

# CANDLEWICK LAKE ASSOCIATION, INC.

## RULES AND REGULATIONS

### PREFACE

This is a revised and updated copy of the Candlewick Lake Association, Inc.'s Rules and Regulations Book, containing the "Rules and Regulations" governing the use of the Association and the facilities by Members, Associate Members, Tenants, their Guests, and others as may be applicable.

These Rules and Regulations were duly considered and officially adopted by the Board of Directors (the "Board") of the Candlewick Lake Association, Inc. (the "Association"). This edition reflects all changes in the Rules and Regulations up to March 17, 2015 and supersedes all other Rules and Regulations. (\*a)

All of the Rules and Regulations have been formulated with one foremost aim: to establish orderly and reasonable procedures for governing activities, and for maintaining the integrity of the Candlewick Lake Subdivision (the "Development") while restricting individual freedom as little as possible. It is hoped that the Rules and Regulations will be accepted in a spirit of cooperation and that the rule of common sense will prevail in those instances where the interpretation of a Regulation is in doubt, or where a specific Regulation does not exist to cover a particular situation.

State and county laws and ordinances will take precedence over these Rules and Regulations except in specific areas where the Association has legally deviated from them in the best interests of the Association.

The application of common sense and reasonableness, together with respect for one's neighbor and his property, are the primary requisites for the Development to be a truly enjoyable place in which to live and play.

In addition to these Rules and Regulations, please read and be familiar with the Declaration of Covenants, Conditions, and Restrictions ("CC&Rs"), which empowers the Association with the authority to create and enforce these Regulations. The Bylaws, which cover the organization of the Association, and which have been recorded in the office of the Boone County Recorder, are binding upon title to, and the Owners of, all Lots in the Development. All of the CC&Rs and Bylaws are incorporated by reference and made part of these Rules and Regulations. In the event of any conflict between the CC&Rs, Bylaws, and these Rules and Regulations, the CC&Rs will first control, and then the Bylaws will control, except with respect to definitions of specific terms.

(\*a) These Rules & Regulations were updated on August 29, 2017 and include changes made by the following policies: 15-06; 15-09; 16-03; 16-04; 17-01; 17-02; 17-03; 17-04

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## **SECTION 1: GENERAL PROVISIONS**

### **1-1 Association Assessments, Capital Reserves, Charges, Fines, and Fees (“Association Charges”)**

In order to use the Association facilities and services as detailed in these Rules and Regulations, a Member must be "a member in good standing". A Member in good standing is a Member that has complied with all the requirements of the Board contained in the CC&Rs, Bylaws, and Rules and Regulations and has paid all Association Charges, if any, owed by the Member.

- A. All Assessments and Capital Reserve Association Charges are due by May 1st of each fiscal year.
- B. All other Association Charges shall be paid within 30 days of issuance.
- C. In order to have voting privileges, a Member must be current in all Association Charges before receiving a ballot to vote.

#### **1-1.1 Reduction of Assessments (Re-platted Lots)**

Owners (as defined in the CCRs and Bylaws) who own two or more contiguous Lots will be eligible for a reduction in the Assessments on the second and each additional Lot under the following conditions:

- A. The replatted Lots are not required to have a house constructed on it.
- B. The property line between the two or more Lots must be legally vacated and documentation recorded in the Boone County Clerk and Recorder’s office, as is required under local law. The re-platting of Lots on opposite sides of a street is not allowed. The Owner shall be responsible for paying all costs associated with the re-platting.
- C. A copy of the recorded survey along with the replat affidavit and fee must be submitted to the Association Office.
- D. An Owner who has replatted two contiguous Lots into a single Lot shall pay annual assessments equal to one and one-half times the standard charge. If three contiguous Lots have been combined into a single Lot, the annual assessments payable shall equal two times the standard charge. If four contiguous Lots are combined into a single Lot, the annual assessments payable shall equal two and one-half times the standard charge. An additional one-half the standard charge shall be added to the annual assessments for each additional Lot so combined.
- E. After March 1, 1998, for any Lots whereby the Owner separates a replat of two or more Lots back into individual Lots, each such Lot shall be subject to recapture of all sums as would have been payable between the time of the original consolidation of said Lots and the re-separation of said Lots (with due credit being given for assessments paid), not to exceed twenty (20) years (the “Recapture Fee”), plus an amount to constitute interest upon said sum computed at an annual rate of 7% compounded annually (“Interest”), so that the Association’s receipt of assessments will be as if the consolidation and separation had not occurred. The Recapture Fee plus Interest is hereinafter referred to as the “Reseparation Fee”.
- F. Any reduction in annual assessments arising from the replat of Lots (via consolidation) shall become effective with the next successive fiscal year of the Association following such replat. If a replat of two or more Lots being separated back into individual Lots occurs, the Reseparation Fee will be due immediately upon the separation of the replat. For purposes of determining the total Reseparation Fee, credit shall be given for payments of assessments made while the Lots were consolidated.
- G. Owners who replatted their Lots prior to March 1, 1998 are not subject to paying back the Reseparation Fee. If after March 1, 1998 additional Lots are combined into the original replat done prior to March 1, 1998 and subsequently the replat is separated back into individual Lots, the Lots added after March 1, 1998 will be subject to the Reseparation Fee obligation.

- H. An Owner who has replatted two or more contiguous Lots into a single Lot, recorded the documents in the Boone County Clerk and Recorder's office, and submitted a copy of the recorded survey along with the replat affidavit and fees to the Association Office is considered to have changed the voting status of his/her/its property to reflect ONE VOTE for said Lots.
- I. The full replat process, including but not limited to the delivery of the affidavit, must be complete by March 1st of each year in order for the Lots to receive benefit of a reduction in the annual assessment.
- J. All of the above requirements shall also apply to situations where Owners on either side of a vacant Lot wish to divide said vacant Lot between them, with each Owner taking half. For such situations, in order to retain the 50% reduction policy, assessments will be adjusted to one and one-quarter times the standard charge for each of the Lots on either side of the vacant Lot. Any division other than 50% will require special evaluation and recommendation by the Environmental Control Commission and approval by the Board.

### **1-2 Membership Identification Cards**

- A. All Owners, Associate Members, Tenants, and any other family members who reside in a House, who plan to use Development amenities, must obtain a Candlewick Lake Photo ID Membership Card ("Membership Card"). Membership Cards are required for use of the pool, golf course, fitness center, gymnasium, and boating and fishing facilities (the "Amenities"). Proof of residency may be requested. A person must reside in the house for six (6) months of the year to be considered a resident.
- B. Membership Cards shall also serve as a Member's fishing permit and shall be provided to Lake Enforcement Officers, Volunteer Lake Enforcement Officers or Public Safety Officers upon request.
- C. Membership Cards must be carried at all times while fishing or using the pool, gymnasium, fitness center or golf course. Exception: A Membership Card is not necessary for fishing for anyone under the age of 16.
- D. Membership Cards shall be presented to the Pool, Golf Course, Fitness Center, Gymnasium and Public Safety personnel upon request.
- E. Any Member that is not in good standing shall have their Membership Card privileges suspended until said Member rectifies his/her membership standing. This includes the privileges for all registered Members.
- F. Any lost or stolen Membership Card shall be reported to the Association Office immediately. A fee will be charged to replace a lost or stolen Photo ID Membership Card.

### **1-3 Guest Amenity Passes**

- A. When an Owner owns either an additional vacant Lot(s) other than the one their house sits on, or they own more than one vacant Lot(s), they will receive one Guest Amenity Pass for each additional Lot.
- B. Owners must be in good standing at all times in order for Guest Amenity Passes to be utilized.
- C. All Guest Amenity Passes will be designated to a specified individual and may not be changed until the beginning of the next fiscal year.
- D. Guest Amenity Passes may only be utilized when accompanied by the Owner unless the Rules and Regulations allow otherwise.
- E. Owners must sign and accept responsibility for their designated Guests in accordance with these Rules and Regulations.

- F. Guest Amenity Passes cannot be used for access to the community. The Owner must allow the designated Guest access to the community by either purchasing them a Guest C-Pass or by placing them on their Guest list.
- G. Guest Amenity Passes will include the Guest's photo, name and date of birth, the Owner's name and address, and will be clearly marked "Guest Pass". The Guest Amenity Pass will be different in color from the Membership Cards.
- H. Guest Amenity Passes will only be issued subject to the above conditions and upon request by the applicable Owner.
- I. The Association reserves the right to change and/or revoke this policy at any time.

## **SECTION 2: MEMBERSHIPS**

Membership in the Association is designated and verified by copy of the current deed recorded in Boone County and filed in the Association Office. (See Bylaws for complete description, rights, and responsibilities of a Member.)

### **2-1 Owner of Record**

- A. As provided in Article III of the Bylaws, only the name(s) on the deed of record is/are recognized as Members (as distinguished from Associate Members), and are responsible for the annual assessments and the actions of all persons issued passes or entry under his or her address.
- B. Associate Membership pursuant to Bylaw 3.01.b. shall be subject to further Policies and Procedures, as promulgated by the Association, to the extent the same are not inconsistent with or in violation of applicable law, including but not limited to the provisions of Boone County Zoning Ordinance Section 1.2.3 or any successor provisions thereof, regarding the definition of "family", and the Fair Housing Amendments Act of 1988, and any successor statutes, rules, and regulations related thereto.
- C. In the case of ownership by financial, investment, religious, not-for-profit organizations, etc., a designee of the institution must be on file.

