

LAKE CABLE RECREATION ASSOCIATION, INC.
AMENDED AND RESTATED
BY-LAWS AND RULES
2024

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AMENDED AND RESTATED LAKE CABLE RECREATION ASSOCIATION BYLAWS 2024

By written vote of the members of Lake Cable Recreation Association (hereinafter "LCRA") held on November 21, 2023 the amended and restated bylaws were adopted as follows:

I ORGANIZATION

The LCRA is a not for profit corporation organized and incorporated May 28, 1928 under the laws of the State of Ohio for the purpose of recreation and community welfare. The LCRA operates under a 501(c)(7) tax status.

II ADMINISTRATION

- (A) The powers, duties and obligations of the LCRA shall be vested in and performed by a Board of Trustees (hereinafter "Board"), which shall consist of five (5) members elected in accordance with the Bylaws and Rules of the LCRA. The Board has sole power to make rules which may be changed or amended at any time. Such rules shall govern and control member privileges and responsibilities.
- (B) Any and all capital improvements that require expenditures, whether in whole or in part, in excess of \$75,000.00 (seventy-five thousand dollars) shall require a written ballot approved by Majority of Members as outlined in Voting Procedures Appendix B; or if time is of the essence, the Board may call a special meeting of LCRA Members called for that purpose, and the majority of the Members present may approve such expenditure by written ballot. In the event an emergency expenditure is needed, to prevent substantial damage, the Board can authorize the expenditure and report immediately to the Membership by mail. It is not permitted to split a project into multiple expenditures to fall below this limit. The Board has the authority to perform all repairs to the existing property as needed.
- (C) Any and all sales, purchases, encumbrances on or transfers of real estate, whether in whole or in part, worth in excess of \$50,000.00 (fifty thousand dollars) shall require a written ballot approved by a Majority of Members as outlined in Voting Procedures Appendix B.
- (D) As per our letter from ODNR to LCRA dated 5/5/2023 it states, "additional development must not be allowed on the dam." See attached letter attached as Appendix D.

III ELECTIONS OF OFFICERS

- (A) Trustees shall be elected from Full Members in good standing of the LCRA for a term of two (2) years by the highest number of votes cast by the Membership per Appendix B. Two (2) such Trustees shall be elected on each even numbered year and three (3) such Trustees shall be elected on each odd numbered year as outlined in Appendix B.
- (B) The term of office of members of the Board elected in any annual meeting shall commence on January 1 of the year following the election. If a Trustee loses his/her Full Membership status during their tenure, then they will automatically be removed from the Board. Any Trustee so removed from office shall be replaced by a Trustee appointed by the Board to serve the unexpired term of the removed Trustee.
- (C) The officers of the LCRA shall be a President, Vice President, Treasurer, Secretary, and a Communication Trustee who shall be chosen annually by the Board, whose duties shall be the usual duties of such officers. A majority of the Board shall be a quorum for the transaction of all business, and a majority vote of any quorum shall be sufficient to decide any question. All Board members are required to be bonded by the LCRA. Any employees may be required by the Board to be bonded by the LCRA, conditioned for the faithful performance of his/her duties in a good and sufficient amount with sureties to be approved by the Board. The Board shall appoint a Finance Committee consisting of two (2) or more Full Members in good standing with financial knowledge and experience, that are not Trustees, whose duties and responsibilities shall consist of those enumerated in the Finance Committee Charter including regular review of the Treasurer's books and records. The results of that review shall be reported to the Board and to the Membership not less than annually.
- (D)
1. Removal by Board

A Trustee may be removed by a unanimous vote of the Board, not including the Trustee subject to potential removal, for violation of their NDA (Non-Disclosure Agreement), violation of the Code of Ethics, or more than one (1) unexcused absence within a calendar year at meetings.
 2. Removal by Members Petition

Any Trustee may be removed from office by a vote, conducted by written ballot and mailed to the Membership as outlined in Appendix B, at the cost of the petitioners. The Trustee shall be removed if seventy-five percent (75%) of the votes cast approves the removal.

Any petition for the removal of a Trustee must be accompanied by the signatures of at least fifteen percent (15%) of the total Membership of the Full Members in good standing as of the date of the submission of the petition to the LCRA office. The petition must contain detailed information as to why the removal is requested.

3. Replacement of Removed Trustee

Any Trustee removed from office or otherwise unable to complete their term shall be replaced by a Trustee appointed by the Board to serve the unexpired term.

- (E) In the event all Trustees are removed or resign, the general manager and two (2) Finance Committee members chosen by the general manager, will conduct all LCRA business. The general manager and those two finance committee members will also appoint, within thirty (30) days, five (5) individuals to the Board to fulfill the unexpired terms.

IV ANNUAL MEETING

- (A) The annual meeting of the LCRA shall be held on the second Wednesday of November of each year, at such time and place as shall be determined by the Board.
- (B) Notice of the Annual or any Special Meeting(s) of the Members of the LCRA shall be given not less than fifteen (15) days prior to the date of such meeting to all Members of the LCRA as the Board shall direct. Those present at such meeting shall constitute a quorum.

V MEMBERSHIP

- (A) To be eligible for Membership in LCRA, a person must be an owner of one or more lots in the Lake Cable Allotment or additions thereto. Persons eligible for Membership in the LCRA desiring to become Members must make written application for Membership to the Board. Only one (1) individual Membership to the LCRA will be issued to each eligible lot in the Lake Cable Allotment or additions thereto. See Section II of the Rules for classification of members and member types.
- (B) A person approved to be a Member shall continue such Membership so long as he or she is an owner of one or more lots in the Lake Cable Allotment as plotted in Stark County records and the annual upkeep fee, dues, and other charges are paid; provided however that Members may at any time resign and Members may be expelled for violation of the bylaws and rules or other cause by unanimous vote of the Board at any

time. In all cases, the Board, after consultation with the Lake Manager, shall be the sole judge of what constitutes misconduct and shall have the authority to censor, fine, suspend, or expel commensurate to the violation. Disciplinary procedures shall be followed in accordance with Section XIII of the Rules.

- (C) A Member withdrawing or having been expelled desiring to renew such Membership, must make written application to the Board as a new Member.
- (D) Persons eligible for Membership in the LCRA who are not desirous of becoming Members, or persons having been Members and are under expulsion, or any member of the above mentioned person's family, shall not be permitted to enjoy the privileges of LCRA as a guest.

VI AMENDMENTS

(A) Amendment to Bylaws: These Bylaws, enumerated on pages 2, 3, 4 and 5, may only be amended by written ballot as outlined in the Voting Procedures Appendix B. The Amendment shall pass if two-thirds (2/3) of the votes cast approve the Amendment.

(B) Amendment to Rules:

1. Amendment Initiated by Board: Per Section II(A) of the Bylaws, the Board has sole power to make rules which may be changed or amended at any time.
2. Amendment Initiated by Members: An amendment to the Rules may be presented for a vote at any annual or special meeting or by written ballot as outlined in the voting procedures Appendix B, called for that purpose, by submitting a petition signed by forty-five (45) Full Members in good standing, to the Board. Members in good standing means one signature from each Membership. A yes vote of at least fifty-one percent (51%) of the Membership is required for approval.

AMENDED AND RESTATED RULES 2024

At a meeting of the Board of Trustees held on May 21, 2024, all existing rules were superseded and re-adopted as follows:

I LAKE CABLE RECREATION ASSOCIATION IN GENERAL

- (A) DONATIONS: LCRA, as a not for profit organization, does not donate to any organizations or fund. The Membership dues shall be used for the expenses of the LCRA.
- (B) POLITICAL INVOLVEMENT: The LCRA, since its incorporation in 1928, has always remained out of the political forum. The Members of our association as individuals support, promote, and vote for or against the political party, candidates and issues of their choice. For the LCRA, in the collective name of its Members, to support or promote any political party, candidate or issue would be to exceed its authority and responsibility. The LCRA grounds are private property and therefore it is the discretion of the LCRA as to what signs are posted. It is felt that in order to remain non-partisan and remote from politics that no political parties or signs are permitted on the LCRA grounds. Any signs posted will be removed and stored for thirty (30) days for pick up by the candidate or issue backers.
- (C) LAKE CABLE GROUNDS: No trees, shrubs, plants, or flowers growing in or upon Lake Cable or the "Commons" or other grounds thereabout shall in any way be injured or destroyed by any person. Any person violating this rule shall be held liable therefore, and the Board shall determine amount of such damage.
- (D) PROHIBITED TRANSPORTATION: Air boats, ice boats, snowmobiles, and jet skies are not permitted on Lake Cable. All terrain vehicles and snowmobiles are not permitted on the grounds owned by the LCRA.
- (E) LIABILITY: The LCRA shall never be held liable or responsible for any loss or damage suffered by any person or persons caused by any failure to strictly enforce its rules.
- (F) LOT LINES AND THE LAKE: The land between the water line of Lake Cable and the line of lots fronting on said Lake shall be under the control of the owner of each lot (insofar as the same lies between the lines of his lot extended to the water's edge) during such time as he is a Member of the LCRA in good standing. However, the Board

or their agents may use and/or have access to this property. Lake wall maintenance, installations and repairs are the sole responsibility of the lot owner. The lot owner shall obtain prior permission from the Board for any installation or major repair. No boathouse shall be constructed by any members on said lot. Any storage sheds or similar structures must be constructed in compliance with Jackson Township zoning regulations.

