

# ***CANEY CREEK YACHT CLUB***

**2015**

**CONSITUTION**

**and**

**BY-LAW**

**and**

**FACILITY POLICIES**

CANEY CREEK YACHT CLUB, INC.  
Grays Cove, Caney Creek  
Lake Texoma  
P. O. Box 1307  
Kingston, Oklahoma 73439

**CONSTITUTION AND BY LAWS**

Accepted December 7, 2002

Amended April 25, 2003

**ARTICLE I**

**NAME**

SEC 1 The name of this Club shall be Caney Creek Yacht Club. Herein referred to as Club.

SEC 2 This Club is organized as a non-profit corporation, with a limit of one hundred and fifty (150) memberships.

**ARTICLE II**

**PURPOSE**

SEC 1 The purposes for which this sailboat club is organized are to promote the sport of sailing; the art and science of seamanship and navigation; And to provide a suitable clubhouse, docks, moorings and other necessary facilities for the use and comfort of the members.

**ARTICLE III**

**MEMBERSHIP**

SEC 1 Membership in this Club shall be limited to persons over twenty-one years of age, and shall be classified as regular, associate, provisionary, senior, honorary, and auxiliary members.

SEC 2 Membership eligibility and requirements are set out in By-Laws.

**ARTICLE IV**

**OFFICERS**

SEC 1 The Officers of this Club shall be a Commodore, Vice Commodore, Rear Commodore, and Secretary/Treasurer. The Officers shall be subject to the qualifications set out in the By-Laws.

**ARTICLE V**

**BOARD OF GOVERNORS**

SEC 1 the Board of Governors shall consist of six regular members composed as follows: The four elected officers, and two members elected from the membership, subject to qualifications as set out in the By-Laws.

SEC 2 Four members shall be necessary to a quorum for the transaction of business and no quorum may be constituted by or proxy permits a vote.

## ARTICLE VI MEETINGS

SEC 1 Business meetings shall be held, as set by the calendar for the year, on Saturday afternoon of the weekends of scheduled club activities. Special meetings may be called by the Commodore, or shall be called by him on written request of at least five members in good standing. The December meeting shall be the Annual Meeting and election of Officers and Board of Governors.

## ARTICLE VII QUORUM

SEC 1 A quorum for the transaction of business of this Club shall consist of a minimum of seven regular members.

SEC 2 In case of absence of all electives Officers at the regular meeting a temporary chairman may be selected to preside.

## ARTICLE VIII STANDING COMMITTEES

SEC 1 The standing committees of this Club shall consist of:

- (1) Long Range Planning
- (2) House, Dock, and Anchorage
- (3) Entertainment and Race
- (4) Membership and Nominations
- (5) Safety

## ARTICLE IX AMENDMENTS

SEC 1 This Constitution may be amended by a two-thirds majority vote of the membership present at the Annual Meeting, or the Splashday Meeting provided that the proposed amendment or amendments must have been proposed at a preceding regular meeting, the proposed amendment or amendments are published in the Club's newsletter at least 30 days prior to the Annual or Splash day Meeting and all members shall be notified by the Club's newspaper at least 30 days prior to such meeting at which the vote is to be taken.

SEC 2 There shall be no suspension of any of the articles of the Constitution.

## BY-LAWS

Amended December 7, 2002

Amended December, 2014

Amended December, 2015

### ARTICLE I

#### CERTIFICATE OF MEMBERSHIP

##### SEC 1

##### CERTIFICATE OF REGULAR MEMBERSHIP

shall be the governing document of membership.

A Certificate of Membership:

- (a) shall be the property of the Club and shall be vested solely in the Club Corporation.
- (b) shall act as a document of membership.
- (c) only one (1) Regular Membership or two (2) ½ Regular Membership certificates per slip.
- (d) shall not exceed two (2) persons per certificate.
- (e) shall be purchased within 30 days upon being voted in to regular membership by a majority vote of the Club membership at any general membership meeting.
- (f) be registered as a certificate of rights to Regular Membership.
- (e) shall constitute one (1) vote per slip in all Club elections.
- (f) shall provide one (1) slip assignment.
- (g) shall constitute one (1) position in elective office per slip.
- (h) shall be void upon termination of membership in whole or part.

##### SEC 2

##### CERTIFICATE OF ASSOCIATE MEMBERSHIP

shall be the governing document of membership.

A Certificate of Associate Membership:

- (a) shall be the property of the Club and shall be vested solely in the Club Corporation.
- (b) shall act as a document of membership.
- (c) only one (1) Regular Membership or two (2) ½ Regular Membership certificates per slip.
- (d) shall not exceed two (2) persons per certificate.
- (e) shall be purchased within 30 days upon being voted in to regular membership by a majority vote of the Club membership at any general membership meeting.
- (f) be registered as a certificate of rights for Associate Membership.
- (g) may not vote in any Club meetings.
- (h) may provide one (1) temporary slip assignment when available.
- (i) shall have priority over Auxiliary members for Regular membership.
- (j) shall be void upon termination of membership in whole or part.
- (k) may be refunded their full membership fee upon being requested to move their boat out of the Caney Creek Yacht Club docks or by mutual agreement of the associate member and the Board of Governors. There will be no reimbursement of transfer fees, yearly dues, and assessments.

