

TERRE DU LAC ASSOCIATION

2020

WATERCRAFT, WATER-SKIING, SWIMMING, SCUBA DIVING AND FISHING REGULATIONS

The privilege of using the lakes of Terre Du Lac Association, Inc., is for the recreational benefit and enjoyment of all Association members in good standing. Regulations are formulated in the best interest of Association members with respect to the use of various Association areas and facilities. Registration fees are used to defray the cost.

Due to the limited size of Terre Du Lac lakes and for the health, welfare and safety of members and their guests, the following regulations have become a part of the policy of Terre Du Lac Association, Inc. It is expected that everyone who participates in any water activity will exercise good judgment to coincide with the established rules and regulations.

Terre Du Lac Association has implemented penalties and assessments for violations of the following rules and regulations. 1st violation will be given a warning; 2nd violation \$25.00 assessment; 3rd violation \$50.00 assessment; 4th violation \$100.00 assessment and 5th violation property owner will lose Association privileges for a 6 month period. All violations will be in effect for one (1) year from issuance.

The Police Dept. of Terre Du Lac is charged with enforcing the regulations.

The property owner shall be responsible for any liability resulting from any accidents or action which may occur on Association owned lakes, common grounds, roads, or parking lots.

All property owners having a moorage space in 2019 and a member in good standing shall be covered by the Grandfather Clause to reserve those spaces for 2020. *The "grandfather clause" will no longer be in effect after the 2020 mooring season.

WATERCRAFT

1WC Missouri State Watercraft Safety Regulations shall be observed, in addition to Association special regulations, on all Terre Du Lac lakes (no wake = idle speed). Neglect to follow any of the State or Association regulations could mean loss of lake privileges.

2WC Only eligible watercraft owned by the property owner, who has paid the current dues/assessments and has currently registered the watercraft with the Association, knowing your watercraft must meet state safety regulations (registration, life jackets, throw cushion, fire extinguisher, paddle/oar etc.) are permitted on Terre Du Lac lakes.

3WC Quantity of watercraft registered per property owner voting privilege, regardless of whether or not the voting privilege is exercised may register a total of 8 watercraft. Only 3 being in the powerboat class with a gasoline/diesel engine over 10 horsepower.

4WC All watercraft must be registered annually. The definition of a watercraft is any boat, craft or vessel used or capable of being used as a means of transport on water. Title or Registration must be shown to provide proof of ownership, liability insurance and the watercraft owner's current Association dues/assessments receipt are required to register eligible watercraft with the Association at the Association office during office hours. After hours they can be purchased from the Police Department. A valid Title or Missouri Watercraft Registration Certificate or notarized Document of Assignment to owner are acceptable as proof of ownership. All watercraft must display a current year TDL registration sticker, affixed to each side of the watercraft, in such position as to provide clear legibility. One corresponding sticker shall be affixed to each associated trailer. Due date for a registration sticker is the first day of May. The registration fees are: paddle boats, small sailboats, canoes and non-gas powered Jon boats and portable 2 man boats (under 14') with a manufacturer's motor rating of 10 HP and less are \$5.00. Boats up to and including 250 HP \$30.00, Boats above and including 251 HP \$40.00.

5WC Jet Skis, Personal Watercraft (PWC) and Hovercraft or air-cushion vehicle (ACV), as defined by Missouri Watercraft Manual are prohibited.

6WC Watercraft with external exhausts that produce a noise of over 86 decibels, or that generate excessive

complaints from residents are prohibited.

7WC Only watercraft that are propelled by paddle or electric trolling motor are permitted on Lacs Benet, Bergerac, Bourbon, Catalina, Calista, Darcie, Michel, Emerald, Renee, Tiffany and Veron. Boats are not allowed to be launched from a trailer backed into the water along the dam or Association easement on these lakes.

8WC Parasailing and Kite Tubes will not be permitted on all lakes in Terre Du Lac.

9WC Watercraft with a motor exceeding 10 hp may be operated on Lac Carmel but **MUST** be propelled by an auxiliary trolling motor, paddle or oar. Motors exceeding this may be used for loading and unloading only.

