

The following are on-line at - abyconline.org

General Information and Club Rules

By-Laws

Constitution

Appendix A - Yacht Directories

Appendix B - Perpetual Trophies and
Description of Awards

Appendix C - Club Affiliations

Appendix D - Annual Events Calendar

Appendix E - Club Sponsored Organizations

Appendix F - Information Resources

Appendix G - Membership Recruitment
and Sponsorship

Appendix H - Boat Use Policy

Appendix I - Dockage Agreement

GENERAL INFORMATION AND CLUB RULES

ABYC Clubhouse

Clubhouse activities are coordinated through the Rear Commodore. Changes in clubhouse décor or interior design must be submitted to the House Committee for review and approval.

Smoking is not permitted inside the ABYC clubhouse.

Dogs are not allowed on the decks or in the clubhouse, but are permitted under and around the clubhouse provided they are leashed and the owner is present. The dog owner is responsible for removing any solid waste deposited by the dog on clubhouse grounds.

Overnight sleeping in the clubhouse or on the decks around the clubhouse is not allowed.

The concrete ground floor of the clubhouse is better suited than the interior of the clubhouse for activities involving moderately heavy loads or movement. The concrete ground floor, however, is not reinforced. Therefore, vehicles and other similar loads are, with no exceptions, prohibited from the concrete floor.

While the club provides general cleaning on a monthly basis, individual members using the facility must help keep the clubhouse clean on a daily basis.

Please help maintain the security of the clubhouse by locking all doors whenever you leave and others are not presently in the clubhouse. Even early in the day or on weekends, do not assume others will return or will later use the clubhouse. The combination lock on the doors allows access by all ABYC members. Both the front and back doors of the clubhouse must always be

locked whenever a member is not present in the clubhouse.

History: Above amended 09/08/2002, 11/14/2004

Policy Regarding Making and Canceling Reservations to ABYC Events

ABYC has an event reservations and cancellation policy. It is helpful to understand both the nature of and reason for this policy. The policy pertains to the deadline for making or canceling reservations to various ABYC social events. Reservations for attending an event must be made before the announced deadline. Cancellations of any reservation must also be made prior to this same deadline. Your invoice will reflect charges for all reservations not canceled prior to the deadline.

Both reservations and cancellations must be made directly with the person hosting the event. Messages left with a third party or with an answering machine do not constitute a confirmed reservation or cancellation.

Cancellations after the deadline, even for unanticipated reasons such as illness, cannot be accepted.

The rationale for the policy is that each ABYC event must be self-supporting. Annual dues are not used to support individual events. Following the reservation deadline, the host expends ABYC resources based on the number of reservations. The amount expended is not affected by whether or not individuals actually attend.

Bar Rules

Alcoholic beverages may be sold to members only. Members may purchase alcoholic beverages for their guests.

All bar purchases must be charged on the member's account. The bartender is not allowed to accept cash.

The bartender is required by law and Club rules to refuse service to anyone who is

intoxicated or who is under twenty-one (21) years of age. Individual members are responsible for assuring non-violation of this rule by oneself and ones guests.

All alcoholic beverages must be consumed on the Club premises.

All liquor will be sold by the drink only. All wine will be sold by the glass only, except that wine may be sold by the bottle or carafe for consumption on the premises with a meal.

To purchase beverages at the bar, a member initials the bar tab sheet at the time of the first charge. The member may then make additional charges until the bar closes that day. If desired, the member may review his or her bar charge record and sign it to close it out.

Bar tabs are totaled and billed to members at the end of each month. Payment is due within 30 days. Bills not paid within 30 days will be considered delinquent.

A member whose bar bill is delinquent may not charge drinks at the bar. A member may pay the bar bill only to the Purser, and by check only. Payment of the delinquent bill will restore bar charging privileges.

To comply with license restrictions, members who bring their own alcoholic or other beverages to the clubhouse must keep them away from the bar and the immediate vicinity.

The club shall not be responsible for actions of members or their guests after they leave Club property.

The bar is for the convenience and pleasure of the members and for the benefit of the Club. Do not allow yourself or any guest to become intoxicated or engage in conduct that might embarrass you, your guests, or the Club, or that might jeopardize the Club's alcoholic beverage license.

Private Use of the Clubhouse

Any ABYC member in good standing may reserve the clubhouse facility for private parties provided:

- the facility is not reserved for an ABYC social function or fleet activity;
- reservation is arranged 30 days in advance through the Rear Commodore;
- the Rear Commodore judges the proposed activity an appropriate use of the facility;
- the ABYC member reserving the clubhouse assumes full responsibility for totally cleaning the entire facility immediately following the private party (the Rear Commodore is the sole judge of adequacy of the cleaning);
- the ABYC member reserving the clubhouse assumes full responsibility for immediate removal at the conclusion of the party and proper disposal off AYBC property of all trash associated with the private party;
- the ABYC member reserving the clubhouse assumes responsibility for all damages to the facility during the period that member has the facility reserved, and until the Rear Commodore has deemed the facility clean;
- ABYC members are allowed to use the restroom and shower facilities during the private party, with both ABYC parties expected to respect each others particular needs.

Private Use of the Clubhouse Kitchen

Any ABYC member in good standing may access the clubhouse kitchen for personal use at any time other than when a club function or pre-scheduled event is taking place.

History: Created 1/01/2005, amended 04/02/2006

Swimming Pool Rules of Usage

An ABYC member in good standing, the member's family members and guests may use the ABYC pool subject to the following safety requirements and rules of usage:

- Family members under 21 years of age and guests must be accompanied and supervised by an ABYC member or

family member who is 21 years of age or older. For the purposes of this rule, children, grandchildren and their parents or out-of town guests while visiting with an ABYC member for visits may be considered family members.

- Guests are those persons who live in the ABYC membership area.
- Guests are limited to one pool visit per month.
- There is no life guard on duty. Use of the ABYC pool is at your own risk.
- Pool hours: Sunrise to Sunset
- A maximum of 20 bathers are allowed in the pool at any one time (Bathing Load)
- Showering is required before entering the pool
- Food, drink, glass or animals are not permitted in the pool or on the pool deck
- Diving is not permitted
- Running is not permitted in the pool area.
- Roughhousing or horseplay is not permitted in the pool area
- Electronic devices without the use of earphones are not permitted.
- Toweling dry and donning footwear is required before entering the clubhouse.

For inquiries or complaints please contact the Rear Commodore.

History: Created 11/14/2004

BY-LAWS OF THE APALACHEE BAY YACHT CLUB

SECTION 1 - Purpose

The purpose of this Club is to form an association of persons who are interested in boating, in the racing of sailboats, in the exchange of ideas about boating, in the development of better boating techniques and seamanship, and in the development of camaraderie. Further, the Club shall promote activities that will perpetuate the ideals and traditions of boating. The Club shall be a non-profit corporation governed by a constitution and these By-Laws.

History: Above amended 12/02/200, 06/05/2010

SECTION 2 - Membership

Types

Regular: A regular member shall be a person or a family. A regular member is entitled to a total of one (1) vote per paid membership.

Associate: An associate member shall be a person or family who wishes to be affiliated with the Club with a non-renewable one year membership. An associate member shall have no voting privileges. At the end of the first year as an Associate member, an associate member must become a regular member. The total of associate members shall not exceed twenty-percent (20%) of the voting membership.