SEC 3

CERTIFICATE OF MEMBERSHIP REFUND

- (a) The Club reserves the right to purchase membership certificate of any members who are leaving the Club for \$1800.00.
- (b) There will be no reimbursement of transfer fees, yearly dues, and assessments.
- (c) Refund to be issued upon written request and is to be paid within 30 days after boat and all equipment removed from the facilities.
- (d) A transfer fee of \$1000.00 shall be paid to the Caney Creek Yacht Club Inc., in the event a member sells all or 1/2 of his membership to an approved applicant. This transfer fee does not include yearly dues, utility charges or assessments.

ARTICLE II  
MEMBERSHIP

SEC 1

REGULAR MEMBERS shall be owners, in whole or part, of one (1) regular certificate of membership, may be owners, in whole or part of a sailboat.

A Regular Membership:

- (a) may keep or maintain a sailboat, and one (1) approved dock box on the Club facilities.
- (b) may speak at any regular Club meeting. With a time limit of five (5) minutes.
- (c) is subject to annual dues and assessments as set forth in Article IX of the By-Laws.
- (d) has full privileges of the Club.
- (e) The voting franchise shall be as set forth in Article 1 Section 1 of the By-Laws. Section 1. Rights to distribution of the property of the Club upon dissolution shall go and be distributed to a non-profit corporation of like purposes. Voiding of said Membership Certificate, as set forth in Article 1 Section 1 of the By-Laws shall release all rights.
- (f) In the event of the death of a Regular Member, that member's spouse, if not registered on Membership Certificate, shall have the rights to apply for membership within ninety (90) days of the death of the member. Such application shall be subject to the same requirements and conditions as any new application, except that the provisional year, the membership fee, transfer fee, and dues for the remainder of the current year shall be waived.

SEC 2

ASSOCIATE MEMBERS shall be owners, in whole or part, of one (1) certificate of Associate Membership, may be owners, in whole or part of a sailboat.

An Associate Membership:

- (a) awaiting availability of certificate of regular membership.
- (b) may keep or maintain a sailboat, or approved dock box on the Club facilities if a Regular Member's sailboat is absent.
- (c) may speak at any regular Club meeting with a time limit of five (5) minutes.

- (d) may not vote.
- (e) may not hold elective office.
- (f) is subject to annual dues and assessments as set forth in Article IX of the By-Laws.
- (g) In the event a boat less regular membership should acquire a sailboat and again wishes to use a slip, the associate membership with the least seniority shall be required to immediately remove his boat from the facilities if there are no slips available.
- (h) In the event of the death of an Associate Member, that member's spouse, if not registered on Membership Certificate, shall have the rights to apply for associate membership within ninety (90) days of the death of the associate member. Such application shall be subject to the same requirements and conditions as any new application, except that the provisional year, the membership fee, transfer fee, and dues for the remainder of the current year shall be waived.

### SEC 3

SENIOR MEMBERS are those Regular Members in good standing that wishes to maintain affiliation with the Club rather than resign.

A Regular Member may petition the Board of Governors for a change to Senior Membership status.

A Senior Member:

Must be 60 years of age or older.

- (a) may not be an owner of a Membership Certificate.
- (b) may not keep or maintain a boat, or approved dock box on the Club facilities.
- (c) may speak at any regular Club meeting with a time limit of five (5) minutes.
- (d) may not vote.
- (e) may not hold elective office.
- (f) is subject to 20% of the annual dues as set forth in Article IX of the By-Laws.
- (g) The number of Senior Members may be limited at the discretion of the Board of Governors and will not be part of the membership limit as set forth in Article 1, Section 2 of the Constitution. If a Senior Member wishes to be reinstated as a Regular Member, he must submit an application through the membership committee. Reinstatement of a Senior Member as a Regular Member shall be by ballot of two-thirds (2/3) majority vote of the Regular Members present at any regular Club meeting and upon payment of applicable fees and dues. A Senior Member to be reinstated does not have priority over Associate or Provisional members.

### SEC 4

HONORARY MEMBERS may be elected to membership at any Club meeting. Presentation of special evidence for qualification of this honor must be presented to the club membership.

An Honorary Member:

- (a) may not be an owner of a Membership Certificate.
- (b) may not keep a sailboat or approved dock box at the Club facilities.
- (c) may speak at any regular Club meeting with a time limit of five (5) minutes.
- (d) may not vote.
- (e) may not hold elective office.

The number of Honorary Members may be limited at the discretion of the

Board of Governors and will not be part of the membership limit as set forth in Article 1, Section 2 of the Constitution. Section 3. If an Honorary Member wishes to be reinstated as a Regular Member, he must submit an application through the membership committee. Reinstatement of an Honorary Member as a Regular Member shall be by ballot of two-thirds (2/3) majority vote of the Regular Members present at any regular Club meeting and upon payment of applicable fees and dues. An Honorary Member to be reinstated does not have priority over Associate or Provisional members.

SEC 5 AUXILIARY MEMBERS, the number of which may be limited at the discretion of the board of governors, shall be persons who are interested in the sport of sailing. Auxiliary Memberships shall be reviewed each year.

- (a) may not be an owner of a Membership Certificate.
- (b) may not keep or maintain a boat, or approved dock box on the Club facilities but may temporarily use an empty slip.
- (c) may speak at any regular Club meeting with a time limit of five (5) minutes.
- (d) may not vote.
- (e) may not hold elective office.

### ARTICLE III MEMBERSHIP APPLICATION PROCESS (PROVISIONAL MEMBERSHIP)

SEC 1 Applications for membership in the Caney Creek Yacht Club must be subscribed on forms provided by the Club for the purpose and must include an agreement to comply with the Constitution, By-Laws, and Facilities Polices of the Club as amended from time to time and must comply with the Corp of Engineers lease with Caney Creek Yacht Club.

