

BYC BOATING REGULATIONS

JULY 2020

The Committee has approved the following Regulations in accordance with Rule 23 (b)

- 1) **Permission to store boats and related equipment at the Club:**
 - (a) Permission must be obtained in writing from the Club to store any boat or boating equipment on the Club's premises (other than equipment stored in lockers rented from the Club). If permission is not given the request for permission may be put on a waiting list.
 - (b) Permission for any member to store a boat or boating equipment (whether wholly or jointly owned) at the Club is subject to the member's account being in good standing. If a member who either wholly or jointly owns a boat or boating equipment has an account balance over 90 days, or is suspended from the Club, the Club may request that the associated boat or boating equipment be removed from the Club's premises.
- 2) **Limited space for the storage of boats, trailers and equipment on the Club's premises:** Because of limited space on the Club's premises, it may not be possible to accommodate a member's request. When space becomes available, those boats which are on the boat waiting list will be offered space on a first come first served basis.
- 3) **All boats and equipment registered:** Members are required to register with the Club, **ALL** boats and related equipment that they intend to store at the Club, or operate from the Club's premises. This includes equipment that is stored at the Club and equipment that is brought onto the premises to be used and will not be stored on the premises overnight. Registration must be on the forms provided by the Club and it is the member's responsibility to update this information whenever there are changes. Members must also supply any additional information that may be requested by the Club within 30 days of being required to do so.
- 4) **Identification of member's marine property:** **ALL** boats, trailers, outboard engines and related equipment must be clearly identified with a **registration number, the member's account number, or name**. Boats or equipment without **the required identification** will not be permitted on the Club's premises.
- 5) **Disposal of unidentified boats and equipment:** The Club will dispose of unidentified boats and equipment as it determines from time to time.
- 6) **Boat storage fees:** Charges for the storage of a boat on the Club's premises will be based on the rectangular area occupied by the boat. This area will be calculated by multiplying the overall length by the overall width of the space required to store the boat. Where the

boat is stored on a trailer the area will be calculated by multiplying the overall length by the overall width of the combined boat and trailer. There will be an additional fee for the method of storage used, and the use of certain storage areas, for example in the boat shed. Fixed rates are set for engines. When a boat is jointly owned, the joint owners must designate one member for billing purposes. That member will be solely responsible for any storage fees or other costs incurred for that boat. A schedule of rates is available from the Office.

If a boat is unused for over a period of 6 (six) months, the storage charge will be doubled for the 7th (seventh) and following months. If the situation remains unchanged after a further 3 (three) months, the charge will be doubled again. This is in an effort to ensure that all boats are kept functional and are frequently used. The double charges will only be reverted to the base rate when it is shown that the boat is operational and being used. IF A BOAT REMAINS UNUSED FOR OVER 12 MONTHS IT MUST BE REMOVED FROM THE PREMISES AT THE OWNERS EXPENSE IF THE SPACE IS REQUIRED.

The Club must be notified when a boat and/or trailer, or other equipment is removed from the Club's premises; **otherwise charges will continue to be debited to the member's account until written notification is received.**

- 7) **Outboard engine storage:** There is a dedicated place for the storage of a limited number of outboard engines and fuel tanks. It is well ventilated, as it is dangerous to store flammable material in a confined space. Preference will be given to members who use their engines on a regular basis. The Club may request members to remove engines from the storage area if the engine is inoperable or not being used regularly.
- 8) **Cooperation with Club staff with regard to location of a boat:** Certain areas of the Club's premises are designated for the storage of boats and trailers. Members are required to co-operate and comply with the instructions of the Boating Supervisor or his authorized staff in regard to the allocation of storage spaces.
- 9) **Trailers to be maintained in good working order:** All trailers on which boats are stored must be maintained in good roadworthy and safe condition and in accordance with the requirements of the Club. These requirements may change from time to time. **No boat shall be launched/hailed if its trailer does not comply with the Club's regulations.** Current requirements are that **trailers must be fitted with a wheel at the front of the trailer to ensure that a smooth, quick and safe launch or haul-out can be achieved. Trailers carrying a boat which require the use of the tractor and cable must have attachment eyes welded to the tow bar and at the back of the trailer to enable the cable to be safely and easily attached to the trailer.**
- 10) **Complying with health requirements:** The health authorities carry out regular inspections and boats must be in compliance with the health inspector's requirements.