Student/Professional: A student or professional between age 21 and 30 with no voting privileges.

Non-resident: A non-resident member is a former regular member who wishes to maintain affiliation with the Club but who has moved to a permanent residence outside the participating area and who is not active in Club functions, or is a member in good standing of another yacht club or sailing club who is visiting the Shell Point area and wishes to utilize Club facilities during their visit. A non-resident member shall have no voting privileges.

Honorary: An honorary member is a person or family who shall neither have voting privileges nor pay any dues.

History: Above amended 12/03/86, 10/04/89, 12/04/91, 12/1/93, and 12/02/200, 09/11/200, 12/05/0, 06/05/2010

Definition

For the purpose of this section, a family is one or two adults living at the same domicile. If any children are to be members by virtue of the familial relationship, the children must be under 21 years of age.

Qualifications

Any regular or associate member may submit to the Membership Committee the name of a person proposed for membership. A copy of the application from the proposed member shall be posted in the ABYC clubhouse for thirty days from the date of receipt by the Membership Committee. The name of the proposed member shall be published in the ABYC newsletter edition next following the first publication deadline after the date the application is received by the Membership Committee. At the conclusion of the thirty day period, the Membership Committee shall make a recommendation to the Board of Directors regarding the proposed membership. If the Membership Committee recommends the applicant, and the Board of Directors votes affirmatively on the application, then the applicant will be accepted into membership conditional upon payment of the required monies to the Purser.

In order for a person to become a permanent Honorary Member, five (5) voting members of the Club must propose that person's name to the Board of Directors; then the Board of Directors must

make a recommendation to the membership at large. Acceptance must be by an affirmative majority secret vote at the next general meeting.

A person may become a Temporary Non-resident Member upon presentation and acceptance of membership in good standing in a recognized yacht or sailing club. Temporary non-resident membership shall be for a period not to exceed seven (7) days and shall be logged in a permanent record book maintained for that purpose at the Clubhouse. The Board of Directors may authorize the issuance of a temporary membership card to a Temporary non-resident Member.

History: Above amended 10/04/89 and 9/11/04

Expulsion

The expulsion of any Club member begins with the Board of Directors requiring the Scribe to send the member written notice thirty (30) days prior to a hearing to be held before the Board of Directors concerning the expulsion of the member. The member to be expelled has the right to attend the hearing before the Board of Directors and to present any evidence or to call any other member on his/her behalf to discuss the matter. Immediately after the hearing, the Board of Directors, by secret ballot, shall make a recommendation to the membership. A majority vote, by secret ballot, of the voting membership is required in order to expel a member. If the membership votes for expulsion, then the Scribe shall be directed by the Board of Directors to notify the member in writing within five (5) days from the date of the vote of the member's expulsion. An expelled member shall not be entitled to any reimbursement of any dues or fees paid to the Club except that an expelled member not indebted to the Club shall be entitled to request redemption of any or all Class A equity units. This section shall not apply to members dropped from membership in the Club for non-payment of either annual dues or periodic fees and charges.

SECTION 3 - Dues and Fees

All prospective members, except Honorary Members, must pay an initiation fee. All prospective Regular and Associate members shall pay an initiation fee of One-Hundred Dollars (\$100) and all prospective Student/Professional members shall pay an initiation fee of Fifty Dollars (\$50.00), and all members, except Honorary Members, must pay dues in the amount listed for their respective membership. Whether paid at the beginning of the year or at the beginning of each quarter, the dues are for the fiscal year. Regular members joining during a fiscal year will be charged pro-rata dues for the remainder of that year.

If Paid Quarterly

Regular	\$600.00	\$165.00	\$660.00
Associate	\$300.00	\$ 82.50	\$330.00
Student/Professional	\$150.00	N/A	N/A
Non-Resident	\$ 50.00	N/A	N/A

The annual Regular member dues and the annual Associate member dues, at the members option, can be paid on a quarterly basis. In addition, periodic fees or charges for items purchased from or charges incurred through the Club are billed monthly by the Purser. Any member who is 61 days in arrears on the payment of dues or such periodic fees/charges shall be notified by the Purser in writing and shall neither vote nor enjoy the privileges of the Club. A member who is 91 days in arrears on payment of dues or periodic fees/charges shall be notified by the Purser in writing and shall be automatically dropped from membership in the Club, provided arrangements have not been made with the Board of Directors. Any monies received by the Purser shall be applied first to any outstanding balance owed by the member for periodic fees/charges then to the payment of

dues.

History: Above amended 12/02/87, 12/04/91 12/02/01, 12/05/0, 06/05/2010

SECTION 4 - Officers and Directors

Elections

The term of service of the Board of Directors is consistent with Section 5 of the ABYC Constitution. However, should a scheduled election by the membership be delayed for legitimate causes, a board member(s) may continue to serve pending future elections

History: Added 06/05/1020

Duties

The Commodore shall be the chief executive officer of the club and shall preside at all meetings of the members and the Directors. The Commodore shall be an ex-officio member of all committees and shall be responsible for the general management of the business of the Club and shall see that all orders and decisions of the Board of Directors are carried into effect. The Commodore shall appoint the Chairmen of all permanent and temporary committees with the approval of the Board of Directors except as established otherwise by these By-Laws.

The Vice Commodore shall act in the capacity of the Commodore when the Commodore is absent and shall accede to that office if it should become vacant. The Vice Commodore shall be the Chairman of the Fleet Committee.

The Scribe shall have custody of all Club records except Financial Records and shall handle all correspondence, including responsibility for the monthly newsletter, keep a record of the minutes of all meetings of the membership and the Board of Directors, and shall transcribe these minutes into permanent record books.

The Purser shall have custody of all financial records, shall be responsible for the collection of all initiation fees and dues, shall maintain complete and accurate records of all owners of equity units and of the proceeds from the sale of said units, and shall handle all matters pertaining to the financial operation of the Club. The Purser shall also be responsible for opening and maintaining any and all bank accounts, and for the payment of bills. Every Club financial account shall permit withdraws only on the signature of two of the following officers: Commodore, Vice Commodore, Purser, or Scribe except a checking account that requires only one of the above signatures. Transfers to this account from other ABYC accounts may be made quarterly or more frequently at the Board's discretion.

The Rear Commodore shall be the Chairman of the Clubhouse and Grounds Committee and shall be responsible for the acquisition, inventory, and maintenance of Club property.

The Past Commodore shall be the Chairman of the Membership Committee.

The Senior Board Member shall be the Chairman of the Program and Activity Committee.

The Junior Board Member shall be the Chairman of the Social Committee.

History: Above amended 4/4/90, 12/04/91, 12/2/97, 06/05/2010

Removal

In order for any member of the Board of Directors to be removed from office during their term of office, a majority of the voting membership of the Club, by written petition, shall direct the Commodore to call a meeting in order to discuss and vote upon the removal of said member.