(G) SOLICITING: No soliciting is permitted in the Lake Cable Allotment without a Jackson Township permit.

(H) SUPPLEMENTARY GRANTS: The owners of lots in Lake Cable Allotment shall have equal non-exclusive right to the free use of all public roads in the Allotment. Some roads in the Allotment are not public, including, but not limited to, Laurel Drive and the North section of Blakemore Trail and the east end of Knob Hill.

(I) LITTER: No cans or refuse of any kind are permitted to be disposed of in the waters or on the property of LCRA.

(J) UNDER AGE DRINKING OR SUBSTANCE ABUSE: Drinking while under the age of twenty-one (21) and/or substance abuse is illegal and prohibited on the Lake and LCRA property.

(K) IMPAIRED PERSONS: It is prohibited for any person to be impaired on LCRA property or unable to control their watercraft due to intoxication and/or substance abuse and is subject to fines. Jackson Township Police Department (JTPD) may be called to assist in this matter. See Appendix A Schedule of Fines.

(L) OFFICIAL LCRA COMMUNICATIONS:

1. No one is to represent themselves in any way through any medium as spokesperson for any and all issues pertaining to the operation, employees, or management of LCRA. Doing so may result in suspension or expulsion from the LCRA.
2. In most cases, the General Manager of LCRA is the official spokesperson for the Board and LCRA concerning LCRA issues. However, on any individual issue, the Board may appoint someone else to deliver official statements. That is not to say a Board member cannot speak to an issue which he or she has intimate knowledge and understanding but not as a Board position. No one else may represent themselves in any way through any medium as spokesperson for any and all issues pertaining to the operation, employees, or management of LCRA. Doing so may result in suspension or expulsion from LCRA.

(M) INDECENT EXPOSURE: The LCRA prohibits the exposure of male and female genitals including female breasts on the Lake and common grounds of LCRA. This excludes incidental exposure by a woman breastfeeding an infant. Please see Public Indecency Ohio Revised Code 2907.09

II MEMBERSHIP

(A) CLASSIFICATIONS OF MEMBERSHIP

1. FULL MEMBER (IN GOOD STANDING): One whose dues, assessments, and all other fees are paid in full or are current pursuant to a payment plan approved by the Board and is not under suspension for rules violations. A spouse or a significant other, who is a member of the household, provided that he or she is listed as such on the Membership Application or subsequent Dues Invoice, is considered a member. There will only be one (1) voting right per dues paying membership. Any changes in the designation of the spouse or significant other must be submitted to the management and Board as soon as there are changes. A Full Member meets the requirements of property ownership as outlined in the Bylaws.
2. DEPENDENT MEMBERS: Daughters and sons of Full Members who are single, under twenty-five (25), are not eligible to be a Full Member, and have not established a permanent residence elsewhere, provided that they are listed as such on the Membership Application or subsequent Dues Invoice. Dependent Members are granted the same privileges as Full Members except for voting privileges. The Full Member is responsible for the actions and conduct of his or her dependent members. The Dependent Member will have lake and club rights with no voting privileges and cannot be a trustee.
3. ASSOCIATE MEMBER: Is a person who is not eligible to be a Full Member for whom an associate membership has been obtained. These memberships are issued to Full Members only, for persons living and residing as members of the family, twenty-five (25) years or older, who are a member of the household. (This is not to be construed to include renters, roomers, or boarders.) The Board shall establish the annual upkeep fee, dues, and or assessments for an Associate Member. An Associate Member is granted the same privileges as are enjoyed by Dependent Member. The Full Member is responsible for the actions and conduct of his or her Associate Members.

4. SOCIAL MEMBER: Only fifteen (15) Social Memberships will be available each year. No boating or lake privileges offered to extended family including Associate Members. Social Members may keep their dock if their home is waterfront. The fee for a Social Membership will be twenty percent (20%) of the annual dues plus the full fireworks fee and taxes. Late fee applies in full if not paid in full by January 31 of membership year. The following are requirements for eligibility to become a Social Member:
 - a. Social Members may not be Trustees.
 - b. Must be a currently paid up member for the last twenty (20) consecutive years.
 - c. Must be at least seventy-five (75) years of age or older on or before December 31 of the year prior to applying.
 - d. Social Members have the same voting privileges as Full Members.
 - e. Social Membership is for one (1) year; one must reapply annually and will be approved by seniority (number of years at the lake).
 - f. Must pay any future assessments in full or sign a mechanic's lien on the property to keep the membership.
5. HONORARY MEMBERSHIP: Persons that have continuous membership in LCRA for ten years or more and sell their property for whatever reason may be "honorary" non-voting members of the clubs of Lake Cable. They must register with the Board and pay the current dues of each club to which they belong unless otherwise exempted by the individual club. This "honorary membership" does not give them any rights to the LCRA. The Board may withdraw for cause the "honorary membership" at any time.
6. LEASE MEMBERSHIP: If a Full Member in good standing owns an additional lot, he/she may lease the membership rights to another individual (second party). The second party is responsible for all dues and fees associated with the membership. Any fees pertaining to the property are the responsibility of the property owner but, must be paid before a membership can be issued on said property. LCRA must receive a copy of the agreement between the property owner and the second party annually to accept dues from the second party. No agreement may be longer than one (1) year and will expire on the 31st day of December of each year. The Lessee will have lake and club rights with no voting privileges and cannot be a trustee.
7. BEACH MEMBERSHIP: Beach only, no other amenities.

8. GUESTS: A guest is a person who is not eligible to be a Member. A Guest may enjoy the privileges of LCRA as outlined in each individual section of the Rules. The Member is responsible for the actions and conduct of his or her guests.
9. DISABLED ASSOCIATES: Persons who are eligible for an Associate Membership who are disabled will be issued, upon a Member's request, an associate membership at no charge so long as the Members remain in good standing. Disabled shall mean to be the same as defined under IRS regulations.

(B) MEMBERSHIP FEES:

1. MEMBER: A person cannot become a member until a completed application form, registration form, acceptable proof of ownership are submitted and accepted and all fees are paid to the LCRA. After receiving the appropriate signed forms, boat stickers will be issued. Membership in LCRA shall entitle the member, his or her family, and their guests the use of the "Commons" as designated on the plat; the use of Lake Cable for boating, swimming, and fishing and to maintain and operate thereon a boat or boats, all in accordance with the Rules now or hereafter adopted by the Board of the LCRA but such privilege may be suspended or revoked at any time by the Board, for cause. "Member," as used in this document, means a full dues paying member, unless otherwise differentiated herein.
2. FIREWORKS FEE: A fee will be added to the annual dues of the LCRA based on current market price. The entire sum will be set aside for an annual fireworks display to be held in July of each year. This fee will be in addition to and regardless of any other dues increases deemed necessary by the Board.
3. INITIATION FEE: If a person is a member, whose dues are paid, drops out without any dues refund, returns the very next year and wishes to rejoin, the initiation fee is still valid. If a person drops out of the LCRA for a full calendar year, a new initiation fee is required unless that person pays the back dues of one year, if it has been beyond one calendar year an initiation fee is required. Initiation fee must be paid in full along with dues.
4. REDUCED DUES: Any member who requests an annual reduction of dues, due to a personal hardship situation, shall furnish the following information as a qualification for consideration:
 - a. Make written request to the Board by December 15th explaining the basis of the hardship status.

- b. Submit upon request a copy your Federal Form 1040 (disclosure to treasurer is acceptable).
- c. If requested, attend a private meeting with a representative of the Board. All information will be kept confidential.

