

BY-LAWS  
OF  
GAVINS POINT YACHT CLUB, INC.

ARTICLE I  
NAME

The name of the organization shall be the GAVINS POINT YACHT CLUB, INC.

ARTICLE II  
OBJECTIVES

The purpose of this organization shall be to encourage the pursuit of sailing as a recreational activity and as a competitive sport; to teach the rules of sailing; to engender a spirit of sportsmanship among its members, their families and within the community; to promote the teaching of the methods, techniques and sciences of sailing to young people and to promote the proper boating safety and etiquette for all water recreational activities. The aforementioned will not exclude power boat yachtsmen.

ARTICLE III  
BURGEE

The club burgee shall be a pennant with the letter "G" and an arrow extending from the letter "G" to the tip of the pennant. The letter "G" shall be red in color, and have a blue background.

The corporation shall have a seal which shall be in the form of a circle with the name "GAVINS POINT YACHT CLUB, INC." Corporate Seal inscribed thereon.

## ARTICLE IV MEMBERSHIP

All applications for membership, together with all fees and waivers, shall be submitted to the board of officers for approval. If the applicant is approved by a majority of the board of officers, the applicant shall be admitted to membership. The board of officers, shall be constrained by the purposes of the club, to apply special concern when considering admitting a potential member who does not own, or intend to own a boat.

Co-owners of boats shall apply for separate memberships.

All facilities, social events and races shall be open to all guests of any member in good standing. Each member is responsible for his guests. The club assumes no responsibility for guest or their property. Guests may be charged for events.

All members and their guests are required to conform to the provisions of these By-Laws, and such rules of conduct as are adopted by the club. Any member guilty of violation of club rules or bad conduct may be suspended or expelled from club upon recommendations of the board of officers or a majority vote of all active members in good standing.

Membership shall include a husband and wife, having a total of one (1) vote. Unmarried couples shall have one (1) vote.

## ARTICLE V FISCAL YEAR

The fiscal year of the club shall be from January 1 to December 31, both dates inclusive.

## ARTICLE VI QUORUM

Five members of the board of officers shall provide a quorum of any board meeting.

Thirty percent (30%) of the membership shall provide a quorum for conduct of club business at any special meeting or election, and Ten Percent (10%) at any Annual Meeting.

**Meetings by Remote Communication.** Governing Board Members, or any committee appointed by the Governing Board, may participate in a regular or special meeting, or conduct the meeting through the use of any means of communication by which all Members participating may simultaneously hear each other during the meeting. Members participating in a meeting by this means shall constitute presence in person at such meeting.

## ARTICLE VII AMENDMENTS

Amendments to these By-Laws may be proposed at a regularly scheduled meeting of the board of officers, but may only be adopted at a subsequent meeting thereof. However, a majority of members may also alter, amend or adopt new By-Laws at an annual or special meeting properly called. The membership shall be notified of all amendment within thirty (30) days after adoption.

## ARTICLE VIII BOARD OF OFFICERS

The board of officers of the club shall consist of:

COMMODORE  
VICE-COMMODORE  
SECRETARY  
TREASURER

RACING CHAIRMAN  
Immediate PAST COMMODORE  
SAILING CAMP CHAIRMAN  
HOBIE WAVE CHAIRMAN

The board of officers shall have all general authority to manage the affairs of the club, regulate the conduct of its members, make commitments of capital expenditures by the club, and do all things which a board might do for a corporation.

No member of the board of officers, by reason of their office, shall be liable for any negligent act or omission of the club, and such member of the board of officers shall in no way be construed as an agent of the club.

The COMMODORE is responsible for the welfare of the club. They shall preside at all meetings of the club at which they are present. They shall be chairman of the Board of Officers. They shall appoint such other committees as are required and will be ex-officio a member of all such committees.

The VICE-COMMODORE shall assume the office and title of Commodore in the case of vacancy from any cause in that office, and shall assume the duties of the Commodore in case of the temporary absence or disability of the latter.

The SECRETARY shall keep minutes of all club meetings, permanent records of all club activities, and conduct all club correspondence. By May 31<sup>st</sup> of each year, they will compile and distribute to all members a complete list of active members on that date. They will report at the annual meeting next following his election, a summary of the club's activities during the preceding year.

