

BYLAWS OF PIEDMONT BEND RECREATION ASSOCIATION, INC.

Article I- NAME AND CHAPTER

The name of the corporation is Piedmont Bend Recreation Association, Inc., hereafter referred to as the "Association". It is chartered under the laws of Georgia as a non-profit corporation.

Article II- PURPOSE

The special purpose for which this corporation is formed is to acquire, construct, own, maintain and operate a swimming pool, tennis courts, and other recreational facilities for the use of its members, their families and guests.

Article III- MEETINGS AND MEMBERS

Section 1. Annual Meetings. The Annual Meeting of the members shall be held The Annual Meeting of the Membership shall take place between the close of the Pool Season and January 15th of the following year for the purpose of election of Officers and Committee Members, presentation of committee reports, submission and approval of the budget for the next Fiscal Year, and transacting such other business as may be specified in the Notice of Meeting or properly brought before the meeting.

Section 2. Special Meetings. Special Meetings of the members shall be held upon call of the President as he shall deem necessary, or by the written request of twenty-five (25%) percent of the members of the Corporation. Such a request should be made to the Secretary and should state the reason for the meeting. The Secretary shall call the meeting after reasonable notice and within twenty(20) days of having received the request.

Section 3. Notification. Notice of such regular or special meetings shall be mailed via U.S. Post Office or electronic mail (email) to the respective address(es) of such members, as recorded in the books of the Corporation, according to the following schedule:

<u>Case</u>	<u>Amount of Notice Required</u>
Normal	Seven (7) days
For new assessments or for amendments to the Bylaws	Fourteen (14) days

Notice of Special Meetings shall define the nature of the business to be transacted and no other business shall be considered.

Section 4. Quorum. In order to transact business at either a Special or Annual Meeting of the members, a quorum must be present. Thirty (30%) percent or more of the voting members present in person or by written proxy constitute a quorum at all meetings

of members. Unless otherwise required by the Bylaws of the Association, a simple majority of those present and voting shall be sufficient to adopt any motion or resolution.

Section 5. Voting by Proxy. All proxies shall be in writing, signed and dated by the member or by his or her duly-authorized attorney-in-fact, and filed with the Secretary prior to the meeting and shall be valid for that meeting only.

Section 6. Voting. Each membership in good standing will be entitled to one (1) vote. (A membership in good standing is one which has paid all current dues and assessments and has not been terminated or revoked in accordance with the Bylaws). The person in each member household who will cast votes for the household shall be determined during a roll call at the start of the meeting. Voting may be by secret ballot if the Board deems it necessary.

Article IV- NOMINATION AND ELECTION

Section 1. The Vice President from the previous term will automatically become the next President.

Section 2. For the positions of Vice-President, Treasurer, and Secretary a nomination is made and seconded. A vote and count will then be made for each position and the position awarded. Candidates receiving the highest number of votes will be duly elected to the Board. Qualifying ties will be resolved by a runoff election at the same meeting.

Section 3. Assumption of Office. The new Board members shall assume office no later than January 15 following their election, with the exception of certain special duties between their election and this date, as provided elsewhere in the Bylaws.

Article V- BOARD MEMBERS

Section 1. Vacancies. Will be filled or those duties will be taken over by the President and Vice-President. These duties will be split evenly and approved by the Members.

Section 2. Active Membership. Any Director who shall cease to hold membership will not be available to hold a seat on the Board.

Section 3. Removal. Any member of the Board Members may be removed from office by a two-thirds (2/3) majority vote of the Association members present in person or represented by proxy at a Special Meeting called in accordance with these Bylaws, or by the vote of six (6) members of the Board Members.

Section 4. Compensation. Membership Dues Reduction for Specified Board Members. Provided that membership is at or above 100 paying members, the following

positions will have the option to pay their dues at a 25% discount for their time and services rendered:

1. Vice President
2. Building & Grounds
3. Secretary
4. Treasurer
5. Membership Director

If they choose not to take this provision, they cannot pass or transfer it to any other member, unless it is a hardship case and voted on and passed by a majority vote of the Board.