Acceptance of the reduced dues application is subject to unanimous approval by the Board. The maximum reduction will be fifty percent (50%) of current annual dues.

5. DUES REFUNDS: A partial refund of dues only is given to a member who terminates or has his/her membership terminated by the Board for whatever reason, according to the following schedule:
 - a. A fifty percent (50%) refund if terminated prior to July 1
 - b. No refund after July 1.

Request must be in writing. Other fees, such as: dock rental, fishing passes, fireworks, etc. do not apply.

6. DUES TRANSFER: Any member who sells his property and relocates within the Lake Cable Allotment in the same year shall not be required to pay an initiation fee or dues for the same year.
7. NON-MEMBER DOCKS AND BOATS: A person living on the lake who no longer desires to be a member of the LCRA must remove their docks and or boats within thirty (30) days of notification. If the owner does not remove their docks and or boats, LCRA will remove the docks and or boats at its convenience, without liability for the condition of the materials, and bill the owner for the labor to remove the dock. The time of removal may be extended due to weather conditions.
8. ADDITIONAL DOCKS: If a person is a member of LCRA and also owns an additional property that is eligible for membership but does not generate a membership, and that property has a dock attached, the dock may remain for a fee of a hundred and fifty dollars (\$150.00) annually.
9. DOCKS AT PROPERTIES FOR SALE: Docks at properties for sale or lease may be permitted to remain with approval of the Board or Lake Manager.
10. FAILURE TO PAY DUES: LCRA membership dues are to be paid no later than January 31. Members who fail to pay by January 31, incur a monthly late fee until payment is remitted. Upon February 1st, the delinquent property owner is no longer a Member and forfeits all rights of membership. If not paid by May 1st, an email,

letter, and certified letter is sent to the delinquent property owner, stating that their boat and/or dock will be removed from LCRA property within the next thirty (30) days.

11. BOAT DOCK/KAYAK RACK WAITING LIST:

- a. LCRA shall maintain written Pontoon Boat Dock/Fishing Boat Dock/Kayak Rack waiting lists in the LCRA office.
- b. One must be a Member before applying, in writing, to be included on the waiting list.
- c. Member will state if there is a location preference.
- d. If one is offered a dock at the preferred location and refuses said dock their name goes to the bottom of the current list.
- e. The renter of the dock must register an appropriate boat with LCRA within one (1) year from the date of rental or they lose the dock.

12. BOAT DOCK RENTAL FEES: Dock rental fees will be due on or before March 1 of each year. Failure to pay the rental fee on or before March 1 will result in automatic loss of your reservation of that dock. The dock will go to the next member on the waiting list. Any un-expired rentals are non-refundable. The use or rental of a LCRA dock does not transfer with the sale or lease of property.

13. LAKEFRONT ACCESS MEMBER DOCK RENTAL: Dock rentals by a Member who has lakefront property or access to lakefront easement are not eligible to rent a common dock without the approval of the Board and General Manager.

III LAKE

(A) DOWNED TREES: Members have thirty (30) days to remove a tree or limb that has fallen into the lake after notification by the Lake Manager or face potential suspension of membership until the tree or limb is removed. Impediments to navigation must be addressed by the Member within five (5) days' notice or it will be removed by LCRA and fee assessed to the property owner.

(B) LAKE LEVEL CONTROL: The General Manager in concert with the Board will be responsible for raising or lowering the lake level at their discretion.

(C) PUMPING WATER: Pumping water from the lake is prohibited. A Member violating this rule will have his/her membership suspended and be subject to a minimum five hundred dollar (\$500.00) fine. Members observing anyone pumping from the Lake are asked to report the violation to the Board or Lake Manager immediately.

(D) AERATION: The use of mechanical devices to artificially keep the water from freezing in the winter is prohibited.

(E) DRAINING POOL WATER INTO LAKE: Draining of pool water is strictly prohibited through pipes into the lake or run off into the storm drainage system that goes into the Lake. A Member violating this rule will have his/her membership suspended and be subject to a minimum five hundred dollar (\$500.00) fine.

IV WATERCRAFT

(A) WATERCRAFT

1. WATERCRAFT REGISTRATION: Before any boat or watercraft shall be placed or maintained on the waters of Lake Cable, the same shall be registered with the LCRA and shall have assigned to it a number and load capacity rating which shall be prominently and distinctively displayed on both sides of such boat or watercraft near the back of the boat. Stand up paddle boards and sail boards require only one set of watercraft identification numbers and LCRA sticker placed on top of the board near the front bow. Numbers can be obtained from the LCRA office. All numbers shall be a minimum three (3) inches high and be a contrasting color from the part of the watercraft they are displayed upon. All registration numbers shall not be obstructed by bumpers or decorations.
2. LCRA REGISTRATION STICKERS: The annual LCRA Boat Stickers must be prominently displayed on both sides of the watercraft near the back of the boat, in conjunction with, the assigned boat number and load capacity. The registrations stickers are only to be applied to LCRA Member owned boats, or watercraft, and must be picked up by the Member from the LCRA office. The boat stickers are to be displayed by April 1st of each year. Penalties will be assessed after the deadline date. See Appendix A.

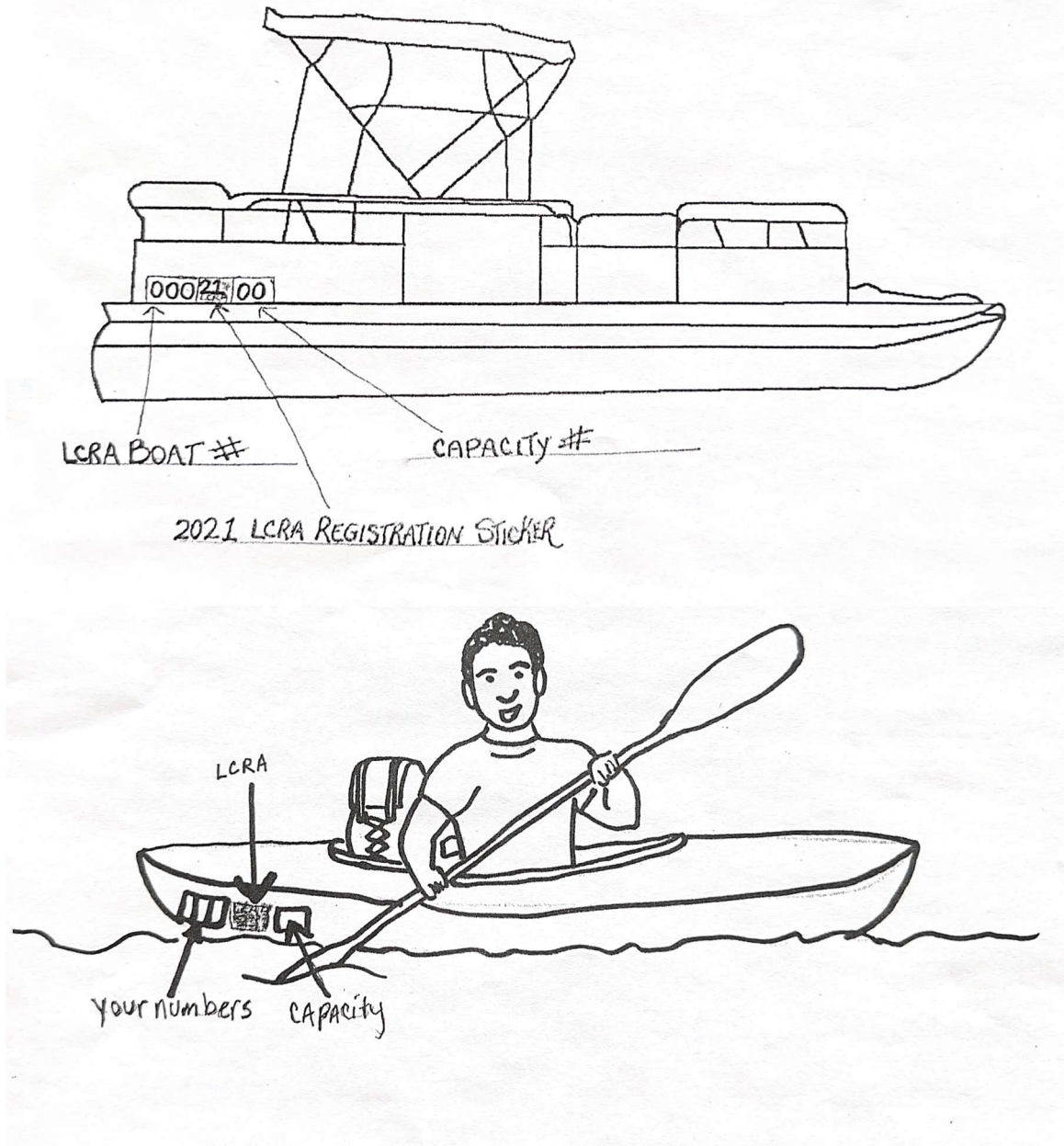
EXAMPLE OF STICKER PLACEMENT

BOAT NUMBER
000

YEARLY STICKER
24

WATERCRAFT CAPACITY
00

Place your identification stickers on both rear sides of your boat.