SEC 2 All applications for membership must be sent to CANEY CREEK YACHT CLUB, P.O. Box 1307, Kingston, Oklahoma 73439-1307. The secretary will make a copy for the Membership Committee and file the original. Membership Committee shall interview the candidate or candidates and, refer said candidate or candidates to the Board of Governors. Upon approval by the Board of Governors the Secretary will publish the application in the Club's newsletter. Any member may object to any application, but their objections must be in writing to the Membership Committee.

SEC 3 It shall be the duty of the Board of Governors to either reject or recommend candidates to the general membership.

SEC 4 Applicants for Regular and Associate Membership shall be a PROVISIONAL MEMBER for one (1) year upon approval of two thirds (2/3) majority vote of the Regular Members present at any regular Club meeting and upon payment of the applicable fees and dues.

- (a) During the provisional year, the Provisional Member shall attend

a minimum of seventy-five (75) percent of all regular Club meetings and shall attend all work parties unless excused by the Chairman of the House, Dock, and Anchorage Committee. Provisional Members shall attend the annual Club's Splash Day formal ceremonies unless excused by the Chairman of the Membership Committee.

- (b) Any Provisional Member failing to maintain minimum standards as the Board of Governors forth herein may immediately review set. After the Provisional Member has been given reasonable opportunity for hearing, the Board of Governors may allow the Provisional Member to continue the provisional year, restart the provisional year for that member, or dismiss the Provisional Member from Membership. The Board of Governors shall dismiss from a Membership any Provisional Member failing to maintain minimum standards for a second time.
- (c) The Board of Governors will review the Provisional Members meeting minimum standards, at the conclusion of each applicant's provisional year. Upon approval of the Board of Governors, provisional members shall be presented a Regular or an Associate certificate as set forth in Article II of the By-Laws.
- (d) If a Provisional Member is denied Regular or Associate Membership after their provisional year, Caney Creek Yacht Club will refund the entire membership fee only within 30 days of boat and all equipment removal from the facilities. There will be no reimbursement for transfer fees, yearly dues or assessments.

#### ARTICLE IV MEMBERSHIP RESPONSIBILITIES

- SEC 1 No Member in arrears for indebtedness to the Club shall be eligible to hold office, entitled to vote, or compete in any race. The Board of Governors shall have the power to suspend, expel, or otherwise discipline any Member in arrears for indebtedness to the Club, provided however that no Member should be suspended or expelled without reasonable opportunity for hearing. When a regular member's membership is terminated Caney Creek Yacht Club will purchase that membership for \$1800.00 within 30 days after removal of boat and all equipment from the facility. There will be no reimbursement for transfer fees, yearly dues, or assessments.
- SEC 2 Members shall be responsible for the actions, conduct and/or indebtedness of all family members and guest admitted to the activities of the Club. The membership indemnifies the Club, the Board of Governors and the officers of Caney Creek Yacht Club.
- SEC 3 Any Member of the Caney Creek Yacht Club may present to the Board of Governors written charges against any other Member for inappropriate conduct, or conduct likely to endanger the good order or welfare of the Club, or for violation of any provisions of the Constitution, By-Laws, or Facilities Policy. After the Member has been notified and given an opportunity to be heard in answer to these charges, the Board of

Governors may take such action as deemed appropriate, up to and including suspension of the rights and privileges of Membership for a specific time, or expulsion from Membership in the Club. Any member of the Caney Creek Yacht Club may request the Board of Governors either verbally or in writing to verbally take action against any Member for inappropriate conduct, or conduct likely to endanger the good order or welfare of the Club, or for violation of any provisions of the Constitution, By-Laws, or Facilities Policy. The Member will be verbally notified given and an opportunity to be heard in answer to these charges. This notification will be done verbally only. If additional action is required, after the verbal notification, the Board of Governors will act as if a written charge were presented.

## ARTICLE V BOARD OF GOVERNORS

- SEC 1       Members of the Board of Governors shall consist of Commodore, Vice Commodore, Rear Commodore, Secretary/Treasurer, and two (2) Governors.
- SEC 2       Regular meetings of the Board of Governors shall be held not less than once every quarter. Special meetings may be called by the Commodore, and shall be called by him on written request of at least three members of the Board of Governors. Four members shall be necessary to constitute a quorum, and no quorum may be constituted or voting permitted by proxy.
- SEC 3       The Board of Governors may hold a teleconference meeting provided that an attempt has been made to notify all members of the Board of Governors. Four members shall be necessary to constitute a quorum and no quorum may be constituted or voting permitted by proxies.
- SEC 4       The Board of Governors shall have the power to recommend all assessments recommend the amount of dues and to limit the amount of indebtedness to the Club of any member. The Board of Governors shall recommend any changes in membership fees. All such changes must be approved by majority of the Board of Governors and in accordance with Article IX of the By-Laws.
- SEC 5       The Board of Governors shall fill any vacancies of the elective offices, in accordance with Article VI Section 4 of the By-Laws.
- SEC 6       It shall be the duty of the Board of Governors to either reject or recommend for election to membership such candidates as are proposed in Article III of the By-Laws.
- SEC 7       The Board of Governors shall, as provided in Article IX, Section 6, of the By-Laws, drop from the roll any delinquent membership. The Board of Governors may not reinstate any membership failing to make full payment prior to February 1 of the year in which the dues are due. No indebtedness to the Club may be paid in installments. All such other indebtedness shall be due in full on the due date.
- SEC 8       The Board of Governors shall have the power to suspend, expel or

otherwise discipline any member for violation of the Constitution, By-Laws or published policies of the Club or for conduct which they shall deem improper and prejudicial to the best interest of the Club but no member shall be suspended or expelled without reasonable opportunity for a hearing.

