

Spring Valley Lake **Rules and Regulations**





Spring Valley Lake Association

13325 Spring Valley Parkway
7001 SVL Box
Victorville, California 92395-5107

Members of the Spring Valley Lake Association:

Over the years, the Rules & Regulations of Spring Valley Lake Association have had many revisions, amendments and clarifications. This latest edition, approved by the Board of Directors in January, 2007, incorporates all of those changes, plus adds or deletes other components that address our community in today's legal environment.

For most of 2006, various committees have spent considerable time to revise the sections governing their respective areas of concern. The changes implemented in this iteration are the result of that volunteer work. Committee members are to be commended for their contribution.

It should be understood that the Rules & Regulations are a dynamic, ever-changing document. Therefore, as the next several years proceed, you can expect to see individual clauses, paragraphs, or even entire sections subject to additional change. Most often these changes will come about as a result of modified state law and the need for SVLA to comply with those changes. We hope you will understand the necessity of such revision.

A sincere thank you is extended to all of our members for their cooperation with our governing documents. The primary purpose of this set of rules is to maintain and enhance the appearance, living standard, and economic value of our property and to strive to retain our community in a beautiful condition.

Such a lofty goal can *only* be accomplished with your cooperation.

SPRING VALLEY LAKE ASSOCIATION

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**Spring Valley Lake Association
Rules and Regulations**

INDEX OF SECTIONS

1.	General	2
2.	Eligibility / Authorized Users	2
3	Dogs, Pets & Animals.....	3
4.	Traffic & Parking	4
5	Boating	5
6.	Fishing.....	11
7.	Swimming.....	12
8.	Recreational Facilities, Playgrounds, Athletic Fields, & Fishing Areas	12
9.	Softball, Soccer Fields, & Basketball Courts.....	13
10.	Equestrian Trails.....	13
11.	Equestrian Center Rules.....	14
12.	Equestrian Center Arena.....	15
13.	Equestrian Center Boarding.....	15
14.	Community Building & Equestrian Center Meeting Rooms.....	16
15.	Elections.....	17

These Rules and Regulations govern the overall operation of Spring Valley Lake Association, recreational facilities, common areas, and resident amenities. Questions should be directed to the Association office at 13325 Spring Valley Parkway, 7001 SVL Box, Victorville, CA 92395. Telephone the office at 760-245-9756.

Spring Valley Lake Association

Rules and Regulations

1. GENERAL

1.1. The Board of Directors, Spring Valley Lake Association, has established rules for the use of Association facilities to be followed by all members, associate members, and their guests.

1.2. It is the responsibility of all members to ensure that their family members, tenants and guests are familiar with and abide by all Association rules.

1.3. All applicable federal, state and county laws and ordinances will be enforced by the responsible authority.

1.4. Any reference to fees, fines or financial costs associated with the various sections of these Rules & Regulations refer to the Spring Valley Lake Association Fee Schedule which shall be updated annually by the Board of Directors.

1.5. Community Patrol (Security) personnel and certain other properly identified Association personnel are charged with the responsibility of checking ID cards and other personal identification, enforcing established rules, and requesting services of appropriate civil and law enforcement agencies when violations occur and/or apprehension is required. Violators of these rules may expect to be cited and/or asked to leave the Association owned property. Refusal to leave when requested may result in a San Bernardino County Sheriff's citation for trespassing.

1.6. Violations of the SVLA governing documents may result in citation of members. Citations may result in fines and/or loss of membership privileges. The Board of Directors, after due process including a hearing by the Citation Committee, makes final decisions regarding loss of membership privileges and/or recovery of administrative charges (fines) for offenses. The complete hearing procedures are set forth in a separate publication.

1.7. Community Patrol (Security) Officers/Beach Patrol/Lifeguards on duty are vested with the supervisory authority over all beach, fishing, marina and all Association amenities and, accordingly, are charged with the responsibility of maintaining order and insuring the safety of people utilizing all the amenities. Lifeguards, beach patrol, and Community Patrol (Security) Officers are authorized to ban/eject from all Association amenities any person(s) who in their judgment, is/are contributing to the discomfort of others, or in any way interferes with maintenance, safety and sanitation.

1.8. The closing time for all Association amenities shall be 10:00 P.M. to coincide with the county curfew. No one will be allowed on the beach, fishing areas or the

Association parks beyond the 10:00 P.M. curfew.

1.9. Foul language or abuse directed to any Spring Valley Lake Association employee, Board of Directors' member, or Committee member, will not be tolerated and is subject to a citation.

1.10. No individual is permitted to borrow or remove any piece of Association equipment except designated rental equipment.

1.11. No person shall discharge or deposit food scraps, garbage, fish scraps, oil, gas or other waste materials in the lake, along its shorelines, or onto other Association property or into Association owned trash dumpsters.

1.12. Trash from homes, construction sites, and other domestic sources, will not be placed in any Association trash container.

1.13. There will be no burning of tumbleweeds or dry vegetation unless you have a valid permit issued by San Bernardino County, or by the Town of Apple Valley for property in the Equestrian Estates, in your name and in your possession. Should you anticipate a burning, please furnish the Association office a copy of your permit along with date and time of anticipated burning.

1.14. Association facilities may not be used for commercial purposes (boat testing, guided fishing, food sales, etcetera). Similarly, there will be no solicitation or distribution of literature on Spring Valley Lake Association property.

1.15. Outside groups may not use Association facilities without written permission of the Board of Directors or the General Manager.

1.16. No refuse shall be deposited, thrown into, leaked into, or otherwise allowed on the banks or in the lake.

1.17. All SVLA identification cards and guest passes remain the property of the Association. Misuse of the cards may result in their invalidation and/or seizure.

1.18. Property owners are responsible for compliance with SVLA's Rules and Regulations by anyone using their guest passes unless they have reported to the Association office, in writing, that the guest pass has been lost or stolen.

1.19. Lost or stolen membership cards and guest passes must be reported immediately to Community Patrol (Security) and confirmed in writing within 7 days.

1.20. A replacement fee will be charged for the first lost or stolen guest pass or membership card and for each subsequent card.

2. ELIGIBILITY / AUTHORIZED USERS

2.1. Facilities are for the use of all Spring Valley Lake

Spring Valley Lake Association

Rules and Regulations

members, Associate Members and bona fide guests.

2.2. Definitions: For the purposes of applicability and enforcement of these rules and regulations the following definitions apply:

2.2.1. Identification cards - a plastic or paper form, wallet sized card, provided by the Association, which identifies various categories of authorized users of Association facilities. These cards are to be used in conjunction with another form of identification (i.e.

drivers license, student ID.

2.2.2. Guest passes - a plastic or paper form, wallet sized card, issued to Association members for use by their bona fide guests.

2.2.3. Members - owners of lots, improved or unimproved and condominium units in the Spring Valley Lake Association (i.e. husband and wife, or two related or unrelated individuals). Only two owners to a lot are allowed under this definition. Corporate and trustee owners of lots may designate up to two owners of the corporation as members. Other owners on title are considered to be co-owners.

2.2.4. Co-owners are those persons with an ownership interest in an SVL lot, as recorded with San Bernardino County, beyond the two owners as described in 2.2.3 above.

2.2.5. Associate members include the following categories.

2.2.5.1. Spouse and/or children of a member who also have the same residence as the member but are not on title to the property.

2.2.5.2. Co-owners of any lot who have paid Associate Membership fees for the current year.

2.2.5.3. Persons who have the same residence as the owner and who have paid administrative fees for the current year as established by the Board. (If only one person is on title, that person can designate any second person of the household to receive a membership card at no charge).

2.2.5.4. Tenants of a single-family residence and their family members as defined in 2.2.5.7 below who have paid Associate membership fees for the current year.

2.2.5.5. Bona fide guests - include those persons visiting a member at their Spring Valley Lake place of residence. Tenants and/or lessees are not considered bona fide guests.

2.2.5.6. Family members - Father, mother, brother, sister, son or daughter of a member who have the same residence as the property owner.

2.2.5.7. Tenants - A person or persons actually living in a Spring Valley Lake house or condominium under lease from a member.

2.3. Membership identification cards are normally issued to property owners and their designates (see Section 2.2.3 above) during the assessment collection process at the beginning of each fiscal year (November 1st).

2.4. Associate member identification cards are issued to those individuals defined in Section 2.2.5) above who have paid the fees established by the Board and agreed to terms and conditions published separately.

2.5. Persons found on Association property who do not have an identification card showing their eligibility for use of the amenities will be asked to leave immediately. If they refuse to do so, they may be cited and/or the Sheriff's Department will be asked to charge them with trespassing.

2.6. Guest passes are required for persons 12 years of age or older. The owner(s) of each lot receive(s) four guest passes. Owners may allow anyone to use the passes except for tenants renting or leasing homes in Spring Valley Lake. Owners who allow tenants to use their guest passes are in violation of these rules and may be cited.

2.7. Guest restrictions may be waived by the Board of Directors for special events at the beach or parks. Application for such waivers may be made at the Association office. If swimming is involved, a charge for extra lifeguards will be imposed. Beach parties with planned attendance in excess of 50 individuals must be approved by the Board of Directors, or at their delegation, the General Manager. The Board of Directors reserve the right to limit beach parties to no more than two (2) parties per day with a maximum combined attendance of 150 individuals. Requested special events or parties on weekends and holidays from Memorial Day through Labor Day on the east and west beach area must be approved by the Board of Directors or the General Manager.