### **2-2 Tenants / Guests**

- A. If non-owners of record are allowed to reside in a House or to rent a House property, regular Membership privileges will remain in effect for the Owner, including the obligation to pay assessments and the right to vote.
- B. A Tenant Application along with all required forms and necessary fees (see Fee Schedule) must be submitted to the Association prior to occupancy. Upon approval and paying the required fees, all Membership privileges, except the right to vote, will be granted to the Tenant. Failure to register and submit all documents will result in daily fines. The Tenant Fee will not be charged if a non-owner of record resides with an Owner in a House, provided that it does not violate applicable law, including but not limited to applicable codes regarding applicable occupancy and building code regulations.
- C. A non-resident Owner who owns one House and utilizes it for his or her own personal use will be charged the normal annual assessment. A non-resident Owner who owns two Houses, utilizing one for his or her own personal use and renting out the other will be charged the normal annual assessment for each House; no Tenant Fee will be charged for the rental property, as the Amenities for both the Owner and the Tenant are covered in the assessments paid for each of the two properties by the Owner, although nothing contained herein shall be construed as a limitation on the Owner's right to thereafter charge the Tenant for such expenses. If a non-resident Owner rents out his house, both the normal annual assessment and the Tenant Fee will be charged as the Amenities are being used by both the Owner and the Tenant. In the case of a non-resident Owner owning more than one House and renting them all out, the normal annual assessment will be charged for each house and only one Tenant Fee will be charged. If a non-resident Member owns

one or more Houses and also owns one or more vacant Lots, the Tenant Fee will not be charged, regardless of whether one of the houses is utilized for their own personal use as the Amenities are covered in the assessment paid for the vacant Lot(s).

- D. A resident Owner who owns additional Houses to the one in which they live and rents them out will be charged the normal annual assessment for each House. No Tenant Fee will be charged for the rental house(s), as the Amenities for both the Owner and the Tenant are covered in the assessment paid for each property(s).
- E. Tenants/Guests are subject to all restrictions of entry into the Development contained in Section 3: Entry Procedures, notwithstanding any status as a person otherwise lawfully residing in the Development, and shall therefore not have the entry status of Members and Associate Members with regard to Entry Procedures.
- F. Any Guests residing with an Owner of record longer than 30 days must register their vehicle at the Association Office and pay any necessary fees.
- G. Guests will be permitted to use the Amenities only with the Member/Associate Member/Tenant being present on Development property, or except as may be noted elsewhere.

### **2-3 Rental Restrictions**

- A. Restatement of Current Rental Restrictions: The current Rental Restrictions are hereby reaffirmed and incorporated herein, with the exception of the applicability of the Rental Restrictions to Short-Term Rentals, which shall be additionally subject to the terms and provisions hereinafter.
- B. New Rental Prohibitions for Short-Term Rentals: Consistent with the limitation contained in Article I, Section 1.A of the Declaration restricting use of the properties within the Association for single-family use, the Board hereby finds Short-Term Rentals to be inconsistent with single-family residential use. Therefore, unless otherwise allowed under the exception contained in Section 3 hereafter, Short-Term Rentals, including but not limited to rentals advertised via websites such as "Airbnb" are hereby prohibited (the "Short-Term Rental Prohibition").
- C. Exception for Applicability Short-Term Rental Prohibition: The Short-Term Rental Prohibition is hereby not applicable to those Members that submitted an application for rental authorization prior to December 31, 2016. For such exempt Member applicants that applied prior to December 31, 2016, prior to obtaining approval to rent a property or otherwise release possession of a property within the Association for less than thirty (30) days:
  - 1. Such applicant must submit, as part of the application process, an affidavit that substantially provides the following in the reasonable discretion of the General Manager, the identification of an owner, officer, director, partner, trustee, or beneficiary (an "Affiliated Person") that lives at the residence full-time as that person's residence or that lives in another property within the Association other than the property to be rented. Reasonably-sufficient evidence must be attached to the application to so prove this residency, such as a current and valid a) driver's license or voter registration card, or b) tax return for the prior year, showing the person resides at the property as his or her primary residence. Utility bills are insufficient to prove residency. A lot not owned by a natural person (an "Entity-Owned Lot") is not entitled to be rented or otherwise have possession thereof released unless an Affiliated Person resides there in the rented property or resides in Candlewick Lake.
  - 2. Guests must not be charged consideration for the right to be present. The General Manager in his or her reasonable discretion may require the application to provide:
    - a. Certification guests are not charged by the owner for their accommodations, and certification that the renter or person to whom possession is being released is not in fact paying consideration for such accommodations may be required by;

- b. Identification of a specific affiliation between the owner and the guests such a membership in the owner corporation or company, status as a partner in the partnership, or trustee or beneficiary of the owner trust. Affiliations with the general public are insufficient, including where the owner rents or otherwise turns over possession of the property to someone from the general public without a prior affiliation such as via “Airbnb”; and
  - c. Certification and backup documentation that the applicant has sought and received confirmation from the Boone County Building/Zoning Department and Health Department that such proposed use of the property is in full compliance with the Boone County Code.
3. Guest Limits: For purposes of this exemption:
- a. There is a limit of four (4) overnight guests at any given time upon each Entity-Owned Lot; and
  - b. A guest’s stay on an Entity-Owned Lot is limited to seven (7) consecutive days, and no more than 15 days per year.

### SECTION 3: ENTRY PROCEDURES

The owners of record of each Lot and, if different, the designated Member (hereinafter collectively the “**Ownership**”), is and shall remain responsible for all actions, activities, and omissions for all persons issued passes or who otherwise entered the Development under said Lot number (hereinafter a “**Member’s Guest**” in the case of an individual or “**Member’s Guests**” in the case of more than one individual). It shall be the responsibility of the Ownership to ensure that prior to entry into the Development, all Member’s Guests are fully aware of the rules, restrictions, and limitations for the community, including but not limited to these Rules and Regulations.

If any visitor to the community, including but not limited to a Member’s Guest: a) commits an act while in the community that threatens the safety and wellbeing of residents and other visitors of the community; b) has committed a material violation of the Rules and Regulations in the reasonable discretion of the General Manager or the Board; or c) has otherwise committed an act or violation of the Rules and Regulations that in the reasonable discretion of the General Manager or the Board is of such a nature or has resulted in materially and adversely impacting the safety, health, or well-being of the Development, (hereinafter a “**Violator**”), the Board may place said Violator on a list (the “**Restricted List**”) that designates said person as one who is prohibited entry and/or access to the Development, and/or restricted with regard to said person’s privilege of entry into the community, as designated by the Board or the General Manager, for either a set period of time or indefinitely, in the discretion of the Board. Examples of criminal offenses are: aggravated assault, possession and/or distribution of narcotics and paraphernalia, possession and/or distribution of stolen property, gang activity, criminal damage to property, possession of illegal weapons and/or explosives, and criminal trespass.

In the event a person is designated as a Violator by the Board or the General Manager, within three (3) business days of such designation, the Association shall provide written notice to said person and, in the event said person is a Member’s Guest, to the Ownership under which said Violator entered the community. In the event said Violator is a Member’s Guest, the Ownership shall be entitled to request in writing a hearing before a panel of persons that includes at least three Board Members, to hear the basis upon which the decision to designate such person as a Violator was made, and to present evidence by the Ownership in opposition to said designation. The Board shall have wide discretion in the scheduling of said hearing and the rules of conduct for said hearing. The Board shall use reasonable efforts to conduct said hearing within ten (10) business days of the date of such request from the Ownership. The Board shall address said opposition, and shall make decisions and conduct procedures related thereto, in the same manner it addresses objections to claims of violations of other sections of the Rules and Regulations.

From time to time the Board may authorize the opening of the entry gates to non-property owners for special events (i.e., CWL sponsored garage sales, forums, and concerts).

### **3-1 Gate Access**

- A. Entering and exiting must be at authorized gates only.
- B. Entry through the automatic gates requires a C-Pass.
- C. Entering through the guest lane requires a photo ID.
- D. All vehicles must come to a complete stop when entering or exiting.
- E. Vehicles entering/exiting from the automatic gates have the right-of-way.
- F. The automatic gates may be left in the open position during times of bad weather or upon official authorization.
- G. Damage to the gate is the Member's responsibility and the cost of repair billed to the Owner.

### **3-2 Vehicle Registration / C-Passes**

- A. Vehicles up through a Class B license plate must be registered with the Association. Class B licensed vehicles include standard pickups/vans or 4-wheel vehicles that are unmodified. Only the following Class D licensed vehicles may be registered:
  - 1. A Class D licensed vehicle that is a standard pickup/van with ladder racks, 4-wheel vehicle that has no modification beyond the standard body width.
  - 2. A Class D licensed vehicle that is a standard pickup with dual rear wheels and no modifications for commercial use. Specifically excluded from being registered are the following (but not limited to these) items: box vans, flat beds, cube vans, tow trucks.
- B. The following vehicles are exceptions and may be registered: authorized vendors, school buses and emergency vehicles/personnel.
- C. A copy of the vehicle's current registration in the name of, and at the current address of, the Member/Associate Member/Tenant or family member living at that Owner's address, must be presented at the Association Office at the time of the purchase of a C-Pass.
- D. If a Member/Associate Member/Tenant is using a vehicle longer than thirty (30) days that is owned by someone with a different name and/or address, the Member/Associate Member/Tenant is required to register the vehicle at the Association Office. A copy of the vehicle's current registration, showing the name and address of the Owner must be presented at the Association Office.
- E. A purchase of a multi-year C-Pass is required for all vehicles registered to a Member at their Development address. Exceptions: Motorcycles, classic cars (25 years old and older) and work vehicles. Dealer vehicles are required to be registered, but are not required to have a C-Pass. They must purchase a portable C-Pass in order to enter through the automatic gates.
- F. C-Passes are automatically removed from the system upon nonpayment of Association Charges, ACH, and NSF charges.
- G. Only authorized Association personnel may affix the C-Pass to the registered vehicle.
- H. The C-Pass may not be transferred from vehicle to vehicle. New C-Passes must be purchased within ten (10) days of purchase of a new vehicle or damage or failure of the current C-Pass.