- SEC 9 The Board of Governors shall act for the Club in an extreme emergency.
- SEC 10 The Board of Governors shall confirm the appointment of all committees with full authority over them and may discharge such committees at any time by a vote of at least four Board members.
- SEC 11 A Board member missing three consecutive regular meetings of the Board of Governors shall be considered equivalent to a tender of resignation and must be voted on at the next regular meeting.
- SEC 12 The Board of Governors shall appoint a person or persons to perform an audit of the financial records no less than once a year.

#### ARTICLE VI ELECTION OF OFFICERS

- SEC 1 Nominees for Governor in the Club must be Regular Members with two (2) years prior to his election with the club and in good standing. Nominees for flag officers must be Regular Members with at least two (2) years with the club and in good standing and shall not be eligible to succeed him for more than one term unless other nominations do not exist.
- SEC 2 A slate of names submitted by the nominating committee shall be voted on at the Annual meeting. Additional nominations may be made from the floor at the annual meeting on written request of not less than three regular members.
- SEC 3 Voting shall be by ballot at the annual meeting, and the candidates for each office receiving the majority of votes cast shall be declared duly elected and qualified.
- SEC 4 In case of vacancy or resignation of any elected officer, all lower ranking officers willing to accept advancement shall be advanced, and the lowest vacancy thus created shall be filled by the Board of Governors, selecting from the Regular Membership a qualified member.

#### ARTICLE VII DUTIES OF OFFICERS

- SEC 1 The Commodore shall be the Commanding Officer of the Club and the Fleet. It shall be his duty to carry out the instruction of the Board of Governors, make arrangements for the Annual Meeting, perform Secretary/Treasurer duties in an emergency, enforce the rules and regulations of the club, preside at all meetings of the Club and Board of Governors, and do all things usual to this office, according to accepted

Yachting customs.

- SEC 2 The Vice Commodore shall, in the absence or disability of the Commodore, perform the duties of the Commodore. He shall assist the Commodore in the discharge of his duties and shall chair the Long-Range Planning Committee.
- SEC 3 The Rear Commodore shall assist the Commodore and Vice Commodore in the discharge of their duties, officiate in their absence and shall chair House, Dock, and Anchorage Committee.
- SEC 4 The Secretary/Treasurer shall:
- (a) keep the minutes of the meeting of the Club and of the Board of Governors. He shall have custody of all reports and documents connected with the Club.
  - (b) keep a correct log of members, and membership documentation.
  - (c) keep on file all Membership applications.
  - (d) have custody of the Club Seal and all trophies.
  - (e) conduct necessary correspondence of the Club.
  - (f) have charge of the funds of the Club, sign checks and keep a correct account of all monies received or paid out in books provided for that purpose, and under the direction of the Board of Governors to disburse the funds.
  - (g) deposit funds in the name of the Club in a depository approved by the Board of Governors.
  - (h) present at each Regular Meeting of the Club, and whenever requested by the Board of Governors, a detailed account showing the financial condition of the Club and file same.
  - (i) collect all monies due.
  - (j) make an Annual Report at the Annual Meeting in December and submit it to the Membership at the close of the Fiscal Year in the January's Club's newsletter.
- SEC 5 Enforcement of the Constitution, By-Laws, and Facilities Policy shall be the responsibility of the Board of Governors.
- SEC 6 All Officers shall take office immediately upon their election, and shall hold same until their successors are dually elected.
- SEC 7 A member of the Board of Governors may grant privileges of the Club to visitors in accordance with Facility Policy number 14.

## ARTICLE VIII COMMITTEES

- SEC 1 All committees shall be under the direction of the Board of Governors.
- SEC 2 The standing committees of Caney Creek Yacht Club shall be in accordance with Article VIII Section 1 of the Constitution.
- SEC 3. The Long-Range Planning Committee shall consist of:
- a. Commodore
  - b. Vice Commodore

- c. Rear Commodore
- d. two Members at large to serve a term of one (1) year each.
- e. The Long-Range Planning Committee shall work to the completion of a definite adopted plan for the growth and prosperity of the Club; coordinate any voted additions or changes to the overall structure of the Club.

SEC 4 The House, Dock and Anchorage Committee shall consist of Rear Commodore and necessary members.  
The House, Dock and Anchorage Committee shall have charge of the maintenance of Club properties; and shall see that they are kept in good repair. This committee shall have supervision over the mooring basin, assignment of berths and dock, and shall formulate rules and regulations for the common good and safety of the members, subject to approval and adoption by the Board of Governors.

SEC 5 The Entertainment and Race Committee shall consist of the appointed Governor and necessary members.  
(1) Entertainment Committee: Shall be in charge of and make arrangement for social events of the Club. Except the Annual Meeting, which is the Commodore's responsibility.  
(2) Race Committee: Shall be in charge of and make arrangement for races and regattas of the Club.