The TREASURER shall be responsible for collection of all dues and any other amounts due the club. They will disburse club funds in payment of properly authorized club indebtedness at the direction of the Commodore, except that all expenditures in excess of \$500.00 will have prior approval of the Board of Officers. At the annual meeting following his election, they will submit a report of receipts and expenditures covering the fiscal year, and the club's cash assets and liabilities at the years end. Records shall be always kept up to date.

The RACING CHAIRMAN shall be responsible for the general coordination and planning of the club racing schedule and special club races and regattas, the preparation of sailing instructions, and for committee boat organization and equipment (buoys, signal flags, stopwatch, etc.) and shall make arrangements for the procurement of trophies. They shall determine, with the approval of the board of officers, the fee's required to support the current racing program.

The Immediate PAST-COMMODORE shall be a member of the board of officers and act in an advisory capacity.

The SAILING CAMP CHAIRMAN shall be responsible for the general coordination and planning on the GPYC sailing camp event.

The HOBIE WAVE CHAIRMAN shall oversee arrangements of the GPYC fleet of hobies; coordinating their launch/removal from the beach, conduct or coordinate all repairs needed, check the hobies in and out/maintain a list of people to conduct check ins.

## ARTICLE IX ELECTION OF OFFICERS

All officers shall be elected at the annual meeting in September or October by a majority vote of qualified members present. They shall hold office for two years beginning November 1<sup>st</sup>.

A list of nominations for each office shall be prepared by the board of officers and the membership shall be notified of these nominees at least twenty

(20) days prior to the annual meeting. Additional nominations may be made from the floor by any member in good standing at the annual meeting.

Officers shall be elected by secret ballot of members in good standing, and a plurality of votes cast shall be sufficient for election.

Offices vacated during the year, other than Commodore, will be temporarily filled by the VICE-COMMODORE. Nominations for the vacated office will be made to the board of officers, and submitted to the membership, members to be notified at least twenty (20) days prior to election of the office vacated. A majority vote will determine the new officer, based on a majority of those present and proxy votes submitted.

## ARTICLE X MEETINGS

The annual meeting of the club shall be held in September or October at such time and place determined by the board of officers.

The board of officers will hold meetings at times and locations when necessary to conduct club business.

Special meeting may be called at any time by the majority vote of the board of officers. The Secretary shall notify all members of any such meeting sufficiently in advance as to permit their attendance.

Unless otherwise provided, the latest edition of ROBERT'S RULES OF ORDER shall determine procedure in all meetings.

## ARTICLE XI COLLECTION OF DUES AND FEES

All annual dues are payable prior to May 1<sup>st</sup> or when new memberships are approved.

The annual dues shall be \$80.00. If paid after May 1<sup>st</sup>, annual dues shall remain \$80.00.

Annual dues are not refundable.

## ARTICLE XII LIABILITY PROVISIONS

By applications for and after approval of membership in the GAVINS POINT YACHT CLUB, each applicant, for himself, his heirs, assigns and spouse, specifically assumes any risk inherent in any activity actually existing on the club premises, docks, shore lines, and water adjoining the same. The club and the officers assume no liability whatever for any accident or resulting injury or property damage, whether personal or otherwise, in operation or maintenance of the club or activities in connection therewith, or for any equipment owned or operated by the club. Each applicant agrees specifically for himself, his heirs, assigns and spouse, to hold harmless the club and its officers from any and all liability in connections with any and all club activities or use of the club equipment or club premises, and before being accepted for membership will sign the proper waiver provided by the club. This waiver, assumption and indemnification is to be in force as long as the member is affiliated with the club.

## ARTICLE XIII CLUB RULES

All rules and regulations issued by the Corps of Engineers, U.S. Coast Guard and local regulatory agencies, applicable to Gavins Point, otherwise known as Lewis and Clark Lake, shall be observed by the club and its members and guests.

In order to protect the best interest of all its members, only those members sufficiently skilled in the operation of house may use such club-owned equipment.

People taking the hobie waves out must be an active GPYC member and an Equipment Use Liability Waiver must be on file. Waves shall not be taken out above 20mph winds. If people wish to take them out in heavier winds, they will assume all responsibility for the waves for damage and also their bodily injury for themselves and any riders on board.

Each member using club-owned equipment is responsible for stowing gear, sails, etc., and properly mooring boats. All defects in equipment should be reported to the Hobie Wave Chairman

Additional rules may be adopted from time to time by the Board of Officers.