nominating them must be posted 14 days prior to the Annual Meeting. Nominations so posted will be the only nominations recognized at the Annual meeting.
- 2) In the event a vacancy occurs among the Officers or the Board of Trustees. The Commodore shall call a meeting of the Club for the purpose of filling the unexpired term of the office of trustee position vacated and the Nominating Committee shall present the nominations of an Active member or a spouse<sup>1</sup> of an Active member who is not an Officer or a Trustee to the Active members present at the meeting. Nominations other than those made by the Nominating Committee may be made at that time by any Active member.
- 3) The election of Officers and Trustees shall be by roll call or at the discretion of the presiding office, by acclamation or secret ballot.
- 4) To be elected as an Officer or Trustee, an Active member must receive a majority of the votes of the Active members present at the time of the election.

#### **Section 10 - AUDIT COMMITTEE**

At least one month prior to each Annual meeting of the Club, the Commodore shall appoint an Audit Committee of three active members other than the officers, which shall audit the fiscal year records, kept by the Treasurer and shall report the results of its audit no later than December 31<sup>st</sup> of that year.

## **Section 11 – FEES**

- 1) The Board of Trustees may adjust the initiation fee, associate member fee, annual dues and annual rental fees for docks, boat racks and lockers in an amount not to exceed five percent (5%) per year. (An allowance may be made to round any amounts up to the next even dollar.) Other changes or annual adjustments greater than five percent (5%) must be recommended by the Board of Trustees and approved by a majority of the Active members of the Club present at a meeting of the Club.
- 2) The dues and docking fee for an unmarried Active member under the age of 30 may be set at a reduced rate as prescribed in Section 1 above. If the member is married, the age of the older spouse shall be used.
- 3) The Secretary shall, no later than February 1 of each year, give notice by mail to all members of the dues and rental fees payable and each member shall prior to March 1, pay his annual dues and rental fees for the current year.
- 4) The Secretary shall, by March 15, give notice by mail to any member delinquent in the payment of dues and rents, and if the same remain unpaid, shall attempt to personally talk to each delinquent member by April 1. Any member failing to pay his dues and rents, or to make arrangements with the Secretary, satisfactory to the Board of Trustees, by April 1 shall be struck from the rolls and stand suspended. No members will be permitted to have a boat at the club before their dues are paid.
- 5) No later than April 10 of each year, the Secretary shall notify the Commodore, the Chairman of the Membership Committee, and the Dock Master, of the number of Active members, and the names of the Active members who have paid their dues. The Secretary shall also notify the Commodore of the names of the Active members suspended pursuant to the provisions of Paragraph 4 of Section 11.
- 6) The schedule of Annual fees, dues and rents shall be published on a separate sheet and included with the membership list.
- 7) Annual dues and fees not paid on or before March 1 will be subject to a \$25 penalty charge.

## **Section 12 - SPECIAL ASSESSMENTS**

A special assessment may be levied upon Active members only and may be levied only after recommendation of a majority of the Board of Trustees and by the vote of a majority of the Active members present at a meeting of the Club called in accordance with the provision of the By-Laws, after notice thereof, including the amount of the special assessment and the precise purpose thereof, shall have been mailed to each Active member not less than two weeks before the meeting at which the special assessment shall be voted upon. At such meeting, no special assessment which is greater than or for a purpose different from that stated in the notice shall be levied.

## **Section 13 – REINSTATEMENT**

- 1) The Board of Trustees may reinstate any suspended member within one year of his suspension for failure to pay dues and rents upon his payment to the Secretary of all dues owed to the Club and any special assessments levied during his absence.
- 2) Former Active members other than those mentioned in Paragraph 1 may, upon request and subject to the approval of the Board of Trustees, be reinstated as Active members after full payment of current dues, special assessments levied or paid during the period they were not Active members and a reinstatement fee. The reinstatement fee shall be at least \$25 but otherwise no more than the difference between the current initiation fee and the initiation fee then current for the last year during which such person was previously an active member.

