

*As Approved by the Board of
Governors on May 18, 2019.*

By-Laws ~~Bylaws~~ of The Lavallette Yacht Club

Summer 2017

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ARTICLE I. NAME

The name of this organization shall be: **THE LAVALLETTE YACHT CLUB**. This organization is referred to as the "Club" in these Bylaws.

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ARTICLE II. OBJECTS

The objects and purposes of this organization shall be to promote friendly competition and interest in activities connected with sailing and boating; to furnish sailing and boating facilities and services to its membership; to conduct social activities for the benefit of its membership; and to foster good will among its membership and interest in boating and sailing generally.

ARTICLE III. MEMBERSHIP

SECTION 1: CLASSES OF MEMBERSHIP

There shall be four classes of membership: (1) Class A, (2) Class B, (3) Honorary, and (4) Emeritus. ~~Provisional members—The Board of Governors also may create rules, as allowed by the rule making provisions of the bylaws, and allow for the allowance of Provisional Member one or more categories— of Provisional Members in accordance with the Rules and Regulations adopted by the Board of Governors in accordance with these Bylaws. Honorary and Provisional Members shall have no voting rights or any property rights in the Lavallette Yacht Club, and their status as Honorary Members or Provisional Members is shall at all times be and remain a privilege revocable by the Board of Governors- in its discretion. Honorary Members and Provisional Members do not constitute "members" of the Club for purposes of the New Jersey Nonprofit Corporation Act, as amended (the "Act").~~

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SECTION 2: VOTING AND CERTAIN OTHER PRIVILEGES OF MEMBERS

~~Only~~ Class A and B members shall be considered as active voting members with the right to vote on all matters, hold office, serve on committees, and enjoy all the privileges of the Club, subject to the provisions of these Bylaws, the Rules and Regulations and other policies applicable to members generally. Except for Emeritus Members with respect to matters other than fiscal matters, no class of members other than Class A and B members shall have the right to vote. The privileges of the classes of membership differ as set forth in these Bylaws and as may be provided in the Rules and Regulations (including with respect to family privileges and participation of a member's grandchildren in sailing and other activities of the Junior Organization).

SECTION 3: CLASS A MEMBERS

A. ~~Any~~ A natural person twenty-one years of age or older shall be eligible for Class A membership. Upon election to such membership, each spouse (in the case of married persons), or in the case of a single member, ~~that~~ single member himself or herself, shall be entitled to all privileges of active membership, and ~~be~~ each shall be considered a ~~Voting Member~~ voting member with one vote apiece and shall count

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~~toward establishment of a quorum at meetings of members and/or the number of members who may request a special meeting of members.~~ Each member of the family unit of a ~~class~~Class A member under the age of twenty-one years shall be entitled to all privileges of membership in the Junior Organization ~~provided for in these Bylaws.~~ Each member of the family unit of a Class A member aged 21 and over, until the year ~~they reach 25~~during which he or she reaches the age of 25, shall be considered to be a Family B member and ~~are~~ eligible for reduced membership rates until ~~they reach~~he or she reaches the age of 25 ~~or are.~~ Persons shall be considered "married ~~The~~" and "spouses" if they are eligible to file returns jointly as married persons for United States federal income tax purposes, and the term "family unit" shall be understood to include ~~a member and his or her each~~ spouse and ~~their~~each unmarried ~~children~~child of either spouse by birth or adoption, ~~or any unmarried children~~ residing with ~~them~~the spouses and receiving ~~their~~his or her principal support from them. ~~A member in the Junior Organization shall not have the right to vote, hold office or serve on committees; except in the Junior Organization.~~ A Family B member shall not have the right to vote or hold office.

- B. Any Class A member who ~~is married and becomes a widow or widower or divorced person~~single shall have the option of ~~either~~ retaining the Class A membership or ~~applying for converting to~~ Class B membership ~~under status without being charged an initiation fee (and, if that Class A member becomes single before June 1 of the provisions of Article III, Section 4.C, year, shall be charged Class B dues for that year if the Class A member elects to convert to Class B membership status).~~

SECTION 4: CLASS B MEMBERS

- A. ~~Any~~A natural person who is single ~~or divorced person, or widow or widower~~and twenty-one years of age or older shall be eligible for Class B membership. ~~Each class B member~~ A person shall be considered "single" ~~if he or she is not eligible to file a voting member return jointly as married persons with another natural person for United States federal income tax purposes.~~
- B. No Class B membership shall extend any privileges of membership to any member of the Class B ~~member's~~member's family.
- C. ~~A Class A member applying for a~~Any Class B ~~member who becomes married shall automatically convert to Class A membership by reason of death of a spouse or divorce shall not be~~status without being charged an initiation fee (and, if the ~~death or divorce has occurred prior to marriage occurs before~~ June 1 of the year in which the ~~application is submitted~~conversion occurs, shall be charged Class ~~B~~A dues for that year ~~if~~). ~~A Class B member who becomes married shall promptly notify the application is approved~~Secretary of the change in marital status of that member.

SECTION 5: HONORARY MEMBERS

Persons of outstanding ~~distinctions~~distinction in yachting or public achievement who are over 21 years of age and who are not members of the Club shall be eligible for honorary membership for life or for a specified ~~period of~~time. Such membership shall entitle the member to all the privileges of the ~~clubhouse~~Club excepting the right to vote, hold office, serve on committees or have ~~bar~~house privileges unless accompanied by a member. Such membership may be recommended by the Board of Governors or ~~any member of the Club by written application. The application must contain the name, address, age, a brief biography, and the reasons for~~

~~recommendation to honorary membership. The proposed recommendation shall be submitted to the a member of the Club by written application. All procedures for applications and their disposition will be governed by Rules and Regulations or other policies adopted by the Board of Governors from time to time. Membership Committee and processed according to Article III, Section 7 Paragraphs E, F, G. Honorary members shall be exempt from dues, assessments, initiation fees, and a personal interview. Honorary Members are not voting members.~~

SECTION 6: EMERITUS MEMBERS

- A. Emeritus members shall consist of those members who have been active members of the Club for many years, who are eligible for retirement as determined by the Board of Governors, who have served the Club with distinction, ~~who will and who merit status as an Emeritus Member as determined by the Board of Governors in its sole discretion.~~ Emeritus Members shall pay no dues or assessments, and ~~who will~~ enjoy all the ~~privileges~~ of an active member except as ~~hereinafter~~ provided ~~in these Bylaws.~~
- B. Procedures for ~~the~~ awarding ~~of~~ Emeritus Membership shall be ~~approved by~~ as determined in the sole discretion of the Board of Governors ~~and included from time to time, whether set forth~~ in the Rules and Regulations ~~of the Club. 7/08~~ or otherwise determined.
- C. Emeritus members shall be eligible to serve on committees or serve as appointed officers or appointed officials. They shall not be eligible to hold an elected office or to serve as a voting member of the Board of Governors. Each Emeritus Member shall be entitled to ~~one~~ vote at ~~membership meetings~~ each meeting of members but shall not be eligible to vote on fiscal matters.

SECTION 7: ELECTION OF MEMBERS

~~Election of~~ Members and Provisional Members ~~categories~~ shall be ~~donelected~~ in accordance with ~~rulesprovisions~~ and ~~regulationsprocedures~~ set forth ~~in the LYC Rules and Regulations document.~~ All decisions of the Board of Governors in connection with election of members and Provisional Members shall be made by the Board of Governors in accordance with such criteria as the Board of Governors may determine from time to time to be consistent with the objects and purposes of the Club set forth in Article II of these Bylaws and in the best interests of the Club, in each case and in all respects as determined in the good faith discretion of the Board of Governors.

SECTION 8: RESIGNATIONS

Any member may resign from the Club at any time by giving written notice of ~~his~~ intention to resign to the Secretary ~~and by paying.~~ Such member shall be considered to have resigned in good standing if the member pays all dues in arrears and any other indebtedness owed by the member to the Club within a reasonable period after the Club gives notice of the amounts of such dues and other indebtedness to the member following the resignation. The Board of Governors shall have the authority to establish in the Rules and Regulations a maximum period of time that shall be considered a reasonable period for these purposes.

SECTION 9: POWERS TO FIX THE MAXIMUM NUMBER OF MEMBERS

The Board of Governors shall have the power to fix the maximum number of members either by class or collectively.

SECTION 10: ADMONITION, DISCIPLINE, FINE, SUSPENSION OR EXPULSION OF A MEMBER

The Board of Governors shall have the authority at any time to admonish, discipline or fine a member or to suspend or expel a member from the Club, upon the affirmative vote of at least ten (10) of the voting members of the Board of Governors, for infraction of these Bylaws, the Rules and Regulations or policies applicable to members generally; for any conduct unbecoming a lady or gentleman; for any conduct materially adverse or injurious to the interests of the Club or that may endanger the welfare, interests or harmony of the Club; or for such other reasons as the Board may determine just or to constitute good cause for such admonition, discipline, fine, suspension or expulsion, as applicable, in each case and in all respects as determined in the good faith discretion of the Board of Governors.

SECTION 11: EFFECT OF TERMINATION OF MEMBERSHIP

All rights, preferences and privileges of a member as such, including but not limited to any and all right, title and interest of ~~any~~the member in ~~the~~ property, assets or ~~privileges~~rights of the Club, shall automatically cease ~~with the~~upon termination of ~~his~~ membership, ~~either~~whether by resignation, expulsion or otherwise.

SECTION 9: ~~VOTING~~12: REINSTATEMENT

~~Where voting is required at meetings of the membership, each voting member present shall be entitled to cast one vote, except as limited by these by laws.~~

A. Any former member (including but not limited to a member who has been dropped from membership for nonpayment of dues, fees, charges, House bills or assessment, but excluding a former member who was expelled) may apply for reinstatement as a member. All applications for reinstatement shall be made in writing to the Board of Governors and shall be acted upon by subjective good faith application by the Board of Governors of such criteria, including but not limited to such criteria as may be set forth in the Rules and Regulations, as the Board of Governors may apply or shall have adopted with respect to reinstatement of former members. Each application for reinstatement shall be accompanied by payment in full of all outstanding obligations of the former member to the Club, payment in full of all assessments levied since termination of the former member, interest on all unpaid amounts at a rate prescribed by the Board of Governors in the Rules and Regulations, plus a reinstatement fee in the amount then prescribed pursuant to the Rules and Regulations. An application for reinstatement must be filed within 90 days after a member ceased to be a member (including as a result of being dropped from membership for nonpayment of dues, fees, charges, House bills or assessments); thereafter, an application for reinstatement need not be entertained or acted upon unless the Board of Governors in its sole and absolute discretion determines to do so.