3. DOGS, PETS, ANIMALS

3.1. All dogs must be on a leash or confined within an owner's property (San Bernardino County and Town of Apple Valley Ordinances). Dogs not so controlled may be picked up by Animal Control Officers. Dog tags may be obtained at the Association Offices which will aid Animal Control Officers in contacting owners. Dog tags may be obtained for a fee, payable at the Association office. Loose dogs with SVL dog tags should be reported to the Community Patrol (Security) who will contact the owner of the animal.

Spring Valley Lake Association

Rules and Regulations

3.2. The number of domestic animals, (dogs and cats) permitted will conform to the respective ordinance for either San Bernardino County or the Town of Apple Valley.

3.3. Animals and other pets are prohibited from the lake and all other Association-owned property except equestrian trails and the Equestrian Center. No domestic animal shall be allowed to enter the lake or discharge waste along its shoreline or on any other Association property. Properly controlled dogs may accompany their owners in boats on the lake.

3.4. Responsible pet ownership requires that owners of pets do not allow their animals to annoy others and to comply with all animal rules and regulations. It shall be a violation of these rules and regulations for any person owning or having control of one or more of any animal or fowl, either willfully or through failure to exercise proper control, to allow any such animal or fowl to habitually bark, howl, crow or make any other loud noises in such a manner as to cause general annoyance or discomfort to the inhabitants of a neighborhood and to interfere with the reasonable and comfortable enjoyment of life or property. Each reported incident shall be considered a separate violation. Any infraction of this rule, San Bernardino County and/or Town of Apple Valley animal noise ordinances will be cause for issuing a Spring Valley Lake Association citation. Continued violations of this section will be cause for referral to the proper animal control agency for possible prosecution.

4. TRAFFIC AND PARKING

4.1. All off-street parking forward of the front building line (physical structure) shall be of short duration, seventy-two (72) hours or less, and be on prepared surfaces such as brick or concrete. In the Equestrian Estates, parking may also be permitted on gravel adjacent to road structure. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.2. The California Vehicle Codes apply throughout Spring Valley Lake. San Bernardino County Codes also apply in the Lake Side; Apple Valley Town Ordinances apply in the Equestrian Estates. Speed limits are posted and prudent speed must be observed. Children are at play on many of our streets and residential density dictates caution be observed.

4.3. Street or driveway parking of vehicles and of any type trailer, camper or motor home is limited to 72 hours. Inoperable or disabled vehicles of any kind must be moved from roadways. The California Highway Patrol and San

Bernardino County Sheriff's Department cooperate in enforcement of these ordinances. Vehicle parking regulations are enforced in accordance with County Codes and Apple Valley Town Ordinances. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.4. Street parking on the days scheduled for street sweeping is prohibited. Vehicles remaining on the street, thereby blocking access to the sweeper, will be cited. The street sweeping schedule will be posted in the Breeze each month.

4.5. Contractor's equipment may not be parked on streets between sunset and sunrise. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.6. No soil, gravel or construction debris will be allowed on roadways.

4.7. No boat trailers, RVs or other vehicles or equipment may be stored on vacant lots overnight. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.8. Vehicles will not trespass upon private property, improved or unimproved. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.9. At the Community Patrol Supervisor's discretion, either one or both of the beach area parking lots may be closed to provide better community patrol of the area.

4.10. Parking is authorized on beach parking lots only between 6 a.m. and 10 P.M. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.11. All vehicles parked on Association owned facilities, except Marina and Equestrian Center parking lots, must possess and display a Spring Valley Lake parking permit. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.12. From Memorial Day weekend through Labor Day, parking permits will not be required on either beach parking lot for those members and guests with proper passes and I.D.

4.13. Overnight parking is not allowed on Association-owned property or vacant property except for on-duty Association and fire department personnel. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

4.14. Trailers of any sort, except for designated horse trailers in the Equestrian Center, will not be parked on Association parking lots. Violators may be cited or fined and vehicles may be towed pursuant to CVC 22658.2.

Spring Valley Lake Association

Rules and Regulations

5. BOATING

5.1. General

5.1.1. For the purpose of these rules and regulations, unless the context clearly requires a different meaning, the following definitions apply:

5.1.1.1. "Alcohol" means any form or derivative of ethyl alcohol (ethanol).

5.1.1.2. "Alcohol concentration" means either grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath.

5.1.1.3. "Boat" means the same as vessel.

5.1.1.4. "Chemical test" means a test that analyzes an individual's breath, blood, or urine, for evidence of drug or alcohol use.

5.1.1.5. "Controlled substance" means controlled substance as defined in Section 11007 of the Health and Safety Code of the State of California.

5.1.1.6. "Drug" means any substance or combination of substances other than alcohol that could so affect the nervous system, brain, or muscles of a person as to impair to an appreciable degree his or her ability to operate a vessel in the manner that an ordinary prudent person, in full possession of his or her faculties, using reasonable care, would use to operate a similar vessel under like conditions.

5.1.1.7. "Intoxicant" means any form of alcohol, drug, or combination thereof.

5.1.1.8. "Length" shall be determined by the manufacturer's specifications, where available. In the case of custom boats or where such specification cannot be ascertained, then the length of the boat shall be physically measured from the outside of the bow to the outside of the stern along the centerline of the vessel. In the case of pontoon boats, the bow shall be considered to be the extreme forward end of the pontoon or deck, whichever is greater. The stern shall be considered to be the extreme after end of the pontoon or deck, whichever is greater. Motors or other appurtenances that extend beyond the hull or pontoon of the vessel shall not be considered in determining length.

5.1.1.9. "Main lake body" means that area of the Spring Valley Lake that lies lakeward of the line of red/orange buoys in which speeds in excess of 5 mph are permitted.

5.1.1.10. "Motor boat" means any vessel propelled by machinery whether or not the machinery is the principal source of propulsion.

5.1.1.11. "Observer" means a person other than operator, at least 12 years of age or older who acts as a lookout and flag bearer when engaged in water towing activity.

5.1.1.12. "Operator" means the person on board who is steering the vessel while underway.

5.1.1.13. "Owner" means the person having all the incidents of ownership, including the legal title, of a vessel whether or not that person lends, rents, or pledges the vessel; the person entitled to the possession of a vessel as the purchaser under a conditional sale contract, the mortgagee of a vessel, or the renter or lessee of a vessel under a lease, lease-sale, or rental purchase agreement that grants possession of the vessel to the lessee for a period of 30 consecutive days or more. "Owner" means the same as "Legal Owner".

5.1.1.14. "Passenger" means any person aboard a vessel while underway other than the operator of the vessel.

5.1.1.15. "Personal watercraft (PWC)" is a vessel described by the manufacturer as a PWC, propelled by machinery, that is designed to be operated by a person sitting, standing, or kneeling on the vessel, rather than in the conventional manner of sitting or standing inside the vessel.

5.1.1.16. "Special-use area" means all or a portion of a waterway that is set aside for specified uses or activities to the exclusion of other incompatible uses or activities.

5.1.1.17. "Sunset or sunrise" is the time specified in the Farmer's Almanac or Daily Press weather section for this geographic location.

5.1.1.18. "Vessel" includes every description of watercraft used or capable of being used as a means of transportation on water, except seaplanes.

5.1.1.19. "Water skis, an aquaplane, or similar device" includes all forms of water skiing, bare foot skiing, skiing on skim boards, skiing on wake boards, knee boards, inflatable tubes, or other contrivances or activity where a person is towed behind or alongside a boat. This definition does not include parasailing, ski kiting or any other similar activity that is specifically prohibited by these Rules.

5.1.2. The Association member/owner of a vessel is responsible at all time for the safe operation of their vessel and the conduct of the passengers thereon. Reckless operation and disregard for the safety of persons

Spring Valley Lake Association

Rules and Regulations

and property may result in the forfeiture of lake boating privileges in addition to other penalties.

5.1.3. California Boating laws apply to boating operations on Spring Valley Lake. The Community Patrol (Security) Department has the authority to enforce provisions of California Boating Law and Spring Valley Lake Association rules. A report of violation of these rules and/or the California Boating Laws will be submitted to the General Manager for any required action to include suspension of boating privileges on the lake.

5.1.4. A vessel operator's permit issued by the Association must be in each vessel operator's possession when operating a vessel anywhere on the lake, including those areas deemed to be within the lake easement or marina. Operators licenses are issued subject to the following conditions:

5.1.4.1. All operators of vessels must pass a written test administered by the Community Patrol (Security) Department to obtain an operators permit. The written test will be based on information contained in Section 5 of the Rules and Regulations and the content of a boating safety video tape. Operator's permit testing shall be conducted on a regular basis, the schedule for which shall be contained in the Breeze.

5.1.5. All operators permits shall be endorsed for:

5.1.5.1. Power vessels over 15 HP, including PWC's

5.1.5.2. Power vessels under 15 HP, or

5.1.5.3. Non-powered vessels

5.1.5.4. Endorsement (1) shall include endorsement (2) and (3)

5.1.5.5. Endorsement (2) shall include endorsement (3)

5.1.5.6. Endorsement (3) shall not include any other endorsement.

5.1.6. Guests of Members or Associate Members must be accompanied by the sponsoring Member when applying for, or renewing an operator's permit.