3. **BOAT LENGTH:** No boats over twenty-five (25) feet in length may be kept or operated on the water of Lake Cable. Pontoon boats shall not be more than twenty-five (25) feet in length or eight (8) feet, six (6) inches in width.
4. **CONDITION OF WATERCRAFT:** The Board reserves the right to order a boat removed for size or unsafe condition.
5. **CAPACITY:** No boat shall contain more occupants than the load capacity approved by LCRA. Each boat will be given a capacity number, based on Outboard Motor Boat Association of America recommendations with the exception of pontoon boats as described herein. This must be obtained at the office as part of your issued boat numbers. The capacity rating of the boat may be increased or decreased by members of the Board or their representatives by actually testing the boat for capacity. If one desires to have a pontoon boat capacity larger than the current formula provides the boat must be inspected by the Board or their representatives for the permissible capacity according to the manufacturer's plate attached to the boat. If no capacity plate is attached to the boat the following formula for occupants shall be used:

Passengers' capacity of pontoon boats shall not exceed the following:

- 12 foot deck – 8 occupants including children.
- 16 foot deck – 10 occupants including children.
- 20 – 25 foot deck – 12 occupants including children.

For all other boats types: Outboard Motor Boat Association of America recommendation – multiply the length of boat in feet by the width of the boat in feet divided by fifteen (15).

6. **LIGHTS:**

- a. **OPERATING LIGHTS:** No boat or watercraft with motor of any kind shall be operated on Lake Cable after dusk or sundown without lights. A red light to port and a green light to starboard on the front of the boat or watercraft, and a light visible around the horizon. Row boats, sail boats, canoes, kayaks, and any boat not under power, shall carry a white staff light visible around the horizon (360 degrees). Paddle boats with motors must have full lighting as per Coast Guard requirements. Boats being towed at night must have a white staff light. Stand up paddle boards shall not be operated on the Lake after dusk until first light.

b. DECORATIVE LIGHTS: The LCRA will permit “decorative lights” on boats navigating on the waters of Lake Cable within the following parameters:

- (1) Proper navigation lights must be on the boat and working and on a separate switch from the decorative lights. The navigation lights must be on as per state law.
- (2) Decorative lighting must not cause confusion as to the true course of the boat while underway. As with proper navigation lights, persons in other boats must be able to tell which way your boat is going.
- (3) Decorative lighting must not interfere with the privacy of other boats. (I.E. do not use search, spot or docking lights to scan other boats or as “headlights” while underway.) Docking lights to be used only when docking.
- (4) Decorative lights must not be such that they can be confused with authorized law enforcement vessels; no flashing blue lights.
- (5) The LCRA permits decorative lights to the extent that the Board retains the right to determine if the lights on any particular boat create a hazard.

7. PERSONAL FLOTATION DEVICES: All boats upon Lake Cable shall be equipped with lights, life preservers, etc.; all as provided by U. S. Coast Guard requirements. No boat of any kind or size shall be operated on Lake Cable unless and until it is equipped with one U. S. Coast Guard approved Type I, II, or III Personal Flotation Device (PFD) for each person therein and in addition for pontoon boats one throwable Type IV Personal Flotation Device. PFD's must be in good and serviceable condition (All stitching, straps, buckles, and zippers must be intact and in working order). PFD's must be free from tears, rot, punctures, and water-logging. PFD's must be appropriately sized for the wearer. PFD's must be in clear view of the boats occupants and readily accessible in case of an emergency. PFD's in lockers, under anchors and line or in plastic bags are not readily accessible. Children under ten (10) years of age on boats less than eighteen (18) feet in length must wear a properly sized Type I, II, or III PFD at all times while the vessel is being operated.

8. BOAT STORAGE: Any boat left at the commons (grounds or water) after December 1st will be transferred to the clubhouse and stored at a rate of a hundred dollars (\$100.00) a month. Any kayak left at the commons (grounds or water) after December 1st will be transferred to the clubhouse and stored at a rate of fifty dollars

(\$50.00) per month. No boat or kayak will be permitted to remain at the commons through the winter months.

9. **INFLATABLE BOATS:** Inflatable Boats to be used as boats must have at least three (3) separate compartments. They must be registered and display boat numbers, annual stickers, and capacity numbers as per section 1 and 2 of this section IV.
10. **PADDLE BOARDS AND SAIL BOARDS:** Paddle boards and sail boards are permitted and shall not be connected to any other watercraft. They must be tethered, member numbered, and adult stand up paddlers are required to have USCG-approved life jacket also known as PFD's, Type III for each person either attached to the vessel or on the operator's person. All persons twelve (12) years old and under are required to wear a USCG-approved life jacket or PFD's. Standup paddle boards shall not be operated on the Lake after dusk until first light.
11. **MOTOR REGISTRATION:** No motor shall be placed or operated on the waters of Lake Cable until it has been registered at the Office and approved by the Board or their agents.
12. **MOTOR HORSEPOWER:** No inboard motor or any outboard motor with a certified rating in excess of 9.9 horsepower shall be considered for approval. A motor installed on a boat must not exceed the horsepower rating for that boat except under the following conditions:
 - a. **LARGE MOTORS ON LAKE CABLE:** Large Motors (any motor in excess of 9.9 horse power) may be left on a Member's boat and launched in the waters of LCRA under the following restrictions:
 - (1) The large motor may not be run while on the waters of Lake Cable. The large motor must be tilted to remain out of the waters of Lake Cable at all times.
 - (2) All boats launched on Lake Cable with motors exceeding the 9.9 hp restriction must be registered with and a permit obtained from the LCRA office.
 - (3) This does not include inboard motors which will be prohibited at all times.
 - (4) No motor or combination of motors, under power can exceed 9.9 horsepower.

b. FINES: The first offense for violation of any of the above restrictions may result in a three (3) month suspension and a fine up to a thousand dollars (\$1,000.00). See Appendix A.

13. MOTOR MUFFLERS: No motor shall be operated with muffler open, disconnected, or without one, except as sanctioned by the LCRA for any racing program and only during authorized practices and/or races.

14. MOTOR FUEL: No oil, gasoline, or chemical shall be in any manner placed upon or in the waters of the Lake, whether from a boat or motor.

(B) BOATING

1. OPERATORS:

a. BOATS OTHER THAN PONTOON BOATS: No person under twelve (12) years of age will be permitted to operate a motor when attached to a boat or watercraft on the waters of Lake Cable, unless accompanied by an adult eighteen (18) years of age or older.

b. PONTOON BOATS: No person under fourteen (14) years of age shall be permitted to operate a pontoon boat unless accompanied by an adult eighteen (18) years of age or older.

2. SAFETY COURSE: The boating safety course is mandatory for all persons twelve (12), thirteen (13), and fourteen (14) years old, and all new Members. At the discretion of the Board, the boating safety course is also mandatory for current Members that have violated lake rules.

3. OPERATION: No power boat or watercraft shall be operated or propelled on Lake Cable at a speed or in any manner that will be detrimental to the shore or that will endanger the life or property of others. A power boat shall be propelled at the slowest speed possible when approaching a canoe, kayak, stand up paddle board, sail boat, or anchored boat. While underway, no feet, legs, or arms shall be in the water and no person or persons are permitted to ride outside of the enclosed railings of a pontoon boat.

4. NO WAKE ZONE: "No Wake" zones include the area within one hundred (100) feet from the shoreline and areas marked with buoys. At dusk the entire lake is deemed a "no wake zone". "No wake" is defined as:

a. No white water.

- b. Running at idle speed.
- c. Running at the minimum speed to maintain control of watercraft.

5. TOWING: Procedure to tow any watercraft:

- a. Tied or moored together side-by-side.
- b. Towing of un-occupied sail boats and paddle boats to and from the main lake is permissible.
- c. Tow rope may not exceed ten (10) feet beyond the towing vehicle.
- d. Floating mats are not to be towed.