## **Section 14 – MEMBERSHIP PRIVILEGES**

- 1) Active and Active First Year Members may:
  - a. Vote in all membership and special meetings provided all dues and fees are current and initiation fee is paid.
  - b. Pursuant to the ILYC General Operating Rules, rent one of the Club's island docks or dry docks for a then currently active class sail boat.
  - c. Provided that there are sufficient island docks available to be rented, and pursuant to the ILYC General Operating Rules, rent one of the club's docks for any mono-hull sailboat, which is determined by the Board of Trustees to be suitable for the Club's docks and unsuitable for the Club's boat racks.
  - d. Rent one of the Club's boat racks for any one-design daggerboard class sailboat having an overall length of less than 15 feet and an overall weight of less than 250 pounds, and which boat is determined by the Board of Trustees to be suitable for the Club's boat racks.
  - e. Rent one of the Club's lockers.

- f. Rent more than one dock, boat rack or locker provided such is or are available after all Active Members have had the opportunity to rent one of each.
  - g. Use the Club key (which will be issued upon acceptance of membership) at any time throughout the year.
  - h. Entertain guests at the Club.
  - i. Use the parking, clubhouse, clubhouse kitchen, and picnic facilities of the Club.
  - j. Store iceboats at the club during the winter months.
  - k. Skipper his or her active class boat in any race or series race conducted by the club for that class.
- 2) Past Active and Associate Members may:
    - a. Use the Club key (which will be issued upon acceptance of membership) at any time during the year.
    - b. Entertain guests at the Club.
    - c. Use the parking, clubhouse, clubhouse kitchen, and picnic facilities of the Club.
  - 3) A spouse<sup>1</sup> or other household mate of an Active Member and children of an Active Member may skipper the Active Member's class boat in any race conducted by the club for that class.
  - 4) All Active Members who have paid their initiation fees and all current membership dues and rental fees in full shall be given seniority numbers consecutively in accordance with their length of current and continuous Active Membership. New Active Members shall be given seniority numbers in accordance with the order in which their initiation fees and all dues are paid in full. If more than one Active Member first pays his or her fees and dues in full on the same date, their seniority numbers shall be given in accordance with the order in which the Secretary confirms their admission to membership.
  - 5) Active Members serving a tour of duty with the Armed Forces of the U.S. shall retain their seniority number for the duration of their tour.

### **Section 15 – CLUB FACILITIES**

- 1) The assignments of docks, racks and lockers will be based on the length of current and continuous Active Membership i.e., seniority number, or the Active Member requesting the same and payment of annual rental fees established by the Board of Trustees. When the Dockmaster receives the list of paid Active Members, a list of open docks, racks, or lockers is to be posted on the club bulletin board for a period of two weeks. This list will show all available docks, racks, and lockers and provide a sign up list for Active Members to express their desire to be assigned to a new or different dock, rack or locker. At the end of two weeks, the assignment of docks, racks or lockers will be made in order of seniority. In the event a dock, rack or locker becomes available during the year, the above procedure shall be used to determine which member will be assigned to it. No dock, rack or locker can be vacated solely for the purpose of avoiding repair and maintenance.
- 2) A currently active class sailboat that is for sale may be displayed using one of the club's vacant unrented docks after approval of the Dockmaster and the Commodore.
- 3) Any and all mechanism for boatlifts and placement thereof in docks must conform to specifications approved by the long-range planning committee. Any such mechanism installed becomes the property of the club when a dock having a boatlift is vacated and may be made available to active members. All repairs, maintenance and legal responsibility for the boatlift are the responsibility of the member renting the dock in which the lift is located.
- 4) The "Brentlinger Property" and docks, being remotely located, shall be considered separately from main Club property. Docks shall be available to any Active Members for docking their own powerboats or sailboats on an annual basis, from May 1 each year. Docks shall be used by the renting Active Members for their personally owned boats only, unless other arrangements are made with the Dockmaster and approved by the Board of Trustees. Boats docked at club docks are to maintain proper and current registration with the State of Ohio. Dock fees for Active Members shall be the same as those for docks on the island. Members shall have first priority on availability, based on Club Seniority number. Alterations shall be subject to approval by the Dockmaster, and at the renter's expense. All alterations shall become Club property. (amended fall, 2004)
- 5) Any Active Member, fleet, or other group of Active Members, desiring to hold a regatta or other event to which more than ten non-Club members will be invited and which will require the use of the facilities of the Club shall, before announcing the event, obtain approval of the event and the date or dates of the event from the Board of Trustees and shall comply with all requirements and conditions that the Board of Trustees may impose for the conduct of the event. Any request for approval of any event in accordance with this paragraph 10 must be transmitted to the Commodore at least 30 days in advance of a meeting of the Board of Trustees at which the request will be voted upon.
- 6) All regattas or other events taking place at Indian Lake Yacht Club for which a person, fleet or other group collects money for entry fees, food, trophies, or other purposes, or to which non-members of Indian Lake Yacht Club are invited, shall be conducted by a special committee appointed by the Commodore of Active Members or their spouses and chaired in name and in fact by one or more Active Members or their spouses appointed by the Commodore.