### **3-3 Permanent Guest Lists**

- A. Upon moving into the Development, the new Member/Associate Member/Tenant will be asked to fill out a permanent Guest list for those persons expected to have access to the Member's/Associate Member's/Tenant's home without having to call them in during each visit. Owners of unimproved Lots are not permitted a permanent Guest list.



- B. This form, along with a confidential access code to notify the gates of Guest entry, is included in the new Member/Associate Member/Tenant orientation package.

### **3-4 Guest Entry**

- A. Guests must be authorized access into the Development unless a Guest C-Pass has been issued.
- B. All Guest vehicle entry must be through the manual lanes of the east or west access gates.
- C. If a Guest list is shut off due to delinquency, the resident must be in the vehicle with the Guest or must come to the gate and escort their Guest to their house.
- D. A Member/Associate Member/Tenant may request that all Guests within the vehicle requesting entry to their address be asked to show proper photo ID at the gate. It will be up to the Member/Associate Member/Tenant to notify those on their Guest list of this request.

### **3-5 Delivery Personnel / Contractors**

- A. Delivery or service personnel must be authorized for access into the Development.
- B. Businesses that typically stop at several addresses after entering the Development will have access under their business name. If there are any rule violations, the business will be contacted and the citation issued to them. When a citation is issued to the business and is not paid within 30 days, the business will be banned from Candlewick Lake until the citation is paid.
- C. When building a home in the Development, the Building Department will forward the general contractor and sub-contractor list to Public Safety that is submitted with plans for approval. If any of the contractors change during construction, the Building Department must be notified.
- D. Any contractor doing work on an existing House or property must be called in. If the construction project will take longer than a day, the contractor may be temporarily placed on the Member's/Associate Member's/Tenant's Guest list.

### **3-6 Open Houses**

- A. Prospective buyers wishing to visit the Development must be accompanied by a licensed realtor or by an Owner, or enter during Open House hours on Association approved dates.
- B. Open Houses are 2:00 p.m. to 4:00 p.m. on all Sundays except holidays/holiday weekends, Association meeting days, and garage sale weekends.
- C. A one time, two hour pass may be issued to a prospective buyer wishing to visit the Development unaccompanied by a licensed realtor or Member/Associate Member/Tenant. The prospective buyer must come into the Association Office with their driver's license during business hours to obtain the pass.

### **3-7 Soliciting**

No soliciting shall be permitted within the Development without the approval of the Board.

## **SECTION 4: VEHICLE AND TRAFFIC REGULATIONS**

All motor vehicle statutes of the State of Illinois Chapter 625 Motor Vehicle Codes are hereby made a part of these Regulations and are applicable to all motorized vehicles within the Development, except in specific areas where Candlewick Lake deviates for its own interest.

Pedestrians shall have the right-of-way at all times.

#### **4-1 Road Weight Limits**

Year-round maximum road weight limits are as follows: No ready-mix trucks, construction vehicles, semis, trucks or equipment having a gross vehicle weight of more than 53,000 pounds will be permitted to enter the Development. All truck weights must be verified at entrance gates via a machine-printed weight ticket. Tickets must be turned in at the entry gates. Exceptions: semi-tractor trucks hauling excavating equipment, house foundation forms trucks, trucks carrying panelized components, and trucks carrying roof trusses. These vehicles may have a gross weight not to exceed 75,000 pounds. These excepted trucks will be accompanied down the middle of the road by Public Safety staff to and from the worksite. These weight restrictions are applicable at all times except during seasonal or emergency postings.

##### **4-1.1 Road Weight Limits (Seasonal)**

- A. The Association will impose road weight limits as deemed appropriate by the General Manager. The length of time the weight limits will be imposed are dependent upon weather and roadway conditions (the "Weight Limitation Periods"). Notifications that a Weight Limitation Period is in effect will be posted at both the East and West Entrances and on the website.
- B. During the Weight Limitation Period, the following weight limits will be enforced: 7,000 pounds on four (4) tires and 18,000 pounds on six (6) tires. Absolutely no trucks or trailers with tandem (double) axles will be permitted to enter at such time. The following vehicles are exempt from this rule: garbage trucks may enter the Development for weekly garbage pickup and utility trucks entering for emergency outages or repairs. The other exception to this rule is that a Member/Associate Member/Tenant may bring their tandem (double) axle trailer having a TA, TB or TC license plate only into the Development during the Weight Limitation Period. Tandem (double) axle trailers with a TD plate and higher will not be allowed access. The trailer registration may be requested if ownership is questioned.
  - 1. Vehicles with a Class D plate (GVW 8,001 - 12,000 pounds) and Class F plate (GVW 12,001 - 16,000 pounds) will be allowed entry without a weight ticket unless the weight of the vehicle is questioned. All Class H plates and higher will require a weight ticket. Maximum allowed weight is 18,000 pounds on six (6) tires.
- C. Members/Associate Members/Tenants wishing receive deliveries during Weight Limitation Periods should contact the delivery service and make them aware of the road weight limits so appropriate vehicles may be used in order to allow for delivery within the Development.
- D. The General Manager will have the discretion of lifting weight limits within the Development, during the early morning hours, when the temperature has been below 30 degrees for the previous 24 hours. Public Safety and the Building Department personnel will be responsible for enforcing any road weight limits as directed by the General Manager.
- E. All road damage caused by vehicles shall be repaired by the Association and billed to the contractor or Owner responsible.
- F. The following streets are hereby designated as Primary Truck Routes: Candlewick Blvd., Candlewick Drive, West Gate Drive, and Constitution Drive (north from West Gate Drive to Candlewick Drive.) The following streets are hereby designated as secondary roads (to gain access to other streets or roads not designated as a primary or secondary road): All of Lamplighter Loop, Atlantic Drive to Bounty Drive, all of Bounty Drive, Drury Lane to Pembroke Drive, all of Pembroke Drive, Hastings Way from Pembroke Drive to Talladega Drive, Talladega Drive from Hastings Way to Candlewick Drive, Briar Cliff Street, Liverpool Drive and Kingsbury Drive.

##### **4-1.2 Road Weight Limits (Specific Roads)**

Year-round maximum road weight limit for through traffic on King Henry Road between the east and west intersections of Candlewick Drive shall be 8,000 lbs.

#### **4-2 Noise Limits**

- A. All motorized vehicles operated within the Development shall be equipped with adequate and constant muffler systems so as to prevent excessive and/or unusual noise.
- B. No driver of any motor vehicle within the Development shall operate or permit operation of any sound amplification system which can be heard outside the vehicle from 75 feet or more when the vehicle is operated, or parked, anywhere within the Development.

#### **4-3 Report of Accident**

All persons operating motor vehicles who are involved in an accident that results in personal injury or property damage shall report or cause to be reported that information to Public Safety personnel and appropriate law enforcement agencies.

#### **4-4 Passing**

- A. No vehicle shall pass any school bus that is stopped for children (loading or unloading) with the red flashers activated and the stop arm out. NOTE: Candlewick Boulevard is not a four-lane boulevard; therefore, this rule also applies to buses on Candlewick Boulevard.
- B. Passing of slow or standing vehicles may be done on the left side of the roadway when such a maneuver can be done without interfering with approaching traffic.
- C. All motor vehicle operators shall yield the right-of-way to emergency vehicles and Public Safety vehicles displaying a colored oscillating light and/or sounding an audible alert by either horn or siren.

#### **4-5 Parking on Roads – Snow Fall / Ice Storms – Driving On Frozen Lake**

- A. No vehicles are allowed to be parked on any road in the Development after a two inch (2”) snowfall or an ice storm. The no parking rule will remain in effect until all roads have been plowed and/or until ice control material has been applied.
- B. No car or truck may be driven on the ice of the frozen Lake in winter except Association operated vehicles for necessary Lake maintenance. (See Section 5: Exception for Snowmobiles)

#### **4-6 Traffic Control Devices**

- A. All persons in the Development shall obey the instructions of any applicable traffic control device placed by the Association.
- B. Compliance with traffic control instructions shall be consistent with those performances required by the State of Illinois concerning similar traffic control devices upon public roads. (For example, to stop means complete cessation from movement.)

#### **4-7 Speed Limits**

Unless otherwise posted, the speed limit on all main Development roadways shall be 25 mph with the cul-de-sacs being 20 mph and 10 mph at the Recreation Center, Outpost, and other parks. Speed limit on the Lake is 30 mph. Speed limits will be strictly enforced.

#### **4-8 Too Fast For Conditions**

No vehicles may be operated on any Development roadway at a speed which is greater than is reasonable and proper with regard to traffic conditions or would endanger life or property. Although vehicle speed may not exceed the posted limit, this does not relieve the driver from reducing speed at intersections, hills, pedestrian crossings, or where special hazards exist to avoid collision. Anyone in violation shall be deemed to be driving negligently.

#### **4-9 Reckless Driving**

Any person who operates any vehicle in a manner with a willful or wanton disregard for persons and/or property will be considered to have committed an act or acts of reckless driving.