Members must regularly check their boat and other equipment stored at the Club to ensure they are not collecting rain water, leaves and/or debris. If the Club has to remove debris and water from a member's boat the member will be charged for the cost of this service.

- 11) **Keeping the storage area clean and tidy:** Members and their agents are expected to refrain from leaving unwanted material and litter in the area where their boats are stored. Garbage cans are located in all boat storage areas, and there are special receptacles for disposing of lubricating oil and similar fluids. **On request from the boating staff, a container can be obtained for discarded materials when carrying out boat repairs.** Failure to keep the area clean could result in the Club clearing the area, disposing of the material and charging the member for the cost of doing this.
- 12) **Admittance of non-member:** Members who wish to authorize non-members to work on their boat or boating equipment while on the Club's premises must first notify the Club and supply the required information in writing. Upon arrival on the Club's premises, the non-member must register with the Club's security personnel who will provide him/her with a badge which must be worn at all times while on the Club's premises. This badge must be returned when the non-member leaves the Club. The cost of replacing lost badges will be for the member's account. Failure to comply with this security measure may result in the non-member being refused entry to the Club.
- 13) **Launching and hauling of boats:** The owner or the owner's authorized agent must be present when a boat is being launched or hauled out. An authorized agent must be a member of the Club. If the owner appoints an agent the owner must notify the General Manager or Boating Supervisor in writing of this. It is the owner's responsibility to ensure that the boat is properly positioned and secured on the trailer for the haul out or launch. The Club does not accept liability for any damage to or loss of member's property. **Members may be refused service if their account is not up to date.**
 - (a) **Launch and haul of large boats:** In the case of large boats requiring the use of the heavy-duty winch, the tractor and three boatmen, owners are required to make arrangements with the Boating Supervisor or General Manager at least 24 hours in advance. On weekends there will be restricted launching or hauling out of large boats **except in an emergency situation.** The charge for this service will be in accordance with prevailing Club rates. These rates can be obtained from the Office.
 - (b) **Launch and haul of medium sized boats:** In the case of medium-size boats requiring the services of the tractor and at least one other attendant for launch or haul out, owners must give the Boating Supervisor adequate notice. Under normal conditions 2 hours notice is adequate, but at peak times 24 hours notice may be necessary.
 - (c) **Launch and haul of small boat:** Where only the tractor and driver are required for launch and haul out, the boating staff will provide this service on a first-come, first-served basis.

- 14) **Launch and haul based on sea conditions:** Since it is dangerous to launch or haul out boats when the sea is surging, the Boating Supervisor or the senior staff member on duty may determine that no launch or haul service will be provided, **a sign indicating that no launching or hauling of boats will be mounted in the area of the boat shed during this period.**
- 15) **Safety first with launch and haul:** Owners are requested to heed the 'safety-first' advice that recommends that only one person be aboard the boat during launch or haul out. This person should be experienced and competent. **The owner or his agent must provide adequate crew to assist with a safe launch and haul. The owner or agent is responsible for the safety of all crew and passengers. The Club does not undertake any responsibility for the crew and passengers. If the Tractor Driver is not satisfied that the operation can be done safely, he will refuse to launch or haul the boat.**
- 16) **Fees for launch and haul service:** The charges for launch or haul-out services can be obtained from the Office.
- 17) **Storage lockers:** Lockers are available for storage of boat related items. These are limited and are rented on a first-come, first-served basis. No gasoline or diesel or similar volatile flammable material should be stored in the lockers. There is a well vented, designated area for the storage of outboard engines and fuel tanks. When a member wishes to rent a locker he or she should fill out the appropriate form and submit it to the Office. If no locker is available the request will be put on the waiting list. **Lockers must not be sublet.** Rental rates can be obtained from the Office.
- 18) **Restrictions on the use of the boat shed and storage areas:** The boat shed is a restricted area. The Club may give permission for members to use this area for repair work or similar activity for a limited time. Members must remove items from this area when requested to do so. Outdoor storage areas are for boats and trailers only and are under the control of the Boating Supervisor and his staff. These areas must not be used for storing boat/trailer parts, moorings, or similar ancillary equipment.
- 19) **Offshore freshwater facility:** An offshore freshwater facility has been provided for members to fill their drinking water tanks and for **minimal** freshwater wash down of boats. There is currently no charge for this freshwater facility and members are requested to exercise discretion and conserve water. **This facility is not for commercial use.**
- 20) **No trade or business:** Members are reminded that the BYC is a private members' Club and cannot therefore offer facilities for **commercial/charter boats** and their requirements without written application by the member to the Committee for approval (Vis. rule 39). Members are requested to co-operate with the Club's management in this matter to avoid any embarrassment.
- 21) **Club's Tractor:** The Club's tractor is normally operated by an approved tractor driver under the supervision of the Boating Supervisor or his authorized staff. In emergency situations there is a list of members who are competent, qualified and authorized to

