

POCONO MOUNTAIN LAKE ASSOCIATION BY-LAWS

1985

***Amended/Revised 1990**

1991

1995

2004

2005

2007

2012

2017

2019

Adopted 9-12-2021

2022

2023

2024

1 **CONSTITUTION AND BY-LAWS OF**
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3 **POCONO MOUNTAIN LAKE ASSOCIATION**

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5 **ARTICLE I**

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7 **Identification**

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9 **Section 1.** The name of the Association shall be “Pocono Mountain Lake Association”.

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11 **Section 2.** The Association is located in Kidder Township, Carbon County, Pennsylvania. Its
12 address is 26 Lehigh Drive, White Haven, Pennsylvania 18661.

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14 **Section 3.** In these By-Laws and Constitution, the Pocono Mountain Lake Association may
15 also be referred to as the “Association”.

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18 **ARTICLE II**

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20 **Purpose**

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22 **Section 1.** The purposes of the Association are: to maintain a private development; to provide
23 entertaining, recreational, and other activities for the members; and to promote the general welfare
24 of the members.

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26 **Section 2.** The Pocono Mountain Lake Association is non-profit, volunteer organization
27 dedicated to maintaining a safe, natural, clean and cohesive community. We value volunteers,
28 past, present and future. It is strongly suggested that all members volunteer in the upkeep and
29 maintenance of the community.

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33 ¹**ARTICLE III**

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35 **Membership**

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37 **Section 1.** Only persons owning property in the development are eligible for active
38 membership in the Association.

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40 **Section 2.** Persons renting homes, property, or any other real estate in the development are not
41 eligible for membership at any time.

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44 **Section 3.** All members and all applicants for membership shall agree to abide by the
45 **Covenant, Constitution and By-laws and Rules and Regulations of the Association.** Such

¹ Amended/revised 09-29-1991

Rules and Regulations are as presently in force and may be supplemented or amended by the Board of Directors. **All members who are selling their property are required to request and receive Act 180 resale documents. Charges for Act 180 resale documents shall be determined yearly by the Board of Directors.**

Section 4. Only members in good standing shall be allowed to vote at the meetings of the Association.

Section 5. Only members in good standing shall be allowed to utilize any of the amenities, privileges or recreational facilities offered by the Association, unless otherwise stated in these by-laws.

Section 6. No application for membership shall be accepted unless the dues for that member's property have also been paid for that year and any past year for which the dues are outstanding. The full year means a calendar year from January 1 through December 31.

Section 7. Members of the Association selling their property in the Association for any reason whatsoever shall not be allowed to retain membership in the Association.

Section 8. Membership in the Association is determined without regard to the amount of property owned and (1) assessment by the Association entitles one (1) vote.

For example: Several people co-owning one (1) piece of property are entitled to one vote; one person owning several pieces of property is entitled to one vote; or a corporation, husband and wife, or other co-owner of more than one piece of property is entitled to one (1) vote.

Section 9. Any member may vote either in person, by proxy, or by member representative designated in writing by such member. When a member chooses to vote by proxy or by designating a representative in writing such proxy or written designation must be notarized to be valid and presented to the Secretary of the Association and to be held on file by said Secretary.

Section 10. The Association reserves the right to penalize and fine a member whose guests violate the rules and regulations of the Association. In such case, it is the responsibility of the Association to give written notice of such action to the member being penalized.

²Section 11. Whenever the Association is required by these By-Laws to distribute documentation or communications to the members or notify the members of any matter or action, such distribution or notification may be by email addressed to that member at the most recent email address listed for that member in the Association's membership records. A member may, at any time, notify the Association in writing that he or she no longer wishes to receive communications and notifications by email, and thereafter the Association shall utilize US Mail to communicate with that member.

² Adopted 5-19-2019

90 ³ARTICLE IV

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92 **Membership Rules and Regulations**

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94 **Section 1. Motorists** The speed limit on Pocono Mountain Lake roads is as posted. This applies
95 to all vehicles. All persons must proceed with caution through the development and comply with
96 all Pennsylvania motor vehicle laws. Parking on Pocono Mountain Lake roads is strictly forbidden
97 between December 1 and March 31 of each year.

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99 **Section 2. Swimming** Swimming will not be permitted from boats at any time. Swimmers
100 under twelve (12) years of age must be accompanied by an adult 18 years of age or older.