B. Only members who resigned in good standing and apply for reinstatement as provided in these Bylaws shall be given any preference on any waiting list for membership then in effect, and only such members shall be exempt from application of any limit on the number of members then in effect in accordance with the Rules and Regulations.

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C. The Rules and Regulations adopted by the Board of Governors regarding reinstatement may provide that tenure for members who are reinstated shall begin anew on the date of reinstatement or may include all or any portion of the period or periods of prior membership as determined by the Board of Governors in its good faith discretion.

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ARTICLE IV. MEETINGS OF THE ~~MEMBERSHIP & COMMITTEES~~MEMBERS

SECTION 1: REGULAR MEETINGS

~~A.~~—There shall be a minimum of three regular meetings of the members in each calendar year, one of which shall be the annual meeting.

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~~B. Regular meetings shall be held on the second Friday of July and the first Friday of August. Meetings shall convene at 8:30 P.M.~~

SECTION 2: ~~ANNUAL MEETING~~

~~The annual meeting of the membership shall be held on the third Friday of August of each calendar year. This meeting shall convene at 8:30PM.~~

SECTION 3: ~~ALTERNATE MEETING TIMES DATES~~ AND ~~DATE~~ TIME OF REGULAR MEETINGS

~~A. Notwithstanding the meeting dates specified in Article IV Sections 1 and 2, the Board of Governors may alter meeting dates provided:~~

~~1A.~~ The first regular meeting of the ~~membership~~ members shall be held not before the ~~last~~ third Friday in June and not after the third Saturday in July.

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~~2B.~~ The second regular meeting of the ~~membership~~ members shall be held not before the third Friday in July, not later than 14 days before the Annual Meeting and not any earlier than 7 days after the first regular meeting.

~~3C.~~ The Annual ~~meeting~~ Meeting of the ~~Membership~~ members shall be held not less than 14 days after the second regular meeting of the ~~membership~~ members and not later than the ~~4~~ th Friday in August.

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~~4. Notice of meeting alternate meeting dates selected under this provision must be made to the general membership not later than June 1st of the calendar year in which the provision is being invoked.~~

~~5D.~~ All regular meetings ~~set under this section must~~ of the members shall be held at the clubhouse on either a Friday or Saturday ~~night~~ evening and ~~must convene~~ shall be called to order at 8:30 PM local time.

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~~E.~~ The Secretary will give notice to the voting members of the dates of regular meetings for a calendar year no later than 10 days before and no more than 60 days before the first regular meeting of that year. Such notice may be given by electronic mail.

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SECTION 3: ORDER OF BUSINESS AT REGULAR MEETINGS

The order of business at regular meetings of members shall be as follows:

1. Nominations from the floor to fill vacancies of nominations (Annual Meeting only)
2. Presentation and approval of minutes of the most recent meeting of members
3. Report of the Secretary
4. Report of the Treasurer
5. Reports of the Flag Officers
6. Reports of committees requested by the Board of Governors or Commodore
7. Unfinished business
8. New business
9. Report of election returns (Annual Meeting only)
10. Adjournment

SECTION 4: REGULAR MEETINGS THAT ARE ADJOURNED, CANCELLED MEETINGS OR AT WHICH A QUORUM IS NOT REACHED

If a regular meeting is adjourned to another date, cancelled, or if a quorum is not reached, such meeting shall be immediately then the Board of Governors shall promptly reschedule the meeting and the Secretary shall give notice to the members of the date of the rescheduled. ~~The Secretary shall make notice to the general membership as to the date and time of the rescheduled meeting.~~ meeting. There shall be no restriction as to the ~~time and~~ date of a rescheduled meeting as long as such ~~time and~~ date is reasonable and falls before October 31 of the calendar year of the meeting that was adjourned, cancelled, or at which a quorum was not reached.

SECTION 5: SPECIAL MEETINGS

~~A. Special meetings of the membership members may be held when called by at the pleasure of the Commodore. Upon receipt by the Commodore at his pleasure, or upon receipt by him of a written request for a special meeting signed by at least five active members, and stating the purpose of the special meeting, the Commodore shall call a special meeting to be held within 420 days after receipt of the request.~~

~~B. Notice of the time and the purpose of the special meeting must be made to all active members at least 7 days prior to meeting include a statement of its purpose.~~

SECTION 6: LOCATION OF MEETINGS

All meetings of the members shall be held at the clubhouse or at a place designated by the Board of Governors and located no more than 15 miles from the clubhouse.

SECTION 7: QUORUM

~~A. Attendance at a meeting of members by at least twenty-five voting members shall constitute a quorum at any membership meeting.~~

~~B. A majority of the total members shall constitute a quorum for any committee that meeting of members.~~

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SECTION 8: VOTING REQUIREMENTS

The majority of the votes cast by voting members present at any regular or special meeting of the ~~membership~~members shall constitute ~~affirmative action of the members at such meeting~~, except ~~that (i) in the case of the amendment of these By-Laws~~Bylaws in which case the vote of two-thirds of the votes cast by voting members present shall constitute ~~affirmative action of the members with respect to such amendment and (ii) in the case of any other action requiring a greater vote under the Act or other applicable law (in which case the vote of two-thirds of the votes cast by voting members present shall constitute action of the members with respect to such other action)~~. The presiding officer shall be entitled to vote only in ~~the~~a case of a tie except in which that ~~he shall be entitled to cast a vote would determine outcome of the vote or if the vote is taken by written ballot when such balloting is held~~.

SECTION 9: ~~WRITTEN~~ NOTICE OF MEETINGS OF MEMBERS

~~Each member~~Notice of a meeting of members shall be given ~~a minimum of seven to each voting member no less than 10 and not more than 60 days notice of all meetings before the date of the membership either as provided in Article IV, herein. Notice meeting.~~ Notice must be made in written form and transmitted either ~~electronically~~by electronic mail or ~~mailed~~by United States mail, as determined by the Commodore. ~~Where (except that notice shall be given by United States mail to a member is unable to receive electronic transmissions, he must request who so requests by written notification from given to the Secretary by United States certified or registered mail return receipt requested).~~ Notice is deemed to be made at the time of mailing or at the time of electronic transmission by the Secretary or the Secretary's designee.

SECTION 10: ROBERT'S RULES OF ORDER

~~A~~Procedure for conducting meetings of members shall be governed generally by Robert's Rules of Order, ~~except that in no case shall Robert's Rules of Order be applied in a manner inconsistent with these Bylaws, the Rules and Regulations, or the provisions of the Act.~~

ARTICLE V. BOARD OF GOVERNORS

SECTION 1: MEMBERS OF THE BOARD OF GOVERNORS

A. The Board of Governors shall consist of:

- ~~A1.~~ 1. The four ~~(4)~~ Flag Officers: ~~the~~ Commodore, Vice Commodore, Rear Commodore and ~~the~~ Fleet Captain;
- ~~B2.~~ 2. The two ~~Staff Officers: the (2) elected officers:~~ The Treasurer and the Secretary;
- ~~C3.~~ 3. Seven (7) at large trustees who shall be elected from ~~the~~ members of the Club as hereinafter provided; and
- ~~D4.~~ 4. The three (3) most recent Past Commodores; in good standing as members of the Club. In the event one or more of ~~the~~those three most recent Past Commodores chooses not to serve; or is unable to serve, their places shall be filled by the next most recent Past Commodore or Commodores; in good standing as members of the Club. All other Past Commodores in good standing as members of the Club shall be non-voting members of the Board of Governors. Any Past Commodore may resign as

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a voting or non-voting member of the Board of Governors at any time by giving written notice of resignation to the Secretary.

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The Assistant Secretary, Assistant Treasurer and any other officer or official appointed by the Board of Governors shall not be members of the Board of Governors and shall not have any vote at a meeting of the Board of Governors. However, the Assistant Secretary and Assistant Treasurer may attend meetings of the Board of Governors. Any other person may attend a meeting of the Board of Governors only by invitation of the Commodore or the Board of Governors.

B. Any vacancy on the Board of Governors with respect to a Flag Officer or elected officer shall be filled by the person who succeeds to, or is selected or elected to succeed that Flag Officer or elected officer in the manner and as set forth in these Bylaws. Any vacancy with respect to the Assistant Secretary, Assistant Treasurer or any official appointed by the Board of Governors shall be filled by the Board of Governors by majority vote.

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C. In the event that a vacancy occurs among any of the seven (7) elected at large trustees, the Board of Governors shall fill the vacancy by majority vote until the next Annual Meeting. At the next Annual Meeting, the vacancy for any unexpired portion of the term shall be filled by election according to the procedures for nominations and elections of those trustees set forth in these Bylaws.

SECTION 2: PRESIDENT OF THE BOARD OF GOVERNORS

The Commodore shall ~~be President~~ preside at all meetings of the Board of Governors but shall vote only in the event of a tie vote by the other members of the Board of Governors in attendance at a meeting of the Board, except ~~that he the Commodore~~ shall be entitled to cast a written ballot on a membership application if a secret ballot is ~~called for as provided in LYC required under the Bylaws or Rules and Regulations, A-Membership,13.~~ The Commodore may allow, using his sole discretion, members of the Board of Governors ~~to may~~ attend ~~meetings~~ any meeting of the Board of Governors using electronic means, including, but not limited to, telephone or video conferencing. ~~Such attendance is deemed to be valid to establish~~ Attendance by electronic means shall count toward establishing a quorum ~~under Article V, Section 14.~~

SECTION 3: POWERS

~~The supervision of the affairs and the custody of the funds and property~~ activities of the Club shall be ~~vested in~~ managed by the Board of Governors. ~~The Board may not, however, sell, mortgage, lease or convey the property of the Club without approval of the membership except in renting or leasing docks and facilities of the Club as mentioned herein. They, which shall otherwise have full the authority and powers and it shall be their duty of a board of trustees under the Act. However, except with the approval of the members, the Board of Governors may not cause the Club to carry out~~ do any of the following:

1. sell, exchange or otherwise dispose of all or substantially all the ~~principles~~ assets of the Club;
2. acquire land other than the land located at and about Swan Point Road, Lavallette, New Jersey;
3. mortgage or encumber of record in exchange for money borrowed, or (except as mandated pursuant to applicable law without consent of the Club ~~according to the By Laws.~~ irrevocably and permanently grant public access to) a substantial portion of the real property of the Club;
4. impose an assessment on the members;

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5. borrow money in an original principal amount greater than twenty five percent (25%) of the mean average gross revenue of the Club during the three immediately preceding fiscal years; or
6. merge with or convert into another entity.