Any member may discuss the removal of said member, and the member may appear at the meeting to defend him/herself. At the conclusion of discussion, the voting membership by secret ballot, shall vote to determine whether the member shall be removed. A two-thirds (2/3rds) vote of the regular membership in favor of removal shall be required to effect removal. In the event that the membership votes to remove said member, the member shall be notified within five (5)

days in writing by the Scribe of the decision of the membership. The member shall turn over all Club property and records which were entrusted to him/her during his/her term of office.

Vacant Position

In the event that a Board position other than the Commodore becomes vacant, the Commodore, with the approval of the remaining members of the Board, shall appoint a member at large to fill the vacant position for the remainder of the term.

SECTION 5 - Committees

The following committees shall consist of a chairman and an appropriate number of members to accomplish the respective tasks of each committee. Ad hoc committees may be appointed by the Commodore as needed. No ad hoc committees shall extend beyond the term of the Commodore who appointed it. Unless otherwise stated, members of each committee shall be appointed by the committee's respective chairman.

Membership Committee

The members are the Past Commodore, chairman, and three or more members at large. The primary function is to review applications submitted by the members and to recommend acceptance or denial to the membership. This committee will also serve as a telephone committee to keep the membership informed of coming activities and to provide a membership package to all new members.

Clubhouse and Grounds Committee

The members are the Rear Commodore, chairman, and three or more members at large. The primary responsibility shall be the acquisition and maintenance of all Club property.

Regatta Committee

The members are a chairman, appointed by the Commodore, and a sufficient number of members to carry out its functions. The purpose of this committee is to organize an annual regatta sponsored by the Club.

Protest Committee

The members are a chairman, appointed by the Commodore, and two members knowledgeable in USYRU Racing Rules. Additional members may be called by the chairman as necessary.

The purpose of this committee is to hear and rule on all protests resulting from ABYC sponsored races in which the protests are not settled by the individual fleets.

Nominations Committee

This committee shall exist as provided for in ARTICLE V of the *Constitution of the Apalachee Bay Yacht Club*.

Fleet Committee

The members are the Vice Commodore, chairman, and representatives of each active fleets. The primary function of this committee is to coordinate the activities of the various fleets.

Program and Activity Committee

The members are the Senior Board Member, chairman, and a sufficient number of members to carry out its functions.

Social Committee

The members are the Junior Board Member, chairman, and a sufficient number of members to carry out its functions.

History: Above amended 12/04/91, 06/05/2010

SECTION 6 - Parliamentary Procedure

Robert's Rules of Order, Revised shall be the authority governing all matters of procedure not otherwise specified in the *Constitution* or these *By-Laws*. A Parliamentarian shall be appointed by the Commodore.

SECTION 7 - Meetings

There shall be a general meeting of the membership-at-large each month. The time and place of each meeting will be determined by the Board, announced at the prior meeting, and published in the monthly newsletter thirty (30) days prior to that meeting.

History: Above amended 12/01/82, 12/03/86, and 12/02/87.

SECTION 8 - Dock Reserve Fund

Ten percent (10%) of all revenues from the Club's docks shall be allocated to a separate reserve fund to be used solely for the maintenance, replacement, or improvements of or additions to the docks.

History: Created 12/07/88

CONSTITUTION OF THE APALACHEE BAY YACHT CLUB

ARTICLE I - Name

The name of this non-profit corporation shall be the APALACHEE BAY YACHT CLUB, hereinafter referred to as the Club.

ARTICLE II - Purpose

The purpose of this Club is to form an association of persons who are interested in boating, in the racing of sailboats, in the exchange of ideas about boating, in the development of better boating techniques and seamanship, and in the development of camaraderie. Further, the Club shall promote activities that will perpetuate the ideals and traditions of boating. The Club shall be a non-profit corporation governed by a constitution

History: Above amended 12/02/2001

ARTICLE III Membership and Dues

Membership: As provided for in the By-Laws, there shall be the following types of memberships:

- Regular
- Associate
- Student/Professional
- Non-resident
- Honorary

Dues: The dues structure is explained in the By-Laws. All dues paying members must pay an initiation fee and must pay dues according to the By-Laws of the Club either by the first day of the month of each quarter or by the first day of January if dues are paid annually. All regular members must purchase one (1) equity unit in accordance with Article IV of the Constitution.

History: Above amended 12/07/88, 12/02/2001, 09/11/2004, 12/05/07

ARTICLE IV - Ownership of Club Assets - Equity Units

Creation of Equity Units: After January 1, 1989, ownership of all club assets shall be represented by a maximum of 100 Class B and 600 Class A equity units that shall be distributed to or be available for purchase by regular members of the Club as set forth in this Article IV.

Required Purchase: The purchase and continued ownership of at least one (1) Class A equity unit shall be a condition of membership for each regular member.

Class A Units

Price and Payment: There shall be 600 Class A equity units. The price of each Class A equity unit for sale and for redemption purposes ("the current price"), shall be established by the Board as of January 1 on each year as the value of the Club's real property and improvements thereon most recently established for ad valorem real property tax purposes by the Wakulla County, Florida, Property Appraiser, divided by 600. All units shall be paid for in full by lump sum cash payment at the time of purchase, except that a mandatory unit purchased at 110% of the current price may be paid for in four equal quarterly payments. No certificate shall be issued until the purchase price is paid in full and any partial payments shall not be refundable. There shall be no limit to the number of Class A equity units a regular member may purchase.

Split: Each holder of a Class A equity unit certificate on January 1, 2006, shall be issued an additional Class A equity unit certificate of equal value.

Oversubscription: If no Class A equity units are available for sale to satisfy the mandatory unit purchase requirement, a regular member shall pay into a special equity unit purchase fund the current price of an equity unit. Members awaiting issuance of an equity unit certificate shall be placed upon a waiting list in chronological

order by the date on which the purchase price is paid in full. An equity unit shall be issued to each as soon as one becomes available. Upon termination of membership, if a member has not been issued a mandatory equity unit, then the amount the member paid into the equity unit purchase fund shall be refunded without interest or other appreciation. Disbursements from the equity unit purchase fund shall be limited to refunds to prospective purchasers, and disbursement to the Club of interest and the proceeds from the sale of a unit for use pursuant to paragraph F of this article.

Redemption of Class A Units

Ten percent of all money received from the sale of Class A units shall be held in a separate equity unit redemption fund that shall be held and used solely for the purpose of redeeming Class A equity units. At any time the redemption fund is insufficient to redeem a Class A unit for which redemption has been requested 50% of all funds received from the subsequent sale of Class A units shall be allocated to the redemption fund until no units are awaiting redemption, at which time the allocation shall revert to 10%.

A Class A equity unit may continue to be held after termination of regular club membership. Except for the mandatory unit required for retention of regular membership, the holder of a Class A unit may request redemption at any time. The redemption shall occur at such time as the redemption fund possess sufficient funds to redeem the unit at the current price. The Club shall maintain a list of redemption requests in chronological order, and shall redeem units in the order in which the redemption requests are received. A unit transferred in violation of Paragraph E of this article shall not be eligible for redemption.

Class B Equity Units: The Club shall issue 100 Class B equity units. These units, together with all Class A equity units outstanding at any given time, shall

represent the total net value of club assets in the event of liquidation of its assets. Class B units shall be redeemable only upon liquidation of the Club assets.