10WC The maximum speed limit on Lacs Capri, Marseilles, Shayne and Lafitte is 30 mph. The maximum speed limit on all Terre Du Lac lakes before 8:00 AM and after sunset is Idle Speed. All Lake areas where water skiing is not allowed are no wake zones and are marked by buoys. All lakes within 100 feet of the shoreline is a no wake zone (idle speed).

11WC All watercraft must be operated in a counter-clockwise direction on all Terre Du Lac lakes. Sailboats, where winds are a factor, are an exception. Non-motor powered watercraft shall have the "Right of Way".

12WC Registered watercraft only may be parked or moored on "common grounds" on Carmel and Marseilles dams from April 1 thru September 30th. Any boat moored on Carmel and Marseilles dams will be subjected to a moorage fee of \$200.00 for a 6 month season. Special application must be made to the Association office for a permit prior to any moorage on Carmel or Marseilles dams. No watercraft or watercraft trailers may be left overnight on Association parking lots of lakes. Violators are subject to removal.

13WC Watercraft owners are responsible for the proper mooring and storage of their watercraft. Association police are empowered to temporarily secure or remove any unsecured and unattended watercraft on lakes, which in their opinion, could become a hazard to persons or property.

14WC Floating dock and platform devices, which are not permanently secured to the shoreline, are not permitted on lakes. Such devices are not watercraft and fall into the general category of "Boat Docks", for which a permit must be obtained prior to construction.

15WC Watercraft designed with living quarters, such as (but not limited to) houseboats and barges, are not permitted on any Terre Du Lac lakes.

16WC The discharge of any waste into any TDL lake, either directly or indirectly, is not permitted. This is in violation of "Covenants and Restrictions" Item 4.

17WC No watercraft shall be used as a camping device to circumvent the intent of "Covenants and Restrictions" Item 1.

WATER-SKIING (INCLUDING WATERCRAFT)

1WS Water Skiing or similar activity is not allowed between sunset and sunrise. In addition, refer to 10WC.

2WS No watercraft or person pulled on any device, such as skis or tubes, shall come within a distance of 100ft. of the shoreline or designated swimming area when moving in excess of Idle speed.

3WS Skiers should make every effort to visibly identify their whereabouts in the waters when not in tow (holding ski in the air or waving arms).

4WS The operator of any watercraft being used for towing a person on any device such as skis or tubes, must have, in addition to himself, another person on board the watercraft, seated in a position so as to observe the progress of the person(s) being towed. Boats must also be equipped with a ski mirror and Orange ski Flag, as approved by the Missouri State Water Patrol.

5WS The intentional "dropping" of a ski within normal skiing routes is prohibited.

SWIMMING

1S Buoys are placed on applicable lakes by the Association to designate Association swimming areas and to mark hazard areas and no wake zones (coves). No buoys are allowed on any lake except those placed by the Association.

2S No pets are allowed in the swimming areas or on beaches.

3S No fire or cooking devices are allowed on beaches. Designated cooking areas are provided adjacent to the beaches.

4S Swimming away from personal docks and property is limited to less than 50ft. Swim platforms are allowed, within the 50ft swim area but must be removed or pulled into the shore when not in use.

5S No unattended children under the age of 12 are allowed at Association beaches.

6S Beaches are closed daily at dark.

SCUBA DIVING

1SD Before engaging in skin or scuba diving, divers must notify the TDL Police of their activity. Previous training and insurance is required.

2SD During all diving operations an approved diving flag must be displayed. The flag shall be rectangular in shape, a minimum of 12" X 16" and shall be red in color except for a two inch white diagonal stripe running from the top left to the lower right corner. The flag shall be exhibited only during actual diving operations.

3SD All diving shall be within fifty yard radius of the flag and no boat operator shall knowingly operate within fifty yards of the flag.

4SD If the flag is displayed on a buoyant device, its top shall be a minimum of three feet above water. If displayed on a boat or raft the flag shall be visible at a 360 degree angle.

5SD Diving operations shall not impede the normal flow of watercraft traffic.

FISHING

1F Missouri State fishing regulations shall be observed. All green sunfish are to be kept.

2F Trotlines, limb lines, jugs, or any unattended fishing pole are not permitted on any TDL lakes.