SECTION 4: RULE MAKING RULES AND REGULATIONS

~~The Board of Governors shall make such rules as they deem proper regarding the use of the Club property and improvements, they shall prescribe rules for the admission of visitors subject to any provisions herein made; they shall fix penalties for offenses against their rules and shall make rules for their own government and the government of the committees. The Board of Governors shall also make such rules as they deem proper regarding membership including, but not limited to, the admission and expulsion of Members and Provisional Members. This section shall be subject to the provisions in Article XX, Rules and Regulations.~~

- A. The Board of Governors shall adopt such rules, regulations, policies and directives (as amended by the Board of Governors from time to time, the "Rules and Regulations") as the Board of Governors may deem necessary or proper regarding matters pertaining to the Club and its activities, functions and operations, including but not limited to Rules and Regulations with respect to members, membership and admission, conduct, discipline, expulsion, fines, punishment and reinstatement of members; dues, fees and other charges imposed upon or payable by members, guests and visitors; admission, conduct and expulsion of guests and visitors, including members of other yacht clubs and organizations admitted on a reciprocal or other basis; use of facilities, improvements and property of the Club; governance of proceedings of the Board of Governors and committees and the duties and conduct of officers and appointed officials; and Rules and Regulations required or permitted by other provisions of these Bylaws.
- B. Rules and Regulations, whenever adopted, amended or rescinded, are decisions made by the Board of Governors. They require a majority vote at any meeting of the Board of Governors, and may be rescinded or amended by majority vote of the Board of Governors. The Board of Governors shall not adopt or amend any Rules and Regulations that conflict with or contravene the Bylaws, except under emergency conditions where a meeting of the members is not feasible.
- C. Copies of the Rules and Regulations and amendments thereof shall be made available to members by any reasonable method selected by the Board of Governors.

SECTION 5: APPROPRIATIONS

The Board of Governors shall make appropriations for the use of officers and ~~standing~~ committees of the Club.

SECTION 6: AUDIT OF ACCOUNTS FINANCIAL REPORTS

~~The Board of Governors shall appoint two or more active members, at least one being~~cause a Certified Public Accountant to make an annual audit of all ~~financial report of~~ the accounts of the Club for each fiscal year. ~~If the Board cannot find a suitable Certified Public Accountant to appoint, the Board may hire one provided that such Certified Public Accountant is independent from the Lavallette Yacht Club. The Audit Committee may meet from time to time as they deem necessary to review any~~ to be prepared and all club accounts for the current or previous fiscal year. ~~An annual report shall be submitted to the Board of Governors and to the Membership~~ not members no later than the first ~~Membership~~ meeting of members following ~~the~~ close of the fiscal year. ~~The~~

~~Board may appoint a Chairman of this Committee; however, the Treasurer shall not serve as the chairman of the Audit Committee.~~

~~SECTION 7: DOCKS COMMITTEE~~

~~The duties of the Rear Commodore as Chairman of the Docks Committee shall be expressly subject to the control and supervision of the The Board of Governors; the Board shall establish the method to be used by the Rear Commodore from time to time in fixing fees charged for storage lockers, dock space or may cause such other facilities of the Club; shall make such Rules and Regulations financial reports to be prepared and submitted to the Board of Governors as it deems proper concerning the use of such facilities; and is authorized to take appropriate disciplinary action against such members as do not abide by such Rules and Regulations. The Board is expressly authorized to rent or lease the facilities of the Club for limited periods of time for short duration may deem to be necessary or desirable.~~

~~SECTION 8: VACANCIES~~

~~In the event that a vacancy occurs among any of the elected officers (except Commodore and Vice Commodore) the Board of Governors shall fill the vacancy by majority vote until the next annual meeting. At the next annual meeting, the vacancy for an unexpired term shall be filled by election according to the procedure of nominations and elections provided in the By Laws.~~

~~SECTION 97: JUNIOR ORGANIZATION~~

- ~~A. The Board of Governors; at any time that it deems such action advisable, may authorize the formation of a Junior establish, form, revise or dissolve an organization composed of children of Class A members in good standing who are under twenty-one years of age. (the "Junior Organization").~~
- ~~B. In the event that such authority be granted by the The Board of Governors, the Board shall establish rules adopt and may from time to time amend such Rules and Regulations for the formation and government of such an organization and shall provide Junior Organization as the Board of Governors may determine to be necessary or advisable, including but not limited to providing for the officers of such organization and the manner in which the officers shall be elected or designated of their election or designation.~~
- ~~C. Any Junior organization formed under the authority of the Board of Governors shall exist and be subject to the direct control of the Board of Governors and may be dissolved at any time that two thirds of the members of the Board of Governors deem such dissolution to be in the best interest of the Club.~~
- ~~D. No member of any the Junior organization formed under this Article shall Organization shall, by reason of such membership, be entitled to a vote as a member of The Lavallette Yacht Club, nor shall he or she be entitled to the Club or use the bar facilities of this Club by reason of such membership in the Junior organization the Club.~~

~~SECTION 108: HIRING OF PERSONNEL~~

~~The Board of Governors shall approve the number, compensation and principal terms and conditions of employment of sailing instructors, stewards; and any other employees of the Club and shall determine their salaries.~~

~~SECTION 119:~~ MEETINGS OF THE BOARD OF GOVERNORS

- A. The Board of Governors shall hold at least two (2) regular meetings, one during the months of October, November or December and another during months of March, April or May; and shall hold regular meetings at such other times as is may be deemed necessary or advisable by the ~~Commodore~~Board of Governors.
- B. Special meetings of the Board of Governors may be held at the discretion of the Commodore, or upon ~~the~~ receipt by ~~him~~the Commodore of a written request by at least five members of the Board of Governors, within 10 days after receiving the request.
- C. Notice for all meetings of the Board of Governors must be submitted to the members of the Board of Governors in writing at least seven days prior to the meeting date. Notice may be transmitted ~~using~~by electronic mail or ~~non-electronic means~~facsimile or by United States priority mail.

~~SECTION 12:~~ SUSPENSION OR EXPULSION OF MEMBERS

- ~~A. The Board of Governors shall have the authority at any time to suspend or expel a member from the Club, upon a two thirds vote, for non payment of dues; for non payment of assessments or for non payment of any Club bill if they are in arrears; for continued infraction of the Club's Constitution, By Laws or Rules and Regulations; for any conduct unbecoming a lady or gentleman; for any conduct which in the opinion of the Board is likely to endanger the welfare, interests or harmony of the Club; or for such other reasons as the Board may determine just. The Board shall have the further authority to admonish or fine any member guilty of such conduct, whether or not it deems the conduct sufficient cause for suspension or expulsion. All such actions upon the part of the Board of Governors shall be promptly posted upon the bulletin board.~~
- ~~B. In the event that membership in the Club has been automatically terminated for non payment of dues, fees assessments, or bills, the membership may be reinstated within thirty days after such automatic termination upon payment of all obligations unless action has been taken by the Board of Governors as authorized in Article V, Section 12, Paragraph A; otherwise application for reinstatement must be made to the Board of Governors who shall consider each case according to its merits. 6/27/14~~

~~SECTION 13:~~ POWER TO FIX NUMBER OF MEMBERS

~~The Board of Governors shall have the power to fix the total number of A and B, Honorary, and Emeritus members who shall constitute the membership of the Club.~~

~~SECTION 14D. Any action required or permitted to be taken at any meeting of the Board of Governors may be taken without a meeting if all members of the Board of Governors consent to the action in writing or by electronic transmission.~~

~~SECTION 10:~~ QUORUM

A majority of the total ~~membership~~number of voting members of the Board of Governors shall constitute a quorum.

ARTICLE VI. ~~DUTIES OF OFFICERS~~

SECTION 1: OFFICERS

The officers of the Club shall consist of ~~a(i) the Flag Officers, comprising the~~ Commodore, Vice-Commodore, Rear Commodore, ~~and~~ Fleet Captain, ~~(ii) the two elected officers, comprising the~~ Secretary and Treasurer, ~~and (iii) an Assistant Secretary and Assistant Treasurer, each of whom shall be appointed by the Board of Governors. The officers of the Club shall have the duties prescribed in these Bylaws and such other duties as the Board of Governors may from time to time prescribe. All material contracts and instruments in the name of the Club shall be signed by one Flag Officer and one other elected officer or by such officer or officers as the Board of Governors from time to time may prescribe.~~

SECTION 2: COMMODORE

- A. ~~It shall be the duty of the~~ The Commodore ~~to command the squadron, to preside at all meetings shall, subject to ultimate authority of the Board of Governors, have the authority and to powers of chief executive officer. The Commodore shall~~ act as host ~~to all of the principal~~ social gatherings and other activities of the Club.
- B. ~~He may call a Special Meeting~~The Commodore shall preside at all meetings of the ~~Membership, members and the Board of Governors or, shall be chair of the Steering Committee as herein provided, and~~ ~~He shall be President of the Board of Governors, Steering Committee, and~~ an ex-officio member of all committees ~~and subcommittees.~~
- D. ~~He~~The Commodore shall appoint the ~~chairman~~chair and members of each committee ~~unless except as otherwise herein provided in these Bylaws.~~
- E. ~~He~~The Commodore shall appoint other ~~designated~~appointed officials of the Club ~~unless except as otherwise herein provided in these Bylaws.~~
- ~~F. F.~~ The Commodore may appoint a member of the Board of Governors to act as liaison to one or more of the committees.
- G. In the event of the temporary absence of the Secretary ~~or, Treasurer, he~~Assistant Secretary or Assistant Treasurer, the Commodore shall appoint an active Class A or B member to act in the place of ~~either that officer.~~
- G. ~~He shall, with the Secretary or Treasurer, as the case may require, sign all Contracts and other instruments in the name of the Club when authorized by the Board of Governors.~~
- H. The retiring Commodore shall submit ~~his~~a final report at the ~~November~~meeting of the Board of Governors ~~held on or about the end of the term of~~
- ~~It shall be the retiring Commodore,~~
- ~~I. duty of the Commodore elect to appoint his Committees and to establish his organization immediately~~As promptly as reasonably practicable following the Annual Meeting, the Commodore-elect shall appoint committees and appointed officials to serve during the term of the Commodore-elect.

