

SECTION VII
BOATING AND LAKE
USE INFORMATION

UNLESS OTHERWISE NOTED, A FINE OF \$25.00 PER OCCURRENCE MAY BE APPLIED

A. BOAT REGISTRATION

Responsibility for safety and conformance to rules rests upon the Prime Member or eligible Lessee. When registering boat, an owner or eligible lessee must sign a statement that he/she has read and understands the Lake and Marina Rules and Regulations. It is the responsibility of the Prime Member or eligible lessee to assure that any operator of his/her boat has read and understands the Lake and Marina Rules and Regulations. Boat registration may be processed by mail or with the Member Services Department in accordance with applicable CLPOA rules and regulations.

1. Only boats registered with the CLPOA are allowed on the lake. A lot owner may not register a boat if that lot owner is not in good standing or has unpaid fines on his/her account. In this case, Marine Patrol may order the boat removed from the lake. Violation of this rule may result in a fine of \$100.00.
2. All motorized, electric boats, and boats larger than eight feet in length propelled solely by sail must be State registered. The Prime Member must appear as a registered owner on current State registration. A co-owner is eligible for boating privileges if on title of property a Lessee is eligible for boating privileges with a minimum one-year (1-year) lease and authorization form filled out by the Prime Member relinquishing boating rights to the named Lessee. Violation of this rule may result in a fine of \$100.00
3. All boats used on the lake must be registered with the CLPOA regardless of horsepower or no horsepower. Violation of this rule may result in a fine of \$100.00. Non motorized boats – 1st Offense: \$100.00 fine with first portion of the fine applying to pay registration as long as the boat is able to be registered for use on Canyon Lake. 2nd Offense: \$200.00 fine plus registration fee if boat is able to be registered for use on Canyon Lake. 3rd Offense: \$300.00 fine.
4. A “Certificate of Insurance” for

horse powered/motorized boats 3hp 26hp and above must be submitted. The certificate must name the policyholder and this person named must have the boating rights. The PAGE 14 CANYON LAKE PROPERTY OWNERS ASSOCIATION December 19, 2008

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certificate must also specify the terms of the policy, the policy number and the description of the vessel, minimum of \$300,000 liability coverage and name the CLPOA as additionally insured or additional interest. Any person who forges, fabricates or alters this insurance certificate from its original state of issuance shall be subject to a fine and revocation of the boat decal and privileges for use of the vessel. All members, whether they are required to provide a “Certificate of Insurance” to the Association or not are encouraged to have in place all insurance that would provide adequate coverage to protect their personal interests as the Association does not provide insurance coverage for individual members. Violation of this rule may result in a fine of \$1,000.00.

5. A compliance certificate issued by CLPOA Marine Patrol must be submitted at time of registration for all boats with three (3) or more horsepower. This procedure must be renewed every two (2) years. Violation of this rule may result in a fine of \$75.00.

6. Change of ownership of any boat registered with Canyon Lake CLPOA must be reported within ten (10) days to the P.O.A. Administrative office. Canyon Lake decals must be removed and turned in to CLPOA. New owners will need to re-register the boat into their name and tract/lot. Violation of this rule may result in a fine of \$100.00.

7. Non-operational permits will be issued upon entering gate. Boats within Canyon Lake under a non-operational permit will not be allowed on or above the water. Violation of this rule may result in a fine of \$250.00.

8. All boats, windsurfers and paddleboats must obtain and display a registration decal to operate on the Lake. Permits for boats exceeding ten (10) horsepower are limited to one (1) per Prime Member, except that a second permit may be issued for a boat with an engine of seventy (70) horsepower or less. Written permission from the CLPOA

General Manager is required for any outside boat that is brought into Canyon Lake for any special event.

B. TEMPORARY BOAT LAUNCHING PASS – SPECIAL CIRCUMSTANCE S

In the event a Member of Canyon Lake CLPOA with boating privileges purchases a boat that will be delivered without a trailer by the dealer and needs to be put on the lake due to the circumstance and cannot obtain a safety inspection or registration decal because of scheduling conflicts the following is hereby adopted to deal with such special circumstances.

Prime Members, co-owners, and eligible Lessees are able to request from Canyon Lake CLPOA a Temporary Boat Launching Pass for forty-eight hours so that the necessary paperwork can be completed and a Canyon Lake decal can be obtained.