6. TUBING: Tubes and other floating devices (except for floating mats) made for that purpose may be towed by pontoon boats and v-bottom watercraft with steering console. The following rules apply to Tubing:

- a. Tubing is permitted from one hour after sunrise until one hour before sunset except as provided below.
- b. A Coast Guard approved Type I Personal Flotation Device (PFD) (life vest) must be worn by the person being towed at all times.
- c. The tube must be tethered to the boat by a rope that is a maximum of twenty-five (25) feet in length.
- d. No more than two tubes per boat can be towed at a time.
- e. A tube cannot contain more than two (2) riders.
- f. When tubing, it is the law that you must have a third person as a designated spotter. The spotter must be at least twelve (12) years old facing the tuber and have the ability to determine if the person being towed is in trouble, knows and understands hand signals and is capable of helping the person and communicating with the driver.
- g. Once in the main lake, towing must be conducted in a counter clockwise motion, with the clubhouse representing 12:00 o'clock.
- h. The combined number of boat and tube occupants cannot exceed the rated capacity of the boat alone.
- i. A boat pulling a tube may not travel within a hundred (100) feet of the shoreline except for take-off or return. All no-wake zones apply to tubing.
- j. Tubing cannot be done in narrow channels (where two boats cannot pass each other), through the tunnel or under bridges.
- k. When retrieving a rider from the water, the boat must approach the rider on the starboard (right, or driver-side) of the boat to maintain visibility of the rider. The motor must be turned off while retrieving the rider.
- l. Other boats must yield the right of way to any boat towing a tube with a rider.
- m. Other boats must maintain a safe distance from a towing boat so that the towing boat may turn quickly to retrieve a rider.

- n. The Lake Patrol, Board and or Lake Manager have the right to cancel tubing at any time due to safety concerns.
7. PONTOON BOATS TIED TOGETHER: When tied together they must be firmly anchored. The boats are still considered as individual boats and the load limit, safety equipment requirements, and lighting requirements are in effect.
8. BUOYS: No boats or persons are permitted within three (3) feet of all buoys.
9. MOTOR OPERATION: When a boat is being operated with a motor, operator must have positive control of steering and throttle at all times. If steering is used, a remote throttle must be installed at the remote operating position.
10. WHO CAN BOAT: Boats are not permitted to be operated on Lake Cable by persons who are non-family guests without a Member or a family member as defined below on board. Single passenger vessels may be operated with a Member in close proximity. All boats must be registered with the Lake Cable office and owned by a LCRA Member. Family members include parents, grandparents, children including step children, grandchildren including step grandchildren.
11. FLOATING MATS: Floating mat are never to be towed.

V FISHING REGULATIONS

(A) WHO CAN FISH?

1. MEMBERS, DEPENDENT MEMBERS, ASSOCIATE MEMBERS: Members, Dependent Members, and Associate Members may fish. Family members of Members may fish without being accompanied by the Member, Dependent Member, or Associate Member with appropriate fishing passes. Family members include parents, grandparents, children including step children, grandchildren including step grandchildren.
2. GUESTS: All guests must be accompanied by a Member, Dependent Member Associate Member or a family member as described in (A)(1) above. All Guests must have a fishing pass. All guest fishing is catch and release.

(B) FISHING PASSES:

1. DAILY GUEST FISHING PASS: Is a pass obtained by a Member, Dependent

Member, or Associate Member from the LCRA at a fee established by the Board. The pass is good only for the date of issue and must be prominently worn by the Guest at all times while fishing. The day begins at 12:01 AM and ends at 12:00 midnight. The Guest must be accompanied by a Member, Dependent Member, Associate Member or guest with family member described in (A)(1) above at all times while fishing. The Member is responsible for actions and violations of their guests.

2. ANNUAL GUEST FISHING PASS: Is a pass obtained by a Member at a fee established by the Board. The pass includes two (2) passes that the Member keeps in their possession and can use to take up to two (2) Guests fishing at any time. The pass must be prominently worn by the Guest(s) at all times while fishing. The pass must be used only on the Member's boat or a dock and the Guest(s) must be accompanied by a Member, Dependent Member, Associate Member, or a guest with a family member described in (A)(1) above at all times while fishing. The Member is responsible for the actions and violations of their guests.

(C) FISHING

1. RESPONSIBILITY: Members will be held responsible for violations of rules and the conduct of their guests.
2. WHERE TO FISH: No person shall be permitted at any time or in any manner to fish from the shores of Lake Cable. Fishing is permitted from docks or boats only. No fishing is permitted at any time in the swimming area known as Lake Cable Beach (this includes the area fifty (50) feet out from the buoys). Fishing is prohibited behind the shopping center between Bluegill Commons to Cable Cove Commons.
3. GUEST FISHING: No fishing guest will be permitted on the waters of Lake Cable until he or she has first secured an appropriate fishing pass. Guests must be appropriately accompanied. All guest fishing is catch and release.
4. FISHING AGE: Any guest under fourteen (14) years of age may fish free of charge when accompanied by a Member or adult guest who has an appropriate fishing pass. He or she is subject to all rules.
5. BAG LIMITS: No person shall have more than one (1) day's bag limit in his or her possession at any time (This includes the live well). The rules and bag limits are published on www.lakecable.org, and in the Lake Cable News prior to the season. If you do not have a current copy you may obtain one from the LCRA office.

6. NUMBER OF LINES & HOOKS: No person shall be permitted to use more than two (2) lines, not more than three (3) hooks to a line while fishing.
7. UNATTENDED TACKLE: No fishing tackle shall be left in the water, unattended, from dock or boat at any time.
8. ILLEGAL FISH: Penalties for taking illegal fish are listed in Appendix A.
9. BAIT FISH: No fish caught from Lake Cable or any other body of water shall be used for bait and no un-used minnows shall be released into Lake Cable.
10. RELEASING FISH: Except during fishing tournaments, no fish may be returned to the water unless done immediately after removing same from hook, which means no fish may be returned from the fish bag or stringer, and replaced with another fish. (If you catch an undersized fish, or one you don't want, use care, wet hands and return it to the water carefully.)
11. ICE FISHING: Ice fishing is permitted in all areas of the lake at your own risk except within fifty (50) feet of the normal swimming buoy placement at the beach and where skating areas have been cleared. Holes must be no larger than six inches (6") diameter. No more than two (2) tips/poles in each hole.
12. FISH: The Board will solicit advice from the Lake Cable Fish Club regarding sizing, stocking, competition, and method of taking fish.

VI HUNTING

- (A) HUNTING: No hunting of any kind on the lands or waters of Lake Cable unless expressly approved by the Board.
- (B) FIREARMS: No discharging of firearms, air rifles, etc. or shooting of bow and arrows or other weaponry, of any kind, is permitted on the lands or waters of LCRA unless expressly approved by the Board.
- (C) TRAPPING: No person shall be permitted at any time or in any manner to set or place traps, catch, kill, or pursue any fur bearing animal in the waters of Lake Cable without first having received permission in writing from the Board to do so. Permission from the Board is required for trapping muskrats. If a lake side resident does not wish to have trapping done at their particular property, they may contact the Manager who will

in turn inspect the property in question and determine if there is a valid reason not to trap. The Manager will then notify the party of the decision made.

- (D) FROGS: No frog hunting is permitted on the grounds or waters of LCRA.
- (E) TURTLES: No trapping of turtles by anyone without written permission from the Board.
- (F) GEESE AND SWANS: It is the responsibility of the Board and Lake Manager to set population limits on Swans and Geese and to take the necessary action to maintain those limits.

VII SWIMMING

- (A) MEMBER'S GUESTS: A Member's guest may use the facilities when sponsored by a Member according to seasonal beach information and rules.
- (B) WHERE TO SWIM: Members and their guests are encouraged to swim at the beach where qualified lifeguards are on duty during the summer season. Swimming is also permitted for Members and their guests in the Lake adjacent to the Member's property provided the swimmer(s) are at no time farther than twenty-five (25) feet from the shoreline. Swimming is also permitted from a boat provided that the swimmer(s) are at no time further than twenty-five (25) feet from the boat, and the boat is anchored as follows: (A) the boat is anchored with one (1) anchor and one (1) qualified swimmer remains in the boat; or (B) the swimmers must be over twenty-one (21) years old and must be using two (2) anchors in a fashion that the boat is completely stationary, and no qualified swimmer remains in the boat. Depending on weather and boating environments deemed unsafe, the Lake Cable Patrol, LCRA Board Member, or General Manager may ask swimmers to get back on the boat (ex: high winds, rough water, lots of boat traffic on the water). Swimming is prohibited at all commons dock areas.
- (C) INFLATABLE DEVICES AND FLOATING MATS: The use of canvas, rubber, synthetic rubber, plastic, or vinyl plastic inner tubes, life rafts, floating mats/docks, life preservers or similar devices designed to keep a person afloat, shall be at the Members' own risk. If a Member does assume the responsibility for the use of such devices at his own risk, under no circumstances may they be used more than twenty-five (25) feet from the owner's shore, dock, or anchored boat.