SECTION 3: VICE COMMODORE

- A. ~~It shall be the duty of the~~The Vice Commodore ~~to shall~~ assist the Commodore in the discharge of ~~his~~the duties. ~~In his absence, he shall act as~~ of the Commodore ~~and, in all capacities~~the absence of the

Commodore, the Vice Commodore shall have the authority and carry out the duties of the Commodore until the Commodore shall have returned.

B. In the event of a vacancy in the office of Commodore, ~~he~~the Vice Commodore shall assume that office automatically.

~~C. He shall be an ex-officio member of the Regatta Committee.~~

C. The Vice Commodore shall be the chair and appoint the members of special committees to organize and administer regattas hosted by the Club and shall also appoint race committees, principal race officers and protest committees for the Sunday series and regattas hosted by the Club.

SECTION 4: REAR COMMODORE

A. ~~It shall be the duty of the~~The Rear Commodore ~~to~~shall assist the Commodore and Vice Commodore in the discharge of their duties. In the absence of the

~~—~~Vice Commodore, he~~the Rear Commodore~~ shall ~~act as~~have the authority and carry out the duties of the Vice Commodore ~~in all capacities~~ until the Vice Commodore shall have returned.

~~B. He shall be Chairman of the Docks Committee and shall classify all yachts and vessels owned by members with regard to charges of wharfage in accordance with such method as may be prescribed by the Board of Governors .~~

~~C. He shall assign storage lockers and dock space or facilities to the members in conformity with their individual preferences, insofar as possible, but in so doing he shall give due regard to the order of receipt of applications, the size and requirements of the boat of the member, the facilities available, and such Rules and Regulations as may be made from time to time by the Board of Governors.~~

~~D. He shall keep a written record of such assignments and make the same available to the Secretary.~~

~~E. He shall furnish the Treasurer in July of each calendar year a complete list of all storage locker and dock space assignments and advise the Treasurer on July 15, August 1 and August 15 of each calendar year of any changes in assignments.~~

~~F. In the event of a vacancy in the office of Vice Commodore, he~~the Rear Commodore shall assume that office automatically. ~~A vacancy in the office of Rear Commodore shall be filled by action of the Board of Governors as hereinbefore provided.~~

~~G. He shall supervise the~~B. The Rear Commodore shall be the chair of such committee or committees as the Board of Governors may establish in the Rules and Regulations to attend to construction, operation, maintenance and repair of the docks, channels, docks and marinas, hoists and boat parking and storage facilities of the Club.

~~C. ,including the hoists in~~The Rear Commodore shall assign storage lockers, dock spaces and boat parking areas and storage spaces and facilities to the members in conformity with the Rules and Regulations.

~~H. He shall assign boat parking spaces on the Club grounds, other than dock and marina spaces; shall report such assignments to the Treasurer; and shall be responsible for maintenance of such boat parking areas and any regulations pertaining thereto.~~

SECTION 5: FLEET CAPTAIN

- A. ~~It shall be the duty of the~~The Fleet Captain ~~to shall~~ assist the Commodore, Vice Commodore and Rear Commodore in the performance of their duties, and in the absence of the Rear Commodore, ~~or in the Fleet Captain shall have the authority and carry out the~~ ~~easeduties~~ of a vacancy in that office, ~~he shall act as the~~ Rear Commodore ~~in all capacities~~ until the Rear Commodore shall have returned ~~or the vacancy in his office shall have been filled by action by.~~ In the ~~Board~~event of a vacancy in the office of Rear Commodore, the Fleet Captain shall assume that office automatically.
- B. ~~Governors as hereinbefore provided. He shall~~The Fleet Captain shall organize and supervise patrol boats for local Club races and regattas, assist the Commodore and Vice Commodore in the operation of all sailing and cruising fleets.
- ~~B. He shall be responsible for~~ and supervise the towing of boats to and from ~~the various~~ regattas on ~~the bay~~Barnegat Bay.
- C. ~~He shall organize and supervise the patrol boats for local Club races and regattas.~~
- D. ~~He shall be responsible for~~The Fleet Captain shall make available to members ~~instruction of safety in boat operation~~ and navigation.
- D. ~~regulations. He~~The Fleet Captain shall supervise ~~these regulations and report persistent offenders to the Board of Governors.~~
- E. ~~He shall be responsible for and supervise the use of all Club-owned boats. He shall see that they are properly maintained during the season, stored and arrange for their maintenance, storage for the winter, and made ready~~readiness for use in the spring.
- F. ~~He shall designate the order of formation of any Club fleet.~~

SECTION 6: SECRETARY

- A. ~~It shall be the duty of the~~The Secretary ~~to shall~~ keep a true record ~~and minutes~~ of ~~the~~ proceedings of all meetings of the ~~membership~~members, Board of Governors, and the Steering Committee ~~in books provided for that purpose.~~
- B. ~~He~~The Secretary shall keep a correct roll or list of all ~~classes of~~ members with ~~the date~~their classes of ~~membership, the dates~~ of their respective elections and their current addresses.
- C. ~~He shall furnish, and changes in such information and make the same available~~ to the Treasurer, ~~on or before the first day of January of each calendar year, a complete roll or list of all classes of members and advise him during the year of the election of any new members or of~~ and other changes in ~~membership~~officers as appropriate.
- D. ~~He~~C. The Secretary shall notify each ~~member, in writing, candidate~~ of his ~~or her~~ election ~~as a member~~ and, upon the candidate becoming a member in good standing, ~~he~~ shall furnish ~~him~~the member with a copy of the ~~By Laws of the Club~~Bylaws.
- E. ~~He~~D. The Secretary shall ~~notify each member~~give notices of ~~each membership meeting~~meetings of the ~~members as required by these Bylaws~~ and ~~he shall cause the~~applicable law and ~~arrange for~~ necessary books and papers ~~for the meetings~~ to be ~~conveyed to the place of the~~available for officers and members ~~attending the meeting in case he is unable personally to attend the meeting.~~

~~F. He shall have printed forms of every kind including the By Laws as authorized by the Board of Governors.~~

~~G. HeE. The Secretary shall have custody of the Club seal and all trophies, documents, minutes and other books and records, reports and communications connected with the business of the Club.~~

SECTION 7: TREASURER

- A. ~~It shall be the duty of the~~The Treasurer ~~to~~shall collect and receive all monies due the Club, giving ~~his~~ receipt ~~therefore, and to~~receipts therefor as necessary or appropriate; ~~keep all funds and securities of the Club with such banks and depositories and signature requirements as the Board of Governors may authorize;~~ pay ~~or arrange for payment of~~ all bills ~~or other~~and financial obligations ~~contracted by~~of the Club as authorized by ~~or under the authority of~~ the Board of Governors, ~~keeping the same in; and maintain appropriate~~ books ~~provided for that purpose~~and records of receipts, expenditures and financial obligations of the Club.
- B. ~~He~~The Treasurer shall make a report at each ~~regular~~ meeting of the ~~membership~~members and ~~of~~Board of Governors, and at such other times as the Board of Governors ~~may request,~~ of all ~~his~~ receipts and disbursements ~~with a statement of,~~ the balance of funds then in ~~his hands~~hand, and other material financial information the Board of Governors may request.
- C. ~~He~~The Treasurer shall ~~negotiate~~approve the principal terms and conditions of all short and long-term loans, mortgages or other financing, the sale or purchase of property and property rights, insurance coverage ~~of all types~~obtained by the Club, and ~~all~~ such other transactions as may be authorized by the Board of Governors.
- D. ~~He~~The Treasurer shall prepare a budget ~~which shall show the~~showing estimated ~~receipts and~~ expenses of the Club for ~~all purposes for the~~calendarfiscal year, the amount of funds in ~~the treasury as of January 1 and an estimate of income for the current year;~~ which budget shall be submitted~~hand, and estimated receipts and disbursements for the fiscal year and shall submit the budget to the Finance Committee for approval and, upon approval of the budget by the Finance Committee, submit the budget to the Board of Governors for approval. A copy of the budget as approved shall be mailed to each officer of the Club of the year for which it is prepared.~~
- E. ~~He~~The Treasurer shall prepare a financial ~~statement showing receipts and disbursements~~statements of the Club for the ~~current~~calendarfiscal year ~~subject to September 1, an estimate in detail of the anticipated expenses of the Club for all purposes to the end of the year~~review and approval by the Finance Committee and (if the Board of Governors so directs) arrange for the financial statements as approved by the Finance Committee to be compiled, reviewed or audited by a certified public accountant. The financial statements as so compiled, reviewed or audited, together with a ~~statementary report~~ of the funds then in the treasury, and the accounts receivable to the end of the year. This financial ~~statement~~certified public accountant, shall be presented to the Board of Governors.

SECTION 8: ASSISTANT SECRETARY

~~The Assistant Secretary shall assist the Secretary and, in the event of the absence of the Secretary, shall have the authority and carry out the duties of the Secretary until the Secretary shall have returned. In the absence of the~~

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Secretary and the Assistant Secretary at each meeting- of members or the Board of Governors, the chair of the meeting shall designate a temporary secretary to keep a record of the meeting.

SECTION 9: ASSISTANT TREASURER

The Assistant Treasurer shall assist the Treasurer and, in the event of the absence of the Treasurer, shall have the authority and carry out the duties of the Treasurer until the Treasurer shall have returned.

ARTICLE VII. COMMITTEES

SECTION 1: GENERAL

A. ~~A~~The Club shall have three categories of committees:

1. Standing committees identified as such in these Bylaws ("Standing Committees");
2. Special committees (including subcommittees of Standing Committees established in accordance with these Bylaws) ("Special Committees"); and
3. Committees appointed and intended to have the authority to exercise any power of the Board of Directors in compliance with the Act ("Statutory Committees").

In addition, Standing Committees may have subcommittees as provided in these Bylaws.

B. All committees shall be appointed from the Class A and B and Emeritus members.

~~B. The duties of the committees-~~ Subject to the provisions of these Bylaws, (i) the number of members and other provisions governing each committee shall be determined from time to time by the Board of Governors in the Rules and Regulations or other action of the Board, and (ii) the number of members and other provisions governing a subcommittee of a Standing Committee shall be determined from time to time by the Standing Committee that appointed the subcommittee with the consent of the Commodore.