#### **4-10 Parking**

- A. No vehicles, except for emergency vehicles, shall be parked at any time on any common areas (except established parking areas), fire lanes or restricted areas in the Development.
- B. Campers, trailers, RVs, boats, etc. cannot be parked on the roadsides or in any common areas except designated parking areas and for no longer than four (4) hours.
- C. Parking on the shoulders of the roadway is permitted from 7:00 a.m. to 2:00 a.m., provided there is no hazard to road traffic and the two right side wheels are off the roadway. If the vehicle is parked in the roadway it will be considered a safety violation and a citation will be issued. Special permission must be obtained from Public Safety to extend this period of time.
- D. All motor vehicles (cars, trucks, motor homes, etc.) must be parked on a paved surface. Vehicles may be temporarily parked in the front yard with permission from Public Safety.
- E. On improved lots, ATV's, boats, personal watercraft, snowmobiles, boat and utility trailers, and campers (no motor homes) may be parked in the side or rear yard. No more than three items may be parked in the side or rear yard. All items must be registered to the owner or resident of the property.
- F. No trucks having a license plate rated over a class D shall be parked overnight or stored on any improved or unimproved Lot, roadside or Common Areas in the Development without prior approval from the General Manager.
- G. If a Member/Associate Member/Tenant is unable to move their vehicle from any Development parking lot or roadside, they are to take precautionary safety measures and notify Public Safety immediately.
- H. Motorized vehicles left unattended on Development property and/or motorized vehicles that constitute a road hazard and/or may impede snow removal may be removed by the Association at vehicle owner's expense and a fine assessed to the Owner.
- I. Temporary parking areas may be opened up from time to time at the discretion of the General Manager.
- J. Only watercraft with or without the trailer are allowed to be parked on unimproved Lots (with the sole exception of a contractor's vehicle during the period of construction). No more than three watercraft may be parked on the lot and must be behind the front setback line. All items must be registered to the owner the lot.
- K. Any motor vehicle bearing a handicap license plate or handicap placard that is operated by or for a person with disabilities may park in any space specifically reserved for such vehicles by the posting of an official sign. The person with disabilities must be present. A person, to whom these privileges are granted, at the request of a member of Public Safety, will present an identification card with a picture, as verification that the person is the person to whom the special registration or special decal was issued.
- L. No parking is allowed in reserved spots at the Association Office, Recreation Center or other Common Areas.

#### **4-11 Contractor Overnight Parking**

- A. A maximum of three (3) trucks may be temporarily parked overnight for no more than five (5) days on a Lot with new house construction or in specific areas as designated by the General Manager or designated representative.

- B. Contractors working in the Development may be allowed to park in common areas during the day, with the approval of the General Manager.

#### **4-12 Abandoned / Derelict Vehicles**

- A. A derelict vehicle is not allowed on any Lot. A derelict vehicle is defined as any motor vehicle, machinery, or equipment in view of the general public that has no current license plate/registration issued for its operation on the public roadways by the Secretary of State and has not been registered with the Association Office. A derelict vehicle is also a vehicle of which the engine, wheels, steering, or other essential parts do not function properly so that such motor vehicle is incapable of being operated under its own motor power.
- B. If a boat is left on designated areas of common grounds after November 15th the owner will be contacted in person, by phone or letter. Beyond this date, a fine will be issued and the Association may remove the boat to the Vehicle Storage Area. If impounded, the Association will charge a towing and a per month storage fee. If the owner does not claim or obtain the watercraft and pay all fees and fines by February 1st, the Association may then apply for ownership of the watercraft in compliance with applicable law.

#### **4-13 Vehicle Storage Area**

- A. The Vehicle Storage Area is reserved for motorized vehicles and recreational items such as campers, snowmobiles, boats, etc. Any vehicle that does not have wheels must be on a trailer or on blocks.
- B. Motorized vehicles and recreational items may be parked in the Vehicle Storage Area provided registration is on file in the Association Office and any applicable fees are paid before parking in this designated area.
- C. The Vehicle Storage Area falls under the current mowing requirement. If an item is left on the site during the mowing season, the renter must keep that site mowed. If the site is not mowed, the renter must remove their items from the Vehicle Storage Area by the designated mowing dates so that Maintenance can mow.
- D. All vehicles must have a current year's Vehicle Storage Area decal affixed to the front of the unit along with the Member's Unit and Lot number preceded by the letters CWL clearly visible on the item. Any vehicles not clearly marked as required may be removed and a fine assessed to the Owner.
- E. Articles in the Vehicle Storage Area must have a current storage decal displayed by May 1<sup>st</sup> of each year.

### **SECTION 5: SNOWMOBILES**

- A. The provisions of the State of Illinois Snowmobile and Registration and Safety Act, in Chapter 625 of the Illinois Revised Statutes, are incorporated by reference into these Rules and Regulations and will apply to the use of snowmobiles within the Development.
- B. Every snowmobile operating within the Development must be registered at the Association Office each year and must display a current Candlewick Lake decal on the left side cowling of the vehicle. Registration must include the following: proof of at least \$25,000.00 liability insurance coverage, proof of current Illinois registration, and the purchase of a flag, which will be kept from year to year.
- C. Snowmobiles may only be operated on the frozen Lake, road shoulders (for ingress and egress purposes only) and a rider's own property. Operations must stay on the shoulder of the roadway and may not operate in the road ditches or on the roadway itself unless being used to cross over.
- D. Snowmobiles must carry an identification flag displaying their current registration number while in the Development. That flag must be at least six feet high from the ground.

- E. Speed Limit is 15 mph (Exception: 30 mph on the frozen Lake).
- F. Snowmobile operation on the Lake is strictly at the owner's risk. Operate with extreme caution. The Lake has hidden springs and open water is maintained by an aeration system at the outlet structure.
- G. Snowmobiles are not to be driven closer than fifty feet (50') from ice shelters and/or fishermen. Snowmobile operation is not permitted on the dam or on the Golf Course.
- H. Snowmobiles may only access the Lake through one of the park boat ramps. Operators who own lakefront property may access the Lake directly from their property.
- I. Snowmobiles may only leave the Development through the gates. The identification flag may be dropped off by the gate when exiting and reclaimed when entering.
- J. Operating hours shall be effective from sunrise until 10:30 p.m. Sunday - Thursday and sunrise until 12:00 midnight on Fridays and Saturdays.
- K. Snowmobile operators must identify and file a report of any reckless or unsafe operators with Public Safety.
- L. Any damage a snowmobile causes to the roadway, road shoulder, road ditches, common grounds, private property, or Association property will be the responsibility of the offending Member.
- M. No guest snowmobiles are allowed.

#### **SECTION 6: BICYCLES**

All bicycle statutes of the State of Illinois Codes are hereby made a part of these Regulations and are applicable to all bicycles within the Development, except in specific areas where Candlewick Lake deviates for its own interest.

- A. When a bicycle is ridden to a common area, the bicycle must be parked at the posted designated area. Bicycles are not permitted past the posted signs at the Recreation Center or on the Golf Course.
- B. Bicycles left on Common Areas are picked up by Maintenance and must be claimed within 60 days or the Association will dispose of them in compliance of applicable law.

#### **SECTION 7: ATVs**

- A. Every ATV operating on the frozen Lake must be registered at the Association Office each year and must display a current Candlewick Lake decal on the left side cowling of the ATV.
- B. ATVs may only be operated on the frozen Lake and on individual lots. ATV's may not be ridden on any Candlewick Lake common ground or roadway.
- C. Speed Limit is 30 mph on the frozen lake.
- D. ATV operation on the frozen Lake is strictly at the owner's risk. Operate with extreme caution. The Lake has hidden springs and open water is maintained by an aeration system at the outlet structure.
- E. ATVs are not to be driven closer than fifty feet (50') from ice shelters and/or fishermen. ATV operation is not permitted on the dam or on the Golf Course.
- F. ATVs may only access the frozen Lake through one of the park boat ramps. Operators who own lakefront property may access the Lake directly from their property.

- G. Operating hours on the frozen Lake shall be from sunrise until 10:30 p.m. Sunday - Thursday and sunrise until 12:00 midnight on Fridays and Saturdays. Operating hours on personal property is 7:00 a.m. to 10:00 p.m. Sunday through Thursday and 8:00 a.m. to 11:00 p.m. Friday and Saturday.
- H. ATV operators must identify and file a report of any reckless or unsafe operators with Public Safety.
- I. Any damage an ATV causes to the roadway, road shoulder, road ditches, common grounds or private property will be the responsibility of the offending Member.

## **SECTION 8: POOL / BEACH**

### **8-1 Pool Hours**

- A. The pool is open daily as posted/published in the Candlewick Lake newspaper.
- B. The pool will be closed if: 1) air temperature is below 70 degrees, 2) conditions in the pool area are unfavorable to the health, safety and welfare of patrons, or any other reason deemed hazardous to patrons, 3) there is a threat of violent weather or lightning is sighted.
- C. In case of severe storms the pool and decks are cleared immediately. Adults are responsible for the safety of children under their supervision.
- D. Use of the swimming pool after hours is forbidden and subject to severe fine and/or arrest.

### **8-2 Pool Entry**

- A. Entry to the pool will be by a Membership Card, non-designated Guest Amenity Pass or daily entry fee.
- B. Children 10 years of age and older are permitted entry into the pool without a chaperone. Children 9 years of age and younger must be accompanied by a chaperone 16 years of age and older.
- C. All patrons are required to wear a regulation swimsuit: no sun suits, shorts, cutoffs, diapers, or underwear will be permitted. Infant swim diapers are required for small children.
- D. All persons are required to take a shower before entering the pool area.
- E. No shoes are allowed in the pool or on the deck area.
- F. A person under the influence of alcohol or exhibiting erratic behavior shall not be permitted in the pool area or may be removed from the pool area.
- G. Anyone with a contagious disease or infectious condition should not enter the pool area.

### **8-3 Pool Rules**

Patrons are expected to abide by the rules posted at the pool.

- A. Lifeguards are present for safety. Their directions must be followed and they should not be distracted from their job by engaging in unnecessary conversation.
- B. No food, drink, or glass objects will be permitted. (If baby bottles must be used, they should be plastic and have water only.)
- C. Patrons should use the ladders when getting out of the pool; do not hang on the buoys or ropes. No diving in restricted areas.
- D. The following will not be permitted: Use of foul or profane language; running, boisterous or rough play; pushing, shoving, or dunking; sitting, standing or climbing on the fence; spitting in the pool or on the deck; or activities that might endanger the health and safety of individuals.