5.1.7. All vessel operator's permits are subject to revocation by the Board of Directors for violation of these rules after due process.

5.1.8. Power vessel operators must be at least 16 years of age and must have a valid driver's license. Power vessels operator's permits shall expire on the same date as the operator's state driver's license; however, shall be automatically renewed without re-examination upon production of a current driver's license. Non-powered vessels operator's permits shall not expire.

5.1.9. Marina slips are leased subject to the following:

5.1.9.1. Current SVL boat registration.

5.1.9.2. Payment of slip rental fees.

5.1.9.3. A signed agreement regarding compliance with terms of the rental.

5.1.10. Slips cannot be transferred or sub-leased, but must be promptly released back to the Association if no longer needed or eligibility is terminated.

5.1.11. Vessels kept in slips must be maintained in an attractive and operable condition.

5.1.12. Overnight sleeping aboard vessels afloat is prohibited.

5.1.13. SVLA registered vessels may be launched at the marina ramp. Sailboards, kayaks, canoes and other similar small and lightweight non-powered vessels may be launched from marina ramp, fishing areas or beach. Vessels registered to owners of lakefront lots or condominium units may be launched at their own launching ramp. Boat trailers may not be parked in the Marina parking area or in beach parking lots.

5.1.14. Subject to Community Patrol (Security) Department determination of acceptable weather conditions, the lake is normally open for boating activities from 6:00 a.m. to 10:00 p.m. daily. See Section 5.4.2.3 for early morning and evening speed regulations and Section 5.8.2 for special personal watercraft restrictions.

5.1.15. Vessels beached in designated ski beach areas must be securely moored to the shore in such a way that they will not drift away.

5.1.16. Vessels shall not be tied to buoys.

5.1.17. Illegally beached, docked, or drifting vessels may be towed to the marina and the owner assessed a service fee.

5.1.18. Use of a parachute or any other airborne device on the lake is prohibited. This includes, but is not limited to, parasailing, kite boarding, and similar activities.

5.1.19. Only mushroom-type anchors and/or sand bags may be used.

5.2. Boat and Vessel Lift Registration.

5.2.1. All boats or vessels placed in or upon the waters of Spring Valley Lake must be registered with Spring Valley Lake Association. All newly installed vessel lifts must have a completed Architectural Improvement and License Agreement - Vessel Lift on file at the Association office.

Spring Valley Lake Association

Rules and Regulations

5.2.2. All vessels must have current State and Spring Valley Lake registration decals before being placed on the lake. (Vessels propelled solely by oars or paddles and vessels eight feet or less, propelled solely by a sail, may be exempt from State registration, however, must be registered with SVLA).

5.2.3. All vessels are subject to inspection in conjunction with the annual registration and may be subject to further inspection at any time as requested by a Lake Patrol officer. Inspection may include verification of length and engine noise levels.

5.2.4. Members or Associate Members registering vessels must be properly identified and must show:

5.2.4.1. Proof of vessel ownership by Member or Associate Member registering the vessel.

5.2.4.2. Valid state vessel registration (unless vessel is exempt from state registration) in name of Member or Associate Member that reflects mailing address that agrees with Association membership records.

5.2.4.3. Proof of insurance as evidenced by a Certificate of Insurance.

5.2.4.3.1. Showing an expiration date of the policy later than the expiration date of the SVLA registration.

5.2.4.3.2. \$300,000 minimum liability coverage.

5.2.4.3.3. Naming Spring Valley Lake Association, 13325 Spring Valley Parkway, 7001 SVL Box, Victorville, CA 92395-5107; its directors, officers, employees and agents as a party of interest.

5.2.4.3.4. Having a name and address for the insured party that corresponds to the name and address of the Member or Associate Member in the membership records of the Association.

5.2.4.3.5. Full and proper identification of the insured vessel, and

5.2.4.3.6. A statement that at least ten (10) days written notice shall be given to SVLA prior to cancellation of the policy.

5.2.4.4. Payment of the annual Boat and Vessel Lift Registration Fee.

5.2.4.5. Signed conditions for issuance of boat registration / permit liability form by Member or Associate member.

5.2.4.6. The member or associate member will be issued a copy of the most current Section 5 -

Boating, of the Spring Valley Lake Association Rules and Regulations and agrees to become familiar and comply with the information contained therein.

5.2.4.7. Driver's license or I.D. with an address which corresponds with the membership records of the Association.

5.2.5. Boat registrations are valid from January 1st to December 31st of each year. After the registration fee is collected, the registrant will normally be given copies of "ABC's of the California Boating Law," the Spring Valley Lake "Rules and Regulations" and an SVLA boat registration decal. The decal shall be placed on the port (left) side of the vessel near the bow (front) area, just to the right of the State decal if applicable. State registration numbers, if applicable must be painted on or permanently attached to each side of the forward half of the vessel. Windsurfer decals shall be placed on the mast or boom. Decals for other vessels not otherwise listed must be placed on the forward half of the vessel, on the left side, where best seen.

5.2.6. Vessel registrations may be transferred by a property owner to a newly purchased vessel subject in accordance with the rules of the Association and upon payment of applicable fees. Any change of ownership of vessels registered with SVLA must be reported in writing to the Association office within ten (10) days following such change of ownership. Registration fees are not refundable

5.2.7. Size Limitations:

5.2.7.1. Power boats and sail boats may not exceed 22 feet maximum length.

5.2.7.2. Pontoon boats may not exceed 24 feet maximum length.

5.2.8. Prohibited vessels include:

5.2.8.1. Fixed keel sailboats with deeper than 24" draft.

5.2.8.2. Vessels with toilet facilities and/or capable of discharging waste water unless such facilities are disabled.

5.2.9. No person (for each lot owned) shall be allowed to register more than two vessels exceeding fifteen (15) horsepower. This also applies to associate members as defined in the Bylaws.

5.3. Vessel Operations

5.3.1. All vessels will observe the Inland Navigation Rules, however, Lake Harvesting machines shall be considered to be the "burdened" vessel at all times when operating on Spring Valley Lake.

Spring Valley Lake Association

Rules and Regulations

5.3.2. No vessels shall be moored to any dock belonging to the Association except at the gas dock while purchasing gas, at the guest dock while loading and unloading passengers and materials, and in Marina slips in accordance with rental agreements.

5.3.3. Vessels are prohibited from being beached or run aground on any lakeshore lot except the ski beach and on approved launch ramps. This does not apply to smaller, non-powered vessels authorized pursuant to Section 5.1.6.

5.3.4. All vessels when operating outside the “No-Wake” areas will follow a counter-clockwise pattern around the lake keeping the nearest shoreline to the right.

5.3.5. Vessels towing and the device being towed must each stay well clear of solid orange/red buoys. The vessel towing and the device being towed must each pass on the same side of the buoy.

5.3.6. Towing of persons behind a boat is limited to kneeboards, water skis, devices shaped like inner tubes, torpedoes, wake boards, etcetera, which have been commercially designed and sold for this purpose.

5.3.7. Vessels and all skiers must stay well clear of weed harvesters at work on the lake. A dangerous condition exists in the event a skier should fall, miscalculate speed or direction, or collide with the machine.

5.3.8. Paddle and row boats, kayaks and canoes shall remain within the “No Wake” areas.

5.4. Speed Regulations

5.4.1. The maximum speed for all vessels is thirty-five (35) miles per hour. Radar may be used to enforce speed regulations.

5.4.2. The maximum speed shall be five (5) miles per hour (“No-Wake”) as follows:

5.4.2.1. During all periods of restricted visibility, including hours of darkness.

5.4.2.2. From sunset to 10:00 p.m. daily except during the period beginning at sunrise on the Saturday of Memorial Day weekend and ending at midnight on Labor Day when the period shall be extended to midnight.

5.4.2.3. Daily from 6:00 a.m. til 7:00 a.m.

5.4.2.4. Within one hundred feet (100’) of any boat being towed, any boat that is capsized, or the Association’s harvester vessels.

5.4.2.5. At all times when landward of the red/orange buoys established at a fixed distance from the shoreline.

5.4.2.6. It is unlawful to use a vessel or permit a vessel to be used at a speed in excess of 5 mph within 100 feet of a beach frequented by bathers, a swimming float, diving platform, or lifeline, and a way or landing float to which boats are made fast or which is being used for embarkation or discharge of passengers. (San Bernardino County Code Section 52.032).

5.5. Safety

5.5.1. All boats operating on the lake shall meet the Coast Guard and State of California equipment requirements as stipulated in “ABC’s of the California Boating Law,” current edition, for safety equipment to include the following definitions:

5.5.1.1. At least one personal flotation device (PFD) of proper size for each person on board while underway. This requirement applies to all vessels including windsurfing boards, sailboards and similar devices. Children under the age of twelve (12) must wear a PFD at all times while on board a vessel.

5.5.1.2. All power vessels must have a fire extinguisher.

5.5.1.3. Each vessel must be able to provide a means of making an efficient sound signal. A horn is recommended.

5.5.1.4. Navigation lights must be kept in serviceable condition and displayed in accordance with the “Rules of the Road” between sunset and sunrise and at other times of restricted visibility.

5.5.1.5. Recommended additional equipment: paddle or oar, red/orange flag, bailing device (pump, bucket, etcetera), first aid kit, towing line.