~~C. defined by the Board of Governors, if not-~~ Committees shall have the duties set forth in these Bylaws and such other duties as may be prescribed by the Board of Governors (or, in the case of a subcommittee of a Standing Committee, as prescribed by the Standing Committee that appointed that subcommittee).

D. Except as otherwise herein provided-

~~C. Unless otherwise herein provided~~ in these Bylaws or in the Rules and Regulations or other action of the Board, the Commodore shall appoint the chairman and members of ~~the~~all committees.

~~D. All committees~~E. Except as otherwise provided in these Bylaws or in the Rules and Regulations or other action of the Board, all committees and subcommittees shall hold office for one year, beginning concurrently with the term of Commodore, ~~unless the committee be created subsequent to the commencement of the Commodore's terms; in which event, - (or, if the committee shall hold office~~is formed after the Commodore's term begins, beginning upon formation and continuing until ~~the~~ expiration of the ~~Commodore's~~Commodore's then current term-).

F. As required by the Act, no committee or subcommittee shall (and no committee or subcommittee shall purport to) (i) make, alter or repeal any Bylaw or any of the Rules and Regulations, (ii) elect or appoint any member of the Board of Governors or remove any officer or member of the Board of Governors,

(iii) submit to members any action that requires approval of the members, or (iv) amend or repeal any resolution adopted by the Board of Governors or another committee.

SECTION 2: SPECIAL COMMITTEES AND SUBCOMMITTEES

- ~~A. Special committees may be established, by the Board of Governors, the~~ A. Special Committees may be established from time to time by the Board of Governors in the Rules and Regulations or by other action of the Board ~~Steering Committee or the Standing Committees, for specific purposes.~~
- ~~B. Special committees~~, for such purposes as the Board of Governors may determine, including but not limited to matters relating to the Barnegat Bay Yacht Racing Association and other regattas; the Sunday series and other sailboat racing series; adult sailing, boating and marine activities; docks and channels; communications, publicity, systems and electronics; entertainment and social activities; junior sailing and junior activities; trophies and awards; yearbook; preserving and making available to members documents, photographs and records of the history of the Club; and such other matters as the Board of Governors from time to time may deem appropriate.
- B. With the prior approval of the Commodore, a Standing Committee may create a subcommittee of the Standing Committee's members having specific purposes within the scope of duties of the Standing Committee that appointed the subcommittee.
- C. If appropriate to its purpose as determined in connection with its formation and appointment of its members, a Special Committee shall serve until their ~~its~~ objectives have been accomplished as determined by the Board of Governors, ~~the Steering Committee, or the Standing Committees.~~
- ~~C. Special committees appointed by Standing Committees may be appointed by the chairman of that Committee with the approval of the Commodore.~~
- D. As required by the Act, only a Statutory Committee shall or may exercise any of the powers of the Board of Governors. If the Board of Governors intends a special committee to be a Statutory Committee, then (i) each member of the special committee must be a member of the Board of Trustees, and (ii) actions taken at a meeting of the special committee shall be reported to the Board of Governors at the next meeting of the Board of Governors following the meeting of the special committee (or, if the next meeting of the Board of Governors is held within two days after the meeting of the special committee, the report shall be made to the Board of Governors at its second meeting following the meeting of the special committee).

SECTION 3: STANDING COMMITTEES

The Standing Committees shall consist of the:

Steering Committee
Finance Committee
Membership Committee
House Committee
Building and Grounds Committee
Nominating Committee
Planning Committee

SECTION 4: STEERING COMMITTEE

- A. The Steering Committee shall consist of the elected officers of the Club, ~~and one Chairman~~the chair of each Standing Committee, ~~except other than~~ the Nominating Committee, ~~and the chair of each committee (other than the Standing Committees) that is required to submit a budget for approval by the Board of Governors.~~
- B. The immediate past Commodore shall be a member of the Steering Committee for one year next succeeding ~~his~~the end of the term of office of the immediate past Commodore.
- ~~C. The routine management of the affairs of the Club shall be vested in the Steering Committee within the limits designated by the By Laws of the Club, and as directed by the Board of Governors and the membership.~~
- ~~C.~~ The Steering Committee shall meet twice, once during September or October and once during March or April. Promptly following the Annual Meeting, the Commodore-elect shall organize the meeting of the Steering Committee to be held during the following September or October. Special meetings of the Steering Committee may be called by the Commodore. ~~The Committee shall hear officer and committee reports, and shall endeavor to concentrate the business of the Club so that the committee reports may be submitted in a concise form to the Club Membership and the Board of Governors.~~
- D. The ~~Steering~~ Committee shall advise the Treasurer in ~~the~~ preparation —of the annual budget to be submitted for approval ~~to by the Finance Committee and~~ the Board of Governors:
- ~~E. This committee shall establish; advise~~ the officers and committees regarding dates for athletic, sailing, boating, social and entertainment and other activities:
- ~~F. Recommendations made by the Steering Committee must be reported; hear officer and committee recommendations and reports; endeavor to coordinate work of other committees; facilitate submission of committee recommendations and reports in concise form~~ to the Board of Governors; and carry out such other duties as the Board of Governors may prescribe.
- ~~G. The term E.~~ The Commodore shall report recommendations and reports of the Steering Committee ~~shall expire concurrently with~~ to the term Board of Governors.

SECTION 5: FINANCE COMMITTEE

~~The chair of the Commodore who~~ Finance Committee shall be appointed ~~the Committee. Immediately following~~ by the Board of Governors. The Finance Committee is responsible for developing and reviewing fiscal procedures, a fundraising plan, and annual budget. The Board of Governors must approve ~~the Annual Meeting budget and any major change in~~ the Commodore-elect shall appoint a Steering Committee. ~~The Commodore-elect shall govern the Steering Committee which he has appointed~~ annual budget.

SECTION 4: STANDING COMMITTEES

The Standing Committees shall consist of:

- Membership Committee
- House Committee
- Docks and Channels Committee
- Junior Sailing Committee

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- ~~Junior Activities Committee~~
- ~~Women's Committee~~
- ~~Regatta Committee~~
- ~~Building and Grounds Committee~~
- ~~Nominating Committee~~
- ~~Communications Committee~~
- ~~Trophy and Awards Committee~~
- ~~Extenders Committee~~
- ~~Planning Committee~~
- ~~Yearbook Committee 8/15/03~~
- ~~Historian 7/7/04~~
- ~~Boat Engineer 7/7/04~~

SECTION 5:6: MEMBERSHIP COMMITTEE

~~This~~The Membership Committee shall ~~consist of~~have at least five ~~active~~ members. It shall investigate all applicants ~~and personally interview the applicant. It shall supervise the conduct of the for~~ membership ~~in general and report any infractions which warrant action, arrange for personal interviews of applicants, and make reports~~ to the Board of Governors. ~~It shall provide a Hospitality regarding applicants for use by the Board of Governors acting on applications for membership. The Membership~~ Committee shall make arrangements to welcome new members, introduce them to Club members and at Club functions, and assist them to get acquainted with ~~the~~ other members and functions of the Club.

SECTION 6:7: HOUSE COMMITTEE

~~This committee~~The House Committee shall supervise ~~the~~ management of the ~~snack restaurant and bar;~~ oversee the liquor bar, the duties and activities of the chef and stewards in general, the cleaning operation of the Club House, the liquor restaurant and stewards activities bar facilities and food and alcoholic and other beverage services at entertainment and social functions; arrange for opening and closing the ~~Club House~~clubhouse daily and for the season, ~~the procuring, hiring and oversight of the chef and stewards and their conduct;~~ and any duties of a like nature ~~which would fall under the Committee's jurisdiction.~~

SECTION 7: DOCKS 8: BUILDING AND CHANNELS 8: GROUND'S COMMITTEE

~~This Committee shall consist of the Rear Commodore as Chairman and two or more active members. It~~The Building and Grounds Committee shall be responsible for the ~~care and maintenance of the docks and channels and marina.~~

SECTION 8: JUNIOR SAILING COMMITTEE

~~This Committee shall consist of 2 or more active members. The Committee shall be appointed each year by the Commodore and shall be responsible for interviewing instructors and making hiring recommendations to the Commodore. In addition, its duties are to establish a schedule of junior sailing events and sailing instruction, as well as to oversee the Jr. Sailing Program and its instructors on a day to day basis.~~

~~SECTION 9: JUNIOR ACTIVITIES COMMITTEE~~

~~This Committee shall consist of two or more active members. It shall establish a schedule for social functions for the junior members. It shall supervise the conduct of the Junior Members and report serious infractions to the Board of Governors. It shall supervise the conduct of the junior meetings keeping in the background as much as possible. It shall be responsible for all equipment pertaining to junior activities, except for Club owned boats.~~

~~SECTION 10: WOMEN'S COMMITTEE~~

- ~~A. This Committee is responsible for the management of collation at regattas or other functions when so directed. It shall, when called upon, assist in the various activities of the Club.~~
- ~~B. All female Class A, B and Emeritus members of the Club are eligible to join the Women's Committee should they so desire. The Women's Committee shall elect its own officers for a term of one year.~~

~~SECTION 11: REGATTA COMMITTEE~~

- ~~A. The Regatta Committee shall consist of five active members. The Vice Commodore shall be a member ex officio unless he is appointed Chairman. In this event, five other active members shall be appointed to the Committee. It shall supervise and have entire control of all racing. It shall allot racing dates and sanction of races, not later than June first of each year. It shall control all activities referring to course charts, signals, buoys, measurements, scoring, excused cuts, starting and allied subjects.~~
- ~~B. In general, sailing rules are to conform to B.B.Y.R.A. Rules except where local conditions warrant it impractical.~~
- ~~C. The Regatta Committee shall receive and decide on all protests. Its decision shall be final except that an appeal from the decision of the Regatta Committee may be made to the B.B.Y.R.A.~~
- ~~D. The Regatta Committee shall have the power to terminate, change a course, or shorten a race at its discretion in consideration of weather conditions or time factors.~~
- ~~E. It shall be responsible for the procurement of pennants, flags and special prizes for Club races.~~
- ~~F. It shall be responsible for the starting gun and ammunition.~~
- ~~G. It shall be responsible for enforcing equipment regulations for racing contenders.~~