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102 **Section 3. Fishing** Fishing will be permitted during open seasons, as specified by the laws of
103 the Commonwealth of Pennsylvania and the Pennsylvania Fish and Game Commission. In order
104 to enhance the fish in the Association lakes, the Board of Directors will control the population of
105 the fish in the lakes by utilizing either a catch and release or catch and keep system. Signs will
106 be posted to indicate which method is in place each year.

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108 **Section 4. Pets** Pets are not permitted on the beach at any time. Pets are not allowed to roam
109 freely throughout the development. Members and guests must follow all laws of the
110 Commonwealth of Pennsylvania, Carbon County and Kidder Township as they pertain to leashes
111 and the curbing of pets.

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113 **Section 5. Guests** Each property owner shall be responsible for the observance of the
114 Association's rules and regulations by the guests of such property owner. Specifically, a property
115 owner is financially responsible to the Association for any damage done by their guests, friends,
116 family members, tenants and/or renters. Also, a property owner is responsible to the Association
117 for any fines and/or penalties levied against the property owner.

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119 **Section 6. Leasing** Property owners who wish to rent or lease their property are required
120 to notify the Association and pay a mandatory yearly assessment fee. The amount of the
121 yearly assessment will be determined by the Board of Directors.

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123 The property owner will be required to sign a statement confirming that they have
124 provided the Rules and Regulations to any and all renters, tenants, family members, guests or
125 friends and that they understand and acknowledge that the property owner will be held
126 responsible if any tenant, renter, friend, guest or family member fails to abide by such Rules and
127 Regulations. No property owner shall rent his or her property for a period of less than thirty (30)
128 days. All owners renting or leasing their property shall register all tenants/lessees with the
129 Association through the Association's website. Failure to register renters/lessees shall result in a
130 fine for each violation as determined by the Board of Directors and set forth in the PMLA Rules
131 and Regulations.

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133 **Section 7. Boats** No motor propelled boats or motorized water vehicles will be permitted
134 in the Association's lakes.

³ Amended/revised 09-10-1995

Section 8. Use of the Recreational Areas and Other Facilities In order to properly limit the use of the Association's recreational areas and other facilities to use by property owners, their families, and other guests, the following regulations are in effect:

Identification badges must be displayed by property owners and their families while using the recreational areas and facilities. Admittance to such areas will not be permitted without such badges.

Guests of Association members must display badges issued by the Association at the request of members. Admittance to the recreational areas or other facilities will not be permitted without such identification badges.

If a property owner wishes to use the recreational areas and facilities of Association for a private affair consisting of a group of twenty-five (25) or more guests, a property owner must contact the Association to rent the pavilion.

Non-members are not permitted to rent the pavilion. Members using the pavilion shall follow all pavilion rules and regulations established by the Board of Directors.

Section 9. Hunting and the Use of Firearms Hunting and the use of firearms will not be permitted within the Association.

Section 10. Littering Littering will not be permitted within the Association. Property owners are responsible for putting out their trash in containers which are suitable for the environment.

Section 11. Burning Refuse No refuse may be burned within the Association without a proper permit from the local municipality or fire authorities.

Section 12. General Nuisance No property owner shall create, nor allow a guest to create, a general nuisance in the form of abusive and profane language, loud noise after a "quiet time" established by the Association, health and safety hazards, or any other action or condition which is detrimental to the welfare of the members of the Association.

Section 13. Motor Vehicles All vehicles within the Association must be properly registered. No unregistered vehicles are permitted at any time either on Association property or any property within the community. If any such vehicle is found to be in the community, the Association will notify the property owner, in writing, by registered mail, return receipt, of this By-Law violation. The property owner will have 10 days from receipt of the notice to remove the vehicle or rectify the situation. If the property owner does not comply, the Association will pursue all legal remedies as advised by Kidder Township.

The Association will not support any private legal action taken by an individual or a group against any member or members who has violated the Covenant, Constitution and By-Laws, and/or the Rules and Regulations.

⁴ Addendum added 9-11-2005

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ARTICLE V

Association

Neither the name of the Pocono Mountain Lake Association nor the purpose as set forth in Article II shall be changed in any way whatsoever. The Association shall be nonpartisan at all times and shall not enter into political discussions or favor a candidate or group of candidates for office. At no time shall any member or group of members have the right to petition, vote, or otherwise request that the Association affiliate or attempt to affiliate with any other organization, club, union or federation.

The Association shall be for the benefit of all and not for the personal gain of any individual member. Problems shall be resolved for the greatest common good.

⁵ARTICLE VI

Meetings

Section 1. Regular meetings shall be held by the Association on the third Sunday of May and the second Sunday of July and September of each year. The meetings will be held in the pavilion adjacent to the lake at 1:00 p.m.