Section 5. Indemnification. Each person who is or was a director, officer, employee, or agent of the Corporation (including the heirs, executors, administrators, or estate of such person) or who is or was serving, at the request of the Corporation, as a director, officer, employee, or agent of another corporation, partnership, joint venture, trust or other enterprise shall, by right, be indemnified by the Corporation, to the full extent permitted or authorized by the present and future laws of the State of Georgia, against liability, cost, payment or expense asserted against him or her or paid or incurred by him or her in the capacity of director, officer, employee, or agent, whether asserted, paid, or incurred during or after service as such a director, officer, employee, or agent. The Corporation may purchase and maintain, at its expense, insurance to protect itself and any such person against any such liability, cost, payment or expense. The foregoing right of indemnification shall not be deemed exclusive of any other right to which those indemnified or seeking indemnification may be entitled both as to action in their official capacities and as to action in another capacity while holding such offices, and the Corporation may provide additional rights to its directors, officers, employees, and agents.

Article VI - MEETINGS OF THE DIRECTORS

Section 1. Regular Meetings. The Board shall meet at least four (4) times annually, and in accordance with other provisions of the Bylaws, at a time and place they will determine. The Board meetings shall be open to those members who wish to attend. Except as otherwise provided in the Bylaws, the agenda for the meetings will be established solely by the Board, and the extent of participation, by visitors, to the Board meetings shall be at the discretion of the Board.

Section 2. Special Meetings. Special meetings of the Board may be called at any time by the President. Notice of such special meetings, stating the purpose thereof, shall be given all Directors; this shall be not less than seventy-two (72) hours prior to the meeting unless unanimous consent is given by all Directors for a quicker meeting in the event of an emergency.

Section 3. Quorum. A majority of the Board Members shall constitute a quorum for the transaction of business. All business shall be conducted by a majority of those present, unless specified otherwise herein. In cases where a quorum is not obtained and when urgent business must be transacted, absent Board members may be polled for votes on specific issues. Each motion must be presented to them in writing along with background information. Their replies must be returned in writing to the President who shall, in turn, record them with the Secretary. Regular attendance at Board Meetings is both necessary and expected, and recurrent absence may be viewed as cause for dismissal.

Section 4. Regular February Meeting. At this meeting, both current Board Members and the newly elected Board Members will convene as one body for the purpose of transferring responsibilities to new Board Members.

Article VII - POWERS AND DUTIES OF THE BOARD MEMBERS

Section 1. Powers. The Board Members shall have the power to exercise for the Association all powers and duties authorized it by law, the Articles of Incorporation, and these Bylaws.

Section 2. Duties. It shall be the duty of the Board Members to (a) transact all Association business; (b) make and amend rules for the use of Association property; (c) fix and impose or oversee the imposition of penalties for violation of the Bylaws and rules of the Association; (d) cause to be kept a complete record of all corporate affairs and make such records available for inspection by any member of the Association, upon reasonable notice and present an Annual Statement summarizing the past year's corporate business at the Annual Meeting of the members; (e) appoint, hire, and remove such employees or agents as it deems necessary or appropriate, and fix their duties and compensation; (f) designate depositories for corporate funds and designate those officers, agents and/or employees who shall have authority to withdraw funds from such accounts on behalf of the Association and cause such persons to be bonded, as it may deem appropriate; (g) approve new members; (h) constitute and appoint committees and define their powers and duties. All such actions shall be in accordance with any limitations or guidelines set forth elsewhere in the Bylaws. Further more, the Articles of Incorporation and the Bylaws shall take precedence over any rules or guidelines established by the Board Members.

Article VIII - OFFICERS

Section 1. Term of Office. The term of office for officers will be for two(2) years beginning January 15. The President and Vice President Member must be a Resident of Piedmont Bend unless an exception is approved by the Membership via vote of two-thirds (2/3) majority of the voting Association members at the Annual Meeting when

Board Members are selected. The Candidate for Office must fulfill all of the following criteria for this exception to be granted:

- Live within an adjoining neighborhood as defined by the map
- Be an active member of the Association in good standing
- Have been a member of the Association for at least the five consecutive preceding years

Section 3. Duties of the President. The President shall preside at all meetings of the corporation including those of the Board Members. The President shall appoint all chair-persons of Standing Committees (except those fixed by the Bylaws) and of Special Committees as may be directed. The President shall present a written annual report of the Board Members to the membership at its Annual Meeting in January.