SEC 6 The Membership and Nomination Committees shall consist of the appointed Governor with two (2) members at large.  
(1) Membership Committee: Shall have charge of all applications for new memberships and shall be responsible for recommendations to the Board of Governors. They shall also oversee the required participation in the Club activities for Provisional members and report it to the Board of Governors.  
(2) Nomination Committee: Shall prepare and submit a slate of officers in accordance with Article V and Article VI for the following year. Said slate of nominees shall be submitted to the Board of Governors no later than November 1.

SEC 7 The Safety Committee shall consist of two (2) Regular members.  
  
The Safety Committee is to see the safe and proper use of the boatlift. The inspection of the fire extinguishers and other safety related equipment.

SEC 8 Any additional committees may be appointed by the Commodore at his discretion.

## ARTICLE IX FEES AND DUES

SEC 1 Subject to the approval of the voting membership, the Board of Governors shall determine:  
(a) The amount of the membership fee and any proposed changes

thereto.

- (b) The amount of any necessity for any assessments.
- (c) Any changes in the amount of annual dues.
- (d) All such changes will be published in the Club's newsletter prior to a meeting for a vote by the membership.

SEC 2 The Board of Governors shall present to the membership any proposed changes in the Membership fees and or annual dues.

- (a) The Board of Governors must present evidence of need for any proposed changes to fees and dues to the membership.
- (b) Notification shall be given 30 days prior to the meeting in which this is to be voted on.
- (c) Any such proposed change shall require a two-thirds (2/3)-majority vote of the members present.

SEC 3 The Board of Governors shall present to the membership any proposed assessments.

- (a) The Board of Governors must present evidence of need for any assessment to the membership.
- (b) Notification shall be given 30 days prior to the membership meeting when this is to be voted on.
- (c) Any such proposal shall require a three quarters (3/4) majority vote of the membership present.

SEC 4 The annual dues for Regular, Provisional, and Associate Membership shall be the same.  
Each family of multiple family memberships shall pay annual dues. A transfer fee of \$1000.00 shall be paid to the Caney Creek Yacht Club Inc., in the event a member sells all or ½ of his membership to an approved applicant. This transfer fee does not include yearly dues, utility charges or assessments.

SEC 5 The annual dues for Senior Members shall be 20% of the annual dues per Article II Section 3.

SEC 6 Dues for Auxiliary members shall be determined by the Board of Governors and reviewed annually and printed on the membership application.

SEC 7 The annual dues shall be due and payable December 1, each year. Dues will be delinquent as of January 1, and thereafter are subject to a 10% late charge. Any member, who has not paid by February 1, shall be automatically terminated and dropped from the rolls without notice and shall be required to remove his boat within 10 days.

## ARTICLE X AMENDMENTS

SEC 1 These By-Laws may be amended only by two-thirds (2/3) majority vote of the Regular Membership present at the Splash Day or Annual Meeting, provided that the proposed amendment or amendments shall have been published at least thirty (30) days prior to this.

ARTICLE XI  
LIABILITIES OF THE CLUB

- SEC 1 All persons elected to membership of this club hereby release the Club, its officers, members and committees from any liability by reason of injury, either to their boat or themselves and their families, or crew during any scheduled or non-scheduled race or regatta or any other activity of the Club. The membership indemnifies the Caney Creek Yacht Club Inc., its Board of Governors, its Flag Officers, and its Committees.
- SEC 2 Every member must obtain insurance to meet their needs for their property, medical, and guest. The Board of Governors may obtain, at its discretion, any insurance that it deems necessary and is cost effective for the Caney Creek Yacht Club, including but not limited to general liability, property, and/or directors and officers insurance. (Modified April 25, 2003)

ARTICLE XII  
PUBLICATIONS

- SEC 1 The Club shall publish and distribute a monthly newsletter and publish a yearly roster of current members. Roster shall contain member's name, family, address, office and home phone numbers, boat class, boat number, documentation number, boat name and where moored. A copy of the roster must be sent to the Corps of Engineers in compliance with the Caney Creek Yacht Club lease agreement

ARTICLE XIII  
GENERAL PROVISIONS

- SEC 1 Fiscal year of the club shall be January 1, through December 31.
- SEC 2 Dues to new members shall be prorated by one-half if application is submitted to the Board of Governors and approved after September 1.
- SEC 3 Club burgee will be designed by a Committee and approved by the Club.
- SEC 4 Privileges:  
(a). Full privileges of Caney Creek Yacht Club apply to the Regular, Associate, and Provisional Memberships as set forth in these By-Laws.  
(b). Limited privileges of Caney Creek Yacht Club apply to Auxiliary, Senior Membership and guest as set forth in these By-Laws.  
(c). Limited privileges of Caney Creek Yacht Club apply to the families of all members at their discretion as set forth in Article IV Section 2.
- SEC 5 Any Member of the Board of Governors may grant reciprocal privileges in accordance with the Facility Policy number 14.

- SEC 6 Rules and regulations pertaining to the safe operation and well being of the Club's facility shall be contained in the Facilities Policy. These policies are set by the Board of Governors. The Facility policies may be amended by a majority vote of the Board of Governors. All changes are to be published in the Club's newsletter prior to their taking effect.
- SEC 7 No member may loan rent or lease a slip. No member may allow a non-family member to sail the member's boat from Club facilities unless the member is aboard the boat.