5.5.2. Vessels will not be loaded beyond manufacturer’s recommended capacity and all occupants are to be seated inside (not on the gunwales (sides) or bow (front)) whenever the boat is underway (moving) except in the ordinary handling of sailing craft and persons properly seated in bow-rider boats.

5.5.3. Spring Valley Lake is a Special Use Area. Personal watercraft and similar devices must be operated according to manufacturer’s specifications, however, may not tow a skier or other recreational device at any time.

5.5.4. No vessel may closely follow another vessel or skier. Vessels will keep at least two hundred feet (200’) behind and/or to the side of skiers.

5.5.5. A red/orange flag will be raised when a skier is in the water preparing to ski, a downed skier, a ski line extended from the vessel, a ski in the water in the vicinity of the vessel, towing a disabled vessel, and when trolling.

Spring Valley Lake Association

Rules and Regulations

5.5.6. No person shall operate any vessel or manipulate any water skis, or similar device in a reckless or negligent manner so as to endanger the life, limb, or property of any person. Examples of such operation include, but are not limited to:

5.5.6.1. Maneuvering towed skiers, or devices, so as to pass towline over another vessel or its skier.

5.5.6.2. Navigating a vessel, skis or other devices between a towing vessel and its tow.

5.5.6.3. Navigating a vessel, skis or other devices in such a manner as to cause a buoy to come between the vessel and the device being towed.

5.5.6.4. Operating under the influence of intoxicants or narcotics.

5.5.6.5. Other actions, such as speeding in confined or restricted areas, “buzzing” or “wetting down” others, or skiing at prohibited times or in restricted areas can also be construed to be reckless or negligent operation.

5.5.6.6. Wake jumping of any type of vessel by a personal watercraft (PWC).

5.5.7. Department of Boating and Waterways determined that alcohol is a high factor of all fatal motorboat accidents in California. Please do not drink and operate a vessel! State law specifies that:

5.5.7.1. No person shall operate any vessel, water skis or similar device while under the influence of intoxicating liquor or drugs.

5.5.7.2. No person shall operate any vessel, water skis or similar device who has .08 percent or more, by weight, of alcohol in their blood.


5.5.7.3. If you are convicted of operating a vessel while intoxicated, the Department of Motor Vehicles may suspend or revoke your vehicle driver’s license. Depending upon the number and type of vessel violations accumulated, this suspension or revocation could be for up to five (5) years, and could also result in fines of up to \$1,000.


5.5.8. All accidents must be reported immediately to the Sheriff and Spring Valley Lake Community Patrol, in addition to necessary reports required by State Law. Accidents resulting in death or injury must be immediately reported via 9-1-1 to the Sheriff’s Department.

5.5.9. In the event of emergencies, hazardous weather, special lake activities, or overcrowded conditions, all vessel activities may be limited or curtailed as required by the Spring Valley Lake Community Patrol.

5.5.10. Overcrowded Lake Procedures: Anytime the

lake is unsafe due to overcrowding the General Manager or the on duty supervisor of the Spring Valley Lake Community Patrol may activate the Odd/Even flag system and direct the patrol boat to make an announcement over the loud speaker. Flag poles are located at the marina and the beach.

5.5.10.1. ODD - International Marine Signal Flag “O” -  Only vessels with a Spring Valley Lake decal ending with an odd number may use the lake.

5.5.10.2. EVEN - International Marine Signal Flag “E” -  Only vessels with a Spring Valley

Lake decal ending with an even number may use the lake.

5.5.11. Lake Evacuation Siren: The siren will be activated by Spring Valley Lake Community Patrol personnel during adverse weather conditions or any time the lake is considered unsafe to use.

5.5.11.1. Wailing sound: Clear the lake of all recreational activity.

5.5.11.2. Steady sound: All Clear - safe to resume normal activity.

5.6. Engine Noise

5.6.1. All vessels operated on Spring Valley Lake shall be muffled or otherwise prevented from exceeding noise levels of 82 decibels established by California boating laws.

5.6.2. Any person operating a vessel on the lake may be required by a Spring Valley Lake Community Patrol officer to submit that vessel for an engine noise measurement by Spring Valley Lake Community Patrol, the County Sheriff, or any other authorized person or agency having jurisdiction in this matter.

5.6.3. Over-the-transom exhaust systems, commonly referred to as wet and dry stacks are prohibited on Spring Valley Lake excepting those boats which have been continually registered to the same owner.

5.7. Water Skiing

5.7.1. Water skiing is permitted during hours of daylight from 7:00 a.m. to sunset.

5.7.2. Motor boats (other than PWC’s) may tow skiers or other devices and shall observe the speed regulations listed under Section 5.4, Speed Regulations.

5.7.3. Water skiing is prohibited in all areas other than the main lake body defined as lakeward of the red/orange buoys.

Spring Valley Lake Association

Rules and Regulations

5.7.4. Motor boats towing skiers will follow a counter-clockwise pattern around the lake, keeping the nearest shoreline on the right. Cutting across the lake while towing skiers must be done with extreme caution while generally maintaining the same counter-clockwise course.

5.7.5. All skiers, persons being towed on any device, persons under the age of 12 and those who do not know how to swim or have trouble swimming unaided, must wear a Coast Guard approved personal flotation device at all times while in or on a vessel. All persons are encouraged to wear flotation devices for their own safety.

5.7.6. Tow lines for skiers and other towed devices shall not exceed seventy-five feet (75') in length as measured from the tow point aboard the vessel to the towing handle.

5.7.7. Ski boats engaged in water skiing must carry an observer at least 12 years of age in addition to the boat operator. The observer must be in a position to keep the skier in constant view and must signal, by raising a red/orange flag of twelve inches by twelve inches (12" x 12") minimum size, to indicate any of the following conditions.

- 5.7.7.1. A downed skier.
- 5.7.7.2. A skier in the water preparing to ski.
- 5.7.7.3. A ski line extended from the vessel.
- 5.7.7.4. A ski in the water in the vicinity of the vessel..

5.7.7.5. The flag must be held high in the air approximately two hundred feet (200') prior to a skier being dropped at the beach or beginning ski area.

5.7.8. Ski Boats shall not tow more than one person at a time on skis. Other towed devices will be used in accordance with manufacturer's specifications.

5.7.9. A vessel operator must point toward a fallen skier and vessels approaching a fallen skier should use raised arm signal to acknowledge that skier's situation and to caution his own skier.

5.7.10. Boat operators returning to retrieve a fallen skier will:

- 5.7.10.1. Display red/orange flag.
- 5.7.10.2. Check traffic (all directions).
- 5.7.10.3. Slow down, make a cautious turn.
- 5.7.10.4. Expedite back to fallen skier.

5.7.11. Motor must be stopped and propeller

disengaged (on propeller driven vessels) during fallen skier pick-up or during the transfer of any person between vessel and dock, beach, water, or other vessel. Skiers should be approached from the driver's side.

5.7.12. Skiers are not to cut close to other boats, spray on others, or otherwise show disregard for people and property and must remain well clear of all buoys.

5.7.13. Kicking skis off and leaving in the water for later pickup is prohibited.

5.7.14. When using ski beach for drop-off, ropes will be retrieved only at rope pick-up area marked by a yellow buoy adjacent to Fishing Area 15.

5.8. Personal Watercraft

5.8.1. Personal watercraft must not be loaded beyond manufacturer's specifications.

5.8.2. Spring Valley Lake is a Special Use Area. Personal watercraft are prohibited from operating on the main lake body between the hours of 7:00 a.m. and 10:00 a.m. on Saturdays, Sundays, and holidays between and including Memorial Day weekend and Labor Day weekend and between the hours of 7:00 a.m. and 8:00 a.m. on all other days. PWC operation is permitted in the 5 mph operating areas ("No-Wake") during these hours.

5.8.3. Personal watercraft shall not be operated in any manner that utilizes the wake of any vessel, including any other PWC, water skier, or any allowable towed object, to turn, jump, or maneuver the PWC.

5.8.4. Personal watercraft may be turned 360 degrees if such maneuver can be accomplished within the length of the PWC and there is no boat traffic immediately behind the PWC. Circular turns larger than the length of the PWC are prohibited.

5.8.5. Personal watercraft must obey all "No Wake" restrictions.

5.8.6. Personal Watercraft operators must comply with the Rules of the Road at all times.

5.8.7. PWC shall stay outside the wake of any boat pulling a skier and shall maintain a distance of 200 feet from any skier. This will permit the PWC to take evasive action in the event the skier should fall or drop off. See Section 5.5.3 for other restrictions.

5.8.8. Personal watercraft must observe all applicable boating laws.

5.8.9. Personal watercraft shall not tow any device or skiers.

5.9. Windsurfing / Sailboarding

5.9.1. Windsurfing/Sailboarding is defined as "a

Spring Valley Lake Association

Rules and Regulations

form of sailing in which a flexible sail, free to move in any direction, is mounted on a surfboard and the craft guided by the standing rider. Also called Sailboarding.”

5.9.2. On weekends and holidays during the period through and including Memorial Day weekend to Labor Day weekend windsurfers and sailboarders are not allowed on the main lake body.

5.9.3. Windsurfers, sailboarders and operators of other similar devices must wear a Personal Flotation Device (PFD) of proper size while operating on the lake.