~~SECTION 12: BUILDING AND GROUNDS COMMITTEE~~

~~This Committee shall consist of five or more active members. It shall be responsible for the cleaning, physical maintenance, and repairs and improvements of the Club building and grounds excluding other than the docks and marina. The chairman or his delegate, of the chair shall have the power to make or order emergency repairs, especially during the winter, after conferring with the Commodore, where the physical condition of the Club is in jeopardy or other most senior officer available.~~

~~SECTION 13: NOMINATING COMMITTEE~~

~~The Nominating Committee shall consist of five members, including a chair, whose appointments shall be subject to the approval of the Board of Governors. The members of the Nominating Committee of five members including a chairman shall be so appointed by the Commodore shall be announced at the first regular membership meeting of the Club.~~

~~SECTION 14: PUBLICITY COMMITTEE~~

~~This Communications Committee shall consist of one or more active members. Its duty shall be to disseminate news, announcements, and the results of social and sporting events occurring at the Club.~~

~~SECTION 15: TROPHY AND AWARDS COMMITTEE~~

~~This Committee shall consist of two or more active members. Its duties shall be to procure the various new trophies and to supervise the repair and the returning of perpetual trophies at the proper time. It shall prepare and supervise the balloting for the specified categories to be so decided at the close of the season. It shall decide the winners of the various specified awards at the close of the season. It shall compute the winners of the various sailing and athletic events from the official scores. It shall procure pennants, flags and like materials as directed.~~

~~SECTION 16: EXTENDERS COMMITTEE~~

~~This committee shall consist of one or more active members. It shall coordinate activities at the Club before and after the official season.~~

~~SECTION 17~~10: PLANNING COMMITTEE

The planning committee shall ~~consist of five or more active members. It shall determine the present and future~~ long-term capital improvement needs of the ~~club~~Club with respect to its facilities, investigate these needs and make recommendations to the Board of Governors ~~regarding short term as well as long term improvements to the club facilities. In addition, this committee shall be responsible for the planning and estimating of all such capital improvements, overseeing the implementation of such capital improvements and verifying final installation.~~

~~SECTION 18: YEARBOOK COMMITTEE~~

~~The Yearbook Committee shall consist of one or more members. It shall be responsible for publishing the Yacht Club Directory and yearbook on an annual basis. The committee shall also perform other duties associated with this task as directed by the Commodore. 8/15/03~~

~~SECTION 19: HISTORIAN COMMITTEE~~

~~The Historian Committee shall consist of one or more members. It will be responsible to document, preserve and display the history of the Lavallette Yacht Club.~~

~~SECTION 20: BOAT ENGINEER~~

~~This Committee will be responsible for maintaining in good working order all power boats owned and operated by Lavallette Yacht Club. The Chairman of the Committee shall be the Fleet Captain.~~

ARTICLE VIII— APPOINTED OFFICIALS

~~SECTION 1:~~

~~The following appointed officials of the Club shall hold office for a term of one year beginning concurrently with the term of the Commodore; unless the office be created subsequently to the commencement of the~~

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~~Commodore's term, in which event the official shall hold office until the expiration of the Commodore's then current term:~~

- ~~1. Measurer~~
- ~~2. Fleet Surgeon~~
- ~~3. Scorer~~
- ~~4. Registrar~~
- ~~5. Communications Officer~~
- ~~6. Principle Race Officer 8/15/03~~
- ~~7. Jury Chairperson 8/15/03~~

~~SECTION 2: MEASURER~~

- ~~A. It shall be the duty of the Measurer upon the request of the owner, or by direction of the Regatta Committee, to measure any sail or power yacht or vessel and to compute her real classifications in the manner prescribed by the Regatta Committee.~~
- ~~B. Any owner may appeal the decision of the Measurer to the Regatta Committee whose action in the case shall be final.~~
- ~~C. A written protest with a request for measurement of a boat or sails shall be submitted to the Regatta Committee. If this Committee decides the protest is just, it shall order the Measurer to proceed with the requested measurements within seven days. A fee of \$5.00 must accompany this protest. If the protest is found to be valid, the fee shall be returned; otherwise, the fee shall accrue to the Club Treasury.~~

~~SECTION 3: THE FLEET SURGEON~~

~~The Fleet Surgeon shall be a regularly licensed Doctor of Medicine who is in good standing with his County Medical Society. His duties shall be to supervise the first aid facilities of the Club, to supervise the sanitary conditions of the Club, and to assist in any way possible in a medical capacity when called upon.~~

~~SECTION 4: THE SCORER~~

~~The Scorer shall be responsible for computing and tabulating the final and current scores for registered racing yachts of the Club. He shall be responsible to the Chairman of the Regatta Committee.~~

~~SECTION 5: THE REGISTRAR~~

~~The Registrar shall be in charge of registering boats before the races, collecting registration fees, recording the results of the races and submitting them to the Scorer. He shall be responsible to the Chairman of the Regatta Committee.~~

~~SECTION 6: THE COMMUNICATIONS OFFICER~~

~~The Communications Officer shall be responsible for procurement, installation and maintenance of all communications equipment used in connection with Club activities.~~

~~SECTION 7: PRINCIPAL RACE OFFICER~~

~~The Principal Race Officer (PRO) sets the standard for the race committee's conduct, and is generally responsible for representing the race committee in requests for redress. The PRO writes or reviews the club's~~

~~Notices of Race, Racing Rules, and Sailing Instructions for all regattas. The PRO establishes race management procedures and guidelines for the race committee's use in conducting races safely and fairly. The PRO receives and acts upon reports by the measurer concerning noncompliance with class rules, and follows up on requests for a scoring review filed with the scorer. 7/04~~

~~SECTION 8: JURY CHAIRPERSON:~~

~~It shall be the duty of the Jury Chairperson to act as the chief judge for the yacht club. Specifically, the Jury Chairperson shall personally chair or if he/she cannot do so, for whatever reason, shall appoint a chairperson to conduct all protest hearings and hearings involving a competitor's request for redress from the Regatta Committee or any race committee having jurisdiction over a regatta for which the yacht club is the organizing authority. He/she shall review all Notices of Race, Rules and Regulations, Sailing Instructions and other pertinent documents as appropriate. He/she shall advise the Regatta Committee to ensure that sportsmanship and fair play prevail at all racing events. At times, this will also include acting on the water as "referee" during racing events. The Jury Chairperson shall be directly responsible to the Commodore. 7/04~~

~~The Board of Governors may provide in the Rules and Regulations or by other action of the Board of Governors for the appointment of such other officials having such authority and duties as the Board of Governors determines from time to time to be necessary or desirable, including but not limited to one or more of the following positions: Paymaster, billing controller, powerboat engineer, principal race officer, custodian of trophies and awards, editor of the yearbook, historian, scorer, registrar, measurer, electronic and communications officer, principal race officer and protest hearing officer.~~

ARTICLE IX. NOMINATION AND ELECTION OF OFFICERS AND AT LARGE TRUSTEES

SECTION 1: NOMINATIONS

- A. Nominations for officers and at large trustees shall be made from the active membership of the Club as hereinafter provided.
- B. No member shall be considered eligible as a candidate for officer or at large trustee unless nominated to that office and unless he or she shall have paid dues as an active member for at least two consecutive, entire fiscal years next preceding ~~his~~ nomination as a candidate.

SECTION 2: ANNUAL ELECTIONS

- A. The election of officers and at large trustees shall take place at the ~~annual meeting~~ Annual Meeting of the ~~membership~~ members and shall be by secret ballot of those members present at the meeting.
- B. Each officer shall be elected annually to hold office for a term of one year, or until ~~his~~ the successor in office shall have been elected or the limitation on the number of years for holding the office is reached, whichever first occurs.
- C. Two at large trustees shall be elected annually, except that three (3) at large trustees shall be elected beginning in ~~1999~~ 2020 and every third year thereafter. At large trustees shall hold office for a term of three (3) years or until their successors have been elected or the limitation on the number of terms for serving as at-large trustee is reached, whichever first occurs.

- D. ~~The offices of~~ Treasurer and Secretary shall be eligible to hold office for not more than 6 consecutive years. ~~This shall be operative with respect to the Treasurer and Secretary elected at the Annual meeting in the year 2002 and thereafter. Terms of service prior to the annual meeting in the year 2002 shall not be taken into account for purposes of this rule.~~ The Fleet Captain, Rear Commodore, Vice Commodore and Commodore shall not be eligible to hold the same office for more than 2 consecutive years.

SECTION 3: AT LARGE TRUSTEES

At large trustees shall not hold office for more than two consecutive terms. An at large trustee is determined to have served a term ~~if he only if the at large trustee~~ has been elected to serve two (2) years or more of the unexpired term of an at large trustee who ~~has had~~ resigned or ~~is was~~ unable to serve out ~~his a~~ term ~~as at large trustee~~.

SECTION 4: ASSUMPTION OF DUTIES

Each ~~Officer officer~~ and ~~At at~~ large trustee elected at each Annual Meeting of the ~~membership members~~ shall assume ~~his the~~ duties ~~of that position~~ and take office at the ~~first required organizational meeting of the~~ Board of ~~Governors' meeting in November next after the~~ ~~Governors so elected which is held on or about the end of the~~ ~~fiscal year during which that~~ Annual Meeting ~~was held~~.