Value of Class A and Class B equity units at liquidation: Upon liquidation of the Club assets, the value of each Class A equity unit shall be equal to the net proceeds of the liquidation divided by 800. The value of each Class B equity unit or portion thereof shall be two times the value of a Class A equity unit.

Initial distribution to Regular Members:

The 100 Class B units were distributed among all regular members of the Club in good standing on December 31, 1988, who maintain their regular membership in the Club until December 31, 1989. The units were allocated based upon the number of continuous years or portions thereof of regular membership in the Club prior to January 1, 1988.

Transfer Restrictions: No gift, sale or other inter-vivos transfer of a Class A or Class B equity unit shall be recognized. There shall be no restrictions on the transfer of Class A and Class B equity units by devise or inheritance.

Limitation on Rights: No voting rights and other than as set forth in this Article no rights to ownership or management of the Club shall be attached to ownership of Class A or Class B equity units. No interest shall be paid on any equity unit. There shall be no representation or inducements for sale of equity units on the basis of profit or appreciation in the units. No commissions shall be paid on the sale of equity units.

Certificates. Each Class A equity unit shall be represented by one (1) equity unit certificate. All Class B equity units including fractional units issued to a membership shall be represented by a single certificate. All equity unit certificates shall be signed by the Commodore, countersigned by the Purser, and impressed with the Club

corporate seal. The following legend shall be imprinted upon all certificates:

The equity unit(s) represented by this certificate is (are) subject to limitations on voting, transfer and redemption and to other limitations and restrictions set forth in the Constitution and By-Laws of the Apalachee Bay Yacht Club, Inc., a copy of which is available for inspection from the Purser.

Redemption Restriction: Units of a holder who is indebted to the Club shall not be entitled to redemption.

Allocation of Equity Unit Funds: The net proceeds from the sale of all Class A equity units after the required allocation to the redemption fund, and all interest earned on funds held in the equity unit purchase fund, shall be expended for the following purposes and in the following manner.

To reduce the principal balance of any outstanding debt (other than current payables) of the Club until such debt is eliminated; and, after elimination of the debt;

To repair, replace and maintain the Club's existing physical properties, and to improve and acquire additional permanent physical assets for the Club. Expenditures of these funds for current operating expenses shall be prohibited.

Maintenance Reserve. In January of each year the Board of Directors shall set a minimum amount for the reserve fund that shall be no less than 5% of the previous year's value of the club's land and real property improvements established by the Wakulla County Property Appraiser.

Excess Funds. In December of each year any balance in the reserve fund in excess of the minimum established by the Board for that year may be applied by the Board toward reduction of the Club's debt. *History:*

Above amended 12/07/88, 12/31/2005

ARTICLE V Officers and Board of Directors

The officers of this Club shall be regular members and shall be as follows:

- A Commodore
- A Vice Commodore
- A Rear Commodore
- A Scribe
- A Purser
- The Past Commodore

The Board of Directors shall consist of all the Officers plus a Junior Board Member and a Senior Board Member.

All members of the Board, except the Past Commodore, shall be elected at the November business meeting of the Club. They shall serve for no more than two (2) consecutive one-year terms, except the Junior and Senior Board Members who shall each serve a two (2) year staggered term. The Purser may serve until replaced. The Junior and Senior Board members shall not serve more than one (1) two year term in their respective positions. The Commodore shall, in the year following his tenure as Commodore, assume the office of Past Commodore. If the Past Commodore's position becomes vacant, it shall not be filled for the rest of that term.

Nominations. Sixty (60) days prior to the annual business meeting, the Commodore shall appoint a Nominating Committee composed of the immediate past two Commodores (or the two most recent who are available) and a member at large to draw up and present a recommended slate. The Nominating Committee shall submit at the October meeting one (1) name for every elective office. Additional nominations from the floor may be made at the October meeting. No further nominations may be made after the close of nominations at the October meeting.

History: Above amended: 12/05/07, 12/01/07

ARTICLE VI - Meetings

There shall be regular meetings of the membership at large. The annual business meeting shall be held in November of each year and shall include the election of Officers and Board Members for the following year, the reports of the Officers, and other necessary business. The elective year and fiscal year for the Club shall be from 01 January until 31 December of the following year.

History: Above amended 12/01/07

At the annual business meeting, twenty-five percent (25%) of the voting membership shall constitute a quorum. At any other general meeting, twenty percent (20%) of the voting membership shall constitute a quorum. A simple majority renders a decision.

The Board of directors shall meet monthly. The meetings of the Board of Directors shall precede any annual or general business meeting required by the Club. The Commodore shall set the time and place of all Board meetings.

ARTICLE VII - Committees

The permanent committees shall be defined in the By-Laws.

ARTICLE VIII

Amendments to the Constitution

Any member desiring a change in the Constitution shall secure the signature of twenty-five percent (25%) of the regular voting membership for the proposed change(s), and shall submit the petition to the Board of Directors. The Board of Directors shall cause the proposed change(s) to be published in the Club's newsletter in September, October, and November and thus transmitted to the membership sixty (60) days prior to action at the annual business meeting in December. The proposed change(s) shall be read at the October and November meetings and voted upon during the November meeting. A two-

thirds (2/3rds) majority of the regular voting membership shall be required to sustain an amendment. Absentee and/or mailed ballots shall be honored. *(History: Above amended 12/5/07.)*

ARTICLE IX

Amendments to the By-Laws

Any member may propose amendment(s) to the By-Laws and such action shall be initiated by submitting the proposed amendment(s) to the Board of Directors. The Board shall cause such proposed amendment(s) to be (1) read at the next general meeting of the membership; (2) published in the next edition of the newsletter; and, (3) vote upon by the membership at the next general meeting. A majority of members present and voting, provided a quorum of twenty percent (20%) is present, shall be required for the adoption of proposed By-Law changes.

ABYC Yacht Directory Motor Vessels

Boat Name	Boat Type	Owner
<i>Alice Lee</i>	Nordic Tug 37	Chubb
<i>Electra</i>	Beckman Electric 47	Jorgensen
<i>Gobie</i>	Action Craft 21	Davis
<i>Hirado</i>	Sisu 26	Depew
<i>KC</i>	Cobia 17	Augustine
<i>Lucky Team</i>	Proline 26	Lipsius
<i>No Surprise</i>	Proline 17	Chubb
<i>Prinses Irene</i>	Legacy 28	Oosterhof
<i>Quintessence</i>	President 41	Johnston
<i>Renegade</i>	Stingray 200 MS	Renovitch
<i>Sea-Air-A-II</i>	Hatteras 53	Gaupin
<i>Sea Bones II</i>	Mako 25	Jaggears
<i>Sea Fox</i>	20.5 Aquasport	Harris
<i>Time Out</i>	Bertram 25	Wells
Not Named	Carolina Skiff 19.8	Broadway
Not Named	Carolina Skiff 16	Glenn
Not Named	Sea Pro 22	Groves
Not Named	Cobia 15 Flats Boat	Nichols
Not Named	Key West 20	Turner
Not Named	Cape Horn 16	Vesecky
Not Named	Proline cc 17	Wells