VIII BEACH

(A) BEACH VIOLATIONS: Beach violations will be dealt with the same as a lake violation including but not limited to fines, suspensions, or other disciplinary actions at the life guard(s), lake patrol, and/or beach manager's discretion.

(B) BEACH RULES:

1. GENERAL:

- a. No Alcohol permitted on beach unless authorized by the Board.
- b. No running.
- c. No profanity.
- d. No feeding of ducks, geese, swans or any wildlife.
- e. No throwing rocks or sand.
- f. No excessive horseplay.
- g. No foreign matter discarded on beach.
- h. No smoking in the beach area (inside the fence and buoy lines).
- i. All persons using the Beach shall remain on the Beach area and deck.
- j. No swimming permitted when life guards are not on duty.

2. SLIDES:

- a. One on the slide at a time.
- b. One on the ladder at a time.
- c. Go down the slide feet first and sitting up.
- d. No standing or swimming in front of the slide.

3. DIVING BOARDS:

- a. One bounce.
- b. One on the board at a time.
- c. One on the ladder at a time.
- d. Make sure the area beneath the board is clear before jumping off.
- e. Jump straight off the board.
- f. Once in the water swim away from the board.
- g. No horseplay on the board.
- h. At lifeguard's discretion, may require a swim test.

4. TRAPEZE:

- a. Must be the height of the mark on the beam to go off the trapeze.
- b. One on the bar at a time.
- c. One person in front of the yellow line to catch the bar.
- d. No more than one twist in the line.
- e. No standing on the bar.
- f. No coming back onto the platform.
- g. During a lifeguard's break, the trapeze will not be used.
- h. At lifeguard's discretion, may require a swim test.

5. BOAT PARKING NEXT TO BEACH:

- a. No swim mats permitted.
- b. No fishing in the beach area or off any beached watercraft (this includes netting of fish).
- c. No swimming around beached watercraft.

IX CLUB ROOM AND PAVILION RENTAL

(A) CLUB ROOM RENTAL CONTRACTS: The club room(s) and/or the pavilion can only be rented by a Member of the LCRA. Club room rental contracts will be signed by a LCRA representative and the Member.

1. A non-refundable twenty percent (20%) down payment is required to reserve the room(s) or pavilion. The amount must be paid in full three (3) weeks prior the event. A separate security deposit is also required at the time of signing the contract. The security deposit will be returned after the Lake Manager reviewed the condition of the room(s) rented. Any damages to the room(s) rented will result in partial or full forfeiture of the security deposit.
2. The Dunlap Room may only be rented to Members and the Member must be present during the event. No beach access allowed during the event.
3. Event insurance is required if you are serving alcohol or offering an open bar. LCRA will be held harmless in case of injury or an accident occurs due to your event.

(B) DAMAGE POLICY: The LCRA will retain full security deposit in full if the following occurs:

1. Additional room usage.
2. Confetti is used.

3. Appliance damage.
4. Using open flames/ candles with no chimney or votive.
5. Carpet damage due to embedded icing and/or food which leads to third party carpet cleaning.

(C) CLUB ROOM REFUNDS: In the event a contract is signed and a deposit paid and the Member renter desires to cancel the contract, refunds will be paid according to the following schedule:

1. If rental is paid in full, there is an eighty percent (80%) refund if canceled more than three (3) weeks prior to the event.
2. There is no refund if the cancellation occurs within the three (3) week period prior to the event.

(D) PAVILION AVAILABILITY:

1. Reservations for the pavilion will only be taken in the current year, unless the pavilion is rented in connection with the clubhouse.
2. The pavilion will be considered closed as of October 31 of each year unless a reservation is previously made.

(E) CLEAN UP POLICIES:

1. REGULAR MONTHLY AND BOARD MEETINGS OF LCRA CLUBS:

- a. SET UP: LCRA staff will setup at no charge tables, chairs, and equipment for all Garden, Fish, Retiree's, Sportsman's, Woman's clubs regular monthly and board meetings, held on regular working days and hours. The clubs will notify the LCRA staff at least one day in advance of the meeting, of any special instructions for the set up.
- b. CLEAN UP: The LCRA staff will be responsible for clean up after a club's function. In any event the club holding the function will be responsible to clean up any spills or trash that might cause damage to the building and that all lights, are turned out, doors locked, and air conditioning off or heat turned down to 60 degrees as applicable.

2. SPECIAL FUNCTIONS:

- a. SET UP: The set up for any special Garden, Fish, Retirees, Sportsman's, and Woman's club functions including dances, parties, cookouts, beach dances, craft

shows, or any other special function is the sole responsibility of the club holding the function. However, the LCRA staff will help set up as much as possible for special functions when the work can be performed during normal working hours and if sufficient employees are available and providing the tables, chairs and equipment are not needed for another party held prior to the club function.

- b. CLEAN UP: The LCRA staff will be responsible for clean up after a club's function. In any event the club holding the function will be responsible to clean up any spills or trash that might cause damage to the building, and that all lights are turned out, doors locked, and air conditioning off or heat turned down to 60 degrees as applicable.

X NEWSLETTER

- (A) ADVERTISING: Advertising in the Lake Cable News is limited solely to Members of the LCRA and to Members who desire to sponsor a business that delivers services that would benefit the Members. These will be identified as "member-owned" or "member-sponsored".
- (B) "LETTERS TO THE EDITOR": Letters to the Editor are not to be published in the Lake Cable News.
- (C) EDITORIAL POLICY: The Board reserves the right to edit all material submitted for publication in the Lake Cable News. The advertisement must conform to applicable law.
- (D) POLITICAL ADVERTISEMENTS: No political advertisements for candidates or issues will be accepted except those associated with candidates for Lake Cable Board of Trustees or Lake Cable issues.

XI BOARD

- (A) BOARD PRIVILEGES: All Board Members are entitled to the following amenities each year while serving on the Board:
 - 1. One complimentary annual guest fishing pass.
 - 2. One complimentary dock rental, if needed.
 - 3. One complimentary use of the clubhouse.

(B) BOARD MEETINGS:

1. The Board follows Robert's Rules of Order, which reserves the rights to Executive Session.
2. Unless specifically prohibited herein or by law, all voting of the Board Members authorized under these bylaws may be conducted in person or by mail, phone, or email.
3. Any speaker at a Board meeting is limited to up to ten (10) minutes. At that time, the Board may extend their allotted time.

XII MISCELLANEOUS

(A) LISTING OF LCRA REAL ESTATE FOR SALE: The procedure for listing any LCRA owned real estate that may be determined for sale is as follows:

1. Notice will be printed in the Lake Cable newsletter that a parcel or parcels are for sale and any agent interested in listing said parcel or parcels should contact the LCRA office by a specified date.
2. A Request for Proposal (RFP) to pick the representative agent must be submitted in order to be considered.
3. The Board and Manager will review RFPs and select a winner on a competitive basis.
4. If it is necessary to obtain another agent, the procedure will be the same.
5. The execution of said sale of real estate must be completed in accordance with the Bylaws.

(B) SALE OF USED EQUIPMENT: Any used equipment owned by the LCRA that is to be sold will be done so by the following method:

1. Advertised in the Lake Cable Newsletter. If there is a minimum bid requirement, it will be so stated.
2. Sealed bids accepted until a specified date.
3. Bids opened by the Manager and Treasurer or other Board member in his absence.
4. Highest bidder is awarded the item in question.
5. If no bids are received, the items may be sold by the Manager by what ever means deemed best for the best price received.

(C) MAILING AND E-MAIL ADDRESSES: Mailing and email addresses will not be offered to anyone for their individual, personal use.