#### **8-4 Lake & Beach Area**

- A. Swimming anywhere in the Lake is at the swimmer's own risk.
- B. Swimming is permitted only at the Association designated swimming areas marked by buoys and for lakefront Owners, no more than 50 feet out from the existing shoreline in front of their private Lot.
- C. Swimming from a boat is allowed provided that the boat is anchored in the "no wake zone" and a legal boat operator is on the boat keeping watch.
- D. Association beach area is open only during posted hours. Swimming is strictly prohibited beyond those hours and whenever the area is posted as closed.
- E. A person under the influence of alcohol or exhibiting erratic behavior shall not be permitted in the beach area.
- F. While at any Association beach, state law requires that persons under the age of 16 must be accompanied by a responsible person 16 years of age or older unless a lifeguard is present.
- G. Do not hang on ropes or marker buoys.
- H. No floats beyond designated swim areas.
- I. No roughhousing or horseplay. Do not kick or throw sand.
- J. Use of foul or profane language will not be allowed.
- K. No fires allowed on beaches or in the immediate area.
- L. No glass objects, pets, or litter in the beach area.
- M. No fishing is allowed in the beach area.
- N. Activities that might endanger the health and safety of individuals are not permitted.
- O. No swimming within 50' of the outlet structure.
- P. Outbreaks of toxins from blue/green algae blooms may occur during the warm weather months. The beach area and Lake are continually being tested. If toxicity is detected that requires the Lake to be closed, notification of residents will include the Candlewick Lake website, e-blast, Facebook, Sunshine Signs, informational signs and changing the flag color.

#### **8-5 Water Skiing / Tubing**

- A. The provisions of the State of Illinois Boat Registration and Safety Act, in Chapter 625 of the Illinois Revised Statutes, have been adopted by the Board to be applicable to all water skiing activities on the Lake. Any violation of state law is a violation of these Rules and Regulations.
- B. Any watercraft that is towing a person, such as a water skier or tuber, must display a bright orange flag measuring not less than 12 inches per side. The flag must be displayed from the time the person to be towed leaves the boat until that person returns to the boat at the conclusion of the activity.
- C. Water skiing may take place between 10:00 a.m. and 7:30 p.m. or sunset, whichever occurs first. After Labor Day, the evening hour is changed to sunset as a safety measure.
- D. All skiers must remain 200 feet outwardly of the shore and fifty feet (50') outwardly of buoys or other markers designating restricted areas.



- E. Kites, jumps, and slalom courses may not be used in connection with skiing activities unless express written permission is first obtained from the General Manager.
- F. The intentional dropping of one or both skis is not permitted in the lake, except within fifty feet (50') of the buoys.
- G. Neither a boat towing a skier, nor the skier being towed, may enter a No Wake restricted area that is marked by buoys or which may otherwise be designated from time to time.

#### **8-6 Scuba Diving**

- A. A diver must be either a certified scuba diver, or with a certified scuba instructor at any time out in the Lake.
- B. The diver must register with the Association Office, or with Public Safety if the Association Office is closed, in order to scuba dive.
- C. Public Safety or the Association Office must be notified of the time and approximate location on the Lake for all dives.
- D. Scuba divers must remain within two hundred feet (200') of the shoreline except during non-skiing hours.
- E. The areas occupied by a scuba diver must be designated by proper markings such as diver flags.

#### **8-7 Buoys**

- A. Buoys shall be placed by the Association according to the established Lake usage map.
- B. No private buoys are permitted.

### **SECTION 9: WATERCRAFT**

The provisions of the Illinois Boat Registration and Safety Act are incorporated by reference into these Regulations. Every boat operator is required to know the Boat Registration and Safety Act. Any violation of such acts is a violation of these Rules and Regulations. Any boat operator involved in a boating accident must report it to Public Safety and appropriate law enforcement agencies.

All persons born after January 1, 1998 are required to take and pass a boating safety course validated by the Illinois Department of Natural Resources and hold a valid boating safety certificate before they can operate a motorboat with an engine over 10 horsepower. This will be enforced beginning January 1, 2016.

#### **9-1 Wake Conditions**

- A. The General Manager has the right to set no wake and/or no boating rules in times of dangerously high or low water levels or in cases of emergencies or disasters.
- B. The Lake is considered under a no wake condition when the Lake drops to twenty four inches (24") under full pool as determined by the measurement gauge on the outlet structure.

#### **9-2 Watercraft Restrictions**

- A. Watercraft operated upon the Lake may not exceed 20 feet in length (inches will be excluded in the length. Example: A boat measuring 20'4" will be considered a 20' boat). In determining the length of a boat, the state-issued boat registration or title will be used. If an application for registration is used at the time of registering a boat in the Association Office, Public Safety will measure the boat to determine its length. Pontoon boats will be measured and based solely on deck length.

- B. There is a 90 horsepower limit on all motors operating on the Lake. Exceptions to the 90 horsepower limit are:
1. When the requirement has been waived for Association sponsored events.
  2. Boats and personal watercraft with a motor greater than 90 horsepower are allowed and must abide by the following rules.
    - a. A special use decal shall be affixed to all boats with a motor greater than 90 horsepower.
    - b. Boats with greater than 90 horsepower motors are allowed at no wake – idle speed only. Idle speed is defined as no advancing the throttle of the engine after engaging the unit to the idle position and further meaning no cresting curl to the water. The forward motion of the boat may not cause any wake condition described as a wave break off the front of the boat.
    - c. All watercraft registration procedures must be followed as set forth in Section 9-3.
    - d. An agreement for this special use permit must be signed by the Owner, with the understanding and acceptance that the boat registered per this agreement is for no wake – idle speed use only.
    - e. Special use permits will be issued to Members/Associate Members/Tenants only.
  3. Those found in violation of these rules either as witnessed by a Lake Patrol Officer or any other physical evidence will be issued a citation or the offending boat will be banned from use on the Lake for one calendar year.
- C. Houseboats may not be operated on the Lake nor may anyone sleep overnight on any boat.
- D. The following (but not limited to these) items are excluded from being on the Lake, or on the Development unless by special permission of the General Manager: hovercraft, airplanes landing or taking off, hot air balloons, ultra-light aircraft, ice sailboats.
- E. Persons wishing to test a watercraft that is not in accordance with these Rules and Regulations must speak with the General Manager on a case by case basis for approval.

### **9-3 Watercraft Registration & Inspections**

- A. All watercraft required to be registered by the State or requiring a water stamp must be registered every year at the Association Office during business hours prior to going out on the Lake. All Owners who have purchased a new or used watercraft must also have the watercraft inspected prior to going on the Lake. A watercraft not registered the prior year needs to be re-inspected before going on the Lake.
- B. A copy of the current State registration (if registration is required by the State) or water stamp and a certificate of Marine Public Liability and property damage insurance (\$100,000.00 minimum), if the watercraft is equipped with a motor exceeding ten (10) horsepower, must be submitted. The Owner must sign the boat rules form.
- C. Verification of the horsepower of the motor shall be required before registering watercraft for use on the Lake.
- D. A current Candlewick Lake registration decal and the Member's Unit and Lot number in three-inch high numbers, preceded by the letters "CWL" must be displayed on the watercraft. The decal and number (example: CWL 1-23) must be displayed clearly on both sides of the stern, directly below the gunwales. Any person operating a watercraft and/or personal watercraft NOT displaying a current Candlewick Lake registration decal and Unit and Lot number (except watercraft having a

temporary registration) will be subject to a fine or penalty assessed to the Owner and will be requested to promptly depart the Lake.

- E. After registering a new or used watercraft for the first time at the Association Office, the owner must have the watercraft inspected by a Public Safety Officer, who will inspect the watercraft for all safety requirements, proper motor size, proper boat length, sea worthiness, proper state numbering, state decal, Candlewick Lake decal and Unit and Lot number.
- F. An application submitted in lieu of a State Registration is only good for one (1) year.

#### **9-4 Guest Operation of Owner's Watercraft**

See Section 18 for other rules and regulations pertaining to Guest boating.

- A. No Guest watercraft of any type will be allowed on the Lake at any time.
- B. Guests operating a Member's/Associate Member's/Tenant's boat on the Lake may do so with the Member's/Associate Member's/Tenant's permission provided that the Member/Associate Member/Tenant is on or within the immediate vicinity of the Lake at all times. The immediate vicinity is defined as the shoreline or at the Member's/Associate Member's/Tenant's lakefront property.

#### **9-5 Restricted Areas**

- A. No boat shall be operated in any restricted areas which are marked by buoys or flags (i.e. scuba diver area) or which may be otherwise designated from time-to time.
- B. Miscellaneous watercraft such as: paddle boats, rafts, tubes, and other inflated play craft are not allowed out beyond the buoys. Exception: those craft being pulled behind a boat.
- C. Anchored play craft may be placed within 50 feet of the Member's/Associate Member's/Tenant's lakefront Lot, not to extend beyond the side Lot lines, during the day and must be pulled to the shoreline at night for safety reasons.

#### **9-6 Traffic Regulations**

- A. Traffic flow for powerboats, water skiing, and personal watercraft must be on a counter clockwise direction around the Lake, except within the no wake buoys.
- B. All watercraft must never exceed a speed that is safe and reasonable for prevailing conditions, and never above 30 mph.
- C. The racing of all watercraft is not permitted, except for Association sponsored events.
- D. No watercraft may exceed a no wake speed while inside of marker buoys or other designated restricted areas.
- E. Speeds exceeding "no wake" are only permitted between the hours of 10:00 a.m. and 7:30 p.m. or sunset, whichever occurs first.
- F. All watercraft exceeding a no wake speed must remain two hundred feet (200') outwardly of the shoreline and fifty feet (50') outwardly of buoys and other markers designating restricted areas.