ABYC Yacht Directory Sailing Vessels

Boat Name	Boat Type	Base PHRF	ABYC Adjustment	Owner
<i>Adios</i>	Harmony 22	198	198	Hamilton
<i>Argo Navis</i>	Morgan OI 41			Kendrick/Workman
<i>Banana Wind</i>	Morgan OI 33 Pilothouse			Werndli
<i>Beauthie</i>	Irwin 42			Fries
<i>Blue Moon</i>	Pearson 35	183	213	Crowner
<i>Clean Slate</i>	Cal 25			Emmerson
<i>Contagious</i>	Morgan O/I 41			Hanson
<i>Evergreen</i>	Tartan 34			Miller
<i>Five Pennies</i>	Contender 31			Nichols
<i>Freelance</i>	Hunter 33	162	171	Redig
<i>Great Ketch</i>	Morgan 416			Floyd
<i>Halter 2</i>	Halter 27			Gharakhani
<i>Harmony</i>	Harmony 22	198	204	Bjerregaard
<i>Jonah's Charm</i>	Bristol 24			Jonas
<i>La Dulci-mer</i>	Homebuilt 29			Blankenship/Snell
<i>Lorax</i>	Irwin Citation 30	177	200	Augustine
<i>Makai</i>	Alberg 30			Curry
<i>Manana</i>	Morgan 41	196	232	Wilhelm
<i>Morning Dew</i>	Evelyn 25	165	174	Herbster
Not Named	Laser			Crowley-Gilbert

Appendix A - ABYC 2009 Yacht Directory

Not Named	Windrider 17			LaRosa
Not Named	Mirage 5.5 20'			Lipsius
<i>Oasis</i>	Catalina 22			Bennett
<i>Patient Lady</i>	Southern Cross 39	141		Parker
<i>Perseverance Furthers</i>	Morgan 40 Ketch	176		Fletcher
<i>Phoenix</i>	Island Trader 36			Jorgensen
<i>Prime Plus</i>	Beneteau 44.5	108	121	Hanna
<i>Primordial Sloop</i>	MacGregor 26	221	225	Burmeister
<i>Ragtime</i>	S-2 28			O'Hara
<i>Reckless Abandon</i>	Catalina 30			Sherrod
<i>Relentless</i>	Corsair F-28 R			Saint
<i>Sea Horse</i>	Irwin 23			McLendon
<i>seaQuest</i>	Endeavor 32			Reeder
<i>Sea Ya II</i>	Catalina 27			Wright
<i>Serenity</i>	Custom Double Ender 20			Seay
<i>Sigismunda</i>	Pearson 30	180	186	Hamilton
<i>Slippery When Wet</i>	Harmony 22	199	199	Fletcher/ Fries
<i>Staccato</i>	Harmo	196	196	Groves
<i>Tin Tin</i>	O'Day 25	234		Cleveland
<i>Windswept</i>	Endeavour 40			Clarke
<i>Wike Wike</i>	Harmony 22	196	192	Reeder
<i>Zephyros</i>	Seawind 1000XL			Hankins

PHRF ratings and adjustments as of April 22, 2007

ABYC Yacht Directory Puffin Fleet

Owner	Sail Number	Location
Augustine	21	25 Harbour Point Drive
Bjerregaard, C.	16	171 Harbour Point Drive
Bjerregaard, M.	12	171 Harbour Point Drive
Chubb	44	Springwood Plantation
Fletcher	31	33 Sandpiper Lane
Glenn	23	28 Sandpiper Lane
Groves	61, 31	17 Royster Drive
Hamilton	20	71 Royster Drive
Hamilton	30	71 Royster Drive
Hankins	11	134 Beaty Taff Road
Johnston		36 Pebble Court
McLendon		
Oosterhoff	Trinka-10	177 Harbour Point Drive
Ross	42	171 Harbour Point Drive

2010 Perpetual Trophy Awards

(Awarded November 2009)

Winterle	Frank Hankins
Homer Denius	Dragonfly (Sue Ross)
Kokopelli Dream Achievement	No award
Silent Sailor	Ray Keaton
Stephen C. Smith Memorial Regatta	
Anne Sherwood	No award
Dan Harbolt	No award
Will Glenn Frostbite Regatta	January 2010 Race postponed due to weather
Cock of the Walk	No challenger; Al Oosterhof is in possession of this award
Kate C. Morgan Race for Dinghies	John Hamilton

Descriptions of Awards

Anne Sherwood Memorial Trophy

Established in memory of ABYC member and spinnaker racer Anne Sherwood, this trophy is awarded to the first place spinnaker boat in the Stephen C. Smith Regatta.

Cock of the Walk Trophy

This trophy was established by early hot shot ABYC racers, who continuously challenged each other to races in various types of sailing craft to determine the best racer. The challenges were marked by much bravado and beer drinking. The holder of the trophy can be challenged at any time to race in any type of single-handed sail boat. The challenger is required to supply two boats of the same design for racing and a case of beer for the spectators. Kate Morgan is the current holder of this trophy.

Dan Harbolt Memorial Trophy

Established by wife, Rosemary Harbolt, in memory of ABYC member and racer, Dan Harbolt, this perpetual trophy is presented to the first place non-spinnaker boat in the Stephen C. Smith Regatta

Homer Denius Award

Established by Homer Dennius, this perpetual trophy is awarded to the ABYC boat which has participated in the most races, cruises and other on-the-water activities during the past year.

Kate C. Morgan Race for Dinghies

This series was established in 2009 to honor Kate Morgan and her extraordinary contributions to ABYC and the sailing community. All who knew Kate admired her desire to live every moment to the fullest; she found and shared the joy in life — and sailing was a large part of this. Kate encouraged new sailors and she competed to the utmost in every race. This perpetual trophy is awarded annually to the winner of the spring and fall dinghy series.

Kokopelli Dream Achievement Award

This periodic award was first established and presented by Russell and Lee Chubb in 2002, to recognize Jon Brandt's 1-2 Bermuda race. Jon designed and modified "Kokopelli", a 30 foot Olson, and then, as the smallest boat in the fleet, won the single handed leg from Newport, R.I. to Bermuda, and, also, the crewed return back to Newport. Dreaming is easy, but acting on a dream takes planning, commitment, and guts. This award recognizes an ABYC member, family or group of members who take the initiative to fulfill a dream.

Murphy – St. Patrick’s Day Regatta

This trophy is given in memory of John and Ellen Murphy, ABYC members.

Rubber Chicken Award

This award is presented by the Commodore, Vice Commodore, or by a club member on their behalf, to the member who made the biggest observed faux pas during the past year. A short humorous lead in by the presenter is required. The presenter provides the award and a detailed accounting of the events that justify the award.

Silent Sailor Award

The silent sailor trophy is awarded by the ABYC Board of Directors to recognize the club member who has made a significant contribution to the club during the past year, and has gone about the task(s) quietly and without fanfare.

Stephen C. Smith Memorial Trophy

Established in the memory of Stephen C. Smith, who died of a rare form of cancer at age 29, this perpetual trophy is presented by the Board of Directors of the Stephen C. Smith Annual Memorial Regatta each year to the person who is considered to have made an outstanding contribution to the Regatta.

Will Glenn Memorial Frostbite Trophy

Established by friend and fellow racer, Kate Morgan, this perpetual trophy is awarded to the first place Puffin in the ABYC Will Glenn Memorial Frostbite Regatta for dinghies held on New Year’s Day of each year.