ARTICLE XIV  
CLARIFICATIONS AND INTERPRETATIONS

- SEC 1 The dues shall be assessed for a full membership per certificate (one individual or split by two 1/2 memberships per slip). Joint members shall be jointly and severally liable for any dues and other fees assessed to the full membership for one slip. Multiple family memberships are considered part of a joint membership and will be responsible for one slip and shall be considered one set of slip dues.
- SEC 2 Any certificate of regular membership that is held jointly shall have one full vote, no fractional votes shall be allowed. No members of any class shall be allowed to have fractional votes.
- SEC 3 Any conflict of interpretation of the Constitution or By-laws shall be interpreted by the BoG, using historical precedent as a guide.
- SEC 4 The annual dues for regular, provisional and associate memberships shall be the same.
- SEC 5 A transfer fee of \$1000.00 shall be paid to CCYC in the event a member sells all or 1/2 of his membership to an approved applicant. No fees shall be incurred upon the resignation of 1/2 of a membership. This transfer fee does not include yearly dues, utility charges or assessments.

## **CANEY CREEK YACHT CLUB FACILITY POLICIES**

Amended 2014

1. THE REAR COMMODORE WILL ASSIGN INCOMING REGULAR MEMBERS A SLIP. THE REAR COMMODORE SHALL BE GUIDED BY THE BOARD OF GOVERNORS IN MAKING SLIP ASSIGNMENTS. PRESENT REGULAR MEMBERS SHALL HAVE A CHANCE TO CHANGE THEIR SLIP ASSIGNMENT BY APPLYING IN WRITING PRIOR TO THE SLIP BEING VACATED. IF THERE ARE VACANT SLIPS AVAILABLE, A REGULAR MEMBER MAY MOVE HIS BOAT INTO THAT SLIP IF APPROVED BY THE REAR COMMODORE. THE BOARD OF GOVERNORS MAY AT ITS DISCRETION MOVE OR RE-ASSIGN SLIPS, IF NECESSARY, TO MAKE BEST USE OF THE CLUB FACILITIES. (1979, MODIFIED '81, '88)
2. THE WATER FAUCET IS TO BE LOCKED, HOIST SWITCH IS TO BE LOCKED, AND THE ENTRANCE GATES ARE TO BE LOCKED BY THE LAST PERSON LEAVING THE CLUB FACILITIES. (1979, MODIFIED '88, '01)
3. ONLY REGULAR MEMBERS ARE TO USE THE HOIST. AT NO TIME MAY NON-REGULAR USE THE HOIST. A MEMBER OF THE SAFETY COMMITTEE MUST CHECK OUT NEW REGULAR BEFORE USING THE HOIST. WHEN USING THE HOIST, CHECK THE CABLE AS IT IS WINDING. KEEP THE CABLE TIGHT AND CLOSE TOGETHER ON THE DRUM SO THAT IT DOES NOT HAVE ANY GAPS IN WHICH THE CABLE CAN FALL INTO WHEN IT COMES BACK ACROSS THE DRUM AND DAMAGE THE CABLE. DRY THE SLINGS AND ROLL THEM UP WHEN FINISHED AND REPLACE THEM IN THE STORAGE BOX. SECURE THE BOAT LIFTING FRAME TO THE HOIST. TIE THE WORK BARGE BEHIND THE HOIST AND PREVENT IT FROM RUBBING AGAINST THE HOIST FLOTATION. DO NOT CONTAMINATE THE NYLON SLING STRAPS WITH ACID, PAINT REMOVER, OR PAINT. ACID AND PAINT REMOVER WILL WEAKEN THE STRAPS. PAINT WILL SCRATCH THE NEXT MEMBERS HULL. WASH THE SLINGS THOROUGHLY IF YOU DID USE AN ACID OR A PAINT REMOVER. LOCK THE SWITCH WHEN YOU ARE THROUGH WITH THE HOIST TO PREVENT VANDALISM. (1979, MODIFIED '81, '88, '02)
4. EXCEPT IN AN EMERGENCY, A REGULAR MEMBER SHOULD NOT OCCUPY THE HOIST OVER 24 HOURS. DO NOT LEAVE A BOAT SUSPENDED AND UNATTENDED FOR LONG PERIODS OF TIME. (1979)
5. BOAT WASHER HOSES ARE NOT TO BE BENT OR KINKED. (1979)