#### **9-7 Personal Watercraft**

- A. Personal watercraft means a motorboat that uses an inboard/outboard motor powering a water jet pump or propeller as its primary source of power and that is designed to be operated by standing on, kneeling on, or sitting astride the watercraft. Personal watercraft are subject to all Illinois Department of Natural Resources boating regulations and Association boating rules.

- B. Personal watercraft must be registered with the Association Office and only one personal watercraft is permitted per Lot.
- C. U.S. Coast Guard approved personal flotation devices must be worn while using personal watercraft.
- D. There is a 70 horsepower limit on all personal watercraft operating on the Lake. Exceptions to the 70 horsepower limit are:
  - 1. When the requirement has been waived for Association sponsored events.
  - 2. A personal watercraft registered with a CARB #2 or CARB #3, 2- or 4-stroke outboard engine may have a 75 hp. limit.
  - 3. Personal watercraft with a motor greater than 75 horsepower are allowed and must abide by the following rules.
    - a. Personal watercraft with greater than 75 horsepower motors are allowed at no wake – idle speed only. Idle speed is defined as no advancing the throttle of the engine after engaging the unit to the idle position and further meaning no cresting curl to the water. The forward motion of the personal watercraft may not cause any wake condition described as a wave break off the front of the personal watercraft,
    - b. All personal watercraft registration procedures must be followed as set forth in Section 9-3.
    - c. An agreement for this Special Use Permit must be signed by the Owner, with the understanding and acceptance that the personal watercraft registered per this agreement is for no wake – idle speed use only.
    - d. Those found in violation of these rules either as witnessed by a Lake Patrol Officer or as a result of other physical evidence, will be issued a citation and the offending personal watercraft will be banned from use on the Lake for one calendar year.

## **SECTION 10: BOAT DOCKING**

### **10-1 Locations**

- A. No docking or beaching is permitted in any posted area or on the shoreline of a privately owned Lot unless the Owner has previously given permission.
- B. Non-motorized boats may be tied temporarily (from sunrise to sunset) daily to the shoreline of property of the Association (except at beaches). Boats may not be moored offshore, either off the common grounds or in the area of private Lots.
- C. Non-motorized boats may be "parked" in designated common areas by being chained to logs provided or stored in common areas if the boat is pulled up on the grassy area above the shoreline riprap (approximately three feet or more).
- D. Boats on common areas must be removed by November 15th of each year. If the Association is required to move a boat, a fine may be assessed to the Owner, as well as a towing and storage fee.

### **10-2 Association Docks**

- A. A limited number of Association boat docks are available for seasonal rental from April 15th (weather permitting) to October 15th (weather permitting).

- B. Rental is based on renewals and a continual waiting list
- C. Owners are allowed to rent only one Association boat dock slip each season, unless an excess inventory of slips exist.
- D. Seasonal rental is renewable by paying a deposit on next year's rental by November 15th of each year and paying the balance by April 1st of the next year. If the deposit and/or balance is not paid by the due dates, the dock will be forfeited and any money paid will be refunded. If an Owner is on the waiting list and a dock becomes available, payment in full is due by April 15th.
- E. Launching areas are to be used strictly for loading and unloading. Boats can only be left at a loading/unloading area while the trailer is being parked and loaded.
- F. There is no fishing allowed from rented docks/slips except by the renter of the dock.
- G. Fishing is permitted at the loading area as long as no boat is being launched or retrieved. Lines must be removed and allowances made for the boaters to access and exit their boat.
- H. The gated marinas require a key deposit.
- I. Boats moored at rental docks must have chains, ropes, and ties covered with a non-abrasive material. Tires may not be used as bumpers.

## **SECTION 11: FISHING REGULATIONS**

Everyone 16 years of age and older (as required by the State of Illinois), must have an Illinois fishing license or will be subject to a fine set by the Illinois Department of Natural Resources and by the Association.

The State of Illinois laws and regulations pertaining to sport fishing, as found in Chapter 515 of the Illinois Revised Statutes, shall be the governing regulations except in instances where the Association has deviated from it for its own interest. In such cases, the Association's current regulation must be followed.

### **11-1 Guest Fishing Permit (required)**

See Section 18 for other rules and regulations pertaining to Guest fishing.

- A. Members must purchase a fishing permit at the Association Office or Recreation Center for Guests who are 16 years of age and older as required by Illinois fishing regulations.
- B. A limited number of daily Guest fishing permits and non-designated seasonal fishing permits may be purchased at the Association Office or Recreation Center by a Member/Associate Member/Tenant. The Association has the right to limit the number of Guest fishing permits issued per Lot.
- C. Guests may fish on the Lake either on the water, ice or shoreline, provided that the Member/Associate Member/Tenant is on or within the immediate vicinity of the Lake at all times. The immediate vicinity is defined as the shoreline or at the Member's/Associate Member's/Tenant's lakefront property.
- D. Active duty military personnel and disabled veterans are not required to have a guest fishing pass.
- E. Any Illinois resident declared legally disabled or blind is not required to have a guest fishing pass. The legally disabled or blind person must be able to show proof of disability by producing a "State Disabled Person I.D. card" showing a Class 2 or Class 2A disability.

### **11-2 Fishing Regulations**

- A. Pole and line fishing only. No other fishing devices are permitted. Exception: A tethered bow or spear may be used for carp fishing only.

- B. Fishing for any commercial purposes is strictly forbidden.
- C. Live bait and minnows (alive or dead) are prohibited in order to minimize the danger of the Lake becoming populated with rough fish. Exception: Perch and bluegill caught at the Lake, worms, leeches and dead smelt may be used.
- D. Any minnows (alive or dead), if found on/in a fisher's possession while on the Lake or common areas, will result in a substantial fine.
- E. Fish (including goldfish) from other areas must not be deposited into the Lake. This regulation must be strictly observed to avoid populating the Lake with rough/non-native/invasive fish.
- F. Anglers must not use more than two (2) poles and each pole must not have more than two (2) hooks or lures attached while fishing in the Lake.
- G. Poles must be under the angler's immediate control; tip-ups shall be constantly attended and kept under the observation of the angler.
- H. Members/Associate Members/Tenants over the age of sixteen (16) are required to have a valid Illinois fishing license and a Membership Card in their immediate possession at all times while fishing at the Lake. All Guests over the age of sixteen (16) are required to have a valid Illinois fishing license and a Guest fishing pass in their immediate possession at all times while fishing at the Lake. Active duty military personnel and disabled veterans are not required to have an Illinois fishing license. The license, Membership Card and/or Guest Amenity Pass must be presented to Public Safety Officers, Lake Enforcement Officers or Volunteer Lake Enforcement Officers upon request.

### **11-3 Restricted Areas**

- A. There is no fishing allowed within twenty five feet (25') of the beach, at the silt pond or retention areas at the golf course.
- B. Shoreline fishing is permitted only from designated common areas or from fisher's lakefront property.
- C. No anchoring or tying to the outlet structure is allowed.

### **11-4 Fish Limits**

- A. From time to time the Association will set fish size and weight limits that may deviate from state and local laws for its own interest. Check the Candlewick Lake newspaper and informational signs around the Lake for current size and weight limits. There are fines for the taking of undersized or oversized fish.
- B. The Association encourages the practice of Catch & Release.

### **11-5 Ice Fishing**

All fishing rules and regulations stated above apply in a like manner to ice fishing with the following additional regulations:

- A. Ice fishing is done at the fisher's own risk and the Association is not liable for any bodily injury or property damage that may occur while anyone is on the ice on the Lake.
- B. When a tip-up is approached by a Public Safety Officer and the fisherman is not at the tip-up in two minutes, a citation may be issued.
- C. Tip-ups must be identified with a label clearly and visibly showing the owner's name and address.

- D. Only temporary shelters may be used and must be removed if unoccupied for more than four (4) hours. Any shelter left, which must be removed by the Association, will result in a fine assessed to the Member/Associate Member/Tenant, as well as any towing or storage fees.
- E. Ice fishing shelters of any kind or type must have the name, Unit and Lot number of the owners attached to the shelter and be readable at all times. Ice fishing shelters shall be required to have reflectors or a light outside the shelter from dusk to dawn for safety reason. Ice fishing shelters belonging to Guests must also have the resident's name and address affixed to them and be readable at all times.
- F. No Guest motorized vehicles, such as but not limited to ATVs, snowmobiles, etc. shall be allowed on the Lake at any time.
- G. Any resident that wishes to use their motorized vehicle, such as but not limited to ATVs, snowmobiles, etc. on the Lake must register it at the Association Office (proof of ownership required). A decal will be issued and placed on the motorized vehicle during an inspection by Public Safety as part of the registration process.

## **SECTION 12: TENNIS COURTS / PLAYGROUNDS / PARKS / DOG PARK**

All parks, including Witt's Trail, playgrounds and tennis courts are open from 6:00 A.M. to dusk (30 minutes after sunset).

### **12-1 Tennis Courts**

- A. Any tennis court must be relinquished within one hour, when other players are waiting for the tennis court. If no other players are waiting, players may continue to play.
- B. No other activities are allowed on the tennis courts. (i.e., rollerblades, skateboarding, roller-skating, etc.)

### **12-2 Playground Areas**

- A. All Association playground areas close at dusk.
- B. Only activities specifically provided for are allowed at the designated playground areas and only at the specific area designed or designated from time to time for that activity.

### **12-3 Dog Park**

All dogs utilizing the Dog Park are required to be registered with the Association, be vaccinated and obtain a tag. A complete set of rules for the Dog Park are available with the registration form.