The Member must submit a copy of the required vessel registration along with proof of required insurance before a pass can be issued. All documents must meet CLPOA's specifications. Vessel must be driven directly to dock and not driven for pleasure.

The Canyon Lake CLPOA will then issue a Temporary Boat Launching Pass. This pass will be valid for forty-eight hours so the Member can keep the vessel moored to a dock and complete the registration process. If the forty-eight hours has passed and a decal is not affixed to the vessel, the vessel must be removed from the lake. Violation of this rule may result in a fine of \$100.00.

C. MOTORIZED BOAT OPERATION

In addition to the fines and other penalties described in the Lake and Marina Rules and Regulations and elsewhere, the CLPOA and/or its authorized agent may remove any boat or other vessel (collectively referred to as "boat") from the Lake or related facilities at the expense of the boat's owner and/or responsible member if: (1) the boat does not have a valid State Registration; (2) the boat does not have a valid CLPOA operational permit; for violation of any of the Lake and Marina Rules and Regulations, including operation of a boat while under suspension of boating privileges. (The boat may be impounded until reimbursement for the removal storage fees.)

1. The CLPOA does not under any circumstances assume responsibility for loss or

damage to boats.

2. Jet skis, motorized boards and personal motorized water craft are prohibited on Canyon Lake waters. Violation of this rule may result in a fine of \$500.00.

3. All Lake users must obey Marine Patrol directives, written or verbal. The Marine Patrol Captain may, at his discretion, make temporary changes to the Lake Use Rules to enhance the health and safety of all Lake users. Violation of this rule may result in a fine of \$100.00

4. Boat operators from twelve (12) to fifteen (15) years of age may operate boats of ten (10) horsepower or less when supervised on board by a person at least 18 years of age, only in the East Bay and in all coves at five (5) miles per hour or less, and must observe all rules and regulations. Any person sixteen (16) years and above with a valid Driver License may operate a power boat. However, responsibility for safety and conformance to rules rests upon the Prime Member. Violation of this rule may result in a fine of \$100.00

5. No person shall operate any vessel or manipulate any water skis, wakeboard, aquaplane, or any other water device in a reckless or negligent manner so as to endanger the life, limb, or property of any person. This includes, but is not limited to, riding on the bow, gunwale, or transom of a vessel underway, entering a marked swim area or creating excessive wakes. Use of all water devices are subject to the discretion of the Marine Patrol. Marine Patrol may require the immediate cessation of use of any water device if Marine Patrol believes use of the device would not be safe under the prevailing circumstances. Following the Marine Patrol's determination, use shall not be resumed until the Marine Patrol so advises boaters/lake users. Violation of this rule may result in a progressive fine within a 36-month period as listed below:

1st Offense \$500.00

2nd Offense \$750.00

3rd Offense \$1,000.00

6. All powerboats must be operated from the primary operator's station only. All occupants, except the operator of the boat, must be properly seated when boat is operating at speeds over five (5) miles per hour. Violation of this rule may result in a fine of

\$50.00

7. Boating accidents involving bodily injury must be reported within twenty-four (24) hours to the Marine Patrol or CLPOA. The operator of every vessel under Section 656 of the Harbor and Navigation Code must file a written report to the State of California. Death, disappearance or injury beyond first aid must be reported within forty-eight (48) hours; or in the case of death occurring within twenty-four (24) hours of the accident. Damage in excess of \$500.00, loss of vessel and/or other reportable accidents must be reported within ten (10) days. Violation of this rule may result in a fine of \$100.00

8. All persons under twelve (12) years of age must wear a U.S. Coast Guard- approved life jacket recommended for their weight while in any vessel. Violation of this rule may result in a fine of \$150.00

9. Load capacity (passengers and/ or weight) must not exceed Coast Guard standards for any boat. (Length times width divided by fifteen (15) is the approximate number of persons allowed.) Violation of this rule may result in a fine of \$150.00

10. All boats shall be equipped with fenders adequate to protect other boats and CLPOA property. Violation of this rule may result in a fine of \$25.00

11. Sailboats must have sails lowered and be well secured while at dock areas. Violation of this rule may result in a fine of \$25.00

12. Moored boats must be properly secured to docks. Boats adrift may be impounded at Owner's expense. Violation of this rule may result in a fine of \$25.00

13. Persons may be towed on a flotation device at five (5) miles per hour in the areas not designated for water skiing. Life jackets must be worn at all times by the person(s) being towed. No standing allowed. Violation of this rule may result in a fine of \$150.00