Winterle Award

This perpetual trophy is intended to recognize the member who best displays the qualities of “Good Sportsmanship.” The criteria of good sportsmanship includes but is not limited to: honesty, respect for rules, respect for others, fair play, cooperation, competitive spirit, sacrifice for the benefit of the Club or members and winning without boasting and losing without excuses. The trophy is not intended to be a popularity contest though this does not preclude popular members. Title to the trophy remains in the name of Joe Winterle, or his heirs. A ballot is sent to club members and awarded by the Commodore at the annual Awards night.

Club Affiliations

Gulf Yachting Association

ABYC is a member of the Gulf Yachting Association (GYA). GYA was organized to promote the sport of yacht racing on the Gulf Coast and nearby areas. Founded in 1901, the GYA has over thirty member organizations from Houston Texas to St. Petersburg, Florida. As a GYA member club, ABYC members enjoy reciprocity with other GYA member yacht clubs. For details, contact the Commodore, refer to the GYA source book on the club lobby bookshelf or go to the GYA web site at www.gya.org.

US Sailing

US SAILING was originally organized as the North American Yacht Racing Union (NAYRU) on October 30, 1897. The organization's original purpose was to encourage and promote yacht racing and to unify the racing and rating rules in the United States and Canada and throughout the yachting world. Today, its authority comes from an act of Congress (the Ted Stevens Olympic and Amateur Sports Act of 1978) and a charter to serve America's sailors directly. In recent years, US SAILING has created and maintained the definitive national standards for sailing instruction and continues to develop highly successful training programs for young and adult sailors. The organization has embraced and supported the rapidly expanding public access programs known as Community Sailing, continues to create high-quality instructional and reference materials for race officials, and field successful Olympics and Pan American Games teams.

Boat U.S.

ABYC is a Boat U.S. Cooperating Group member. As such, ABYC members receive a 50% discount on membership in Boat U.S. Our group number is GA81150Y. This number should be provided when applying for Boat U.S. membership.

Annual Events Calendar

PHRF Racing Series (Spring and Fall)

ABYC offers a Spring and Fall sailboat racing series each year using the PHRF handicapping system. Each series is comprised of five to seven races which are conducted in Apalachee Bay using the club racing buoys and other charted navigational marks. The Spring series is typically March through June and the Fall series September through December. The racing series is open to member and non-member sailboats with a PHRF rating. Ratings can be obtained from the club. Contact the Vice Commodore

Dinghy Racing (Monthly)

This sailing series is comprised mostly of Puffin sailing dinghies purchased by club members. These races are conducted monthly and are held in various venues around the Shell Point area. All member and non-member sailing dinghies 14 feet or under are encouraged to participate. For those without a dinghy, arrangements can be made to have one made available. Contact the Vice Commodore

Commodore's Ball (Winter)

The Commodore's Ball is typically held in late February or early March, and is the one formal club event during the year. Hosted by the Commodore, this event includes a formal sit-down dinner, followed by dancing to a live band or other entertainment provided at the pleasure of the Commodore. Past club commodores are invited and presented to the members. Contact the Commodore

Valentine's Day Race (Winter)

This is a race with a secret twist, designed to get couples out on the water for a fun day of sailing or motoring. Held the Saturday closest to Valentine's Day, it is usually followed by an informal dinner or social event. Contact the Vice Commodore.

Spring Yacht Club Opening (Spring)

The Yacht Club traditionally holds opening ceremonies each year in the latter part of March in conjunction with the Spring Equinox. This ceremony features opening remarks by the Commodore, an introduction of the new Board of Directors, a color guard, cannon firings and brunch. Many members come decked out in their yachting finery. Contact the Social Chairperson.

Awards Night (Summer)

Held in July, this event is designed to recognize the contributions and achievements of club members and non-club members alike, who have participated in ABYC-sponsored events. The program includes an informal dinner and award presentations that are both serious and lighthearted.

Vice Commodore's Regatta (Fall)

Hosted by the Vice Commodore, this event, held in late October or early November and includes a race and dinner. Contact the Vice Commodore.

Christmas Party (Winter)

The Christmas party is really a series of events scheduled for one or two days on a weekend in December. The events include a Christmas party for the children, with a visit from Santa, usually arriving by boat, a boat parade around the Shell Point canals with caroling to the residents, a special sit down dinner and entertainment. There is also an opportunity to donate clothing or make monetary contributions to the Refuge House. Contact the Social Chairperson.

Club Sponsored Organizations

Apalachee Bay Community Sailing, Inc.

Apalachee Bay Community (ABC Sailing) is a non-profit charitable community based organization created by the Apalachee Bay Yacht Club (ABYC) to provide adult and junior level sailing instruction to members and non-members alike. Adult classes are typically held in the Spring and Fall, while junior sailing instruction is offered during the summer months. The courses are based on US Sailing's Small Boat Sailor Certification Record and taught by US Sailing certified instructors. Each student successfully completing the course receives a Florida Safe Boating Certificate. Donations to this organization are tax exempt. Contact the Vice Commodore or go the ABC Sailing website. Apalachee Bay Community Sailing maintains its own web site at ABCSailing.org

Stephen C. Smith Memorial Regatta Foundation

The Stephen C. Smith Memorial Regatta was originally an Apalachee Bay Yacht Club (ABYC) annual sailing event. In 1974, the regatta was named for Stephen C. Smith, a local sailor who died of a rare form of leukemia at age 29. Although he had been under treatment for two years, his continued participation in sailing activities, hard work for the yacht club and Hobie Fleet 43 won Steve the coveted Apalachee Bay Yacht Club Sportsman Trophy in 1973. The Regatta is currently organized as a foundation and sponsored jointly by ABYC, the Shell Point Sailboard Club and the American Cancer Society of the Big Bend. Held in the latter part of April each year, the Regatta provides sailboat and windsurfing competitions and a public auction to benefit the American Cancer Society. Many ABYC members volunteer to assist with this event each year. Contact the Commodore or Vice Commodore.

Boy Scout Troop

ABYC sponsors **Boy Scout Troop 7**, located at Shell Point, which is part of the Suwannee River Area Council. This scouting program is for young men ages 11 to 21 years, who enjoy sailing, diving, canoeing, swimming, climbing, hiking and camping. While involved in these outdoor adventures, scouts develop basic skills in first aid, cooking, knot tying, navigation and wilderness survival. There is a strong focus on citizenship and youth leadership and scouts are encouraged to pursue the nationally recognized and respected Eagle Scout Award. Membership in ABYC is not required for participation. Contact John or Pamela Harrell at 850-926-6444 for more information.

Sea Scouts

ABYC also sponsors **Sea Scout Ship 1**, which is part of the Suwannee River Area Council. Sea Scouts is a national coeducational venture group for youth ages 14 to 21, and is designed to improve participants' nautical skills through instruction and practice. There is a strong focus on citizenship and youth leadership and scouts are encouraged to pursue the nationally recognized and respected Eagle Scout and Quartermaster awards. Membership in ABYC is not required for participation. Contact John or Pamela Harrell at 850-926-6444 for more information.