operate the tractor in the absence of a staff operator. The tractor must not be operated by any unauthorized member since this has severe safety, insurance and other implications.

- 22) **Club's tools and equipment:** The Club provides certain tools and equipment such as an air compressor, a pressure washer, battery charger etc. for the convenience of boating members. This equipment is the responsibility of the Boating Supervisor and his staff under whose supervision this equipment must be used. Under no circumstances must any member remove this or any other Club property from the premises without obtaining written permission from the General Manager.
- 23) **Insurance: The Club does not accept liability for any damage to, or loss of, members' property on the Club's premises:** It is the member's responsibility to ensure that they have adequate insurance coverage for their property. On registering certain boats for entrance onto the Club, members will be required to provide proof of insurance to the Office. This insurance requirement may be waived for some types of boats by the General Manager in consultation with the Boating Subcommittee. Public Liability of \$250,000 is the minimum acceptable coverage when insurance is required. Insurance renewals should be forwarded to the Office every year. Failure to comply with the Club's insurance requirements may result in the member being asked to remove their boat from the Club's premises.
- 24) **Sale of boats stored at the Club:**
- (a) When a member sells his boat to a non-member, said boat must leave the premises on completion of the sale. The selling member is responsible for all storage charges until the boat is removed from the Club's premises.
 - (b) If a member sells a boat stored at the Club and wishes to replace it with another of the same or smaller size, the space will be held available for 90 days at the member's request, during which time boating storage charges will continue to be charged to the member's account. Otherwise the space will be allocated to a boat on the waiting list. When necessary the General Manager will consult with the Boating Supervisor and decide what will be allowed.
 - (c) When a member sells his boat to another member and does not want to retain the space, for a new boat, the space will be made available and the waiting list will be used to determine which member will be offered storage space. The member purchasing the boat will have to remove the boat from the Club unless there is no waiting list priority and the space can be allocated to the new owner. In the event it is determined that the boat must leave the Club, the selling member is responsible for all storage charges until the boat is removed from the Club's premises, regardless of whether or not the sale has been completed.
- 25) **Assistance outside of normal rostered hours:** The boating personnel are rostered to work fixed hours during the week, and are ready and willing to assist members during this time. If a member's boat is hauled after normal working hours, there will be a charge to cover the cost of this service.

- 26) **General comment for boating members:** With its limited physical space and financial resources, the Club tries to offer boating members the best possible conditions and facilities to make their boating activities as pleasurable, trouble-free and safe as possible. The boating staff have many years of practical experience in launching and hauling boat. The Club expects that members will respect the staff and take their experience into consideration. Co-operation and understanding on both sides are essential for a harmonious and efficient operation. Please be a 'team player' and be sure to share your constructive ideas for improvement with the Club's staff and the Boating Committee.
- 27) **Removal of member's property from the Club:**
- (a) The Club reserves the right to have members remove their boat and other equipment from the Club in the event of non-compliance with these regulations. The Club may also request members to remove their boat and other equipment should the Committee decide that this is necessary. The request may be for temporary removal or it may be a request for permanent removal.
 - (b) If any member refuses to or fails to remove their boat or other equipment when instructed to do so by the Club, the Club reserves the right to dispose of such boat or equipment and the costs incurred will be charged to the member's account.
- 28) **The Club reserves the right to change all fees and these regulations from time to time.**

Schedule of Definitions

1. Electronic communication is writing is considered written communication.
2. The term "boat" refers to all types of boats including jet skis, dinghies, sailing dinghies, kayaks, paddle boards, etc. along with an associated trailer or other transport device where applicable.
3. Boating equipment refers to outboard engine or other boat related equipment.