Section 2. Failure to hold a meeting of the Association at the designated time shall not invalidate the existence of the Association or otherwise affect valid acts of the Association.

Except in an emergency, it shall be the responsibility of an officer to post a notice stating that the meeting has been cancelled.

Section 3. Special meetings may be called at any time by the President, or by the request of five (5) or more property owners who submit in writing to the President matters of importance, interest, or benefit to the Association sufficient to call a special meeting. Notification of special meetings shall be sent to each property owner.

Special meetings of the Board of Directors may be called at any time by the President, the Chairman of the Board, or by the Board of Directors by vote at a meeting, or by a written request signed by a majority of the directors. Such special meetings shall be held at a place designated by the Board of Directors; meeting places may be changed as circumstances require.

Section 4. Ten (10) property owners in good standing shall be considered a quorum and shall have the authority to transact business at any regular or special meeting.

⁵ Amended/revised 09-10-1995

Section 5. No meeting shall be held in the social rooms of any club, organization, or other place where non-members may congregate or where all Association members are not allowed. Only members shall be allowed at designated meeting places.

Section 6. Expenses incurred in holding a meeting shall be paid by the Association.

Section 7. Robert's Rules of Order will be used only as a guide to conduct meetings.

Section 8. The Association shall not be responsible for sending any notice of any kind to those property owners who have changed their mailing address and not notified the secretary of the Association in writing.

ARTICLE VII

Officers

Section 1. The officers of the Association shall consist of property owners who shall have been members not less than one (1) year.

Section 2. All officers shall be chosen by popular vote of the members. The term of office shall be two (2) years; an officer may be re-nominated and re-elected for another period of two (2) years. In the event of a vacancy in any office, a successor shall be elected at the next meeting and shall serve for the unexpired term of the office. Until said successor can be elected, the President will appoint a member to fill the vacant office.

Section 3. Officers of the Association shall consist of the President, one Vice President, one Secretary, one Treasurer, one Financial Secretary, eight Directors, and one Sergeant-at-Arms.

Section 4. Nominations for President, Vice President, Secretary, and Treasurer will open at the May meeting of an election year. This will allow the candidates time to notify the voting membership concerning their candidacy. This section is not intended to preclude a nomination at the July meeting prior to the election.

Section 5. Elections shall take place in July of even numbered years.

ARTICLE VIII

Duties of the Officers

Section 1. The President shall preside at all meetings of the Association to preserve order and to enforce the Constitution and By-Laws.

He shall decide all questions of order. His decision is subject to appeal by a majority of the

⁶ Amended/revised 09-11-2005

members present; upon such appeal he shall state the reason for his decision.

He may also, if he desires, debate or vote on any question before the Association. In such case he shall call upon the Vice President, or in the absence of the Vice President, any member of the Association to preside in his Chair until the question is disposed of. He shall have the power to call special meetings without the consent of other officers of the Association. He shall sign all bills presented by the Treasurer for the amount determined by vote of the members to be paid. He shall have the right to choose members for his committees who shall serve only during his administration. He shall have the right to choose members for special committees and to discharge same upon the completion of their assignment. He shall attend all special meetings and in the event of a deadlock he shall cast the deciding vote.

Section 2. In the absence of the President or in case of his inability to be present at the meetings, the Vice President shall act in his place and have the power to appoint any officer or director to serve in the chair for any particular reason. The appointee, while so serving, shall have the power to perform all duties normally performed by the President at a meeting. The Vice President shall also act as Chairman of the Board of Directors. As Chairman of the Board, the Vice President may include all officers and any committee head of the Association to be permitted to attend Board Meetings.

Section 3. It shall be the duty of the Secretary to record the proceedings of every meeting in a book provided for that purpose and to read all papers before the Association.

Section 4. The Treasurer shall receive all monies collected belonging to the Association. He shall keep an accurate account of all monies received and expended by him. At each regular meeting he shall make and read a detailed accounting of his receipts and expenditures since the last meeting, and he shall report the balance on hand. He shall be put under bond to the sum of twenty-five thousand (\$25,000.00) dollars; the cost of the bond shall be paid by the Association. He shall not pay any money except by order of the proper officers of the Association. He shall make all deposits at an insured financial institution chosen by the Board to benefit the association. All checks signed by the Treasurer shall require the co-signature of another officer of the Association.