5.9.4. Sailboats at dock areas must have sails lowered.

5.9.5. Sailboats/sailboards must comply with the Rules of the Road at all times. Such vessels generally have the right-of-way over power vessels but should show courtesy when approaching any ski boat towing skiers or any other device.

5.10. Slalom Course Rules

5.10.1. The slalom course at Spring Valley Lake is a Special Use Area.

5.10.2. Spring Valley Lake Association Rules and Regulations and State of California boating law applies to all vessels using the slalom course.

5.10.3. Boats and skiers shall only use the Slalom Course when traffic and water conditions permit conservative, safe operation.

5.10.4. The slalom course will generally be available between October 1st and May 1st during skiing hours permitted by these Rules & Regulations. The Association reserves the right to remove the slalom course at any time for lake maintenance or lake over-crowding conditions.

5.10.5. All vessels using the Slalom Course must obtain a slalom decal (affixed next to the Spring Valley Lake registration decal) and pass a written test of the Slalom Course and Spring Valley Lake Rules & Regulations. Vessels not bearing a slalom decal must keep well clear of the slalom course and should pass outside of all buoys marking the course.

5.10.6. The Spring Valley Lake Community Patrol may close the slalom course at any time if unsafe operation is observed.

5.10.7. Only one vessel at a time is allowed in the slalom course.

5.10.8. Any vessel approaching the slalom course must turn away at least 200 feet before the course if another vessel is observed in the slalom course.

5.10.9. Any vessel using the slalom course must immediately reduce power to idle if another vessel is

observed entering or crossing the slalom course from any direction. A vessel does NOT have right-of-way solely because it has entered the course prior to other boats, vessels or skiers. If for any reason an emergency turn is required, boats should turn to the right to avoid collision.

5.10.10. Reducing power to idle is the preferred tactic when your skier falls in or near the slalom course or when other traffic threatens safety. After your boat slows to idle speed and the ski rope is clear of buoys, then the boat may accelerate back to fallen skier.

5.10.11. When exiting and entering the Slalom Course boats should do so in a counter clockwise direction.

5.10.12. Vessels are limited to six (6) passes through the Slalom Course or a total of 15 minutes if other vessels are waiting.

5.10.13. Vessels waiting to use the course will use the area located behind the No-Wake buoy by the Marina outlet.

5.10.14. When using the Slalom Course and a boat guide or turn ball become disconnected, the ski club member is responsible for replacing them immediately. Supplies for re-attaching the buoys are located at the Maintenance Building or you may purchase replacement parts and keep them in your vessel.

6. FISHING

6.1. Fishing licenses are not required on Spring Valley Lake.

6.2. Fishing guests must be accompanied by an Association Member or Associate Member at all times and must possess a valid guest pass issued by the Association. This rule does not apply to guests under 12 years of age.

6.3. Fishing is not permitted from Association beaches, swimming areas or marina slips, or from boats within fishing area No. 1.

6.4. Fishing is permitted from boats on the lake, and at designated fishing areas, and from all privately owned lakefront property by the property owners and their guests.

6.5. Fish may be taken only by angling with two closely attended rods and one hand line having not more than three hooks.

6.6. The daily combined limit for all sport fish except bass is five (5) per day. The daily limit for bass is one (1) per day. There is no limit on carp.

6.7. Size and bag limits may be established by the Board of Directors from time to time based on estimated biomass of certain species, known spawning seasons, and the

Spring Valley Lake Association

Rules and Regulations

stocking schedule of the Association. Such limits will be posted at the fishing areas, in the Breeze, on the website, and at the Association office.

6.8. When anchored or still fishing after sunset, boats shall display an all around white light. When trolling after sunset the boat shall display navigation lights as required by law. When trolling between sunrise and sunset the boat must display a red/orange flag of twelve inch by twelve inch (12" x 12") minimum size.

6.9. Trolling and still fishing shall be limited to the 5 mph ("no wake") areas of the lake which is defined as all areas shoreward of the red/orange buoys from 8:00 a.m. to sunset between and including Memorial Day weekend and Labor Day weekend, and from sunrise to sunset during all other periods of the year.

6.10. Spear fishing or bow fishing is prohibited.

6.11. Chumming is prohibited.

6.12. Fish cleaning is prohibited on the lake or in fishing areas. Offal and other discarded material from fish cleaning must be disposed of properly. Under no circumstances may it be put into the lake. Fish cleaning facilities are provided at the Marina. Offal and debris from fish cleaning at the Marina may not be placed into the Association trash dumpster.

7. SWIMMING

7.1. Swimming is permitted at the Spring Valley Lake beach lagoon and within the 16 foot lake easement area of privately owned lakefront lots and the Association owned beach.

7.2. Use of the Spring Valley Lake beach and park area is limited to Members, Associate Members and their bona fide guests, each of which must have an Association issued guest card in their possession when using the facility. This rule does not apply to guests under 12 years of age. Children under 12 years of age must be accompanied by a responsible adult, who for purposes of this rule must be at least 16 years of age who is a competent swimmer.

7.3. All persons using the beach area will obey directions or instructions given by Spring Valley Lake Community Patrol (Security) Officers, lifeguards, or beach attendants.

7.4. Swimming is discouraged in the 16 foot lake easement area outside the dam at the Spring Valley Lake Association-owned beach. Lifeguards are not available to patrol or assist swimmers in this area.

7.5. Recreational floatation devices are allowed up to 8 feet in length in all swimming areas.

7.6. Use of scuba and snorkel equipment is prohibited in all areas of the lake other than designated swimming areas.

7.7. Swimmers are cautioned that vessels are permitted on the beach and in the waters of the 16 foot lake easement area outside the dam. Even during periods when lifeguards may be on duty at the beach lagoon such lifeguard coverage does not extend to the easement area. **All persons entering the water for whatever purpose in the 16 foot lake easement at the Spring Valley lake beach do so at their own risk.**

7.8. Members and their guests swimming from privately owned lakefront lots must remain within the 16 foot lake easement.

7.9. Vessels must not proceed at a speed greater than 5 mph when within 100 feet of persons in the water, or within 200 feet of the beach area of Spring Valley Lake; however, deep water and stand-up beach starts are allowed provided the tow rope is extended to its full length before the vessel is allowed to accelerate, and the vessel's direction of travel is perpendicular to, and directly away from the beach.

7.10. Vessels are not allowed to enter the beach area, or proceed at speeds greater than 5 mph except as provided in Section 7.9. Beach drops are not permitted.

8. RECREATIONAL FACILITIES, PLAYGROUNDS, ATHLETIC FIELDS, & FISHING AREAS

8.1. Association members using recreational facilities must confine their activities to within the marked boundaries of these areas. Areas beyond the markers are private and violators are subject to trespass prosecution.

8.2. Persons under the influence of drugs or intoxicants are prohibited from using the Association facilities.

8.3. Children under the age of twelve (12) years old must be accompanied by an adult or qualified guardian when on the beach or fishing areas. Minimum age of qualified guardian is sixteen (16) years.

8.4. Use of playground equipment other than what it is designed for will not be permitted. (Including weight limitations).

8.5. Motorized vehicles, bicycles and skateboards are not permitted on Association property, other than paved parking lots.

8.6. Riding equipment is not allowed in playground areas except that tricycles, big wheels, and similar toys are permitted on concrete areas only.

Spring Valley Lake Association

Rules and Regulations

- 8.7. Ball playing is permitted in designated areas only.
- 8.8. Barbecue facilities and trash cans must not be moved, misused or damaged. Picnic tables may be moved only with the General Manager's written permission.
- 8.9. No bottles or other glass containers are allowed in parks or on beaches.
- 8.10. Rubbish and litter must be placed in receptacles provided. If special events require additional receptacles, the cost will be paid by the property owner who made the reservation.
- 8.11. Open fires are prohibited on Association property. However, liquid and bottled fuel stoves and charcoal braziers are permitted in picnic areas. All fires will be in accordance with local fire ordinances.

9. SOFTBALL, SOCCER FIELDS, & BASKETBALL COURTS

- 9.1. Team practice and league play permitted only after registering at the Association office. A certificate of insurance listing SVLA as an additional insured must be on file at the Association office with minimum coverage of \$300,000.
- 9.2. Teams using the field must have a significant representation of Spring Valley lake residents. The General Manager must approve usage by teams with less than 50% SVL residents.
- 9.3. Reservations:
 - 9.3.1. To ensure access to playing field or courts, reservations must be made at the Association office by a SVLA member or sponsor.
 - 9.3.2. Without reservations, access to fields and courts is on a first come basis.
 - 9.3.3. Maximum time limit for field usage per reservation will be determined by the General Manager.
 - 9.3.4. All reservations must be made at least 72 hours in advance.
- 9.4. All teams and individual users are responsible for the security of their own equipment.
- 9.5. All participants, users and young visitors must be under adult supervision and abide by all rules and regulations.
- 9.6. Baseball usage (at the baseball field) is for teams with participants of Little League age only.
- 9.7. Spring Valley Lake Association reserves the right to cancel or revoke park / field use privileges.