Information Resources

ABYC Newsletter

The ABYC newsletter, The MARK, is published monthly to keep club members informed of current club events and activities. Newsletter content generally includes articles by the club's officers and board members regarding their areas of responsibilities, minutes of the last board meeting, current events, a calendar of upcoming activities, and information of general interest contributed by club members. The newsletter is also available to publish advertisements for club members and businesses for a small fee. Provided each month to active members, the newsletter is available by e-mail, by regular mail, and is posted on the ABYC website. Contact the ABYC Scribe.

ABYC Website

The ABYC Website is the club's official site and presence on the world wide web. This site is a wealth of information about the club, club activities and events, and features links to weather and other nautical sites of interest. Posted each month is a current copy of the MARK, the events calendar, and pictures of club events and activities. Access to the website is at www.ABYCOnline.org.

ABYC Member E-mail List

This list is maintained and updated periodically to provide the board of directors a responsive and cost effective means to communicate important and timely information concerning events, upcoming activities, reminders and other news of general interest to club members. Current e-mail addresses are solicited from each member along with the annual request to update personal information for the club membership directory. If an e-mail address needs to be added or updated during the year, contact the ABYC Scribe.

Member Recruitment and Sponsorship

Membership Recruiting

Membership is open on a non-discriminatory basis to individuals whether they are actively involved in yachting or not. Our club membership includes sailors, power boat owners, and non-boat owners wishing to participate in the club's many activities.

We welcome and actively seek applications for membership, and look forward to adding to our club new, youthful members (of any age) with novel ideas and a fresh outlook. Membership privileges are extended to all immediate family members including children under 21 living at home.

ABYC offers cruising and racing, social events, and monthly programs. The club also promotes youth activities through sponsorship of the Apalachee Bay Community Sailing organization, Boy Scout Troop 7 and Sea Scout Ship 1. More specific information may be obtained by picking up a pamphlet and application at the clubhouse, going to the club website or calling the Vice Commodore.

Member Sponsor Responsibilities

The sponsor of a new member has the responsibility to assist the new member's transition into the club. This entails providing the new member opportunities to meet other ABYC members in social settings and during club sponsored events. The Board of Directors holds periodic social events specifically for this purpose. Please note that there is an end of month informal wine and cheese social designed for a casual drop in to celebrate the week's ending. The sponsor should also assist the new member in becoming familiar the clubhouse and clubhouse grounds, including the swimming pool and the docks. Mention should be made of the club sponsored youth organizations, particularly if the new member has school aged children.

Boat Use Policy

ABYC Fleet

Hunter 23—Kestrel, Flying Scott—Cinderella, Channel Boat –Snow Goose, Holder 12's, Hobie 16's

Background: ABYC currently possesses several boats either specifically owned by the club or through our association with the Sea Scout program. These boats are of various ages and conditions of repair. Prior to this date (2/2/08), the ABYC has not had a policy concerning boat use by club members nor upgrade or maintenance plans. The following is a plan to correct this situation, with thanks to Will Glenn for paving the way with his efforts on behalf of another club.

Purpose: The club's boat committee (BC) oversees the maintenance plan and member use policy. The Vice Commodore will appoint the BC. Members of this committee recommend specific maintenance needs of each boat, both discretionary and non-discretionary needs, and keep a list of club members approved to use club boats. The BC also maintains a list of members who can instruct and check boats out to other club members.

Maintenance and Upgrades: Each boat has an inventory list and maintenance log which are kept on each boat or with the sign out log on the bookshelf in the club house (Holder12s). The BC must be notified as maintenance or repair issues arise as well as inventory discrepancies. The BC will then undertake repairs as needed. Maintenance and improvement work will be performed based on financial priorities within a budget. The BC budget will be segregated between discretionary and non-discretionary improvements and annual maintenance to be detailed by boat. The Board will govern the boat maintenance and improvement budget.

Usage: There is a sign in and out process for each boat. Prior to using a boat, a member must be "checked out" by an individual who has been designated by the BC. The user is responsible for documenting the boat's condition before and after use. Members designated as qualified to check out a boat to another member must have demonstrated competence in launching, operating and hauling these boats. Members wishing to use a club boat must also demonstrate proficiency in these areas. All club boats may be used for both youth and adult sailing instruction as specified by the BC. For example, the Flying Scott may be an ideal boat for adult classes and the Hunter 23 for more advanced cruising instruction (handling ground tackle, navigation, weather and route planning, etc.). The Holders would continue to be the "boat of choice" for basic youth classes, with "graduates" advancing to the larger boats.

Physical Plant: Club boats are to be kept in a neat and orderly ("Bristol") fashion. Spare equipment is stored in the Ice Machine room at present until and if better facilities become available.

Scheduling:

1. Boat scheduling for leisure purposes is on a first come, first served basis.
2. A boat-scheduling log will be maintained at the yacht club on the bookshelf. Boats can be reserved up to one month prior to the use date. If personal schedules change, the reservation must be released as soon as possible. The VC and/or a member of the BC will monitor the boat-scheduling log as well as the maintenance and use logs on the boats.
3. The BC will designate individuals that are approved to check out a boat to individual members. Members wishing to check out a boat must do so through the approval of one of these designated individuals. A list of members qualified to check out boats will be posted in the Log Books kept in the club magazine racks.
4. Members desiring to use a club boat in the spring or fall racing series must notify the BC at least one month prior to first race to participate in a lottery. The BC will draw the name of the captain that will use the boat for the series. That person's name will go to the bottom of the list of persons eligible to use the boat in the next season. Captains will be responsible for racing fees and are encouraged to enlist crew from other members desiring to sail these boats.
5. Members who check out boats are responsible for operating safely and for ensuring that any discrepancies are entered into the log book and brought to the attention of the BC.
6. A calendar is available in each log book and we are working on a web-site to enable members to sign up for boats by e-mail. Until that is in effect, sign up using the log book calendars.

(Submitted by Frank Hankins, VC, 2/2/08)

APALACHEE BAY YACHT CLUB P.O. BOX 1830
CRAWFORDVILLE, FLORIDA 32326

DOCKAGE AGREEMENT

SLIP # _____

This agreement is made and entered into this ____ day of _____, 20____, by and between Apalachee Bay Yacht Club, hereinafter called "ABYC" and _____, hereinafter called "Owner/Tenant", for the sole purpose of mooring the following described vessel:

Owner's Name: _____ Address: _____

City/State/Zip Code: _____

Home Phone: _____ Work Phone: _____ Cell Phone: _____

Boat Name: _____ State of Registration: _____ Registration #: _____

US Coast Guard Documentation # (if any): _____

Boat Length: _____ Beam: _____ Draft: _____

Make: _____ Year: _____ Power: _____ Sail: _____

In case of emergency, the person to whom we should call:

Name: _____ Address: _____

City/State/Zip Code: _____

Home Phone: _____ Work Phone: _____ Cell Phone: _____

.....
Rent Per Month: \$ _____ boat slip with water and electric
Dinghy dock: \$ _____

Sales Tax: \$ _____ Sales Tax: \$ _____

Total: \$ _____ Total: \$ _____

I/We _____, hereby acknowledge(s) that I/We have read and fully understand the rules and regulations for ABYC and that depositing the slip fee and taking possession of the slip assigned by ABYC Rear Commodore signifies acceptance of said rules and regulations (hereby attached and initialed, 3 pages) and I/WE agree to abide by them. Rates may be adjusted by ABYC with a three month advance notice in writing.