## **SECTION 13: FACILITIES**

Members/Associate Members/Tenants are eligible to rent Candlewick Lake Facilities provided they are in good standing. No alcohol may be sold at any event unless permission is given by the General Manager. Dram Shop Insurance will be required

### **13-1 General Restrictions**

- A. No person shall smoke (including, but not limited to: cigarettes, cigars, pipes and electronic cigarettes) in any Association building or facility or within 15 feet of any entrance. When smoking outside, use the designated waste receptacle to dispose of butts.
- B. Members participating in Association-sponsored events, which are held outdoors in common grounds, shall be allowed to set up barbeque grills with the following restrictions:
  1. The equipment shall be in good repair and present no fire or safety hazard in normal use.

2. The equipment shall be segregated in an area that will be located away from the main congregation area of the event audience.
- C. Members shall not be allowed to connect appliances (blenders, boom boxes, refrigerators/coolers etc.) to Association or Common Area electrical outlets without the permission of the General Manager.

### **13-2 Recreation Center**

- A. No person in wet bathing attire is permitted in the Recreation Center. A cover-up must be worn.
- B. Ice skates, roller skates, roller blades, skateboards and bicycles are prohibited in the Recreation Center or beyond the white line at the Recreation Center circle drive.
- C. Anyone using the Fitness Center or Gymnasium must show their Membership Card and have a change of shoes.

### **13-3 Outpost**

- A. Food may be brought into and cooked at the Outpost provided that Boone County Health Department requirements are met.

## **SECTION 14: HOUSEKEEPING**

### **14-1 Burning**

The Rules and Regulations on burning do not apply to controlled or mandated burns done by the Association or Governmental Agencies.

- A. All fires must be contained by either a fire ring, pot, or fire pit and may be no larger than feet (4') in diameter.
- B. The height of the fire shall be limited to four feet (4'), after the fire has been allowed to burn down after ignition.
- C. Contents of the fire are to be limited to non-treated wood products (no treated wood or construction material).
- D. Fires must be attended at all times by a person 16 years and older.
- E. Fire must be at a reasonable and safe recommended distance of at least 25 feet from any structure.
- F. Approval by the General Manager must be obtained before the placement of a fire ring or before having a campfire on any Common Area.
- G. Fire must be completely extinguished with water after use.
- H. No Member/Associate Member/Tenant of any Lot shall burn out doors any garbage, trash, yard waste, or similar waste.

### **14-2 Woodpiles**

- A. Woodpiles designated for use by Members/Associate Member/Tenants may be placed on common ground behind and adjacent to their Lot with the General Manager's approval.
- B. Woodpiles must be neat and orderly and may not be placed in the front yard (street side).

### **14-3 Mowing**

- A. The lawn on all developed lots (lot with a house on it) must be mowed on a regular basis so as not



to allow the grass to be higher than six inches (6").

- B. All vacant lots are required to be mowed four (4) times per year, during the growing season and by the dates published in the Candlewick Lake newspaper.
- C. All lots, both developed or vacant, are to be mowed to the roadway. Grass on developed lots may not be allowed to grow higher than six inches (6"). If the ditch is maintained by natural grasses, which must be approved by the Association, they may not exceed twelve inches (12"). The exception would be any plantings done in conjunction with the Bio-Swale Project. The ditch is defined as the area between the paved road and the lot line.
- D. If there is concrete curbing and/or concrete gutters in front of or on the corner of any developed or vacant lot, the grass must be trimmed around the curbing and/or gutters.
- E. Trimming is required around all trees, mail box posts, sign posts, utility boxes, decorative lot corner markers, decorative rocks, fire and water hydrants and any other structures that are on the lot or in the ditch in front of or on the corner of any lot. This applies to all lots, both developed and vacant.
- F. All vacant lots are to be entirely mowed. Rows (strips) of uncut grass is not acceptable.
- G. If a contractor is hired to mow a developed or vacant lot, it is the responsibility of the owner to be sure the contractor is aware of the mowing requirements.

#### **14-4 Waste Disposal**

- A. Only the service designated by the Association may be used for waste disposal. This rule does not apply to the large roll-off construction dumpsters.
- B. Waste left out for pickup must be sealed in authorized containers, adequately secured from wildlife and weather conditions. Containers may not be set out before 2:00 p.m. on the day before pickup. Containers must be removed by 6:00 a.m. the day after pickup. Garbage and recycling containers must be placed at the end of the driveway and may not be placed on the road edge or road shoulder.
- C. No person shall dump, deposit, drop, throw, discard or leave any material or litter anywhere on Association property.
- D. No contractor shall leave or deposit material, dirt, mud, gravel, or any other material upon Development roadways.
- E. The CC&Rs require that waste receptacles may not be visible from the street or Lake. The Environmental Control Committee has established regulations for the construction of Refuse Enclosures. Approval for the construction of refuse enclosures is required.

#### **14-5 Snow Removal**

During the winter season the removal of snow and ice from Association roads and parking lots is an ongoing responsibility of the Maintenance Department.

Depositing material such as snow, ice, or other foreign material onto the roadway is prohibited. Any person who violates this regulation shall immediately remove such materials or cause it to be removed. Violation of this regulation will be subject to a fine and fees related to the removal of said materials if not done by the person responsible for depositing the material. When plowing a driveway, the snow may not be pushed across the road and dumped on the opposite side.

#### **14-6 Holiday Lighting**

All exterior lighting such as, but not limited to holiday, event, seasonal, temporary, festoon, all lighting devices, sound devices, or wiring that is not part of the standard permanently affixed residential electrical wiring system shall be allowed to remain in place a maximum of thirty (30) days before and ten (10) days

following the event. Due to the weather, December holiday lights will be allowed to be put up no earlier than November 10th but may not be lit until thirty (30) days before the holiday. The removal of December/January 1st holiday lights must be by March 1st. The lights may not be lit beyond ten (10) days after the holiday. An extension may be granted when there are extenuating circumstances.

#### **14-7 Exterior Decorations**

Exterior holiday or seasonal decorations shall be allowed to remain in place a maximum of thirty (30) days before and ten (10) days following the event. Due to the weather, December holiday decorations will be allowed to be put up no earlier than November 10th. In the case of decorations that are illuminated, they may not be lit until thirty (30) days before the holiday. The removal of December/January 1st holiday decorations must be by March 1st. The decorations may not be lit beyond ten (10) days after the holiday. An extension may be granted when there are extenuating circumstances.

#### **14-8 Removal of Graffiti**

- A. A Member will be responsible for the removal of all graffiti from their property.
- B. When graffiti is discovered, it is to be reported to Public Safety for proper documentation (reports, photographs, etc.)
- C. Once the graffiti has been properly documented by Public Safety, the Member will be notified in writing. The onsite Member will then have three (3) days from the date of the notice to remove the graffiti. An offsite Member will have five (5) days from the date of the notice to remove the graffiti.
- D. If the graffiti has not been removed after three (3) days for onsite and five (5) days for offsite Members, a citation will be issued and the Association Maintenance Department will remove the graffiti. The Member will be billed on a time and material basis.

### **SECTION 15: MISCELLANEOUS REGULATIONS**

#### **15-1 No Trespassing On The Dam**

The dam is off limits to everyone except authorized personnel. This is to insure that vegetation is maintained, thereby preventing erosion.

#### **15-2 Camping**

Members with a house on their Lot are allowed to put up a tent in their backyard temporarily. Tents are limited to a three (3) day period of time and then must be taken down.

#### **15-3 Pets**

- A. No animals shall be kept on a Member's/Associate Member's/Tenant's property other than normal household pets. For clarification purposes, normal household pets include dogs, cats, birds, rabbits, ferrets, rodents (gerbils, hamsters, chinchillas, fancy rats, and guinea pigs) reptile pets (turtles, lizards and snakes) and aquatic pets (tropical fish and frogs).
- B. All dogs, while outside, must wear an appropriate collar with an ID tag that will identify the owner's name, owner's address, phone number and the pet's name. Dogs must have their current registration tag affixed to the collar.
- C. Pets, while outdoors, must be confined by appropriate means, either by use of leash, lead, invisible pet fencing, approved kennel, or other control devices. Said devices must be in good functioning condition and of the appropriate strength to retain such pet onto its property.
- D. When confining a pet within an electric (underground) or wireless fence, a clearly visible sign must be posted to notify persons on foot that an invisible fence is in place. The Environmental Control Committee has established regulations for the installation of electric (underground) or wireless fences. Approval for the installation of fences is required.

- E. No pets are permitted in or around the Recreation Center, pool, or beach areas.
- F. Owners of pets must remove their pet's feces immediately from Association common ground, all ditches, and property other than the pet owner's. No person shall allow pet feces to accumulate in any yard, pen, or premises so that it becomes offensive or a health hazard to the residing pet. No person shall fail to remove feces deposited by their pet, except guide dogs.
- G. Any person who provides food and/or shelter to a stray animal will be deemed the owner of said animal and responsible for its care, maintenance, and obedience to Association and Boone County regulations.
- H. If any pet causes damage to any lawn, grass plot, garden, flowerbed, shrub, plant or other landscaping other than the owner's, such pet will be deemed a nuisance and the owner thereof shall be deemed in violation of said ordinance.
- I. Should Public Safety need to impound a pet of a Member/Associate Member/Tenant, the Member may be issued a fine relating to the pet violation, as well as an impound and holding fee for said animal.