14. Motorized sailboats and motorboats sixteen (16) feet and above must have one approved lifejacket per person on board must be worn by all persons under twelve (12) years of age, one whistle or horn, navigation lights (night use only), one Type B-1 Coast Guard-approved fire extinguisher, one backfire flame control device (carburetor arrester) must be Coast-Guard approved or comply

with SAE J-1928 or UL 111 standards, one paddle or oar, one red or international orange flag and one Coast Guard approved throw able type IV flotation device. Violation of this rule may result in a fine of \$75.00

15. All water vessels are subject to a safety inspection at any time.

16. Navigation Lights (running lights) - All vessels, including boats, rowboats, kayaks, canoes and any other vessel permitted to be on the lake at night, are required to display navigation lights between almanac sunset and sunrise and during times of restricted visibility. Restricted visibility is any condition in which visibility is restricted by fog, mist, falling snow, heavy rainstorms, sandstorms, or any similar causes. Violation of this rule may result in a fine of \$100.00

17. Speed limits - Main Lake Ski Area: Thirty-five (35) miles per hour during almanac hours sunrise to sunset, five (5) miles per hour during almanac hours sunset to sunrise and during times of restricted visibility. East Bay, Coves, and all other areas: five (5) miles per hour or less at all times. Violation of this rule may result in a fine of \$100.00

18. Temporarily Restricted Speeds - A RED FLAG flying from Holiday Harbor, designated Mast Heads or Buoys, signifies that Main Lake is CLOSED. A YELLOW FLAG flying signifies use CAUTION. Restricted to five (5) miles per hour (overcrowding, high volume of debris, or flooding). Violation of this rule may result in a fine of \$500.00

19. Boats over twenty one (21) feet in length are prohibited in Canyon Lake. All boats (existing and new) shall be required to be physically measured by the Canyon Lake Property Owners Association to make certain they comply with the Association's boat length limitations before a "safety certificate" and registration certificate can be issued. Violation of this rule may result in a fine of \$100.00.

All boats shall be measured by the following guideline:

Non-Pontoon (including sail boats):

- a. Boats are to be measured from bow to stern.
- b. All rubber strips, light fixtures and reflectors shall be excluded from the measurement.
- c. All swim steps (whether attached or molded) shall be excluded from the measurement.

d. All motors and out drives shall be excluded from the measurement.

e. All removable nose pieces must be in place during the measurement and shall be included in the measurement of the boat.

Pontoon:

a. Pontoon boats shall be measured by the surface deck from front to back.

b. All pontoon flotation devices shall be excluded from the measurement.

c. All rubber strips, light fixtures and reflectors shall be excluded from the measurement.

d. All motors and out drives shall be excluded from the measurement.

e. All removable nose pieces must be in place during the measurement and shall be included in the measurement of the boat.

20. Noise pollution - No boat shall operate with excessive noise. Motors must be equipped with adequate water-cooled and water-muffled systems. Excessive noise will be determined by Marine Patrol. Noise level must not exceed standards set in Harbors and Navigation Code Section 654.05. 82 dB(A) for engines manufactured on or after January 1, 1978 , 84 dB (A) for engines manufactured on or after January 1, 1976, 84 dB (A) for engines manufactured before January 1, 1976. Radios and stereos shall not exceed an acceptable noise level and shall not be played after sunset. Violation of this rule may result in a fine of \$100.00

21. When it is necessary for one boat to tow another, the boat towing shall prominently display a Red or International Orange Flag. All boating traffic shall stay at least one hundred (100) feet from boats in tow. When towing another boat, tow ropes must be at least twenty-five (25) feet and maximum fifty (50) feet in length. Violation of this rule may result in a fine of \$50.00

22. Swimming, snorkeling, skin diving and use of small flotation devices shall not go beyond fifty (50) feet from shore and are prohibited on the Main Lake Ski Area. No swimming in tunnels. Violation of this rule may result in a fine of \$50.00

23. All scuba diving prohibited unless approved by Marine Patrol. Violation of this rule may result in a fine of \$50.00

24. All access is prohibited on lake between the float line barrier and the Dam. Violation of this rule may result in a fine of

