

BY-LAWS
of
SWAMP CREEK ROD & GUN CLUB, INC.
P.O.BOX 274
Zieglerville, PA 19492
Revised Fall 2024

ARTICLE 1 – NAME & ADDRESS

The name of this club shall be the **Swamp Creek Rod and Gun Club, Inc.** (The Club).
The Principal Office is PO Box (274) 4 Big Road Zieglerville Pa. 19492

ARTICLE 2 – OBJECTIVES

The purposes for which The Club is organized are to promote conservation, restoration, and responsible management of the game, fish, and other wildlife and its habitat in Swamp Creek and its environs; to seek to procure better fishing and hunting for the sportsman; to provide a place for sportsmen to practice these skills; to promote and maintain friendly relations with landowners and sportsmen; to cooperate in fish and game laws; and so far as possible to spread knowledge of useful wildlife among the residents of Swamp Creek and surrounding areas. The Club shall operate without profit, shall be nonpolitical and nonsectarian. The Club shall operate under I.R.S. IRC 501(c)(7) as a non-profit social/recreational club, shall be nonpolitical and nonsectarian. The net profits of such shall not be privately inured to any members of The Club in accordance with IRC 501(c)(7). The use of any surplus funds for private inurement to any person in the event of a sale or dissolution of the Club is prohibited.

ARTICLE 3 - MEMBERSHIP

Section 1. Any U.S. Person of suitable character and interest, eighteen (18) years or older may go online to either sign up for a new membership orientation class if available or be placed on the waiting list. The new member orientation class consist of general firearms safety review, club safety review and expectations, and a firearms proficiency test performed on the range. If the applicant does not pass the evaluation, it will be required the applicant takes an appropriate class to satisfy proper range protocol before becoming a member. After taking said class and passing, the individual will be offered family or senior family membership. Upon completion of the new membership form with signature and payment of the initiation fee and dues, the new member will be provided with a membership card(s) and fob for entry to the club. Family membership includes spouse and children, once any family member reaches 21 years of age they will need their own membership. Senior family membership must be 65 or older by January 1st.

Section 2. The amount for Entrance fee and the yearly dues shall be at the discretion of the Board of Directors.

Section 3. The club Officers and Trustees will decide the maximum memberships with consideration of the members comments. This will be evaluated on a yearly basis as part of the annual review process.

Section 4. No member shall be entitled to hold office until that member is 21 Years or older and has been a member in good standing for at least twelve (12) consecutive months, or more, from effective date of current membership, and attended a minimum of 40% of the regular meetings in the twelve (12) preceding months. He/she may, however, serve on a committee.

Section 5. All members in good standing for one year shall be entitled to vote in elections.

ARTICLE 4 - MEETINGS

Section 1. Regular meetings of the Club shall be held at such places and dates as may be deemed suitable by the Board of Directors, but there shall be not less than one scheduled regular meeting in each month.

Section 2. A special meeting of The Club may be called by the Board of Directors, or on written request of the President, or whenever one third of the voting members of The Club, in good standing, shall make a request of the President for the same, specifying the object of the meeting; and provided that not less than ten days written notice of such special meeting shall be given to the members.

Section 3. All meetings shall be conducted according to parliamentary rules as defined by Robert's Rules of Order with open discussion from the floor on all measures permitted and encouraged following informal format.

Section 4. The Board of Directors shall hold regular meetings at such places and dates, as may be deemed suitable by the Board of Directors, but there shall be not less than one scheduled regular meeting in each month. The Board Meeting shall be open to any members having business to present to the Board. He/She/They will inform the President/Board of such intent at least two (2) weeks prior to the meeting date. The President/Board may limit the number of members heard at any one Board meeting. Members will be heard in the order of their request.

Section 5. Any person, who is not a member of the Club, shall not be present at a meeting of the Club unless approved by two (2) officers or Directors.

Section 6. Notice of a change of meeting date of the Club shall be communicated, by the Secretary, to every member of the Club at least four (4) days before the date of the meeting.

Section 7.

All BOD discussions and deliberations to make any club decisions will be conducted preferably in person but may also be conducted by phone conference call or virturerally by video conferencing where all participants can hear each other speaking. In the case of an emergency or where an issue is time sensitive, a group email (with reply to all response required) will be sent out to the BOD for any action that needs to be taken before the next scheduled board meeting.

ARTICLE 5 – QUORUM

Section 1. At general membership meetings a majority of the total members of the Board of Directors shall constitute a quorum and a majority vote of the Directors present at any such meeting shall prevail. In the event where there are less than 3 Board of Directors actively voted in and serving and no quorum can be reached the remaining BOD and 6 or more general members will make up a quorum to do the clubs business until 3 or more directors are actively voted in and serving where a BOD quorum can be reached once again.

Section 2. At meetings of the Board of Directors, a majority of the total members of the Board shall constitute a quorum and a majority vote of the Directors present at any such meeting shall prevail.