Initials _____

Revised 1.10.09

Terms and Conditions:

1. Term of Lease: Each lease shall be month to month.
2. Slip rental includes water and electricity.
3. Owner/Tenant shall pay slip fee as billed and shall be in default if all sums due are not paid in accordance with the ABYC bylaws. Upon default club membership privileges will be terminated and ABYC reserves the right to exercise any and all remedies allowed by law for recovery of unpaid sums for use of the dock facilities and other services, or damage caused or contributed to by the boat or Owner/Tenant to any docks or property of ABYC.
4. Hurricanes: All vessels that can be, should be removed from the marina immediately upon issuance of hurricane warnings by the National Weather Service for an area including the marina. It is the responsibility of the Owner/Tenant, prior to evacuation time, to make arrangements for a safe anchorage for the vessel. ABYC may allow vessels to remain in the marina during a hurricane and Owner/Tenant accepts all responsibility for their vessel and any damages to the vessel or damage caused by the vessel to another vessel and/or to the marina facilities and equipment.
5. Owner/Tenant shall notify ABYC in writing of intent to vacate the boat slip. Such notice shall be given at least 30 days prior to departure date. Failure to notify ABYC will result in charges to Owner/Tenant for the following 30 days.
6. Security: It is the full responsibility of the Owner/Tenant to make arrangements for the safety and security of their boat. Any boat deemed unsafe by ABYC may be secured by ABYC for the protection of marina property or for the protection of persons or property of other tenants and guests. The Owner/Tenant shall bear the expenses of such protective action and hold harmless and indemnify ABYC from any loss as a result of the protective measures taken by ABYC.
7. Owner/Tenant agrees to comply with the dockside procedures as listed in this agreement. Breach or violation of these procedures shall be cause for immediate termination of the agreement. In such case ABYC may remove the boat at Owner/Tenant risk and expense.
8. This agreement is for the use of slip space only and such space is to be used at the sole risk of the Owner/Tenant. ABYC shall not be liable for the care or protection of the boat (including gear, equipment, and contents) or for any loss or damage of any kind or nature to the boat, her contents, gear or equipment. Owner/Tenant agrees to indemnify and hold ABYC harmless against any loss, cost, suit or claim arising out of use of slip space or any handling of the boat in connection therewith. The Owner/Tenant shall indemnify and hold harmless ABYC from all liability for personal injury, loss of life and property damage to the Owner/Tenant, his family, employees, guests and agents arising out of the use of the above boat, contents or equipment. The Owner/Tenant shall carry such insurance against the boat and boating hazards and losses, as he deems necessary and advisable.
9. The Hurricane Plan (incorporated by reference) as approved by the Board will be adhered to by the Owner/Tenant.

Safety:

1. The rules of the road and navigation laws of the United States apply to all vessels in the canals at Shell Point and approaching the marina.
2. The docks and slips are to be kept clear and free of debris to allow passage of other Owner/Tenants in adjacent slips. Storage of loose gear is not permitted. Hoses and electric lines should not cross piers and should be left in appropriate coils or secured when left on the pier.
3. For the Owner/Tenant protection ABYC Rear Commodore shall be notified prior to departure when on extended absences or cruises. Please consult the current MARK for name and phone information.
4. Use of charcoal burners and open flame cookers on the docks is prohibited.
5. Each Owner/Tenant is expected to provide proper lines for securing boat to dock or slip.
6. Owner/Tenant shall refrain from modifying docks or defacing any ABYC structures. Use of ABYC facilities including the pool shall be within the posted and written rules for usage.
7. Boats shall be operated in the canal at a safe speed and at a speed that will not cause the boat to leave a wake that could damage other boats or floating docks in the canals.
8. Vehicles of all types are not to be parked under the ABYC club house structure.

Initials: _____

Comfort:

1. Owner/Tenant should use discretion in the operation of power equipment so as not to create exceptional noise or propeller currents after dark or before 7 A.M. Other noise should be kept to a minimum at all times.
2. Refuse and garbage shall not be thrown overboard, but is to be placed in bags and placed in the containers provided on shore. There are separate containers for garbage and recycling items- please use the appropriate container. If refuse items are too large please arrange for proper disposal at your own expense. Oil, spirits, flammable and oily bilges may not be discharged into the canal waters. Plastic bags foul propellers and clog water intakes—PLEASE DO NOT THROW PLASTIC BAGS OVERBOARD.
3. Drying of laundry is not permitted on docks, piers, or rigging.
4. Pets will be leashed within the confines of ABYC and are not to be left unattended. Pets are not permitted in the clubhouse or under the clubhouse or in the pool area. All pet soil must be immediately cleaned up by the pet owner. Pets are permitted only if they do not disturb others; continuous barking is to be considered disturbing of others.
5. Clubhouse facilities may be utilized within existing policies, all users of the facility must pick up and clean up after use and secure the facility.

Standard Practices:

1. Boat slips rented under the terms of this agreement shall not be sublet or reassigned by Owner/Tenant.
2. The extent of boat repairs and maintenance at dockside is at the discretion of ABYC. Generally, major repairs are not permitted. While bonafide Owner/Tenant work is permitted, outside contractors, owner’s employees, etc., are not allowed on premises except by specific permission of ABYC Rear Commodore.
3. Business or professional services may not be offered from or conducted aboard boats in the marina. Advertising signs are also prohibited and ABYC does not allow solicitation of business or sale of merchandise. Boat Owner/Tenant may display a “For Sale” sign in connection with their boat.
4. As a standard practice, full time living aboard boats docked at ABYC is not allowed. Weekend use is permitted for overnight and limited other overnight stays, if greater than 10 nights per month are used an additional fee may be assessed. Please when staying aboard utilize the restroom facilities in the clubhouse rather than your boat.
5. The ABYC prohibits any vessel entering the facility or any person aboard any vessel entering the facility or being docked within the facility from having any drugs of any nature except prescription drugs for medical purposes as prescribed by a medical provider. Any vessel violating the drug provision shall be immediately discharged and removed from ABYC marina.
6. Any washing of vessels in the marina shall be done only with biodegradable soap.

Marine Heads:

No discharges from marine heads either at the marina or in the canals in the vicinity of Shell Point are permitted. Do not empty marine heads into ABYC toilet facilities. Heads are not to be used within the marina unless equipped with an approved sanitary system that can be contained for later pumping and/or discharge in permitted areas.

General Agreement:

Owner/Tenant shall be subject to and shall abide by all rules established and violations of procedures, disorder, or inconsiderate conduct by Owner/Tenant or guests is cause for cancellation of this agreement.

This agreement is effective commencing the date of acceptance by Owner/Tenant and shall continue until terminated upon one of the following conditions.

1. By breach or forfeiture of any of the covenants or provisions of this agreement as provided elsewhere in the agreement.
2. By 30 days written notice of termination by ABYC or Owner/Tenant.

Slip rent is due as billed and considered in arrears in accordance with ABYC Bylaws.

Agreed:

Owner/Tenant Signature: _____ Date: _____

ABYC Representative: _____ Date: _____