6. DO NOT BLOCK ACCESS TO OUR BERM WHEN PARKING YOUR VEHICLE. STORE ALL DOCK CARTS INSIDE THE GATES AND UPSIDE DOWN TO PREVENT THEM FROM GOING OVERBOARD. (1979, MODIFIED '81, '88)
7. DO NOT THROW CANS, BOTTLES, TRASH OR GARBAGE IN THE WATER. DO NOT PUMP HEADS OR HOLDING TANKS IN THE HARBOR. WE SWIM AROUND OUR DOCKS. (1979, MODIFIED '92)
8. REPORT ALL DAMAGE TO HOIST, DOCKS, AND FACILITIES TO THE COMMODORE OR REAR COMMODORE IMMEDIATELY. (1979, MODIFIED '92)
9. NAVIGATIONAL RANGE LIGHTS ARE LOCATED AT THE CLUB AND CAN BE USED WITH CAUTION FOR SAFE ENTRY INTO THE HARBOR AT NIGHT. A STEADY RED LIGHT IS LOCATED ON THE HILL NORTH OF THE CLUB AND MUST BE ALIGNED WITH A STEADY AMBER LIGHT LOCATED ON THE NORTH END OF THE DOCK ON FINGER NUMBER ONE (1). FOR A PROPER COUSE INTO THE HARBOR, ALIGN THE TWO LIGHTS ONE ON TOP OF THE OTHER AND YOU WILL BE ABLE TO ENTER THROUGH THE BREAK WATERS FROM THE SOUTH. (1979, MODIFIED '81, '92)
10. EACH MEMBER IS REQUIRED TO INSURE HIS OWN BOAT AND DOCK BOX. EACH MEMBER IS TO SHOW PROOF ON INSURANCE WHEN PAYING HIS YEARLY DUES EIGHTER BY A COPY OF HIS INSURANCE POLICY OR LETTER FROM HIS INSURANCE CARRIER OR AGENT. NOTE THAT THE CLUB IS NOT COVERED AGAINST FIRE, TORNADOES, HIGH WINDS, HIGH WATER, OR WAVE ACTION DAMAGE. NO CHARCOAL GRILLS ARE TO BE USED ON OR AT THE DOCKS. THE CLUB FURNISHES GAS GRILLS FOR ITS MEMBERSHIP. (1979 MODIFIED '88, 02,07)
11. DOCK LINES ARE TO BE A MINIMUM OF ½ INCH ON BOATS 30 FEET AND UNDER. BOATS OVER 30 FEET MUST USE 5/8-INCH DOCK LINES. DOCK LINES ARE TO BE MADE OF NYLON OR HAVE NYLON CORE TO ALLOW STRECH AS TO NOT DAMAGE THE BOAT OR THE DOCKS. (1979, MODIFIED '81, '02)
12. ANY MODIFICATIONS TO ANY OF THE CLUBS FACILITIES, DOCKS WALKWAYS OR AROUND THE DOCKS IS TO BE DONE ONLY WITH WRITTEN PERMISSION FROM THE REAR COMODORE OR THE BOARD OF GOVERNORS (INCLUDING THE ADDITION OF DOCK BOXES. CLEATS, ROLLERS AND TO INCLUDE ANY ADDITION OF A HYDROHOIST OR MODIFICATION THEREOF. ABSOLUTLY NO TORCHES (CUTTING OR OTHERWISE) ARE TO BE USED ON OR NEAR THE DOCKS. THIS IS A SAFETY ISSUE. (2008)

13. ONLY A REGULAR MEMBER MAY HAVE ONE DOCK BOX. ALL COCK BOXES WILL BE WHITE AND SIMILAR TO THE CURRENT DOCK BOXES. EACH DOCK BOX WILL INDIVIDUALLY BE ATTACHED TO THE DOCK WITH A SET OF TWO METAL BRACKETS ON THE WEST SIDE OF THE MAIN DOCK. ALL DOCK BOXES SHALL BE LABELED WITH SLIP NUMBER, BOAT NAME OR OWNER'S NAME. ALL REGULAR MEMBER'S EQUIPMENT WILL BE STORED IN SAID MEMBER'S DOCK BOX OR ON THEIR BOAT. NO EQUIPMENT OTHER THAN MEMBER'S DINGHY, STORED IN THE DESIGNATED DINGHY AREA, MAYBE STORED ON THE CART DOCK, SAIL FOLDING DOCK, WALKWAYS OR THE ASBURY DOCK. ANY CURRENT REGULAR MEMBER WITH MORE THAN ONE DOCK BOX MAY REQUEST TO BE GRANDFATHERED IN, DURING HIS SPECIFIC MEMBERSHIP, MORE THAN ONE DOCK BOX IF WRITTEN REQUEST IS RECEIVED BY THE BOARD OF GOVERNORS. ALL MEMBERS ARE PROVIDED WITH A GRACE PERIOD OF SIXTY (60) DAYS IN WHICH TO COMPLY. ( SEPT. 2002)
14. VISITING YACHTSMEN FROM OTHER CLUBS MAY BE GRANTED PERMISSION TO TIE UP TO THE DOCK ENDS OR USE AN EMPTY SLIP WITHAPPROVAL OF THE COMMODORE OR REAR COMMODORE FOR A MAXIMUM PERIOD OF SEVEN (7) DAYS. NON-MEMBERS NOT AFFILIATED WITH ANOTHER YACHT CLUB MAY DOCK AND VISIT BUT MAY NOT USE A SLIP OVER NIGHT WITHOUT SPECIAL PERMISSION GRANTED BY THE BOARD OF GOVERNORS. NON-MEMBERS SHALL NOT USE THE CLUB HOIST AT ANY TIME. (1979, MODIFIED '81)
15. THE DOCKS ARE SUBJECT TO HIGH WATER. WHEN THE LEVEL OF THE WATER EXCEEDS THE SOUTH BERM (BY SLIP 31) THE REAR COMMODORE OR THE BOARD OF GOVERNORS MAY REQUIRER THAT THE BOATS BE REMOVED FROM THE DOCKS TO PREVENT DAMAGE TO THE EXPLOSED DOCKS. MEMBERS FAILING TO REMOVE THEIR BOATS WILL BE RESPONSIBLE FOR ANY AND ALL DAMAGES TO THE DOCKS. (2001)
16. NO MEMBER SHALL LOAN HIS BOAT OR SLIP TO A NON-MEMBER. NON-MEMBERS SHALL NOT SAIL A MEMBER'S BOAT FROM CANEY CREEK YACHT CLUB UNLESS THE MEMBER IS ABOARD. MEMBERS SELLING THEIR BOATS TO A NON-MEMBER SHALL STIPULATE THAT THE BOAT SHALL BE REMOVED FROM CANEY CREEK YACHT CLUB FACILITIES WITHIN SEVEN (7) DAYS. EXTENSION OF THIS TIME SHALL BE AT THE DICRETION OF THE BOARD OF GOVERNORS AND THEN ONLY IF SUCH ACTION DOES NOT VIOLATE THE TERMS OF OUR LEASE WITH THE CORPS OF ENGINEERS. (1979)