ARTICLE 6 – MANAGEMENT

Section 1. The management of the Club shall be vested in a President, Vice President, Secretary, Treasurer, Membership Secretary, and Three (3) Trustees. These shall constitute the Board of Directors.

ARTICLE 7 – OFFICERS AND HOW ELECTED

Section 1. The Board of Directors shall consist of the President, Vice President, Secretary, Treasurer, Membership Secretary, and three (3) Trustees. Each Trustee shall be elected for a term of three (3) years in a manner such that one (1) Trustees term expires each year.

Section 2. The President, Vice President, Secretary, Treasurer, Membership Secretary, shall be elected by a vote of the members and hold office for one (1) year.

Section 3. In the event of any vacancy in any office for any reason, the President shall have the power to fill the office by appointment, provided the appointee is approved by the Board of Directors.

Section 4. The procedure for election of officers shall be – nominating committee nominations reported in November, nominations from the floor and election in December. Elected officers assume their responsibilities in January.

ARTICLE 8 – DUTIES OF OFFICERS

A. Board of Directors

Section 1. The Board of Directors shall have the power to manage all the affairs of the Club on any and all questions relating in any manner whatsoever thereto, and to make all contracts necessary for the proper transaction of all business. They shall have the entire jurisdiction over all matters pertaining to the care, conduct, control, supervision, and management of the Club and its finances, and all appropriations unless directed otherwise by a two thirds (2/3) majority vote of the general membership.

Section 2. It shall be the duty of said Board of Directors to prescribe and publish rules, regarding the use and occupancy of the areas of the Club, the care of the grounds owned or managed by the Club, its finances and all appropriations unless directed otherwise by a two thirds (2/3) majority vote of the general membership.

Section 3. At the regular meeting of the Club the Board of Directors shall make a full report of their proceedings during the previous month and recommend such measures as they may deem advisable.

Section 4. Any member of the Board of Directors who shall be absent from three (3) consecutive monthly meetings of such Board, shall be deemed to have resigned as a member of such Board and cease to be a member thereof unless a suitable excuse for the absence is offered at the next monthly meeting and accepted by the Board of Directors.

Section 5. In no case where a resolution has been passed at a meeting of the Board of Directors affecting the relations of any member of The Club toward The Club shall such resolution be reviewed at a subsequent meeting without notice in writing sent by the Secretary to every member of the Board of Directors at least ten (10) days before the meeting that such previous action will be brought up for review or consideration.

Section 6. The Board of Directors shall serve without any compensation.

Section 7. The Board of Directors shall have the following specific powers:

To appoint delegates with input from the club members to the different associations of which The Club may be a member or for the purpose of conferring with any association or club respecting any matter in which The Club may be concerned. To make rules for the conduct of the members of The Club and for their use of The Club's property.

To suspend or expel a member for any conduct in violation of the rules or behavior improper or prejudicial to the interest of The Club.

To fix and enforce penalties for the violations of rules.

To remit penalties for the violations of the rules.

To prescribe rules for the admission of strangers or guests to the privileges of The Club.

To call special meetings of The Club to consider special subjects.

To make, alter and amend the rules for the Board's own government and fix and enforce penalties for the violation of such rules.

To prescribe additional duties for any of the officers, in addition to those herein set forth.

B. President

Section 1. The President shall preside at all meetings of The Club and Board of Directors and enforce all laws and regulations of The Club. He/she shall perform such other duties as shall be imposed upon him/her by resolution of the Board of Directors or general membership. The President shall, with the Secretary, sign all written obligations of The Club.

Section 2. The President shall have the power to appoint all committees necessary for the proper function of The Club.

C. Vice President

In the absence of the President, his/her duties shall be performed by the Vice President. In the event of the death or disability of the President, the Vice President shall act until the Board of Directors fill the office.

D. Secretary

The Secretary shall keep the minutes and other official reports of The Club. He/she shall have available at club meetings these records for members review for the past year and provide copies of these records to any member who requests them. He/she shall conduct official correspondence of The Club. He/she shall keep all records, books, documents, and papers relating to The Club in such place and shall perform such other duties as may be assigned to him/her by the Board of Directors.

E. Treasurer

The Treasurer shall be required to have a fiduciary bond and keep account of all moneys received by him/her and deposit same in the name of The Club in such bank as shall be designated by the Board of Directors. He/she shall not pay out any of the money of The Club except in such manner and for such purposes as shall be approved by motioning of The Club or resolution of the Board of Directors. The Treasurer shall not be responsible for money or funds of The Club paid out or disbursed upon checks or vouchers therefore which have been properly signed and countersigned at each monthly meeting of the Board of Directors, he/she shall make a statement of the financial condition of The Club and at the regular meeting of The Club he/she shall submit a detailed report of the financial condition for the preceding month. These reports shall be audited annually during the month of February by a manner voted forth by a majority of the Board of Directors at the January meeting.

F. Membership Secretary

The Membership Secretary shall maintain the membership rolls and be responsible for the collection of dues, which will be forwarded to the Treasurer. The Treasurer will sign and issue all membership cards and report to the Club on the status of paid/unpaid members. The Membership Secretary shall insure that the maximum number of the Club members allowed is not exceeded according to Article 3, Section 3.