10. EQUESTRIAN BRIDLE TRAILS AND PARKS IN SVLA ESTATES

- 10.1. The bridle trails consist of approximately 58 acres of improved trail area for horseback riding that meanders throughout the Equestrian Estates properties. Additionally, there are several areas within the trail space developed as small, neighborhood parks.
- 10.2. The bridle trails in Tract 8032 of Spring Valley Lake are not open to the general public but are a reserved amenity for Spring Valley Lake property owners, associate members, and their guests.
- 10.3. Boarders of a horse at the Equestrian Center and those residing in the Equestrian Estates (Tract 8032), and their bona fide guests, may ride on the private trails.
- 10.4. Horses are to be confined to permissible riding areas only; horses may not cross or otherwise trespass on the private property of others unless written permission from the owner of said property is obtained.
- 10.5. All riders using bridle trails or parks in SVLA Equestrian Estates shall wear protective headgear approved by American Society for Testing and Materials/Safety Equipment Institute (A.S.T.M./S.E.I).
- 10.6. On advice of legal counsel, all resident riders are required to wear helmets.
- 10.7. No abuse of any kind upon animals will be tolerated. If a violation occurs, a citation will be issued and/or the matter will be referred to San Bernardino County Animal Control (1-800-472-5609).
- 10.8. No one under the age of eighteen (18) will be allowed to ride on the Spring Valley Lake bridle trail system unless a parent or guardian has signed a release form and forwards the release form to the SVLA Association office.
- 10.9. All unleashed dogs on the bridle trails are subject to Apple Valley Animal Control ordinances; their owners may be cited and/or the matter will be turned over to Animal Control authorities.
- 10.10. No debris or storage of any articles or equipment shall be allowed on bridle trail or park areas.
- 10.11. All private corrals, shelters or barn areas must be kept in a reasonably clean and orderly condition at all times. Manure-free stalls, shelters and corrals are essential to prevent horses from becoming infected with the infective stages of strongyles and so consequently prevent parasitic infestation.
- 10.12. Manure from property owners' corrals and shelters may not be dispensed onto trails. Manure must be removed from property owners' corrals a minimum of once a week

Spring Valley Lake Association

Rules and Regulations

(twice a week from shelters and stables during summer months) and hauled away weekly. Property owners may obtain additional containers from the local trash service.

10.13. Other than official Association vehicles, no motor vehicles are permitted on the bridle trails except those used in cleaning, grading or maintaining the trails and vehicles needed for equestrian-related activities such as mobile veterinarian vans, farriers, hay delivery, manure removal, etcetera.

10.14. No joy riding of any motor vehicles will be allowed, including cars, trucks, motor bikes, cycles, ATVs, etcetera. Violators will be reported to Spring Valley Lake officers which may result in a SVLA citation and/or the matter being turned over to the Sheriff's Department.

10.15. No walking, jogging, or bicycles permitted on equestrian trails.

10.16. Equestrian Estates residents maintaining horse(s) on their properties or boarded at the Equestrian Center must file documentation with the Association by April 30th of each year to show their horse(s) have been immunized against disease per SVLA and current veterinarian recommendations for this area. Owner(s) agree to keep all immunizations current and to have the horse(s) paste-wormed every three months, and its/their teeth checked annually. Immunizations are as follows:

- 10.16.1. Eastern Equine Encephalitis
- 10.16.2. Western Equine Encephalitis
- 10.16.3. Tetanus
- 10.16.4. Rhinopneumonitis
- 10.16.5. Influenza
- 10.16.6. Distemper – Strangles
- 10.16.7. Potomac Horse Fever
- 10.16.8. West Nile

10.17. The use of Playfair and Longacres Parks is governed by Section 8.0 of these Rules and Regulations.

10.18. Corrals and shelters are mandatory if horses are maintained on the property. (Please note that additional rules pertaining to horse shelters may be found within the Architectural Policy Manual).

11. EQUESTRIAN CENTER RULES

11.1. The Equestrian Center consists of a clubhouse with lounge and patio, office and on-site, live-in quarters for the EQ Center caretaker; show arenas with spectator seating and judging pavilion; boarding barns with attached outside corral areas, additional outside corrals; exercise

rings, hot walker; wash rack area with hot and cold water; tack rooms, changing rooms and restrooms, a meeting room with kitchen facilities; and ample parking.

11.2. Hours of Operation - The Equestrian Center is open 24 hours with the exception of the Lounge Room in the main building. Special events, with the approval of the Equestrian Estates Committee, may require the closing of the Center to general use. Exterior lights are to be turned off by 11:00 PM unless otherwise posted. Shows and/or trail events may vary from these hours. All events planned for the Equestrian Center must be presented to the Equestrian Estates Committee at least 15 days prior to the event.

11.3. "No smoking" is allowed anywhere on the Equestrian facility.

11.4. Tack rooms will be locked during non-business hours. Neither the Spring Valley Lake Association nor the Equestrian Center manager is responsible for any theft or losses. Locking saddle, to saddle rack, and locking tack box, is the responsibility of the owner.

11.5. Veterinary Call - All boarded horses are subject to veterinary call at any time Spring Valley Lake Equestrian Center staff deem it necessary in accordance with boarding contract. The horse's owner will be notified as soon as possible. Any charges will be billed directly to the owner.

11.6. Clubroom Rental - The clubroom may be rented to property owners and Associate members who have completed and filed out a facility rental agreement. The clubroom and patio area must be left in a clean, orderly condition. Trash must be properly disposed of in bins that will be provided.

11.7. Attire - It is mandatory for anyone riding horses at the Equestrian Center to be dressed in proper attire for the type of riding being done. All resident riders are required to wear helmets. All headgear shall be approved by the American Society for Testing and Materials/Safety Equipment Institute (A.S.T.M./S.E.I.).

11.8. Stallions - No stallions will be permitted to board at the Equestrian Center, however, colts up to 2 years of age are permitted.

11.9. Kicking Horse - Any horse that is known to kick must have a red ribbon tied to the tail at all times while being ridden on the Equestrian Center premises or any other Association property.

11.10. Permission to Ride - No horse on Equestrian Center property may be ridden by anyone other than the owner(s) unless a written release is filed in the Association office by the owner(s), in person. All responsibility rests upon the

Spring Valley Lake Association

Rules and Regulations

owner/s of the horse for the animal, rider and Association property. All handling and riding of horses is done at owner(s) and/or riders' risk.

11.11. Guest Passes & Damages - A guest at the facility may not ride alone and must be accompanied by a member of the Association. If damages beyond normal wear and tear are incurred because of the conduct of a boarder or guest of boarder, or resulting from the boarded animal, all costs for repair will be the responsibility of the owner of the horse.

11.12. Rules - All posted arena rules must be obeyed at all times. i.e. NO SMOKING, NO ENTRY BEYOND THIS POINT, etcetera.

11.13. No riding is allowed inside the barns.

11.14. No horses will be left on hot walker unattended.

11.15. No horses will be left unattended in wash rack, on tie rails, or in cross ties. Maximum time for each horse in wash rack is 45 minutes.

11.16. No bicycles, motorcycles or ATCs are allowed in the stable area.

11.17. All dogs are to remain on a leash, at all times, on Equestrian Center premises.

12. EQUESTRIAN CENTER ARENA RULES

12.1. Riders must enter and exit arena at a walk.

12.2. Use common sense and courtesy at all times.

12.3. No one under the age of eighteen (18) will be allowed to ride at the Spring Valley Lake Equestrian Center unless a parent or guardian has signed a release form and it is on file in Association office.

12.4. Riders shall call "heads up" when jumping over obstacles only when needed, i.e. warning is needed due to crowded conditions etc., to ensure safe jump.

12.5. Slower horses shall ride toward the middle, faster horses close to rail.

12.6. When more than one rider is in arena, riders will pass left to right (counterclockwise).

12.7. Longeing may be done in main arena if there is room and in exercise arenas.

12.8. No horses shall be turned loose in any arena if riders are present.

12.9. Any horses turned loose to free exercise in any arena at the Equestrian Center may not be left unattended for more than 20 minutes.

12.10. No standing or sitting on arena walls.

12.11. Horse Shows - Main arena closed prior to shows for a reasonable period of time for preparations.

12.12. Minors under the age of eighteen (18) may not use the Equestrian Center without adult supervision unless a parent or guardian has signed a release form and it is on file in the Association office.

12.13. Rules may be changed or additions made periodically. Always check posted rules as all rules are for rider safety.

12.14. Turn Out Arena - Maximum time use for the arena is 30 minutes unless otherwise posted. If another party wishes the use of the arena, you must remove your horse within 10 minutes of such a request, providing you have already had the use of the arena for approximately 20 minutes. Otherwise, you will have 20 minutes in which to remove your horse from time of request. Riders have priority to use the main arena.

13. EQUESTRIAN CENTER BOARDING

13.1. Only property owner(s) and/or paid tenants are permitted to enter into a contract to board horse(s) at the SVLA Equestrian Center facility.

13.2. Right to Refuse Service - Spring Valley Lake General Manager reserves the right to refuse service or cancel a boarding contract at any time.

13.3. Eviction - A boarded horse which has been asked to vacate must be removed from the premises within forty-eight (48) hours. Thirty (30) days after notification to owner(s), failure to comply with eviction requirements may result in boarding fine of one hundred dollars (\$100) per day and/or horse(s) being sold to pay fees.

13.4. Monthly Boarding fees - Boarding fees shall be established annually in accordance with the Spring Valley Lake Association Fee Schedule. The SVLA Board of Directors, with recommendations from the Equestrian Estates Committee, may revise the monthly (30 day cycle) boarding fees at the Equestrian Center.