\$500.00

25. Lodge rental docks are restricted to slip holders only. Violation of this rule may result in a fine of \$500.00

26. All boats shall follow a counterclockwise pattern, keeping shoreline on the right at all times. Any boat NOT towing a skier may cut across the high-speed area but must yield right of way to all boats operating in the counter-clockwise pattern. No 180-degree or 360-degree turns except as required by ski pattern or skier pick-up. Rowboats and other slow moving craft must stay close to shoreline. Violation of this rule may result in a fine of \$150.00

27. Towing of any device and or skiing is prohibited during hours between almanac sunset and sunrise and during times of restricted visibility. Violation of this rule may result in a fine of \$150.00

28. Windsurfers and paddleboats: windsurfers and paddle boats are allowed in all five (5) mile per hour or less areas only. Violation of this rule may result in a fine of \$50.00

29. The use of water diverting devices to emit rooster tails is prohibited. Violation of this rule may result in a fine of \$100.00

30. Buzzing or wetting down others is prohibited. Violation of this rule may result in a fine of \$250.00

31. Right of way: (All boats must yield to Marine Patrol vessels when emergency lights are energized. (flashing) A sailing vessel has the right of way over a motor vessel in all situations except when the sailing vessel is overtaking the motor vessel and when a motor vessel has another vessel in tow, in which case, the sailing vessel must yield. Power boats towing skiers or similar devices have the right of way over other power boats. Violation of this rule may result in a fine of \$100.00

32. Jumping or diving into the water from any Canyon Lake common docks and causeways is prohibited. Violation of this rule may result in a fine of \$50.00

33. No one shall tie up to, move or damage any CLPOA-owned buoy. Violation of this rule may result in a fine of \$300.00

34. The use of personal anchor buoys for docking a boat is prohibited during almanac hour's sunset to sunrise, except at the

Campground. Violation of this rule may result in a fine of \$50.00

35. Littering is prohibited. No person
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shall throw discard, deposit or leave, allow or permit to be thrown, discharged, deposited or left either from the shore or from any dock or vessel or elsewhere any refuse matter of any description into any lake, river, or other public water in or about Canyon Lake. Violation of this rule may result in a fine of \$100.00

36. No domestic animals are permitted in CLPOA waters. Violation of this rule may result in a fine of \$50.00

37. Remote controlled watercrafts that exceed fifteen (15) miles per hour are prohibited on Canyon Lake. Violation of this rule may result in a fine of \$50.00

38. Mid channel buoys must be passed on the boat's port left side. Violation of this rule may result in a fine of \$50.00

39. Registered owners of vessels are responsible for removal of any sunken vessel. Any vessel that sinks in Canyon Lake waters shall be removed within forty-eight (48) hours or the CLPOA will have the vessel removed at the Prime Member's expense. The vessel may be impounded until the fees are paid. Prime member is responsible for the cost of any clean up due to gas and oil leakage. \$50.00

40. No flotation's are to be gathered between docks to block entryways. Violation of this rule may result in a fine of \$100.00

41. Association docks, parks and/or common facilities are available for docking or anchoring with a properly registered boat during regular park hours. No boat may be tied to any Association docks, parks and/or common facilities after park hours or overnight at any time. Landing floats, bathing beaches, common docks and other Association common property shall not be sites for cleaning, painting or repairing boats, equipment or items of any kind including private dock assembly. Violation of this rule may result in a fine of \$50.00

42. No boats shall be allowed to anchor, drift, or come to rest in between the center line buoys or within 20' of any buoy in the

East Bay. This is to allow for a clear flow of boat traffic from the Main Causeway to the East Launch Ramp. Violators shall be fined \$100.00 per occurrence.

D. NON-MOTORIZED BOAT OPERATION

1. Windsurfers - One approved lifejacket must be worn while operating the windsurer. Violation of this rule may result in a fine of \$150.00

2. Use is prohibited between almanac hours: sunset to sunrise. Violation of this rule may result in fine of \$150.00

3. Non-motored Sailboats and Manually Propelled Boats (i.e., rowboats, kayaks, canoes and paddleboats). One approved life jacket for each person on board MUST be worn by all persons under twelve (12) years of age. Violation of this rule may result in a fine of \$150.00

4. One whistle or horn (night use only), and one flashlight or navigation lights (required for night use). Violation of this rule may result in a fine of \$100.00

E. WATER SKIING

1. Skier start-up or drop-off is prohibited between the Lighthouse and Tennis Court. If a skier falls in this area, he/she must be retrieved from the water immediately and re-started in an authorized area. Skier and any tow device must stay directly behind the tow boat when transiting this area. Violation of this rule may result in a fine of \$100.00