SECTION 5: NOMINATION AND ELECTION PROCEDURES

- A. Following the first regular meeting of the membership, the ~~Nominating~~ Committee shall meet forthwith and shall select a slate of nominees to fill any vacancies in ~~the unexpired terms in of officers and at large trustees and to elect officers and at large trustees to fill~~ the offices and ~~the vacancies in the offices of Officers and At large trustees, whose terms of office~~ ~~at large trusteeships scheduled to expire at~~ ~~as of the final regular meeting of the~~ Board of ~~Governors' meeting in November next~~ ~~Governors held on or about the end of that fiscal year~~.
- B. The list of nominees selected by the Nominating Committee shall be presented ~~to the membership at the second regular meeting of the membership~~ by the ~~Chairman chair~~ of the Nominating Committee. ~~The at the second regular meeting of members. Promptly following that meeting the~~ list of nominees shall be posted ~~by the Club Secretary~~ on the bulletin board ~~by in the Club Secretary immediately following clubhouse and within the meeting members-only section of the Club website~~.
- C. Further nominations may be made by petition, in writing, signed by any four A or B members in good standing. The petition must be submitted to the Secretary or the Commodore not later than 6:00 PM- on the 7th day after the second regular meeting of ~~the membership members~~.
- D. ~~Thereafter~~ ~~After the second regular meeting of members~~, no further nominations shall be made ~~except that if a vacancy exists unless~~, at the time ~~of the Annual Meeting in any nomination for officer or at large trustee is called to order~~, for any reason; ~~and if a nomination has been declined a vacancy shall exist. Then there is no nominee for any office or at large trusteeship scheduled to be filled at the Annual Meeting (including as a result of a candidate declining a nomination or declining to serve). If for any reason there is no nominee for any office or at large trusteeship scheduled to be filled at the Annual Meeting at the time it is called to order, then~~ nominations for ~~the vacant nomination each such office and trusteeship shall be the first order of business at the Annual Meeting and any such nominations~~ shall be

made from the floor by a vote of ~~a minimum of at least~~ three active members present at the meeting. ~~This shall be the first order of business.~~

- E. ~~Eight days~~By the eighth day after the second regular meeting of ~~the membership~~members, the Secretary shall post on the bulletin board in the clubhouse and within the members-only section of the Club website a document designating and setting forth (i) in the left-hand column, a list of candidates ~~by petition shall be posted by the Secretary on the bulletin board. The list of candidates~~selected by the Nominating Committee ~~shall be designated and shall appear on~~(ii) if applicable, in the ~~left~~right-hand column a list of ~~the poster. The nominees~~any candidates nominated by petition ~~shall be designated and shall appear on the right column of the poster. Thereafter,~~. If there is any nominee by petition for any office or trusteeship, then the procedures for a contested election shall be followed at the Annual ~~General Meeting~~Meeting of members even if there is only one nominee for that office or trusteeship.
- F. If no nominations ~~by petition~~ are ~~accepted by~~made in the ~~Secretary as~~manner allowed by ~~these bylaws~~paragraph C immediately above, the Commodore may make a motion to allow the Secretary to cast one ballot for the slate of nominees ~~as~~proposed by the Nominating Committee for the purpose of electing ~~the slate of those~~ nominees. If the election is a contested election, the elections shall be conducted by ballot at the Annual ~~General~~Meeting ~~by using~~ a ballot prepared by the Secretary. The list of candidates selected by the Nominating Committee shall be presented in the left-~~hand~~ column of the ballot, ~~and~~ the list of candidates by petition shall be presented in the right-~~hand~~ column of the ballot. ~~The form of ballot shall include blanks at the bottom for use in case there are any candidates nominated by vote of at least three active members at the Annual Meeting.~~
- G. Ballot. The voting procedure for a contested election shall be as follows:
1. The ballot shall be distributed to the members at the meeting by the tellers during the time that the polls are open. ~~Any nomination~~The name of any candidate nominated from the floor ~~to fill a vacancy for a nominee~~shall be written on the ballot. ~~Choice of the candidates~~Vote for a candidate shall be designated by placing an (X) ~~opposite~~next to the name of the nominee. The polls shall remain open for one hour after distribution of the ballots.
 2. The Commodore shall appoint a judge and two tellers from among ~~those~~the active members who are not candidates, ~~and they~~the judge and tellers shall conduct the election.
 3. The ballots shall be deposited in a box.
 4. Following the closing of the polls, the judge and tellers shall count the ballots. The result of the voting shall be presented to the Commodore.
 5. In the event of a tie vote, the Board of Governors shall choose the winner by majority vote within ~~twenty four~~24 hours.
 6. The candidate for each office and at large trusteeship who receives the greatest number of votes shall be elected. Any vote or votes cast for a ~~member~~person not duly nominated or eligible as ~~herein~~ provided ~~in these Bylaws~~ shall be rejected by the tellers.

ARTICLE X. DUES, FEES, ASSESSMENTS, BILLS

SECTION 1: FISCAL YEAR

The fiscal year shall extend from November first ~~+~~through October thirty-first.

SECTION 2: INITIATION DUES OR FEES

Upon election and acceptance of admission, a new member shall be required to pay such initiation dues or fees in such amount or amounts (if any) and at such time or times and on such other terms and conditions as the Board of Governors shall from time to time prescribe.

SECTION 3: ESTABLISHMENT OF ANNUAL DUES

The dues of Class A and B members and Provisional Members, as well ~~as any dues applicable for any reason to any non-members (plus the excise tax) member~~, shall be established by the Board of Governors ~~provided, however, that the~~ Board of Governors shall have the power and authority at any time to increase or decrease the ~~annual~~ dues for any class of members ~~in or non-members as~~ the ~~best interest of the Club~~.

SECTION 3: FEES

~~The Board of Governors shall may determine from time to time establish fees to be charged to all members and Provisional members. The Board may make additional rules concerning all fees to be charged to all classes of members and Provisional members. Further, the Board of Governors also shall have the power and authority to waive, reduce, refund or return fees any dues, either in a specific instance or in a category of circumstance, in each case as the Board of Governors may determine from time to time.~~

SECTION 4:3: PAYMENT OF ANNUAL DUES

A. The annual Annual dues and fees shall be payable in two payments. The first payment shall be made by their entirety by the 1st day of November (or, the first business day thereafter if the 1st day of November falls on a weekend or holiday, by on a holiday when the United States Postal Service is closed), unless the member elects to pay the member's annual dues in two equal installments. Such an election shall be deemed to have been made by a member who pays at least one-half of the member's annual dues no later than the 1st day of November (or the first business day thereafter)-, if the 1st day of November falls on a weekend or on a holiday when the United States Postal Service is closed).

B. If the member elects to pay the member's annual dues in two equal installments, then the first installment shall be paid by the 1st day of November (or the first business day thereafter if the 1st day of November falls on a weekend or on a holiday when the United States Postal Service is closed), and the second installment shall be paid by the 1st day of March (or the next business day thereafter if the 1st day of March falls on a weekend or on a holiday on a holiday when the United States Postal Service is closed).

C. Any member who is in arrears has failed to pay at least one-half of the first payment member's annual dues on November or before the 30th day of November (or the first business day thereafter if the 30th day of November falls on a weekend or on a holiday when the United States Postal Service is closed) or who has failed to pay the entirety of the member's annual dues on or before the 30th day of March (or the first business day thereafter if the 30th day of March falls on a weekend or on a holiday when the United States

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~~Postal Service is closed~~) shall be automatically dropped from membership in the Club, subject to the reinstatement provisions of ~~Article X, Section 9, Paragraph B- these Bylaws.~~

~~The second payment shall be made by the 1st day of March (or, if the first day of March falls on a weekend or holiday, by the first business day thereafter). Any member who is in arrears of the second payment on March 30th shall be automatically dropped from membership in the Club, subject to the reinstatement provisions of Article X, Section 9, Paragraph B. 8/19/16~~

~~SECTION 5: RENTAL OF DOCKAGE SLIPS, BOAT PARKING, MOORING SPACES OR LOCKERS~~

~~All fees for rental of dockage slips, boat parking or mooring spaces, and storage lockers are payable by the date or dates established pursuant to Section 4, Article X. 8/19/16~~

~~SECTION 4: FEES AND PAYMENT THEREOF~~

~~A. The Board of Governors shall from time to time establish fees to be charged to members of any class (including Emeritus, Honorary and Provisional members) and non-members, including but not limited to fees for rental of slips in the Club marina, boat parking, boat storage, boat mooring and storage lockers. The Board of Governors may make additional provisions concerning all such fees in the Rules and Regulations or by other action of the Board of Governors. The Board of Governors also shall have the power and authority to waive, reduce, refund or return any fees, either in a specific instance or in a category of circumstance, in each case as the Board of Governors may determine from time to time.~~

~~B. The Board may (but is not required) to provide that fees for rental of slips in the Club marina, boat parking, boat storage, boat mooring and storage lockers shall be payable on an annual basis shall be paid on the dates, in accordance with the schedule, and on the same terms and conditions as apply with respect to payment of annual dues (including but not limited to automatic dropping from membership for failure to pay at the time or times required, subject to reinstatement as provided in these Bylaws). The Board also shall have the authority to prescribe a different schedule and different terms and conditions for payment of any such fees.~~

~~C. Any other fees shall be in such amount or amounts (if any) and at such time or times and on such other terms and conditions as the Board of Governors shall from time to time prescribe.~~

~~D. The Board of Governors shall have the power and authority to impose requirements to pay interest, penalties or other amounts in the case of any failure to pay when due or any deferral or delay allowed in payment of any and all dues, fees and other charges. In addition, the Board of Governors shall have the power and authority to provide in the Rules and Regulations that a member will be automatically dropped from membership for failure to pay dues, fees and other charges by a time or times prescribed in the Rules and Regulations, subject to reinstatement in accordance with these Bylaws.~~

SECTION 6: HOUSE BILLS

All ~~restaurant~~, snack bar, liquor bar, and other House bills are due and payable as rendered. The billing schedule and all applicable fees, charges, and assessments shall be determined by the Board of Governors in accordance with ~~such rules~~the Rules and ~~procedures as~~Regulations or other action the Board of Governors may ~~adopt~~take from time to time. Any member who ~~failshas failed~~ to pay any ~~such~~House bill ~~within thirty days after~~

~~the date such bill is rendered or any portion thereof (or any interest, penalties and other amounts accrued with respect thereto) as of the 1st day of December shall be automatically dropped from membership in the Club, subject to the reinstatement in accordance with the provisions of Article X, Section 9, Paragraph B-6/27/14 these Bylaws.~~

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SECTION 7: SPECIAL ASSESSMENTS

~~Special~~With the prior approval of members as required in these Bylaws, special assessments may be made by the Board of Governors ~~equally~~ upon ~~each~~the active ~~member~~members if the financial situation of the Club warrants such action. These assessments must be paid within such period of time as may be specified in the assessment. Failure to pay the assessments when due shall ~~place~~subject the member ~~in arrears~~to such additional obligations to pay interest, penalties and ~~he~~other amounts as the Board of Governors may prescribe and shall also result in the member automatically ~~be~~being dropped from membership, subject to ~~the~~reinstatement provisions of Article X, Section 9, Paragraph B-6/27/14in accordance with these Bylaws, in each case in accordance with such terms and conditions as the Board of Governors may prescribe in connection with making the assessment.