13.5. Daily Boarding Fees - The daily fee for boarding transitory horses will be set at 150% of the pro-rated monthly fee in accordance with the current monthly fee schedule. Failure to pay boarding fees to SVLA or its designated agent will result in notification to owner(s). Horse(s) will be sold after sixty (60) days to satisfy back boarding fees and any additional encumbered charges.

13.6. Reservations - Reservations for stall rental may be made no more than two weeks in advance. A non-refundable 25% deposit must be submitted at the time of the reservation.

Spring Valley Lake Association

Rules and Regulations

13.7. Temporary Boarding Requirements.

13.7.1. No stall will be made available or held at a lesser amount due to a horse vacating for training. The full monthly rental will apply if the stall is to be retained.

13.7.2. Notwithstanding an emergency situation, no horse may occupy a stall without a current vaccination record on file at the Association office.

14. COMMUNITY BUILDING & EQUESTRIAN CENTER MEETING ROOMS

14.1. Meeting room facilities at the Community Building and the Equestrian Center are available for use by Association members and their guests under the conditions contained herein

14.2. No smoking is permitted in any SVLA facility.

14.3. Categories of users are defined as follows.

14.3.1. Official Use: Those functions sponsored directly or indirectly by the Board of Directors. Such uses include Board meetings, committee meetings, membership meetings, Association elections, local issue forums, and similar activities authorized by the Board. Local government elections are also considered official use.

14.3.2. Member Groups: These are organized groups which exist primarily to provide social and civic-type activities exclusively for SVL residents. They function for the benefit, enjoyment and/or education of SVLA members. These groups must be registered as non-profit for tax purposes and composed exclusively of SVL residents. These groups must present an application to, and receive approval from, the SVLA Board of Directors to be considered a member group.

14.3.3. Youth Groups: Youth activities which have SVL members as principal advisors; Boy and Girl Scout organizations, SVL Little League and community service activities programmed primarily for the benefit of SVL members, including but not limited to AARP sponsored functions, health fair, Victor Valley College programs, shall be permitted without fee in accordance with all other provisions of Section 14.4. The Board of Directors will approve these requests on a yearly basis as part of the consent calendar.

14.3.4. Member Sponsored Functions. These are meetings or activities sponsored by one or more SVL property owners in good standing. An alphabetical list of non-resident guests is due at the Association office at least ten (10) days prior to the commencement of the event.

14.4. **Priorities.** Board sponsored activities, as described in 14.3 above have priority over all other events if scheduled at least thirty (30) days in advance. All other activities are scheduled on a first come, first serve basis.

14.5. Scheduling

14.5.1. Scheduling of facilities is done at the Association's Administrative office. SVLA members wishing to schedule a meeting must sign a contract assuming certain responsibilities.

14.5.2. Application for use of the Spring Valley Lake Community Building and Equestrian Clubroom must be requested for and signed by SVLA property owner(s), age twenty-one or over, at least thirty (30) days in advance of the event.

14.5.3. Scheduling may be done up to one year in advance with the understanding that the priority system in 14.3 above exists. In all cases, scheduling must be done at least thirty (30) days prior to the beginning of the desired use.

14.5.4. A requested room diagram must be provided at least thirty (30) days before the event, describing the number and arrangement of tables and chairs required. Setup will be conducted by the Association.

14.5.5. A non-refundable booking fee is charged at the time a room is scheduled.

14.5.6. A certificate of insurance in the amount of \$300,000 must be provided, and must be in the Association office at least thirty (30) days prior to the beginning of use, otherwise usage will be revoked.

14.5.7. A cancellation fee of 10 percent of the full fee will be charged on those events canceled, in writing, less than thirty (30) days prior to the beginning of the desired use.

14.5.8. Spring Valley Lake Association Community Patrol (Security) Officer fees are set in accordance with the SVLA Fee Schedule. Those using the facility must have SVLA Community Patrol. Property owners cannot hire private community patrol.

14.6. If the requested meeting rooms and/or EQ Clubroom are not cleaned, a cleanup per hour fee will be deducted from the deposited amount. The balance will be refunded to the property owner only.

14.7. A checklist will be completed at the beginning and end of the function by SVLA Community Patrol (Security) Officer, and signed by the sponsoring member. Lessee is responsible for the cleanup and removal of all items at the site on the day of the event. See SVLA staff for cleanup and responsibilities checklist at the time of reservation. If

Spring Valley Lake Association

Rules and Regulations

all conditions are met, the deposit will be refunded within two weeks.

14.8. Deposits and Fees. There is no charge or deposit for official functions. Deposits and fees for use of rooms will be charged according to a Board approved schedule, identified as the Spring Valley Lake Fee Schedule, which will be revised annually. A copy of the Fee Schedule may be obtained by contacting the Association Office staff.

14.8.1. Full payment of all fees must be received in the Association office thirty (30) days prior to the event.

14.8.2. Room Use. All meeting rooms and Equestrian Center Clubroom are subject to the following user rules:

14.8.2.1. Curfew is 10 P.M. Exceptions to this curfew will be considered on an individual basis by the Board of Directors.

14.8.2.2. Lessee accepts full responsibility for the facility and for the conduct of his/her guests.

14.8.2.3. No alcoholic beverages may be sold without an Alcoholic Beverage Control Department permit. The permit must be posted during the function and a copy must be on file at the Association office.

14.8.2.4. Noise is allowed at levels that are non-disturbing to the surrounding neighbors.

14.8.2.5. The Board of Directors and General Manager may deny the use of the facility when the activity is not considered in the best interest of the Association.

14.8.2.6. Room rental does not include the use of all Association facilities, only the room being rented. Guests are not permitted the use of any other facilities, i.e. kitchen, sound system, etcetera.

14.8.2.7. The property owner who signs the rental agreement will be held accountable for any damage to the premises during the rental period and must ensure that no decorations or other items are attached to the walls. Damage will result in forfeiture of the deposit and possible additional charges.

14.8.2.8. Decorations are permitted, but nails, staples, or tacks are not permitted in finished wood pieces or in fixed objects (doors, cabinets, etc.) No major or minor construction projects are allowed.

14.8.2.9. Decorating time is not permitted prior to the start of the reservation time for the function. If additional time is required to decorate, an additional block of time must be reserved. All decorations must be removed before leaving the event and the Association cannot store items for later retrieval.

14.8.2.10. Failure to comply with the rules and regulations may result in the loss of privileges to use the facility(s).

14.8.2.11. The rental contract, signed by the lessee and SVLA staff, indicates full understanding of the rules and regulations.

15. ELECTIONS

15.1. Media Access

15.1.1. No member shall be provided access to Association media within thirty (30) days of an Association election. For purposes of this paragraph, "Association media" means the Association's newsletters ("The Breeze"), internet website and/or Association cable channel. The term "within thirty (30) days of an Association election" shall mean the thirty (30) days prior to the date the first election ballot material is sent to the membership. The term "Association media" shall not include the official ballot materials sent to the membership for Board of Directors election, which may include biographical description and photographs of the nominees that are running for the Board of Directors.

15.1.2. To the extent that the Association permits access to Association media by a candidate (or a member advocating a point of view) for purposes that are reasonably related to an election, equal access shall be provided to all other candidates (or members advocating a point of view) that are reasonably related to the election at issue. The Association will not edit or redact any content from a candidate or member communication related to an election, provided, that the candidate or member offering statement or commentary is responsible for the content and any published comment or comments made. The Association may include a disclaimer specifying that the candidate or member, and not the association, is solely responsible for the content of the communication.

15.2. Candidate Forum

15.2.1. In each election for the Board of Directors, the Association shall hold a forum at no charge ("Meet the Candidates") for the nominees at the Association clubhouse (or other common area meeting space) prior to the date that the election materials are sent to the membership. The forum will be for the purposes of allowing the members to meet and ask questions of all nominees and all nominees standing for election shall be invited to attend the forum. The Association shall ensure that each nominee is given an equal opportunity to participate in the forum.

Spring Valley Lake Association

Rules and Regulations

15.2.2. Ordinarily the forum will be held in early April of each year. The Board shall select a moderator to conduct the forum. The moderator will provide each candidate with information concerning the format of the forum and sample questions to be answered, subject to reasonable review by the Board. Any current Board member who is a candidate for election shall abstain from participating in any Board review of the moderator's actions.

15.2.3. For ballot measures that are required to be submitted to the membership that are unrelated to Board of Directors election, the Association shall have a town hall meeting (not a formal membership meeting, but an informal gathering of the members in which the members can express their points of view) prior to the time election materials are sent to the membership to amend the bylaws/CC&Rs or similar ballot measures requiring membership approval.

15.3. Qualification of Directors. In order to run for the Board of Directors, a member must meet the eligibility/qualifications identified below:

15.3.1. Be a current owner of record of real property within Spring Valley Lake.

15.3.2. Be in good standing with the Association. "Good standing" means that the member's dues are not delinquent, and there are no outstanding violations of the Association's governing documents for which the member has received a ruling from the Association after due process, at the time of the member's name being submitted for election to the Board of Directors; provided, however, that violations which are the subject of an ongoing appeal, alternative dispute resolution, or internal dispute resolution process at the time of the candidate's name being placed in nomination shall not result in the member considered not in good standing.