## **Section 16 - ELECTION OF MEMBERS**

- 1) Any person desirous of becoming a member of this Club shall make application on a form provided by the Secretary, such application shall be accompanied by a \$30.00 non-refundable application fee. The application shall first be considered by the membership committee and then the Board. If approved, the initiation fee, dues and rents for one year must be remitted (minus the \$30.00 application fee) prior to the arrival of the new Member's sailboat.
- 2) Children who have attained age 21 and spouses of children of Active members who are or within the last six months have been Active members, are entitled to become Active members upon payment of the then current dues and fees except that the initiation fee shall be as follows:
  - a) Children or spouses of their children of Active members who have been Active members continuously for three years or more - no initiation fee.
  - b) Children or spouses of their children of Active members who have been active members for two years - one third of the current initiation fee.
  - c) Children or spouses of their children of Active members who have been Active members for one year - two thirds of the current initiation fee.
- 3) Except for the children or spouses<sup>1</sup> of their children and widows or widowers of Active members who qualify for membership in accordance with Paragraph 2 of this Section, a person shall be elected to Active or Associate membership only upon the recommendation of three Active members, the approval of the Membership Committee, and approval of a majority of the Trustees present at a meeting of the Board of Trustees during which the application for membership is being considered.
- 4) Persons elected to membership as provided in Paragraph 3 of Section 14 shall be notified in writing of their election and shall be admitted as Members. In the event a person is elected to Active membership after September 1 of any year, the dues paid shall be applied in full to the dues for the following year.
- 5) All Associate memberships shall expire on April 30 of each year and no applications for Associate membership shall be considered by the Board of Trustees before May 1 each year. In the event the number of applications for Associate memberships exceeds the number of Associate memberships available for any one year, the Board of Trustees shall have sole responsibility and authority for determining those persons who shall be elected to Associate membership.
- 6) Current and former Active Members who qualify as Past Active Members may, upon written request of the Board of Trustees<sup>1</sup> be included in such class.
- 7) Spouses<sup>1</sup> of deceased members will automatically receive the membership status, seniority and other privileges of the deceased spouse.
- 8) Spouses<sup>1</sup> (or former spouses) who become members and pay the appropriate dues will receive the seniority number immediately following the spouse's (or former spouses) number.
- 9) An application for Active or Associate membership shall only be accepted from an individual who has attained age 21.

## **Section 17 - LIMITATIONS ON MEMBERSHIP, CLASSES OF BOATS, and DOCKS**

- 1) Membership
  - a) If an Active Member sells their class boat they shall be grandfathered in their class and maintain their voting privileges as long as they maintain continuous Active membership.
  - b) Associate Members -This group shall be limited to the number of active memberships open on May 1<sup>st</sup>.
  - c) Waiting List (Applies when membership reaches 100 members).
    - i) In the event the number of Active and Associate Members reaches 100, applications for Active and Associate membership shall be accepted by the Membership Committee without the initiation fee, dues and rents. These applications shall be considered by the Membership Committee and submitted to the Board of Trustees, which shall act upon them.
    - ii) If a person is elected to membership, he shall be placed upon a waiting list to be maintained by the Secretary. Thereafter, as vacancies in these membership classes are created, those persons listed shall be invited by the Secretary to become members in the following order:
      - (1) All children or spouses of their children and widows or widowers of Active members qualified for membership as provided in Section 16, Paragraph 2 of the By-Laws that are eligible for one of the above classes of membership.
      - (2) All former Active members desirous of being reinstated as Active.
      - (3) All other persons who own a currently active class boat.
      - (4) All other persons who meet the requirements for membership want to become Active members.