- (D) SIGNS: No signs shall be erected on LCRA owned real estate without permission of LCRA. No political signs are permitted, including members running for the Board.
- (E) MEMORIALS: No LCRA property will be used for Memorial purposes. Memorial donations can be made to the Club House for beautification purposes. Small plaques may also be displayed in the Dunlap Room with prior Board approval.
- (F) SUBCONTRACT LABOR: All subcontractors doing work for the LCRA must furnish proof of liability insurance, in an amount acceptable to the Board, and workman's compensation prior to commencement of work.
- (G) ABANDONED PROPERTY: Any personal property that appears to be abandoned on LCRA owned real estate or waters will be deemed abandoned after reasonable efforts to notify the owner. If the owner of the property is not easily discernible, then the property will be deemed abandoned thirty (30) days after notification is published in the newsletter.
- (H) HOUSEHOLD PET: Members may only have Household pet(s) on their property. Household pet means a fully domesticated animal owned by you for personal companionship, such as a dog, a cat, a reptile, or a bird or rodent. Household pet does not include any type of horse, cow, pig, sheep, goat, chicken, turkey, or captive fur-bearing animal, or any other animal commonly kept for food or profit.

XIII ENFORCEMENT

- (A) ENFORCEMENT: All Members and Guests are subject to all Bylaws and Rules as adopted by the Board and subject to enforcement by said Board. Depending on the situation and type of infraction, a warning or citation will be issued and recorded.
- (B) REPORTING VIOLATIONS: Please report all violations to any member of the Board, a patrol officer, or to the LCRA Office. All reports of violations will be held strictly confidential.
- (C) CITATIONS: Members of the Board, the General Manager, and patrol officers are authorized to issue written warnings.
- (D) SUSPENSIONS: All violations either by Members or their guests are subject to a fine and or suspension. Suspensions apply to the entire family membership. In addition, at the Board's discretion, a guest may be considered undesirable and prohibited from further use of the Lake or the facilities of the LCRA for as long as the Board deems

appropriate. A Member may be suspended for an indefinite period and may, before being reinstated, be required to make written application to the Board at the Board's discretion.

- (E) PROCESS FOR RULES OF CONDUCT VIOLATIONS: Letter stating rule violation is sent to Member along with possible fine in lieu of appearance. Appearance in front of the Board is required within two (2) weeks or a suspension will be automatically invoked.
- (F) MEMBER'S RIGHT TO APPEAL A CITATION: A Member has a right to request a meeting with the Board for any citation resulting in fine and/or suspension by visiting or calling the office within two (2) weeks of the initial receipt of the violation. The meeting will be informal and the evidence presented will be determined by the Board. The decision of the Board will be final.
- (G) FINES: The General Manager will levy all fines after any possible appeal process is complete and decided by the Board. All fines must be paid within thirty (30) days of the final ruling. See Appendix A.

XIV DEED RESTRICTIONS

DEED RESTRICTIONS: The common deed restrictions are provided for your information only see Appendix C.

These rules, as amended, are passed and adopted this 21st day of May 2024.

LAKE CABLE RECREATION ASSOCIATION

Randy Cupari, President
Mike Rideout, Vice President
John Streb, Secretary
Stan Barnes, Treasurer
Dan Sibila, Communications Trustee

APPENDIX A

SCHEDULE OF FINES

Please be advised of the following list of fines for rules violations, adopted at the May 21st, 2024 meeting of the Board. Members should be aware of what the fines are, should a citation be issued to a member for a violation that they, a family member, or a guest, have committed. The fines are effective immediately.

Boating

1. Boat number improperly displayed	\$25
2. LCRA Registration Boat Stickers not displayed after May 1st	\$50 monthly fine
3. Not behind float boat railing while in motion	\$100
4. Excess speed in a no wake zone	\$100
5. Excess speed at dusk. The entire lake is deemed a "no wake zone"	\$100
6. Operation of a boat with a motor that has a higher horse power. rating than listed on the boat or operation of a motor with a Horsepower rating higher than 9.9	\$1,000 fine and 3 month suspension
7. No lights or improper lights at dusk	\$50
8. Swimming over 25 feet from a boat	\$100
9. Reckless operation of any boat	\$100*
10. Exceeding registered boat capacity	\$25
11. Boating within 3 feet of buoys	\$50
12. Other boating violations not listed	\$100

FISHING

1. No guest fishing pass	\$50
2. Catching of fish illegally	\$100
3. Guest fishing without member	\$50
4. Other fishing violations not listed	\$50

GENERAL

1. Drinking while under age twenty-one (21) with no Ohio Revised Code exception	\$200*
2. Illegal drug or substance	\$200*
3. Vandalism	\$300* Plus restitution for damages
4. Impairment by Alcohol, Drugs, or any other Substances	\$200 *

* Must appear before the Board.

Note: Suspensions of membership privileges may also be imposed with the above violation schedule.

Process for Rules of Conduct Violations

1. Letter stating rule violation is sent to member along with possible fine in lieu of appearance.
2. Appearance in front of the Board is required within two (2) weeks or a suspension will be automatically invoked.
3. Fines must be paid within thirty (30) days of final ruling.

APPENDIX B

VOTING PROCEDURES

Section 1 – Election of Trustees, Qualifications, and Right to Vote

The election of Trustees shall be by written ballot as provided for in these Rules and Regulations. Members shall be entitled to one (1) vote for each membership in Lake Cable Recreation Association, Inc. (hereinafter referred to as “LCRA”). Only those individuals who meet all of the qualifications for membership in the LCRA shall serve as Trustees. The name of the voter must be contained on the Master Membership List. The Master Membership List is a list effective as of the date of the election of all of the members of LCRA who are in good standing. In the event there is a membership application pending for vote by the Board at the time of the election, the Board will hold a special meeting immediately before the annual meeting to accept or reject the member’s application. If the application is accepted, that person shall become a member of the LCRA and be added to the Master Membership List. If two (2) or more persons are listed as owners of a membership, only one vote shall be allowed for that membership. The voting of that membership shall be determined as they decide among themselves, but in no event shall more than one (1) vote be cast with respect to any membership. Provided, however, that regardless of the number of lots any members may own, such member shall be eligible to vote only one (1) ballot on any candidates or questions which is properly submitted to the members.

Section 2 - Nominations

There shall be a Nominating Committee established. The Nominating Committee shall be composed of the Presidents or their designee of all recognized LCRA Clubs. Each Club shall be responsible for providing a substitute for the President where a President shall fail or refuse to serve on the Nominating Committee. Each year, the Nominating Committee shall select its own chairperson.

Nominations for election to the Board shall be made by the Nominating Committee. It shall be the responsibility of the Nominating Committee to determine the proper qualifications both for the slate presented by the Nominating Committee, as well as all other nominations. If the Nominating Committee finds that a candidate, who has nominated himself or herself, is not qualified, they should refer the matter to the Board for final determination of qualification.

The Nominating Committee shall be charged with making as many nominations for

election to the Board as it shall, in its discretion, determine, but not less than the number of vacancies to be filled. Nominations shall be made from members in good standing of LCRA who are on the Master Membership List.

The Nominating Committee must present its slate of nominees to the Board. This slate of nominees shall be available to members of the LCRA. Any member of the LCRA who is in good standing may submit their name for election. This nomination (self nomination) must be presented either to the Nominating Committee Chairperson or to the General Manager on or before third Friday of September prior to the Annual Meeting. This self nomination shall be in writing.

Section 3 – Ballots and Election

Thirty (30) days prior to the Annual Meeting of the LCRA, ballots shall be mailed to all members on the Master Membership List. Ballots shall be sent to the address listed for every member on the Master Membership List. Included in the ballot package sent to each member shall be a Security Envelope marked “Ballot” and the date of the election.

A ballot with the date required for return clearly marked on it. Voting members should place their completed ballot in the Security Envelope and then the Security Envelope into the Delivery Envelope.

When a Delivery Envelope is returned to the office, the Manager shall record the receipt of the member’s Delivery Envelope and place it in the Ballot Box. The Manager will deliver the Ballot Box to the Judge of the Election one (1) hour prior to the start of the Annual Meeting. The Judge will appoint one (1) person to open the Delivery Envelope and a separate person will then open the Security Envelope and remove the ballot for counting.

The General Manager shall be responsible for preparation, mailing and receiving of the ballots. The Chairperson of the Nominating Committee shall review the form of the ballot and certify that the ballot conforms to the Election Rules and Regulations. The order of the names of the nominees on the ballot shall be rotated by the following rotation procedure:

- a. The total number of ballots to be distributed divided by the number of candidates to create the number of ballots to be printed in each series.
- b. On the first series of ballots, the names of the candidates in each group shall be alphabetical by last name.