15.4. Nomination of Candidates. The nomination process to nominate a candidate to run for the Board of Directors shall be as follows:

15.4.1. Nominating procedure: In order to become a candidate for election to the Board, a member shall submit a letter of intent to the Board of Directors. Letters of intent must reach the Association office by the close of business on the business day nearest to February 15 of every year.

15.4.2. Candidate Educational Seminar: Within approximately 7 to 10 days after the filing deadline for receipt of letters of intent, the Board will sponsor a seminar for announced candidates which includes information

regarding board responsibilities, legal liabilities, conflicts of interest, amount of time demanded by Board membership, etc. At the seminar, the Board will announce the deadline by which any candidate may withdraw their name from nomination prior to ballot materials being printed.

15.4.3. Candidates may withdraw their names from nomination by giving written notice to the Association office at any time, however candidates are encouraged to do so by the deadline established by the Board under 15.4.2 above.

15.4.4. The Association shall notify the members (via a document delivery that complies with *Civil Code* §1350.7, e.g., newsletter, information within billing statement, mail) of the self-nomination process and the deadline for Association receipt of the letter of intent.

15.4.5. Written ballots shall provide a space for a write-in candidate's name to be inserted.

15.4.6. Candidates may be required by the Board of Directors to submit proof of their qualifications for serving as a Board member. The Board of Directors' decision as to whether the member's proof is adequate is binding. Failure of a candidate to provide satisfactory proof of qualification for Board membership shall result in the candidate being removed from nomination.

15.4.7. Any write-in candidate elected to the Board shall also provide the Board of Directors proof of their qualifications for serving as a Board member. The Board of Directors' decision as to whether the member's proof is adequate is binding. Failure of a candidate to provide satisfactory proof of qualification for Board membership shall result in the candidate's seat being declared vacant by the Board of Directors.

15.5. Record date. At the March board meeting, the Board of Directors will specify the record date for the purpose of determining which persons are qualified members entitled to notice of the election meeting and those entitled to vote at the meeting.

15.6. Election Materials. Election materials will be prepared by the General Manager or contract vendor with Board approval and shall be reviewed by the Association's general counsel prior to printing.

15.7. Inspectors of Election. The Board of Directors shall select one (1) or three (3) inspector(s) of election. The inspector(s) of election shall be any one of the following, as determined by the Board of Directors at an open Board meeting prior to the distribution of the ballot material: The General Manager, a CPA retained by SVLA, SVLA general counsel, or qualified private vendor experienced

Spring Valley Lake Association

Rules and Regulations

in HOA elections procedures. The inspector of election may not be a member of the Board, a nominee for the Board, related to a member of the Board, or related to a nominee running for the Board.

15.7.1. The inspector of election shall determine the number of memberships entitled to vote and the voting power of each membership, shall receive the ballots, hear and determine all challenges and questions in any way arising out of or in connection with the right to vote, count and tabulate the ballots, determine the results of election and shall further perform any acts which may be proper to conduct the election with fairness to all members in accordance with *Civil Code* §1363.03 and the Association's governing documents. The inspector of election may also appoint and oversee additional persons to verify signatures and to count and tabulate votes as the inspector(s) of election deem appropriate, provided that the additional persons are independent third parties (e.g. independent third parties may not be a member of the Board of Directors, a candidate for the Board of Directors, related to a member of the Board of Directors and/or related to a candidate for the Board of Directors) (hereinafter, "Inspector(s) Designee(s)"). Inspector Designee(s), pursuant to these Election Rules, can include an employee(s) of the inspector(s) of election.

15.8. Election by Secret Ballot Without Meeting. Notwithstanding any other law or provision of the association's governing documents, Board of Directors elections, and other elections required to be submitted to the membership pursuant to *Civil Code* §1363.03(b), shall be conducted by a secret written ballot submitted to the members without a meeting.

15.8.1. Ballots and two pre-addressed envelopes with instructions on how to return ballots, must be mailed by first class mail or delivered by the Association to every member not less than thirty (30) days prior to the deadline for voting.

15.8.2. In order to preserve confidentiality, a voter may not be identified by name, address or lot, parcel or unit number on the ballot itself. The balloting materials shall include all of the following:

15.8.2.1. The ballot itself is not signed by the voter, but is placed into a ballot envelope, which is then sealed ("Ballot Envelope"). The Ballot Envelope is then inserted into the second pre-addressed envelope ("Address Envelope") that is then sealed. In the upper left hand corner of the Address Envelope, the voter prints and signs his/her name, separate interest identifier (such as the address of the separate interest, member number, lot,

parcel or unit number that entitles him/her to vote).

15.8.2.2. The Address Envelope is addressed to the inspector(s) of election. The Address Envelope can be mailed by the member to the inspector(s) of election or delivered by hand to a location specified by the inspector(s) of election. Any member can request a receipt for delivery of their ballot.

15.8.2.3. The sealed ballots shall be kept in the custody of the inspector(s) of election or at a location designated by the inspector(s) of election until after tabulation of the vote, at which time custody can then be transferred to the Association. Thereafter, election ballots shall be stored by the Association in a secure place for an additional one (1) year.

15.8.2.4. Ballots distributed to each and every member shall identify the proposed action, provide an opportunity to specify approval or disapproval and provide at least thirty (30) days upon which to return the ballot to the inspector(s) of election. The voting instructions contained within the ballot materials will show a date by which the ballots must be delivered to the location designated by the inspector(s) of election by either the United States Postal Service, overnight delivery service or hand delivery.

15.8.2.5. Since the ballot elections described above are to be submitted to the membership without a meeting, there shall be no proxies permitted in such balloting process (except to establish a quorum for any annual membership meeting). For elections to the Board of Directors, ballots must be returned to the inspector of election at the close of business on the day prior to the annual meeting, at which point the polls will close and no further ballots will be accepted. Since the election process will be done by balloting and not at the annual meeting, no ballots will be cast at the annual meeting. Since there is no election conducted at the annual meeting, proxies (except for purposes of establishing a quorum) will not be permitted since all voting will be done by the written ballot process itself.

15.8.2.6. All votes shall be counted by the inspector of election (or Inspector Designee(s)), starting six (6) hours prior to commencement of business at the annual meeting, in an open setting allowing members and candidates to witness the counting and tabulation of the votes. No person may interfere with, harass or otherwise communicate with the inspector(s) and/or Inspector Designee(s) while the count and tabulation is taking place (other than corporate counsel as deemed necessary by the inspector(s) of election). The inspector(s) of election can

Spring Valley Lake Association Rules and Regulations

cause the removal of any observer who causes interference with or disrupts the counting or tabulation process. Once the inspector(s) of election have finished counting, the inspector(s) of election will thereafter announce the results of the election for Board of Directors during the annual meeting. No person, including any member of the Association or an employee of a management company, shall open or otherwise review any ballot prior to the time and place at which the ballots are counted and tabulated by the inspector(s) of election.

15.8.2.7. Written ballots may not be revoked once they are submitted to the inspector(s) of election.

15.8.2.8. Incumbent Directors will be listed first on the Notice of Meeting and ballot itself. Subsequent non-incumbent candidates' names will be listed next in alphabetical order.

15.9. The balloting process for amendments to governing documents shall be submitted to the membership in a similar manner as the election for the Board of Directors, except that:

15.9.1. The ballots could be sent to the membership at any time and not in conjunction with the timing of any annual meeting.

15.9.2. The addressed envelope should include a statement above the signature line by the owner which would provide, to comply with the governing documents, the following words: *By signing below, my vote shall act as my written approval or, if applicable, my written disapproval of the pending ballot measure.*

15.9.3. The tabulation and counting of the votes by the inspector(s) of election shall be conducted six (6) hours before commencement of business at a properly noticed open meeting of the Board of Directors. No person, including any member of the Association or an employee of a management company shall open or otherwise review any ballot prior to the time and place at which the ballots are counted and tabulated by the inspector(s) of election.

15.10. Lost Ballots. If the owner loses his/her ballot, they may request another ballot, along with the appropriate envelopes from the inspector(s) of election, but they must sign a statement, under penalty of perjury that the original ballot was either lost, destroyed or never received. The inspector(s) of election shall maintain a record of each such request and, if it is determined that the owner voted twice, even by mistake, neither ballot would be counted.

15.11. Election results. The results of any election shall be promptly reported to the Board of Directors and shall be recorded in the minutes of the next Board meeting and

shall be available for review by members of the Association. Within fifteen (15) days of the election, the Board shall publicize the results of the election in a communication directed to all members (this could be done in the form of a newsletter if it is mailed to the members within the 15 day timeline).

15.12. Use of Association Funds Relating to Elections. Association funds should not be used for campaign purposes in connection with any Association election, except to the extent necessary to comply with the duties of the Association imposed by law. For purposes of this paragraph, the Association can use its funds to have corporate counsel (or other Board-designated individuals) prepare and review appropriate ballots as well as the copying, printing and mailing costs necessary to provide the ballots to the membership consistent with the Association's governing documents and California law. Association can also add background information and explanation of ballot material. The Association may use funds to distribute, for election of Board of Directors, a biographical description and photograph of the nominees within said election materials. The Board shall not advocate the election or defeat of any candidate that is on an Association election ballot for the Board of Directors.