- 2) Classes of Boats
  - a) Approved one-design class sailboats for Active membership are: Interlake, Lightning, Highlander, E-Scows, Inland-20 Scow (with M-20), MC Scow, and Hunter 23.
  - b) A Class that has not maintained a minimum of three boats at the club in any year shall be deleted in the year following this period.
  - c) A new class with at least three one-design sailboats may be added to the appropriate list of active class sailboats by a majority vote of all Trustees.
- 3) Docks
  - a) The Board of Trustees shall determine where non-class boats may be docked, depending on the suitability of the docking spaces. Preference will be given to class boats for island docks.
  - b) An active member owning a sailboat of a deleted active one-design racing class, or any other active one-design racing class sailboat permitted by these By-Laws, may continue to dock that boat in his or her island dock or rack as long as that boat is docked in an island dock or rack each sailing season.
  - c) An Active member who rents an island dock or dry dock space and disposes of his or her sailboat, unless he or she acquires a sailboat then qualified by these By-laws to be docked in any island dock at the Club, must relinquish his or her island dock or dry dock.

### **Section 18 - SUSPENSION AND EXPULSION**

Complaints against a member of the Club for misconduct in his relation to the Club or to the sport of yacht racing may be made by any member to the Board of Trustees. Every such complaint shall be in writing subscribed by the complaining party and shall state plainly the nature of the complaint. If the Board of Trustees shall deem such complaint of sufficient importance, it shall cause a copy thereof, together with a notice of the time and place where the Board of Trustees or a subcommittee of not less than three members appointed by it, will meet for the consideration thereof, to be served upon the member complained against and to be mailed to the complainant at least five days before the meeting. At the time and place appointed, the Board of Trustees or the subcommittee shall proceed to the hearing of the case under such regulations as determined by the Board of Trustees. The Board of Trustees, by the affirmative vote of at least eight of its members, all of whom must have heard the case, or by adoptin the unanimous vote of its subcommittee as aforesaid, may find the accused member to be guilty of the charge against him and may adjudge that he be expelled or suspended and shall notify the Club at its next regular meeting of such expulsion or suspension. But the expulsion or suspension by the Board of Trustees shall not become effective until forty days after such notice thereof to the Club shall have been given and may be set aside by a majority vote of the Active Members Present at a meeting of the Club.

### **Section 19 - AMENDMENT OF BY-LAWS**

- 1) Except as provided below, these By-Laws may be amended only on the vote of two-thirds of the Active Members present at a meeting of the Club. A notice of such meeting, including a copy of the proposed amendment, shall be mailed to each Active Member of the Club, not less than two weeks before the meeting at which the proposed amendment is to be voted upon. Amendments germane to a proposed amendment may be offered and voted upon at the meeting.
- 2) The Board of Trustees may amend the By-Laws, to reflect changes in fees, dues and rents made pursuant to Section 11, paragraph 1, and may amend Section 17 paragraph 2, to include or remove class boats according to the requirements of the Bylaws. The Board of Trustees may also amend these Bylaws to correct typographical, grammar, or spelling errors as long as the changes do not modify the intent of the contents.

### **Section 20 – ILYC CAPITAL / ENDOWMENT FUND**

Gifts to the Indian Lake Yacht Club may be made to the Capital / Endowment Fund which has been established for the improvement of the Club. Use of such funds may be restricted as the contributor designates. If not restricted, 95% of the gift shall be earmarked for capital improvements to the Club and no more than 5% shall be used for general operations. This fund will be administered by the then current Board of Trustees and one member of the Long Range Planning Committee. Each year the account will be audited by the audit committee after which the Treasurer will publish a statement regarding the status of the funds.

<sup>1</sup>spouse = significant other