Section 4. Duties of the Vice-President. The Vice-President shall act as assistant to the President and shall have and exercise all the powers, authority and duties of the President when that person is absent or unable to act.

Section 5. Duties of the Secretary. The Secretary shall record, or cause to be recorded, the Minutes of all meetings of the Board Members, of all meetings of the general membership of the Association, and of any other meetings designated by the President. The Secretary shall be responsible for keeping these minutes in orderly files, in perpetuity; for reading them at meetings as may be required; for posting them in a conspicuous place on Association property, on a timely basis; and for making them available for inspection on the request of a member, after reasonable notice. The Secretary shall maintain a current revised version of the Association Bylaws, the Articles of Incorporation, and of any other official document of the Corporation given to the Secretary for safe-keeping. The Secretary shall arrange for the distribution to the membership of copies of such documents as the Board may from time to time direct. The Secretary shall maintain a list of current members and their addresses, with the assistance of the Membership Committee.

Section 6. Duties of the Treasurer. The Treasurer shall receive and have custody of all funds and securities of the Corporation; when necessary or proper he/she shall endorse on behalf of the Corporation for collection all negotiable instruments and shall deposit the same to the credit of the Corporation in such banks or depositories as the Board Members may designate. The Treasurer shall be among the persons which the Board shall designate to have the power to withdraw funds from such accounts for authorized purposes on behalf of the Association. The Treasurer shall render a written statement of the Corporation's accounts at every Regular Meeting of the Board Members and of the general membership, and at such other times as the Board Members may direct. The reports by the Treasurer shall consist of at least the following: a statement of receipts and disbursements by budget category with comparisons against budgeted amounts, and a balance sheet. A statement for the prior year shall be included in the Annual report. The Treasurer shall also chair the Finance Committee.

Section 7. Other Officers. The Board Members may appoint, from time to time, such other officers as it shall deem necessary, who shall hold offices for such terms as shall be determined by the Board Members and shall exercise such powers and perform such duties as shall be determined by the Board Members, except as otherwise limited by the Bylaws.

Article IX - COMMITTEES

Section 1. Standing Committees. The Corporation shall have the following standing committees with duties as stated. The members of these committees shall serve until their successors are appointed.

A. Building and Grounds Committee. To the extent delegated by the Board Members, it shall exercise supervision of the buildings, grounds, and property of the Association and shall attend to the maintenance of the same; shall prepare and recommend for approval to the Board Members plans for improvements to the facilities; shall obtain bids as appropriate or required; shall supervise the proper completion of maintenance and improvement projects. A Board member shall serve as Chairperson.

B. Pool Committee. To the extent delegated by the Board Members, it shall exercise supervision of the pool, bathhouse, pump room, and adjacent covered area, and any related facilities, and shall attend to the maintenance of the same; shall prepare and recommend for approval to the Board Members all rules for the operation of these facilities; shall recommend for employment, appointment, or dismissal persons or companies offering services in connection with the operation of these facilities; and shall supervise their work. A board member shall serve as Chairperson.

C. Tennis Committee. To the extent delegated by the Board Members, it shall exercise supervision of the tennis courts and any related facilities and shall attend to the maintenance of the same; shall prepare and recommend for approval by the Board Members all rules for the operation of the tennis courts; shall recommend for employment, appointment, or dismissal persons or companies offering services in connection with the operation of these facilities; shall supervise their work. A Board member shall serve as Chairperson.

D. Social Committee. Planning of all Social functions for the Association. Be responsible for the scheduling and fee collections for any birthday, graduation or any other special occasion that a Member wants to plan. They will also be responsible for notifying the Pool Maintenance Company so they are aware of any Lifeguard needs and fees owed to them. A Board member shall serve as Chairperson.