SECTION 8: REGISTRATION FEES

Registration fees may be set by the Board of Governors for boats sailing in any regular season series ~~or any regatta sponsored by or held~~ under ~~Club~~the auspices ~~of the Club~~. Such fees must be paid to the Registrar by the date ~~set~~or dates as may be prescribed in ~~current~~the Rules and Regulations ~~of the Club~~. ~~If~~or other action of the Board of Governors. Failure to pay any such fee ~~is not paid~~by the established date, ~~shall result in the imposition of such interest, penalty or other amount, or in revocation of privileges for the boat will not be registered for further races~~to participate in the applicable series ~~until the fee~~or regatta, as may be prescribed by the Board of Governors or by a special committee it has ~~been paid~~. ~~6/27/14~~established to organize and administer such series or regatta.

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SECTION 9: NOTIFICATION OF NON-PAYMENT: REINSTATEMENT

- A. The Secretary shall ~~promptly notify all members~~give notice to a member who ~~have~~has been automatically dropped from membership ~~under~~pursuant to any provision of these Bylaws, ~~the provisions of Article X, Sections 4, 6~~Rules and 7, ~~of that fact and~~Regulations or other action of the Board of Governors of the fact of having been automatically dropped from membership. The notice shall refer to the reinstatement provisions of ~~Article X, Section 9, Paragraph B~~. ~~Such notification must~~these Bylaws and be ~~made~~given by either (i) ~~United States~~ Certified or Registered Mail, Return Receipt Requested, or (ii) by United States ~~mail~~First Class Mail and also by electronic mail, read receipt requested. Failure to obtain evidence of delivery (such as a signed Return Receipt or electronic read receipt) will not affect validity of such notice.
- B. In the event that membership in the Club has been automatically terminated for non-payment of dues, fees, assessments, or bills, the membership may be reinstated within thirty days upon payment of all the obligations unless ~~action~~the member has been ~~taken~~suspended or expelled by the Board of Governors as authorized in ~~Article V, section 12~~these Bylaws; otherwise, application for reinstatement must be made to the Board of Governors who shall consider each case according to its merits.

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C. Nothing in this Article X shall be construed to limit the authority of the Board of Governors to admonish, suspend, or expel a member of the Club as set forth in ~~Article V, Section 12. 6/27/14~~ these Bylaws.

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SECTION 10. TAXES

Except as the Board of Governors may otherwise determine, each member and non-member shall be responsible for and shall pay any and all excise, sales, use and other taxes applicable to all dues, fees, charges, assessments and other amounts payable by the member or non-member.

ARTICLE XI. GUESTS AND VISITORS

SECTION 1: YACHT OWNERS

At the request of a member, and subject to such terms and conditions as the Board of Governors may prescribe in the Rules and Regulations, the House Committee may extend the privileges of the Club (other than the bar) for a period not exceeding ten (10) days to a person who is the owner of a yacht. The privilege of the Club ~~extended to such person shall include all privileges of the Club, excepting only the bar, which privilege he may use only when he or she~~ bar shall be extended only when the yacht owner is expressly invited to the Club by an active member and upon arrival at the Club is sponsored and personally ~~attended~~ accompanied by the host member.

SECTION 2: ~~OTHER GUESTS RECIPROCAL PRIVILEGES FOR MEMBERS OF OTHER YACHT CLUBS~~

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~~A member who wishes to introduce a house guest shall register the name of the guest with the Steward. A card of invitation signed by the Chairman of the House Committee shall be delivered to the member introducing the guest. Such card shall entitle the guest to the privileges of the Club, excepting only the bar facilities which may be used by our guest only when he or she is expressly invited to the Club by an active member and upon arrival to the Club is sponsored and personally attended by the host members. A nominal fee shall be fixed by the Board of Governors and charged the member for each day that such guest privileges are extended. The guest privileges may be withdrawn at any time at the option of the Board of Governors.~~

SECTION 3: MEMBER RESPONSIBLE FOR GUESTS

~~Members introducing guests shall be responsible for their conduct and answerable to the Board of Governors therefor.~~

Subject to such terms and conditions as the Board of Governors may prescribe in the Rules and Regulations, a member in good standing of a yacht club or similar organization recognized by the Board of Governors to extend reciprocal privileges to members of the Club is entitled to enjoy the privileges of the Club including the bar for a maximum of four days a year without being sponsored and personally accompanied by a member. Before using any club facilities, the member of such a recognized reciprocal yacht club or similar organization must register in the guestbook at the clubhouse and obtain a guest card before paying for services. The member of such a reciprocal yacht club or other organization must settle all charges at the point of purchase and before leaving the Club. The guest card shall extend privileges only to the member of such a reciprocal yacht club or similar organization and immediate family and/or crew.

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SECTION 3: OTHER GUESTS AND VISITORS

All guests and visitors other than those described in Sections 1 and 2 of this Article XI must be invited by an active member and upon arrival and while ~~ARTICLE XII. VISITORS~~

~~SECTION I: GENERAL~~

~~A person may be introduced to the Club for one day, or fraction thereof, when accompanied by a member and for that period is entitled to all privileges of the Club, except that bar facilities may be used only when he or she is expressly invited to the Club by an active member and upon arrival at the Club is sponsored and be personally attended by the host member.~~

~~SECTION 2: MEMBER RESPONSIBLE FOR VISITORS~~

~~Members introducing visitors, who shall be responsible for theirthe conduct and answerable toany charges incurred by the guest. The Board of Governors therefore.~~

~~SECTION 3: VISITOR ON MEMBER'S BOAT~~

~~may establish in the Rules and Regulations other terms and conditions (including fees) for use of Club facilities by the guest or visitor hosted by a member. The foregoing sectionsprovisions of this Section 3 and the Rules and Regulations shall not limit or prevent a guest or visitor hosted by a member from entering upon and passage on a member's guest upon the member's boat or the use of the Club property by saidthe guest or visitor to board or leave suchthe member's boat.~~

ARTICLE XII. ~~ARTICLE XIII. BURGEE, EMBLEM, SEAL AND FLAG OFFICER UNIFORMS~~

SECTION 1: BURGEE

The Burgee of the Club shall be a pointed flag; the device, the letter "L" in red emblazoned in the center of a double pointed white field, running lengthwise the full length of the Burgee and in width equal to the width of the Burgee at its line of half length, the remaining area being red.

~~ARTICLE XIV. SECTION 2: EMBLEM~~

The Club emblem shall be a replica of the Club Burgee.

~~ARTICLE XV. SECTION 3: SEAL~~

The Club shall possess a common seal upon which shall be engraved the following:

THE LAVALLETTE YACHT CLUB

~~¶~~The seal shall also contain the Club emblem.

SECTION 4: FLAG OFFICER UNIFORMS

The uniforms of Flag Officers shall conform to regulations for uniforms in use by the New York Yacht Club, substituting the Club Emblem in the cap ornament.

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ARTICLE ~~XVIII~~III. DISSOLUTION

In the event of dissolution of the Club, the right to a pro-rata share in the property of the Club shall reside with each member of Class A and Class B who is at that time entitled to a vote as a paid-up member; provided, however, that such member shall also have been in good standing for at least two consecutive years prior to the date of dissolution.

ARTICLE ~~XIV~~. ~~AMENDMENTS~~~~XVII~~. ~~UNIFORM~~

~~The uniform regulations shall follow those in use by the New York Yacht Club, substituting the Club Emblem in the cap ornament.~~

ARTICLE ~~XVIII~~. ~~AGENDA~~

~~The following shall be the order of business at the Club Membership Meeting:~~

- ~~1. Nominations from the floor to fill vacancies of nominations (Annual Meeting)~~
- ~~2. Reading of Minutes~~
- ~~3. Report of Treasurer~~
- ~~4. Report of the line officers~~
- ~~5. Correspondence~~
- ~~6. Report of Committees~~
- ~~7. Unfinished Business~~
- ~~8. New Business~~
- ~~9. Report of Election Returns (Annual Meeting)~~
- ~~10. Adjournment~~

ARTICLE ~~XIX~~. ~~AMENDMENTS~~

SECTION 1: ADOPTION PROCEDURE AND POSTING

~~Any proposed amendment~~The Board of Governors may adopt bylaws or amend the Bylaws, but a bylaw may not be adopted and these Bylaws may not be amended by the Board of Governors without approval of the members. Any bylaw proposed for adoption and any proposed amendment of a Bylaw must be legibly written or printed and signed by at least two active members in good standing and sent to the Secretary of the Club who shall immediately post a copy thereof on the bulletin board in the clubhouse.~~Before said and on the website of the Club. Before the proposed bylaw or proposed~~ amendment can be considered at a regular meeting or at a special meeting called for that purpose, it must have been so posted for at least fifteen days and the Secretary must have notified the members of the posting of the proposed bylaw or proposed amendment on the bulletin board in the clubhouse at least ten days before the meeting at which time it will be presented. The Secretary may so notify the members through electronic means ~~as provided for in Article IV, Section 9.~~

SECTION 2: EFFECTIVE DATE

Amendments shall become effective upon their approval at a regular meeting or at a special meeting of the ~~Club~~members called for that purpose.

SECTION 3: NO SUSPENSION OF ~~BY LAWS~~BYLAWS

There shall be no suspension of these ~~By Laws~~Bylaws.

ARTICLE XX. RULES AND REGULATIONS

~~SECTION 1: GENERAL PROVISIONS~~

~~A. Rules and Regulations are decisions made by the Board of Governors or the members at a membership meeting other than those actions specified as functions of the Board of Governors who are of a permanent nature regarding the affairs of the Club. They require a majority vote at any meeting of the Board of Governors or the membership, and may be rescinded or amended by majority vote of the Board of Governors or the membership, except that the Board of Governors may not rescind or amend rules or regulations passed by the membership except under emergency conditions where a meeting of the membership is not feasible.~~

~~B. Copies of the Rules and Regulations shall be made available to members. Any revisions or additions shall be posted on the bulletin board in the clubhouse as soon as practicable, and copies of such revisions or additions shall be made available to members.~~

ARTICLE XXIX. INTERPRETATIONS

SECTION 1: GENDER ~~BASED PRONOUNS~~AND NUMBER

~~Wherever the pronoun "he" or "his" appears in these By Laws, it shall be construed to refer to man in the generic sense and thus apply to any individual, male or female.~~

~~Each gender and number shall include each other gender and number, as the context may require or permit.~~

SECTION 2: ~~CAPTIONS AND~~ HEADINGS

~~WhereCaptions and headings appear next to Article designations (in bold) and where headings appear next to Section numberings, such headings have been insertedsolely for easeconvenience of reading this document and arereference and shall not to be interpreted as affect the interpretation or constitute a part of these By LawsBylaws.~~

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