Section 5. The Board of Directors shall recommend to the membership an amount for the next year's dues, fees, and assessments for Association members and non-members. These recommendations must agree with the anticipated needs of the Association and must be ratified by a majority vote of the members present at the meeting at which such recommendations are presented. The Board of Directors shall submit a proposed budget for the following year at the general meeting held in May of each year, and any increase in dues will be voted on at this meeting with no further notice sent to members.

The terms of the board members shall be:

4 persons to serve 1 year each
2 persons to serve 2 years each
2 persons to serve 3 years each

The Board of Directors shall have charge of the affairs and the properties of the Association. If time is of the essence, the Board of Directors may vote by any means necessary outside of a scheduled meeting. The Board of Directors may spend, without membership vote, funds out of the contingencies money until said monies are depleted. The Treasurer will advise the Board on the amount of monies available, keeping in mind other needs for the contingency money.

Any rule or decision which is made by the Board of Directors may be overruled by a majority vote of the Association at any regular or special meeting. All Board members must attend at least 50% of all general and Board of Directors meetings during each calendar year.

ARTICLE IX

Right of Voice or Vote

Only property owners in good standing with current dues and obligations paid in full shall have the right to voice their opinion or vote on any matter of business of the Association.

ARTICLE X

Auditing

The books of the Association will be audited annually. The books of the Association will be open for inspection by property owners in good standing at the July meeting or at any other time by arrangement with the Treasurer.

⁷ARTICLE XI

Dues

Section 1. The Board of Directors each year will review the amount of dues and the time period for payment of dues, and will make recommendations to the general members at the general meeting for a vote.

Dues will be collected under the terms and conditions of the Fair Debt Collection Practices Act.

Any legal fees incurred in collecting late dues shall be paid by the member from whom they are collected. The time period for payment will be as follows:

October 1 through November 15	-	5% Discount
November 16 through December 31	-	Net
After January 1	-	25% penalty

⁷ Amended/revised 09-09-1990, 01-13-2023

As of January 1st, any property owner whose dues for the year are not paid will be considered in arrears, will not be considered a member in good standing and will lose all Association privileges such as beach, lake, annual picnic and all other recreational facilities until paid in full.

Section 2. All new property owners becoming members of the Association shall pay a new member assessment fee, the amount to be determined annually by the Board of Directors, such fee to be in addition to the annual dues in effect at that time.

Section 3. Each year, the Board of Directors will determine the amount of renter fees and the time period for payment of dues. All property rentals must be for a period of at least thirty (30) days. Short term rentals will be considered any length of time less than 365 days. Long term rentals will be rentals of 365 or more days in length. All rentals will be considered short term unless a fully executed, current long-term lease is provided to the Association annually.

ARTICLE XII

Surrendering the Charter

The Charter of the Association shall not be surrendered as long as ten (10) members in good standing are willing to serve under the provisions.

ARTICLE XIII

Amendment of By-Laws

Section 1. The name of the Association as set forth in Article I and the purpose of the Association as set forth in Article II shall not undergo any alteration, additions, or amendments.

Section 2. The Constitution and By-Laws of the Association may be amended upon proposal in writing by five (5) members, properly signed by each and presented at a stated meeting. Notice shall be given to every member of the Association who can be reached by electronic or US mail. This notice shall state the proposal date, time, and place of the meetings or special meetings where the proposal shall be read. Two meetings must be scheduled in order to act on the proposal, and at each meeting the proposal shall be read. Discussion of the same must be allowed after each reading and prior to calling the question for a vote. Not less than twenty (20) members must be present at the meeting where the amendment is voted into the By-Laws.

Section 3. No proposal or amendment to the By-Laws which would in any way change this Constitution or the Charter with regard to the purpose of the Association shall be allowed to come up to a vote of the members.

Section 4. All amendments or proposals for amendments must conform with the Constitution and By-Laws, and the laws of the United States of America, Commonwealth of Pennsylvania, Carbon County and Kidder Township.