E. Membership Committee. This committee shall be responsible for recruiting members as directed by the Board. Shall maintain a list of current members and their addresses; shall prepare and recommend for approval to the Board Members all documents of membership such as Membership Card and the like, and as authorized arrange for the printing and issuance of the same; shall coordinate the enactment of

provisions for Guests as set out in the Bylaws or rules of the Association; and shall, to the extent delegated by the Board Members, act as a liaison with members, promote active participation in the Association. Board member shall serve as Chairperson.

Section 2. Special Committees. These shall be appointed by the President subject to confirmation by the Board Members.

Article X - MEMBERSHIP

Section 1. Boundaries. Anyone living within a two (2) mile radius cannot be a guest of a Member

Section 2. Applications: The Application for Membership, Fee Schedule and additional requirements for Membership shall be made available on the Association website no later than April 1st of each year.

Section 3. Fees: As of February 2022, the fees set forward by Bonnie Folker, President of P.B.R.A.,

Swim and Tennis	\$450
Swim Only	\$400
Tennis Only	\$250
Social Only	\$125

If a Member participates in one (1) clean-up day at the pool for at least two (2) hours they will receive 25.00 off. A late fee will be assessed after June 1st.

Section 4. Application. Application for Membership shall be filed with the Membership Chairperson on forms provided by the Corporation.

Section 5. Resignation of Membership. A membership may be voluntarily terminated at any time. Under no circumstances will a rebate of any kind be offered.

Section 6. Transfer of Membership. A Membership may only be transferred to a person BUYING your home.

Section 7. Suspension of a Member.

A. Any member of any classification may, for cause and after having been given an opportunity for a hearing, upon not less than (5) days written notice (which notice shall specify the charges), be suspended for a period not exceeding three (3) months by a two-thirds (2/3) vote of the members of the Board Members present at any meeting thereof. Cause of suspension shall, in general, consist of violation of these Bylaws or of

the rules and regulations of the Corporation, or of conduct detrimental to the interests of the Corporation.

- B. The Board Members may delegate to the Chairperson of the Pool, Tennis or Building and Grounds Committee or to a responsible employee of the Corporation, the power to suspend any or all Association privileges for the violation of Corporation rules and regulations without hearing, provided such suspension does not exceed seven (7) days. A written report of such suspension, containing reasons therefore, shall be submitted to the President and to the Member involved within twenty-four (24) hours. The President or the Chairperson of the Pool, Tennis or Building and Grounds Committees may void such suspension.
- C. Any Member giving access information or Cards to any non member so that person may use the facilities for free. The second time this happens, the Member will be expelled.

Section 8. Expulsion of a Member.

A. Any person in a member household may be denied use of the Corporation facilities for acts and conduct detrimental to the best interests of the Corporation and the members thereof.

B. In addition, for the same causes, the membership may be ordered terminated and the Certificate of Membership considered surrendered.

C. A motion for expulsion may be made and voted on at any duly constituted Regular or Special Meeting of the Association provided that: 1.) the proposed motion for expulsion is included in the agenda announced in the notice of the meeting, and 2.) such a person or persons shall have first been given the opportunity to have a hearing at the same meeting and prior to the vote the person or persons shall have been given the opportunity to produce witnesses or other evidence or case contrary to the motion. The motion for expulsion must clearly specify whether it applies only to a specific resident or residents in the member household, or whether the expulsion includes termination of membership and the required surrender of the Certificates of Membership. A motion to expel will pass if it receives a simple majority of the votes cast. If the motion specifies termination, the Certificate of Membership must be surrendered together with all rights and interests in the Corporation. The Association will then attempt to sell the membership as a resigned or terminated membership according to the procedures laid down elsewhere in the Bylaws.

Article XI - PRIVILEGES OF MEMBERSHIP

Section 1. Privileges of Members. All classifications of paid members of the Association shall be afforded the use of the facilities of the Corporation subject to the rules and regulations which shall be posted conspicuously at all times at the Corporation

facilities. It shall further apply on a temporary basis to (a) any houseguests (from out of town) staying in the household, and to (b) a bona fide baby sitter (who brings along one of the Member's membership cards as identification).