- c. On each succeeding series the name of the candidate which was first in the preceding series shall be last, and the names of each of the other candidates shall be moved up one place. This procedure shall be repeated for all ballot series required.
- d. If the number of ballots in each series does not come out evenly, the Lake Manager shall determine which series has a greater number of ballots.

Example: 5 candidates and 500 ballots = 100 ballots per each of 5 series

Series 1 - 100 ballots	Series 2 - 100 ballots	Series 3 - 100 ballots	Series 4 - 100 ballots	Series 5 - 100 ballots
John Abbot	Jane Doe	Dave Jones	Sally Miller	Dave Smith
Jane Doe	Dave Jones	Sally Miller	Dave Smith	John Abbot
Dave Jones	Sally Miller	Dave Smith	John Abbot	Jane Doe
Sally Miller	Dave Smith	John Abbot	Jane Doe	Dave Jones
Dave Smith	John Abbot	Jane Doe	Dave Jones	Sally Miller

Section 4 – Voting

The votes shall be tallied at the Annual Meeting for the election of the Trustees and those elected will be announced that night. Members shall have the ability to vote for as few as one (1) candidate and no more than the total number of vacancies to be filled in each election. The ballot shall state the above rule as well.

Ballots may be returned by mail or in person at the Clubhouse office. Members may alternatively vote in person up to fifteen (15) minutes after commencement of the Annual Meeting. Voted ballots shall be stored in a ballot box. It will be the responsibility of the Board to provide a ballot box.

One (1) hour prior to the scheduled Annual Meeting, Tellers may commence counting ballots previously received.

The day of the Annual Meeting, the Nominating Committee shall open a voting area in the Clubhouse one (1) hour before the Annual Meeting. The Nominating Committee shall receive requests for ballots, verify from the Master Membership List who is eligible to receive a ballot (having not previously voted) to vote at that time. The member shall be given a Security Envelope with ballot therein. That member shall vote at that moment and turn in the ballot (in the Security Envelope) to the Nominating Committee. The time for submitting ballots shall close without exception at fifteen (15) minutes after commencement of the Annual Meeting. As an example only: In the case of the annual election for 2004,

which meeting is scheduled to start at 7:00 p.m., the termination time would be 7:15 p.m. The Nominating Committee Chairperson shall be responsible for seeing that the ballot box is closed at the proper time and deliver the ballots to the Tellers for counting.

Section 5 – Counting of Ballots

The LCRA Board prior to the Annual Meeting shall appoint a sufficient number of Tellers and a Judge. The Tellers shall be responsible for securing and counting the ballots. The Tellers may commence counting the ballots one (1) hour prior to the scheduled meeting. The Tellers shall count the ballots and shall report the names of the successful candidates to the Judge. The Judge in turn will report to the membership at the Annual Meeting the names of the successful candidates. Upon completion of the voting, the Tellers shall deliver the counted ballots to the General Manager. The counting records shall be placed in an envelope and sealed and delivered to the General Manager for safekeeping with the counted ballots.

Section 6 – Ties for Unelected Candidate Positions

The candidates receiving the highest number of votes shall be deemed elected. Ties of an unelected position shall be resolved by a runoff vote by the members present at the Annual Meeting. Only those candidates who were tied for the unelected position shall be candidates for the tie vote for the unelected position. The Judge shall conduct the runoff election by a written secret vote. The Nominating Committee shall certify that one (1) vote is cast per membership. If after a runoff election is conducted and a tie still exists the tie will be broken by the flip of a coin. The candidate whose last name is first alphabetically will call the toss.

Section 7 – Noncompetitive Election

If the total number of nominated candidates is exactly the same as the number of Board vacancies; the slate of candidates will be deemed elected at the Annual Meeting without formal vote.

Section 8 – Issue Voting

Voting on issues shall be by ballot containing a concise statement of the issue to be presented for consideration by the membership.

Section 9 – Election Results

- a. The original envelopes returned with the ballots to the LCRA office, endorsed with the membership name, shall be retained for thirty (30) days following the election. After that date, the office staff or General Manager can destroy all of these envelopes.
- b. The ballots counted by the Tellers shall be returned to the ballot box. All ballots shall be destroyed under the supervision of the President on or after thirty (30) days from the date of the vote unless an audit is pending.
- c. Issue Voting:
The number of Members who cast votes as well as results will be shared at the corresponding Annual Meeting, Board Meeting and/or Lake Cable News.
- d. Board Election:
The number of Members voting and the number of votes cast for each candidate as recorded by the Teller shall be tallied and shared at the Annual Meeting by the Judge and/or General Manager. If a tie for a position is declared, they will orchestrate the runoff as described in Section 6 of this document. All results will be published in the subsequent Lake Cable News.

APPENDIX C

DEED RESTRICTIONS (FOR YOUR INFORMATION ONLY)

A plan of restriction, uniform for all lots and for the benefit of each lot owner, to which each lot purchaser consents, follows:

This conveyance is made upon and subject to the following conditions, restrictions and supplementary grants, which conditions, restrictions and supplementary grants shall be deemed covenants running with the land, to wit:

That no house or structure or part thereof shall be erected or maintained on said lot nearer than feet from the line, or nearer than feet from the line, or nearer than five (5) feet from the side lines of said lot and no house or buildings shall be constructed on said lot until plans therefore have been approved by Lake Cable Recreation Association, and no house other than a one (1) family residence shall be erected on said premises.

All roadways to be originally constructed by the Grantors.

That no fences shall be built or maintained to a height greater than three (3) feet from the ground of said lot.

That no boat house shall be constructed or maintained upon or partly upon said lot, any part of which shall extend without the lines of said lot.

That no rubbish, weeds, brush or other refuse matter shall be deposited or allowed to accumulate on said premises.

That no wash water, or water which has been used for any purpose shall be drained or permitted to flow into Lake Cable, nor shall any glass, cans, brush, or other rubbish or refuse or any kind be thrown or deposited in said Lake.

That no lots of said Allotment shall ever be used for any other than private dwelling and residence purposes, and no hotel, boarding house, commercial or manufacturing business shall ever be conducted thereon.

That no horses, cows, sheep, hogs, or goats shall be kept on said premises.

That no privy or toilet shall be constructed or used on said premises except and unless it shall drain or empty into an approved septic tank, which shall at all times be kept in repair.

APRENDIX D



Ohio Department of Natural Resources

MIKE DEWINE, GOVERNOR

MARY MERTZ, DIRECTOR

Division of Water Resources
Dena C. Barnhouse, Chief
2045 Morse Road/Building B-3
Columbus, Ohio 43229
614-265-6620
Water@dnr.ohio.gov

May 5, 2023

Lake Cable Recreation Association, Inc.
c/o Paul Biedenbach
5725 Fulton Drive, NW
Canton, OH 44718

RE: Lake Cable Dam
File Number 0613-013
Stark County

Dear Mr. Biedenbach:

On April 5, 2023, the Division of Water received an email from your engineer, Hammontree & Associates, Limited inquiring about what would be allowed as far as development along Fulton Road on your property if the retail plaza building were to be removed. Lake Cable is a Class I structure because failure of the dam would likely cause loss of human life and structural collapse of the apartments and business properties located on the crest of the dam and the homes downstream of the dam.

This dam is in poor condition. The Division of Water Resources has been inspecting this dam since 1974. A Dam Safety Inspection Report has been issued to the Lake Cable Recreation Association, Inc. for each of these inspections. Listed in the reports are Engineer Repairs and Investigations that you are required to complete. Some of these items have been required for years and have not yet been remedied. The items listed in the 2020 Dam Safety Inspection Report are:

- Install a device to permit draining of the reservoir within a reasonable period of time.
- Investigate the condition of the original principal spillway structure and conduit outlet. If the original spillway is no longer used, prepare plans and specifications for properly abandoning the system.
- Investigate the condition of the principal spillway conduit and prepare plans and specifications for repairing any noted deficiencies, including the seepage at joints in the principal spillway outlet pipe.

Any additional development on the dam will make it difficult to complete repairs. In addition, removing the retail plaza building will make maintaining and inspecting the dam easier. Therefore, additional development must not be allowed on the dam.

Your cooperation in improving the overall condition of this dam is appreciated. Please contact me at 614/265-6404 if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Mia Kannik".

Mia P. Kannik, P.E.
Program Manager
Dam Safety Program
Division of Water Resources

MPK:tmg

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