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408 **ARTICLE XIV**
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410 **Severability**
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412 If any part of these By-Laws is determined to be invalid or illegal, the rest shall stand as the
413 Constitution and By-Laws of the Pocono Mountain Lake Association.
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415 **⁸ARTICLE XV**
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417 **Member in Good Standing**
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419 **A member in good standing is defined as a property owner of the Association who: has paid**
420 **their initiation fee; is current with their yearly dues, renter's fees (if applicable) and/or any**
421 **other monetary obligation(s) due to the Association; and has no civil and/or criminal**
422 **judgments pending with the Association. A member that is not in good standing may not**
423 **attend meetings of the Association nor vote or be heard on any Association matters. A**
424 **member that is not in good standing may not rent or lease his or her property.**
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427 **⁹ARTICLE XVI**
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429 **Enforcement**
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431 **Section 1.** The Board of Directors shall have the authority and power to enforce the deed
432 restrictions applicable to the properties located in the Pocono Mountain Lake development (the
433 "Deed Restrictions"), Covenants, Constitution and By-Laws, and Rules and Regulations of the
434 Association.
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436 **Section 2.** The Board of Directors shall appoint the Rules Enforcement Committee. A Rules
437 Enforcement Committee member may serve consecutive terms if reappointed.
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439 **Section 3.** Any alleged violation of the Deed Restrictions, Covenants, Constitution and By-
440 Laws, or Rules and Regulations of the Association shall be presented in writing (signed and
441 dated), via mail, email or in person, to the Board of Directors. At a regular or special meeting
442 of the Board of Directors, the Board of Directors shall direct the Rules Enforcement Committee
443 to investigate the alleged violation.
444

445 **Section 4.** If the Rules Enforcement Committee determines that the Deed Restrictions,
446 Covenants, Constitution and By-Laws, or Rules and Regulations of the Association have been
447 violated, the Rules Enforcement Committee shall send via certified mail, return receipt
448 requested, and regular mail a notice of violation (the "Violation Notice") to the member(s) who

⁸ Adopted 05-16-2004

⁹ Adopted 09-16-2007

owns the lot where the violation has occurred or is occurring according to the Association records. The member(s) shall have a ten (10) day period from the date of receipt of the Violation Notice to appeal the violation. The first Violation Notice issued to a member will not result in the imposition of a fine, but subsequent Violation Notices will result in the imposition of a fine to be determined by the Board and subject to the provisions of Paragraph 5 below. The member may appeal a Violation Notice to the Board of Directors within that ten (10) day period of time, which will stay any fines until the appeal is heard, pursuant to Paragraphs 6 and 7 below.

Section 5. If the violation is not appealed or corrected within ten (10) days of the member's receipt of the Violation Notice, the Violation Notice and any fine set for the therein shall become final. A violation relating to the condition of a property that remains uncorrected shall subject the member to the continuing imposition of fines at the discretion of the Rules Enforcement Committee.

Section 6. If the member(s) appeals the Violation Notice to the Board of Directors, he or she must send the Secretary (address: 26 Lehigh Drive, Whitehaven, PA, 18661) a written request via mail or email for a hearing before the Board of Directors. The written request shall be specific as to why the member(s) disagrees with the Violation Notice.

Section 7. The Board of Directors shall hear the appeal at either a regularly scheduled or special meeting. Written notice of the hearing date shall be sent to the member(s) at least ten (10) days before the hearing. If the member fails to appear at the scheduled hearing, the Violation Notice and any fine set forth therein shall immediately become final and unappealable.

Section 8. Each member of the Board of Directors shall have one (1) vote and all decisions shall be made by a majority vote of the Board. The member(s) shall be advised of the Board of Directors' decision in writing. The decision of the Board of Directors shall be final.

Section 9. Any unpaid fine shall be a lien on the member(s)' property and shall be collected by the Association in the same manner as unpaid association dues. Further, as long as fines remain unpaid, the member(s) shall not be considered a member in good standing.

Section 10. In addition to the fines specified above, any member who must pay a fine shall also be responsible to pay the Associations costs and reasonable attorney's fees. Any amount which is not paid within thirty (30) days from the date it is levied shall bear interest at the rate of twenty-five percent (25%) per year.

ARTICLE XVII¹⁰

Motorized Recreational Vehicle Use in Pocono Mountain Lake

Section 1. Motorized recreational vehicles (MRVs) as defined herein must be registered with the Association and comply with, where applicable, the Pennsylvania state laws of registration. **MRVs must conspicuously display a current Association registration on the vehicle in the form & location specified by the Board of Directors.** MRVs include, but are not limited to, dune buggies, go-carts, scooters, golf carts, ATVs, UTVs & snowmobiles. All MRVs must be registered

¹⁰ Adopted 5-21-2017

annually with the Association. **Only members in good standing may register MRVs. Each and every MRV must have a separate registration.**

Section 2. MRV CATEGORIES

Dune Buggies: An off-road motor vehicle with over-size tires for use especially on sand.

Go-Carts: Small, close to the ground, 4-wheeled motor-powered vehicle.