Section 2. Guests. To be considered a guest, one shall not reside within a two (2) miles radius of Piedmont Bend. The term guest is not to apply to a member of an organized group at the time the person is participating in a properly scheduled group function. A person or persons living within the boundaries defining resident status may be admitted as guests of a member of the Board Members or Membership Committee for the purpose of a one-time introductory visit to the facilities. The Board Members shall by rule fix the terms, conditions, and fees upon which guests of members may use the facilities of the Corporation. All guest fees are to be paid by the member.

Section 3. Respect for Association Property and Employees. All members and guests of members will at all times show due care and concern for the condition and proper use of all property, facilities, and equipment belonging to the Association and will be respectful towards employees and duly elected officers and appointed volunteers of the Corporation who are exercising their proper duties. Any property of the Association broken or damaged by an Association member or a member's guest shall be promptly paid for by such a member. No person shall remove any article belonging to the Association except on Association business or by the written consent of a member of the Board Members, and all such occurrences shall be recorded in a conspicuous place on Association premises and be subject to review by the Board Members. No Association member shall direct any Association employee away from the premises on personal business of a member.

Section 4. Liability. The Association shall not be liable for any failure of any services to be obtained by the Association or paid for as a Common Expense, or for personal injury or property damage caused by the Association elements or by any Owner, or any other Person, or resulting from electricity, water, snow or ice which may leak or flow from or over any portion of the property or from any pipe, drain, conduit, appliance or equipment, or any secondary or consequential damages or any type..

Section 5. Tenants. The privileges of a member, except voting rights, may be temporarily transferred by a member leaving the area to a tenant residing in the member's house, provided that dues and assessments are current and maintained, that such transferee is acceptable to the Board Members, and provided further that such member is making the transfer not exercise the privileges of membership, except voting, during the period the transfer is in effect.

Section 6. Swim Lessons. Any private swim lessons given at the P.B.R.A. pool must be scheduled with the P.B.R.A.'s President or Vice President. Furthermore, anyone taking lessons must be a current (dues paid) PBRA Member. Anyone giving private lessons must be insured to do so with proof of insurance on file with P.B.R.A.

Section 1. Dues. The members, at their Annual Meeting or Special Meeting called for that purpose, shall establish dues and assessments as necessary. Dues shall be sufficient to provide for debt service, necessary expenses and proper maintenance and reasonable improvements of the Association property. The dates which dues or assessment payments become due will be set in like manner

Section 2. Assessments. At any Regular Meeting or Special Meeting of the membership called for that purpose, the Board Members may recommend any assessment deemed necessary, provided that the membership has been notified of the nature of the assessment at least fourteen (14) days prior to the meeting. Such a motion for an assessment will pass if it is adopted by two-thirds (2/3) vote of the members present and voting.

Section 3. Payment of Fees. Members shall be responsible for payment of all charges that may be imposed upon or incurred by members or those in their household. Members bringing guests on the Association premises shall be responsible for all charges or damages to the Association property caused or incurred by such guests.

Section 4. Delinquency. In case a member does not pay dues or other indebtedness within ten (10) days after the due date, the member is delinquent and shall be subject to a late charge not to exceed ten percent (10%) of the amount of the indebtedness and all rights and privileges shall be suspended.

Section 5. Refunds. There shall be no refunds of dues, or special assessments.

Article XIII - FISCAL AFFAIRS

Section 1. Annual Budget.

A. A proposed annual operating budget and proposed annual capital budget, each setting forth anticipated revenue and proposed expenditures for the Fiscal Year, shall be prepared by the Finance Committee and presented to the Board Members for approval no later than their regular February meeting.

B. A proposed annual budget, as approved by the Board Members, shall be distributed to the general membership. Such budget shall be submitted for approval by the membership at the Annual Meeting.

C. The budget shall be reviewed periodically and updated as required. Revised budgets shall be approved by the Board Members.

Section 2. Capital Improvements. The Board shall not have authority to make capital improvements in aggregate of more than \$1000 during the Fiscal Year, unless approved by the membership at a duly constituted meeting. The Board shall seek the

ratification of the general membership for any major changes in the scope of planned capital improvements necessitated by changing costs or other constraints.

Section 3. Expenditures. Any one expenditure in excess of \$100 other than for items in the approved budget shall be approved by the Board Members.