17. THE IMMEDIATE FAMILY OF A REGULAR MEMBER IN GOOD STANDING MAY SAIL THE MEMBER'S BOAT FROM THE CLUB AT THE MEMBERS DISCRETION. (1979)
18. IF A CURRENTLY ASSIGNED FACILITY IS NOT BEING UTILIZED AND PROPERLY MAINTAINED BY THE ASSIGNEE, AS DETERMINED BY THE BOARD OF GOVERNORS, OR BEING USED IN VIOLATION OF THE FACILITIES POLICY, THE BOARD OF GOVERNORS MAY GIVE NOTICE OF INTENTION TO REQUIRE THE ASSIGNEE TO VACATE THE FACILITY. SUCH NOTICE SHALL BE BY CERTIFIED MAIL TO THE ASSIGNEE'S LAST KNOWN ADDRESS AND SHALL BE EFFECTIVE WHETHER RECEIVED OR REFUSED BY THE ASSIGNEE. THE ASSIGNEE SHALL HAVE REASONABLE OPPORTUNITY FOR HEARING. IN THE EVENT THAT THE ASSIGNEE FAILS TO RESPOND OR CANNOT BE LOCATED (BY TELEPHONE OR OTHERWISE) WITHIN THIRTY (30) DAYS OF THE DATE OF RECEIPT OR REFUSAL OF CERTIFIED MAIL, THE BOARD OF GOVERNORS MAY DECLARE THE FACILITY ABOANDONED AND REASSIGN THE FACILITY.(2005)
19. WHEN A FACILITY HAS BEEN DECLARED ABANDONED BY THE BOARD OF GOVERNORS, THE ASSIGNEE SHALL REMOVE ALL PROPERTY FROM THE FACILITY WITHIN FOURTEEN (14) DAYS. IF SUCH REMOVAL IS NOT ACCOMPLISHED WITHIN THE PRESCRIBED TIME, THE BOARD MAY TAKE SUCH FURTHER ACTION REGARDING THE PROPERTY AND FACILITY AS MAY BE NECESSARY, WITHOUT NOTICE OF THE ASSIGNEE. (2005).
20. UPON TERMINATION OF MEMBERSHIP, THE FORMER MEMBER SHALL REMOVE ALL PROPERTY FROM THE CLUB AND CLUB GROUNDS WITHIN FOURTEEN (14) DAYS. THE FORMER MEMBER MAY REQUEST, IN WRITING, TO THE REAR COMMODORE AN EXTENSION OF TIME, NOT TO EXCEED AN ADDITIONAL THIRTY DAYS. IF THE PROPERTY HAS NOT BEEN REMOVED WITHIN THIS TIME LIMIT, A STORAGE CHARGE OF \$250 PER MONTH SHALL BE LEVIED. AFTER AN ADDITIONAL THIRTY (30) DAYS, THE BOARD OF GOVERNORS MAY AUTHORIZE THE SALE OF SUCH PROPERTY (THAT HAS NOT BEEN REMOVED BY THE FORMER MEMBER). (2005)
21. ALL YACHTS MUST EVACUATE CCYC DOCKS WHEN LAKE TEXOMA REACHES 624 FEET ABOVE SEA LEVEL AS REPORTED BY THE ARMY CORP OF ENGINEERS. ALL YACHTS MAY RETURN TO CCYC DOCKS WHEN LAKE TEXOMA REACHES 622 FEET ABOVE SEA LEVEL AS REPORTED BY THE ARMY CORP OF ENGINEERS PROVIDED THE FACILITY IS IN SATISFACTORY CONDITION AS REPORTED BY THE REAR COMMODORE." (SEPTEMBER 2007)
22. PERSONAL WATER CRAFT DOCKS WILL BE ALLOWED UPON REQUEST

AND APPROVAL BY THE BOG AS LONG AS THE FOLLOWING DIRECTIVES ARE FOLLOWED:

A) DOCKS ARE CONSISTENT WITH THE TWO CURRENT DOCKS,

B) NO COST OR FEES ARE INCURRED BY THE CLUB,

C) DOCKS ARE STATIONED AT LOCATION THAT IS DESIGNATED BY BOG.

EACH MEMBER SHALL BE ALLOWED ONE SLOT, SECOND SLOTS MAYBE ALLOWED ON AN AS AVAILABLE BASIS, IF A SECOND SLOT IS REQUESTED AND APPROVED, IT MAY BE REVOKED AT A LATER DATE IF ANOTHER MEMBER NOT CURRENTLY POSSESSING A PWC DOCK REQUESTS ONE AND NO MORE SLOTS ARE AVAILABLE. REMOVAL OF SECOND PWC PRIVILEGES WILL BE BASED ON THE LIFO (LAST IN FIRST OUT) METHOD

#### **Amendment Notes**

**2014**

1. Modify Facility Policy - Add policy #22 to allow PWC docks.
2. Modify BY-LAWS - Change transfer fee to \$1000.

#### **Amendment Notes**

**2015**

1. Added BY-LAWS Article XIV – Clarifications and Interpretations