Scooters: A small vehicle with 2 wheels that is powered by a motor and that has a low seat & a flat area for resting your feet.

Golf Carts: Four wheeled motorized vehicles powered by either gas or electric designed to carry passengers at slow or moderate speeds such as used on golf courses. No state issued registration required.

ATV: Four wheeled gasoline powered vehicles designed to be driven at speeds primarily dictated by the terrain to be operated on, or maximum posted speed limit. If a passenger is transported, the vehicle must be designed to carry the passenger directly behind the operator.

UTV: Four wheeled motor driven gasoline or diesel-powered vehicles that are designed to be driven at speeds primarily dictated by the terrain to be operated on, or maximum posted speed limit. These vehicles are also described as side-by-side Utility All-Terrain Vehicles. Passengers or cargo may be carried to the side or to the rear of the front seat operator or passenger.

Snowmobile: A motorized land vehicle designed to travel on snow and ice, also known as a sled or snow machine.

Section 3. LAWFUL OPERATORS

Property owners in good standing and guests may operate a registered MRV, provided the operator is at least 12 years of age. ¹¹Individuals aged 8 to 12 may ride age-appropriate vehicles under the direct supervision and accompaniment of a parent or guardian. This would be restricted to only daylight hours and off the main road (Black Bear Pass). **Keep in mind that PMLA is a private community which owns all the roads contained within the boundaries of the community. As such, the roads are therefore considered private roads, allowing MRV drivers to be younger in age than the current state law for drivers on public roads.** Any vehicle driver who violates the provisions of these regulations may forfeit the right to operate an MRV in the confines of PMLA and the MRV registration will be revoked. Violations of these regulations will be dealt with in accordance with Article XVI of these By-Laws.

Section 4. Registration of MRV

The registration period will run from January 1 to December 31 of each year. At registration, the

¹¹ Adopted 5-19-2019

Member must:

- (a) fill out a Registration of MRV form;
- (b) sign a "Waiver of Liability and Acknowledgement of Assumption of Risk by Operator" with respect to use of roads, property and parking areas owned, controlled and maintained by the Association;
- (c) show proof of liability insurance on the vehicle(s) in the name of the registered owner or property owner; and
- (d) pay the registration fee which will be determined by the Board of Directors.

Operators of MRVs, as defined, are to be interpreted as to have sole and complete control of the vehicle. Operators may not be assisted in any manner to operate the vehicle. Passengers assisting to steer or operate foot controls in order to maintain safe control, or to satisfy the minimum age requirement are not permitted. Any fines issued for under age operation or other driving infractions will be assessed to the MRV registered property owner of record.

Section 5. Recreational Vehicle Operation, Helmets, Location of Use, Noise

All MRVs must have proper front and rear lighting on their vehicles for use after sunset. Operation of all MRV's is regulated by Kidder Township Quiet Time Ordinance which restricts operation during the hours of 11 P.M. and 7 A.M.

Operators of MRVs, ages 12 thru 16 and their passengers, 16 and younger, must wear DOT approved helmets while operating their vehicle. Golf carts and UTVs are excluded.

MRV drivers must operate their vehicles only on Association-owned roads and parking areas, stay to the extreme right of the road and ride in single file. Pedestrians always have the right of way. Operation of MRVs in recreational areas or areas not designated for vehicles is prohibited. All posted speed limits apply. MRV's being operated in a careless, hazardous manner or causing a nuisance to others is prohibited.

A recreation vehicle may not be operated if it is not equipped with a muffler system in good working order; one which blends the exhaust noise into the overall recreational vehicle noise and is in constant operation to prevent excessive or unusual noise which may be disturbing to the public health and comfort of our residents. The Board of Directors shall use its discretion as to acceptable noise levels.

All MRVs are prohibited from operating on any lake in the Association while frozen or otherwise. Towing of any apparatus containing a person or persons is prohibited.

ARTICLE XVII Watercraft Registration and Use

Section 1. Registration of Watercraft

All watercraft must be registered with the Association. Each watercraft must have a separate registration.

The registration period will run from January 1 to December 31 of each year. At registration, the Member must:

- (a) fill out a Registration of Watercraft form;
- (b) sign a “Waiver of Liability and Acknowledgement of Assumption of Risk by Operator” with respect to use of lakes within the development; and
- (c) pay the registration fee which will be determined by the Board of Directors.

Section 2. Only Property Owners of the Association may use boats within the Association lakes. All watercraft users shall comply with the Pennsylvania Boat and Fish Commission laws, rules and regulations.

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