Section 4. Payments. Payments by the Corporation for services rendered, goods received, or any other obligation of the Corporation, shall be made by check or electronic payment. Before payment is made, it is required that a written or printed statement be received from the payee; be signed by an officer of the Corporation having charge of the operation concerned to certify the payee's obligations have been met so far as it is known; and be filed with the Treasurer. The Treasurer and two others selected by the Board Members shall be authorized to sign checks on behalf of the Corporation. When a payment is to be for \$1000 or more, two of the three authorized must sign the check and this arrangement must be communicated to the financial institutions on which all corporate checks are drawn.

Section 5. Audit.

Annually, following the end of the pool season, but not later than March 15th, the President shall appoint an auditor to conduct an audit of the Association's books. This Audit shall provide guidance in advance of tax filing for the upcoming year.. The auditor shall be a Certified Public Accountant or other financial professional with experience in auditing not-for-profit associations, and neither a present Director nor one who served in the previous two (2) years. The audit shall be completed within six (6) weeks from the date of the appointment of the auditor, and the results shall be reported in writing to the Board Members within this time. They shall in turn convey the results to the membership of the Corporation.

Section 6. Insurance. The Corporation shall insure itself against accident or injury to any person from the Corporation act and against property damage.

Section 7. Contingency Fund. All revenues collected as a result of allowances for depreciation in the annual operating budget shall be appropriated only for the specific purpose of providing for unforeseen and unexpected major repairs and replacements to existing facilities. A separate asset account designated "Contingency Fund" shall be established to accumulate that portion of cash derived from the depreciation allowance which has remained unappropriated at Fiscal Year's end for major repairs or replacements.

Section 8. Financial Institutions of Deposit. The funds of the Corporation shall be deposited only in financial institutions where the funds are expressly insured by the FDIC and/or FSLIC.

Section 9. Fiscal Year. The Fiscal Year of the Corporation shall begin on January 15 of each year and end on the 14th day of January of the following year.

Section 10. Rental of Corporate Facilities. Rental regulations and rates shall be established by the Board Members.

Article XIV - DISSOLUTION

In the event of the dissolution of the Corporation in any manner or for any cause, and in no other event, upon effective date of the proceeds of the sale of the property of the Corporation after payment of all its just debts a committee will form to decide how to disperse the remaining funds.

Article XV - AMENDMENTS

Proposals for amendments of these Bylaws may be drafted by the Board Members or sponsored by seven (7) Members in order to appear on the agenda of the next Regular or Special Meeting of the general membership, provided that at least fourteen (14) days written notice is given to the membership. Such notice shall be given by the Board Members to the general membership provided that the Board in turn is given at least fourteen (14) days written notice in the event of a sponsored amendment. An amendment shall pass if it receives the support of two-thirds (2/3) of the members present and voting at a properly constituted meeting of the general membership.

AMENDMENTS TO THE BYLAWS

A. This program will be discontinued at any time that the membership rolls show 120 members and may be reactivated by the Board Members at any time that the membership rolls fall below this level.

10/1/90- Add to Article X

The Board may offer periodic incentive programs, as deemed necessary, to assist in increasing membership.

Tennis Rules Amendments: Should we get rid of this section since we don't have Tennis competitions anymore? If we do keep it, we should amend it to reflect the ALTA and/or USTA rules.

Rule number 16 regarding Tennis Team Alternates (ALTA and/or USTA) is recognized by the Board to be outdated as it was last modified by Board vote on May 4, 1986. As a result of rules changes principally within ALTA as well as membership characteristics changing within PBRA, it has been determined that this rule, including all subsections A through E, needs to be modified in order to more readily reflect current surroundings pertaining to PBRA recognized ALTA and/or USTA tennis teams.

Therefore the following verbiage changes regarding Rule 16, including subsections A through E, are proposed:

Rule 16's current heading reads Tennis Team Alternates. The proposed change to this heading will be to modify it to the following: Tennis Team Members who are PBRA Non-Members.