2. Ski-pattern: Counter-clockwise only; no cross lake skiing; no skiing within any cove; no skiing into or out of any beach, no 180-degree or 360-degree turns except as required by ski pattern or skier pick-up. No skiing may start or end at a dock. Violation of this rule may result in a fine of \$150.00

3. Ski Pattern Turns. The ski pattern turns in front of Skipper's Island at the South end of the Lake and at the North end of the Lake, at buoy colors (orange). Violation of this rule may result in a fine of \$150.00

4. A Coast Guard-approved water skiing vest/life jacket must be worn by all skiers. Violation of this rule may result in a fine of \$150.00

5. All water devices may be used at the discretion of Marine Patrol. No towing of flotation devices shall be permitted on Main Lake except within the 5- mile per

hour zone. (a) Flotation devices are defined as any floating device towed behind a boat for recreational purposes (except devices such as water skis or wakeboards where the floating quality of the device is incidental to its recreational purpose) is a flotation device. Violation of this rule may result in a progressive fine within a 36-month period as listed below:

1st Offense \$100.00

2nd Offense \$200.00

3rd Offense \$400.00

6. A competent person, twelve (12) years of age or older, must serve as observer and be in a position to observe skier at all times and must hold a RED or an INTERNATIONAL-

AL ORANGE FLAG and must be visible within a 360-degree area, while skier is in the water. Violation of this rule may result in a fine of \$100.00

7. Specifications for the red or international orange flags are 12" x 18" with a 24" handle. Violation of this rule may result in a fine of \$100.00

8. A skier may start from within a cove, provided that the pulling boat is beyond the buoy marking the cove. Violation of this rule may result in a fine of \$100.00

9. When a skier is down, display the red or international orange flag, check traffic carefully, throttle back to slow, make a port side (left) 180-degree turn following back in your wake to pick up fallen skier. Violation of this rule may result in a fine of \$100.00

10. Boat drivers must constantly watch for other boats, skiers and debris, and alert their own skiers by raising arm and pointing to obstruction. Observers in ski boat must constantly watch to alert their own skier, also. Violation of this rule may result in a fine of \$100.00

11. Stay at least fifty (50) feet from docks when pulling a skier. Violation of this rule may result in a fine of \$150.00

12. Loose skis must be immediately retrieved. Violation of this rule may result in a fine of \$100.00

13. All skiing is prohibited during hours between almanac sunset and sunrise. Violation of this rule may result in a fine of \$150.00

14. Ski ropes must be retrieved immediately

when skiing is discontinued. Violation of this rule may result in a fine of \$100.00

15. Shore start area is at the northernmost edge of Skippers Island, north of Campground, across from main ramp. NOTE:

Beginning skiers will also utilize Skippers Island whenever possible. Violation of this rule may result in a fine of \$100.00

16. Skiers are to be pulled on the Main Lake by ski ropes of not less than fifty (50) feet or greater than seventy-five (75) feet only. Side mount bars prohibited. Violation of this rule may result in a fine of \$100.00

17. Maximum of one (1) skier per boat. Violation of this rule may result in a fine of \$100.00

18. No wake enhancing devices of any type will be allowed to be used on any boat operating on waters within the CLPOA jurisdiction. This includes any device installed

by the boat manufacturer before or after sale. Any boat that appears to be producing an excessive wake will be investigated. Those boats using wake enhancement devices shall be cited. Violation of this rule may result in a progressive fine within a 36-month period as listed below:

1st Offense Warning
2nd Offense \$100.00
3rd Offense \$200.00

19. All tow boats in tow of Air Chairs, Knee Boards or similar devices, other than water skis, shall stay within 100 feet of the center buoy lines unless boating safety dictates otherwise. All boats, on the Main Lake in tow must be plaining. Violation of this rule may result in a progressive fine within a 36-month period as listed below:

1st Offense Warning

2nd Offense \$100.00

3rd Offense \$200.00

19. All tow boats in tow of Air Chairs, Knee Boards or similar devices, other than water skis, shall stay within 100 feet of the center buoy lines unless boating safety dictates otherwise. All boats, on the Main Lake in tow must be plaining. Violation of this rule may result in a progressive fine within a 36-month period as listed below:

1st Offense Warning

2nd Offense \$100.00

3rd Offense \$200.00