G. Trustees

Trustees will function as part of the Board of Directors with voting rights. Trustees will be responsible for keeping the Club in business if the president and Vice President both leave the club. Trustees along with the remaining BOD members will vote to appoint one trustee to serve as the interim President or may vote to appoint one of the other board members to assume the interim President position until December of that year when the General Membership may or may not nominate the interim President to serve as President for another year. If the interim President is nominated and accepts for another year, then another person must be nominated or appointed to fill the open Trustee position. If a Trustee or BOD member are unavailable to fill the President position then the Trustees will need to look to the General Membership to fill the President position.

Article 9 - Dues

Dues must be paid by the close of January's membership general meeting. Any member who fails to pay by the deadline will be considered to have resigned their membership. Dues will be accepted starting at the November general membership meeting. Former members who wish to reactivate their membership may do so by remitting this year's dues good until December 31st of the year paid. If a member has not been active or paid dues for two (2) year's or more, a new initiation fee along with dues will be required, if openings are available. Fobs will no longer work if dues are not paid by January 31st.

Article 10 – Members reserving the club

Members may reserve the club for a personal outing once per year. A 2-week advanced noticed is required. The club ranges may be reserved for up to 3 hours. There must be 4 or more persons for an outing to be considered. The person reserving the club will be responsible to ensure everyone will follow all club rules and be responsible for their actions. One person must be established as the RSO for the outing at the beginning of the outing. The RSO may not be shooting while others are shooting. Everyone not a member of the club must fill out the guest pass and read the club rules found with the guest pass and pay the \$5.00 charge. Guest passes must be completed before starting and kept available during the outing and then deposited into the black box at the end of the outing. A club officer may ask to see the guest pass at any time during the outing.

Article 11 – Professional Training

Professional training may be offered at the club by certified trainers with the proper insurance coverage after review by the BOD with the following considerations and requirements.

The trainer must have current certifications and current liability coverage and these documents must be on file before proceeding with any scheduling. A 6-week advanced notice is required for consideration. Will the training benefit the members and or the community. Will the training have any unreasonable effect on the use of the range by the membership. The intensity and scope will be considered to see if our facility is conducive. The training calendar already established must be considered. All club range and safety rules will be followed and these will be given to the trainer. How many students will attend and how will it be managed for safety. Permission for one training class will not automatically give approval for any additional classes. Each request needs to be reviewed separately unless a training series is requested and approved. Other request for use of the facility for training by law enforcement or other agencies will be discussed and considered by the Board.

ARTICLE 12 – INDEMNIFICATION AND PERSONAL LIABILITY OF DIRECTORS AND OFFICERS

Section 1. Each director and each officer and former directors or officers, and any person who may have served, at its request, as a director or officer of another corporation in which it owns shares of capital stock or of which it is a creditor, shall be indemnified by the Club against expenses actually and necessarily incurred by them in connection with the defense of any action, suit or proceeding in which they, or any of them, are made parties or a party by reason of being or having been directors or officers or a director or officer of The Club or of such other corporation, except in relation to matters as to which any such director or officer or former director or officer or person shall be adjudged, in such action, suit, or proceeding, to be liable for negligence or misconduct in the performance of duty. Such indemnification shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any By-Law, Agreement, vote of Board of Directors, or otherwise.

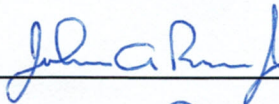
Section 2. Directors and Officers liability insurance policy will be provided and kept current by the club.

Section 3. No director of The Club shall be personally liable to the Club or its Board of Directors for monetary damages as such for any action taken, or any failure to take any action, unless: (1) the director has breached or failed to perform the duties of his/her office as set forth in 15 Pa.C.S. 511 relating to standard of care and justifiable reliance; and (2) the breach or failure to perform constitutes self-dealing, willful misconduct or recklessness. These provisions, however, shall not apply to: (1) the responsibility or liability of a director pursuant to any criminal statute; or (2) the liability of a director for the payment of taxes pursuant to State or Federal Law.

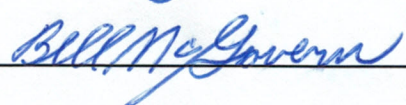
ARTICLE 13 – AMENDMENTS

Amendments to these by-laws must be submitted in writing at a regular meeting or a Board of Directors meeting. Proposed amendments must be read at two consecutive regular meetings and must receive the approval of the Board of Directors before being voted upon by the Club membership at a regular meeting. The first reading may take place at the meeting where the amendments are first submitted. The vote may be taken at the same meeting as the second reading if the Board of Directors have already approved the amendments for membership vote.

These By-Laws were amended on 09/19/24 following the procedures of Article 13 amendments as described above.

President: John Rose  Date: 19 September 2024

Vice President: Dave Chang  Date: 09-19-2024

Secretary: Bill McGovern  Date: 09-19-2024