Rule 16A currently reads: There must be enough full-fledged paying members of PBRA on the roster of each team to make up the minimum number required by ALTA or USTA. The rationale for this rule is easily understood; however, this rule for each of the men's and women's ALTA tennis teams (a total of four teams) could not be adhered to based upon current PBRA membership. This does not mean that PBRA does not recognize any of the men's or women's ALTA tennis teams based upon their not meeting this outdated rule. It simply means this rule needs to be modified to meet current conditions.

Therefore the proposed change to this section would be to eliminate the requirement to have the minimum required by ALTA or USTA being comprised of full-fledged paying members of PBRA. Instead this rule is proposed to read as follows: PBRA strongly recommends the highest possible number of full-fledged paying members of PBRA comprise each ALTA or USTA tennis team roster.

Rule 16B currently reads: NO more than three (3) non-member alternates may on the team. There is no club restriction on the number of member alternates. Again the rationale for this rule is easily understood if ALTA or USTA teams could have complied with the former rule 16A. Since this was not the case, PBRA non-members had to be added to the various rosters in order to field a viable team. In most if not all cases, more than three (3) PBRA non-members had to be added to comprise a viable roster. Again, in order to reflect current membership conditions, this rule needs to be modified.

Therefore the proposed change to this section would be to eliminate the number of PBRA non-members which can be included on a team's roster. Instead this rule is proposed to read as follows: There is no limit on the number of PBRA non-members which can be included on a team's roster. However, each team and corresponding captain are highly encouraged to field no more team members which are PBRA non-members that what they feel will adequately complete their team's roster. There is no restriction on the number of PBRA member alternates.

Rule 16C currently reads: A non-member alternate may not reside within the PBRA membership area, and must pay a \$25.00 fee per season, i.e Fall , Winter, etc. The rationale for this rule is to ensure that PBRA non-members supplied funds to PBRA to cover expenses incurred by PBRA for items such as lights, nets, and general court maintenance. The PBRA membership area was described as a three mile radius in past correspondence to the various team captains. This designation could not be confirmed in the Bylaws by current PBRA members as it related to the various tennis teams.

The proposed change to this section would be to eliminate the PBRA membership area designation. This rule is, therefore, proposed to read as follows: Team members residing outside of the Piedmont Bend subdivision and who are PBRA non-members are required to pay a \$25.00 fee per season, i.e. Fall, Winter, Spring, Summer. All fees for PBRA non-members must be collected and supplied to the PBRA Treasurer or the PBRA Tennis Chairman before any non-member will be eligible for team competition. This rule will be strictly enforced. Failure to completely comply with this rule will subject the offending team to not be allowed use of the PBRA tennis facilities for the purpose of fielding ALTA or USTA teams in the future.

Rule 16D reads: During the competitive season, preference will be given to PBRA members for match play. An exception to this rule is that non-member alternates are allowed to participate in the minimum number of matches required by league rules to qualify for participation in play-off matches (usually 2). The intent of this rule is well taken; however, the practicality of this rule can limit a team's flexibility in fielding a competitive line-up week to week and also cause problems with "sandbagging" rules as used by ALTA or USTA.

Therefore, the proposed change to the section would be to modify the wording specifically as it relates to "preference of PBRA members" for match play. This rule is proposed to read as follows: During the competitive season, teams are strongly encouraged to field line-ups which comply with various "sandbagging" rules as defined by ALTA and USTA designed to ensure fair and competitive play for all. Fielding line-ups will be at the discretion of the teams and corresponding team captains based upon team members availability, skill level and the overall needs of the team as a whole. With respect to this rule, "team members" mean both PBRA members and non-members. Team Captains are encouraged to discuss line-ups as well as goals and objectives of their team with their team members before and throughout the season in order to resolve any possible conflicts before they become detrimental to the well being of the team.

Rule 16E reads: During the competitive season, non-member alternates will be allowed court use during matches and bona fide practice sessions only. They may not play as a guest of a member. This rule was designed to eliminate "unlimited use" of PBRA tennis facilities for non-members of PBRA who play on either a ALTA or USTA team utilizing PBRA facilities.

The proposed changes to this rule are as follows: During the competitive season, team members who are not PBRA members will be allowed court use during matches and bona fide practice session(s) only. They may also play as a guest of any PBRA member.