3F Fishing is not permitted within 100ft of Association designated swimming areas or from Association beaches.

LITTERING

No person shall throw, place or dispose of any glass or plastic bottles, cans, paper cups, garbage, trash, rubbish, waste or any undesirable polluting substance on or into beaches or waters. Trash receptacles and toilet facilities are for use of beach and boaters only and are not to be used to dump household trash. Repeated violations may cause loss of Registration permits and lake privileges and/or prosecution. Missouri State and St. Francois County litter laws are additionally applicable and enforced.

ATV/ORV, 4X4 SIDE BY SIDES, GOLF CARTS, NON-LICENSED MOTOR VEHICLE REGULATIONS

VEHICLES DEFINED: Any non-licensed motorized vehicle, whether driven on or off roads, including, but not limited to, ATV/ORV's, 4X4 Side by Sides, Motorcycles, Golf Carts, Scooters, Mopeds and Go-Carts are included in this policy.

REGISTRATION: All vehicles must be registered annually. Due date for registration is May 1st each year. Cost of the sticker is \$10.00 for all the following: ATVs/ORVs & 4X4 Side By Sides, Golf Cart, Scooter (under 49CC) & Mopeds. Owner must provide the following at registration: Proof of membership in Terre du Lac Association; proof of ownership of vehicle; and a valid driver's license; proof of liability insurance in the amount of \$25,000/50,000 liability and \$25,000 property damage (Golf Carts, Scooters & Mopeds are excluded from the Liability insurance requirement and ownership requirement). Golf Cart stickers will be displayed on the rear of the golf cart in a visible location.

REGULATIONS: All vehicles, in particular ATVs/ORVs are subject to and must be operated in accordance with the laws of the State of Missouri.

NONE OF THESE VEHICLES WILL BE OPERATED WITHIN TERRE DU LAC:

1. Unless owned by a property owner and displaying a current registered sticker.
2. **Before 9:00 AM or after 9 PM.** Must have proper front & rear lights if used after dark.
3. While carrying a passenger thereon (**UNLESS FACTORY DESIGNED FOR PASSENGERS**).
4. On any of the beaches or common area grounds.

None of these vehicles will be operated within Terre du Lac:

1. In excess of 25 MPH
2. By persons under the age of 16, unless such person is accompanied by and under the direct supervision of an adult, who is authorized by the operator's parent or guardian to supervise the operator.
3. On private property without the consent of the property owner.
4. In a careless way so as to endanger the person or property of another.
5. On any property or road posted as "Off Road Vehicles Prohibited".

EQUIPMENT REQUIREMENTS: All vehicles - excluding golf carts, scooters & mopeds, must be equipped with:

1. A satisfactory spark arresting muffling device installed at all times to keep noise at a minimum. Deliberate gunning of motors and other means of causing excessive noise is not permitted.

2. A lighted headlamp and tail-lamp which must be in operation anytime the vehicle is being used in Terre du Lac.

3. A safety flag which extends not less than seven (7) feet above the ground and attached to the rear of the vehicle. This flag will be triangular in shape with an area of not less than 30 square inches and will be "Day-Glo" in color (4X4 Side By Sides are exempt from the flag rule).

4. A securely fastened safety helmet on the head of any individual under 18 years of age operating the vehicle or who is being towed or propelled by an ATV/ORV (4X4 Side By Sides are exempt).

ENFORCEMENT: Enforcement of these regulations is the responsibility of the Terre du Lac Police Department. After a second offense for the same violation or a third offense for total violations, all within a year of each other, the vehicle will be referred to the Board of Directors for revocation of registration. The police department may give individuals not following these Rules & Regulations a citation that will result in an assessment due &/or withdrawal of the individuals privilege to operate the vehicle within Terre Du Lac. Any person operating an unregistered vehicle within Terre Du Lac may be prosecuted for trespassing under the laws of the state and/or county. ATV/ORV operators may also be prosecuted under the ATV/ORV Laws of the State. The Police have the authority to remove all violators.

HUNTING REGULATIONS

1. Hunting is not permitted in Terre Du Lac.
2. Trapping with steel traps is not permitted.
3. Discharge of firearms, including air rifles, is not permitted in Terre Du Lac