Rule 16F. Currently there is no rule 16F. The proposed addition of rule number 16F would read as follows: Individuals residing within the Piedmont Bend subdivision are not eligible for any ALTA or USTA team playing out of Piedmont Bend unless they are paying tennis members of PBRA (i.e. Tennis only membership or combination Swim/Tennis membership). Piedmont Bend residents who maintain a PBRA Swim only membership or no PBRA membership at all will not be eligible to participate on any

ALTA or USTA team by simply paying the \$25.00 per season non-member fee. The \$25.00 non-member fee per season is designed specifically for individuals residing outside of the Piedmont Bend subdivision.

Furthermore, PBRA members who are delinquent in their dues, may not participate (practice or match play) on any ALTA or USTA team until their dues are brought completely current. Teams found to be in violation of this rule will not be allowed use of PBRA facilities regarding the fielding of ALTA or USTA teams in the future.

These items comprise the respective proposed changes to Tennis Rule 16. If any member feels any additional rules need to be established, please do not hesitate to bring your ideas to the attention of the PBRA Board. Thank you very much for your interest in the tennis facilities of PBRA.

As a brief side note, all ALTA or USTA teams are strongly encouraged to nominate captains and co-captains who are PBRA members if at all possible(based upon team members willingness to be either a captain or co-captain). They are also encouraged to field a team comprised of as many interested individuals of similar skill level which are PBRA members to complete their respective rosters.

Practice Days/Nights: If there is an issue with practice times the following rule will be invoked: Straws will be drawn. The largest straw will go first the smallest will go last. The only exception to this rule is that if the team resides from another location (ie: Mt Paron) they will get what is left and have no chance to draw.

Addition to By-Laws

03/05

Swim Team:

Team members residing outside of the Piedmont Bend subdivision and who are PBRA non-members are required to pay a \$25.00 fee per season. All fees for PBRA non-members must be collected and supplied to the PBRA Treasurer before any non-member will be eligible for team competition. This rule will be strictly enforced. Failure to completely comply with this rule will subject the team to not be allowed use of the PBRA facilities. The following rules will also be added.

1. Practice will be over no later than 10:45A.M...
2. Pool Area must be emptied (including members) by 10:50 A.M. for Pool Service.
3. Any team member whose family resides in Piedmont Bend MUST be a current (dues paid) member of P.B.R.A.
4. Any team member whose family does not reside in Piedmont Bend must pay a \$25.00 fee. Fees paid prior to first meet. (Same as ALTA)
5. A team roster will be provided to P.B.R.A. 2 weeks prior to the start of the season.
6. Non P.B.R.A. Swim Members must pay their Dues prior to any practice. (Same as ALTA)
7. Any private swim lessons given must be scheduled with P.B.R.A.'s V.P.
8. Anyone taking private lessons must be a current (dues paid) P.B.R.A. Member.

9. Anyone giving private lessons must be insured to do so. Proof of insurance must be on file with P.B.R.A.
10. Parking for Swim Meets will be on PAVED surfaces only. No one is to drive on the grass for ANY reason.
11. Pool deck will be cleaned and hosed off after each home Swim Meet.
12. All chairs and tables will be put back and straightened after each home Swim Meet.
13. All trash will be taken out to the trash corral after each home Swim Meet. New can liners put back in- no trash left in can without liner.
14. Bathrooms will be cleaned and hosed down after each home Swim Meet.
15. Children will not be permitted to play on the Tennis Courts or in the Horseshoe Pits.
16. P.B.R.A will supply all toiletries for Swim Meets.

Amendment to Article V Section 4 Kevin Williams 01/23/2009 is revoked and is overridden by the 2022 bylaws update.

Amendment to Article V Section 4 Kevin Williams 01/23/2009

The President and Treasurer will receive free Membership. The Membership director will receive free Membership if the quota of 100 Members is met. To receive these discounts you must serve at least 2 years on the Board, and will receive the discounts during that time. If at any time the Members have found you negligent in you duties the dues will be paid in full at that time. This will coincide with the Laws under Article V Section 3. All other Board Members will receive the discounts set fourth under Article V Section 4.