**15-4 Nuisance / Annoyance Activities & Quiet Hours**

- A. No noxious or offensive activities shall take place at any time within the Development, nor may anything be done on any Lot that is or may become an unreasonable annoyance or nuisance to any Owner of another Lot in the Association. This would include such instances of barking dogs, loud music, loud machinery, excessively noisy parties, excessive yelling or screaming, etc. (CC&Rs General Prohibitions).
- B. Designated quiet hours are 10:00 p.m. to 7:00 a.m. Sunday through Thursday and 11:00 p.m. to 8:00 a.m. Friday and Saturday.
- C. Designated quiet hours for Association sponsored events are Sunday through Thursday, 10:00 p.m. to 7:00 a.m. and Friday and Saturday, 12:01 a.m. to 8:00 a.m.

**15-5 Health / Safety Endangerment Activities**

- A. No activities that may endanger the health and safety of persons within the Development may be carried out on Association property or Common Areas.
- B. Firearms (including bb guns and paintball guns), fireworks, slingshots, bows and arrows, cross bows, and archery devices, (and other missile hurling devices) may not be discharged in the Development unless authorized by the General Manager. Exception: A tethered bow or spear used for carp fishing.
- C. Hunting and trapping is prohibited (an exception is with the approval of the General Manager for the control and preservation of the Lake, in which situation verification of required trapping license is necessary).

**15-6 Vandalism**

- A. Any damage that occurs to Association property as a result of accidental or malicious means shall be immediately reported to Public Safety. Failure to report such damage may result in a fine issued to the Member/Associate Member/Tenant.
- B. Vandals will be prosecuted and fined for damages and may be required to make financial restitution.

**15-7 Alcohol / Controlled Substances**

- A. No one under the age of 21 shall possess, consume, or be under the influence of intoxicating beverages within the Development.

- B. No one of any age shall possess, consume, or be under the influence of illegal substances.

#### **15-8 Geese**

It shall be unlawful for any person (other than authorized personnel) to feed or to set out food for geese.

#### **15-9 Lake Structures**

- A. No permanent structure or object, such as but not limited to fish habitats, may be placed in or on the Lake without permission from the Lake Management Commission and the Board.
- B. Piers are regulated by Environmental Control Committee Section 548.
- C. Shoreline stabilization, beach composition, and aquatic plantings must be approved by the Environmental Control Committee.

#### **15-10 Lake Usage - Irrigation**

Members/Associate Members/Tenants are permitted to access the Lake for irrigation purposes during the year unless the Lake level falls six (6) inches below pool or as otherwise determined by the General Manager.

#### **15-11 Misrepresentation**

No one is allowed to use false pretenses to gain access to the Development and its facilities.

#### **15-12 Curfew**

Curfew regulations for children seventeen (17) years of age and younger shall be from 11:00 p.m. until 6:00 a.m. Sunday through Thursday and from 12:01 a.m. to 6:00 a.m. Friday and Saturday.

#### **15-13 Loitering**

Anyone who purposely stays upon any Association-owned property for an extended period of time without being engaged in a constructive activity, and is being a nuisance or annoyance to other Members/Associate Member/Tenants, shall be considered loitering.

#### **15-14 Zero Tolerance Policy**

- A. Workplace Violence Prevention: Any threat or act of violence that is sufficiently severe, offensive, or intimidating so as to alter the conditions of employment, or to create a hostile, abusive, or intimidating work environment for one or more Association employees is prohibited.
- B. No one is to interfere with the duties of a Public Safety Officer or any other employee in the course of his or her duties and/or prevent said from carrying out the aspects of his or her job.

#### **15-15 Road Edge & Ditch Usage**

- A. No personal property may be placed on the road edge or in the ditch, including but not limited to basketball hoops, garbage cans, etc.
- B. Nothing may be done to the ditch area (the area between the edge of the road and the Lot line) without the approval of the Environmental Control Committee. This includes, but is not limited to re-grading, plantings of any type, addition of culvert extensions or retaining walls around the end of the culvert, driveway extensions, etc.

#### **15-16 Lake Weed Control**

According to the CC & R's, Section II, Paragraph G (v), owners of lots are prohibited from allowing foreign material from entering Candlewick Lake. No property owner is permitted to apply any type of weed control

on the weeds in the lake, either in front of their lot, common ground or any portion of the lake. Due to the fact that any type of chemical treatment must be applied by licensed personnel, only authorized Candlewick Lake staff or Candlewick Lake contractors are allowed to treat the lake.

## **SECTION 16: APPEAL PROCESS**

### **16-1 Citation Review Commission**

- A. A Citation Review Commission has been set up by the Association for such appeals of citations that may be requested by Owners or alleged violator.
- B. A review may be requested by signing the bottom portion of the original citation in the Association Office within fifteen (15) calendar days from the date the citation is mailed. The day the citation is mailed is counted as day one.
- C. The meetings of the Citation Review Commission will be audio and/or videotape recorded.
- D. One continuance will be allowed by the Member/Associate Member/Tenant, the Candlewick Lake staff member who issued the citation, and by the Commission. All requests for a continuance must be made in writing and received in the Association Office by noon prior to the date of the scheduled citation hearing. In case of an emergency (situations involving life, limb or property only), a continuance may be granted by the Commission if a phone call is made to the Public Safety, made by 8:30 a.m. on the day of the citation review by the Member/Associate Member/Tenant or staff and stating the emergency.
- E. In the event that a citation review has been scheduled and the issuing staff member is not present and fails to request a continuance, the Commission will dismiss the citation(s). In the event that the Member/Associate Member/Tenant is not present, the Commission will validate the citation(s).
- F. In the event that the issuing staff member is no longer employed at Candlewick Lake at the time of Citation Review, a member of that Department may serve as a representative.
- G. The decision of the Commission will be mailed to the Owner within three (3) business days of the Citation Review hearing.
- H. If a Member/Associate Member/Tenant requests a citation review hearing and fails to attend or request a continuance, a Maintenance Fee will be charged to their account.

### **16-2 Appeal to the Board of Directors**

Either the Member/Associate Member/Tenant or the staff member who issued the citation may request an appeal of the Citation Review Commission's decision to the Board. In order for a Member/Associate Member/Tenant to appeal to the Board, a required form, with complete details as to why the decision should be overturned, along with payment in full of the citation must be received in the Association Office within fifteen (15) calendar days of the date of the Citation Review Commission's notice. If a staff member chooses to appeal the Commission's decision, the Owner will be notified in writing prior to the appeal going to the Board. If a Member/Associate Member/Tenant chooses to appeal, the staff member will be advised. Upon review by the Board, the Member/Associate Member/Tenant or staff member will be notified in writing of the Board's decision within three (3) business days following the meeting at which the appeal was reviewed.

## **SECTION 17: RULES AND REGULATIONS AMENDMENTS**

- A. Regulations are defined as those rules and policies that the general Membership is expected to adhere to. Amendments to the Rules and Regulations must adhere to the following procedure:
- B. A Committee, Commission, Director, General Manager or a group of Members may present a request for a Regulation change to the Board for consideration. The requested change needs to be presented in proper policy proposal format, available in the Association Office. The requested Regulation change must be submitted to the office, for submittal to the Board.

- C. Individuals wishing to propose a Regulation change shall either go through a Committee, Commission, General Manager, Board Member or have a petition signed by at least twenty five (25) Members in good standing.
- D. Upon presentation, the Board will read and consider the proposed policy at the next Board Meeting.
- E. The Board will cause the policy to be published as well as extend an invitation for Members of the Association to comment on such proposed policy at the meeting in which it will be voted on. Depending on the issue, a special meeting may be called to accommodate sufficient comment on the topic.
- F. The policy may be reworded or adjusted and, as long as it is not fundamentally changed, will not need to go through the process again.
- G. All rule changes need to be recorded in the office of the Boone County Clerk.
- H. The approved policy will be published in the very next newsletter along with the effective date which will be the date the change is recorded at the County. In the event this happens after the 15th of any given month, it will be published in the month following so as to adhere to established deadlines.
- I. The Candlewick Lake website will be updated within seven (7) days of the recording of such change, as well as electronic notification to the Membership, provided the Member's e-mail address is on file in the office.
- J. An insert for the Rules and Regulations Book will be created within seven (7) days.
- K. All amendments must be dated.

#### **SECTION 18: GUEST USE OF THE LAKE**

Guest use of the Lake for fishing or boating is permitted provided that the Member/Associate Member/Tenant is on or within the immediate vicinity of the Lake at all times. The immediate vicinity is defined as the shoreline or a Member's/Associate Member's/Tenant's lakefront property. This applies to fishing on the water, ice or shoreline. Exceptions will be made when there are extenuating circumstances, predetermined by Public Safety that would prevent a Member/Associate Member/Tenant from being with their Guest. The Member/Associate Member/Tenant is responsible for contacting Public Safety, in advance, so that the request may be considered and logged. The log will be maintained so that an individual that has an "approved situation" will not have to call Public Safety every time their Guest wants to use the Lake. If Public Safety Staff Members or certified volunteers see any pattern of abuse to this rule exception, it will result in a withdrawal of the exception privilege for the remainder of the season/year. When there are extenuating circumstances that prohibit the Member/Associate Member/Tenant from being on or within the immediate vicinity of the Lake, the Member/Associate Member/Tenant must still be within the Development. The Member/Associate Member/Tenant is responsible for contacting Public Safety to reassess the extenuating circumstance.

#### **SECTION 19: INSPECTIONS; CITATION COMPLIANCE**

- A. Inspections.
  - 1. In addition to all other rights and powers otherwise extended to the Association, it is hereby expressly clarified and, to the extent it is found not currently present, that Association staff are expressly authorized to enter upon a Lot to inspect said Lot for compliance with the Community Instruments.
  - 2. Nothing contained herein is intended to be construed as an acknowledgement that such a right does not exist as of the date of this amendment. Rather, it is intended to codify existing rights and powers, and only extend new rights and powers only to the extent it is found that said rights and powers do not currently exist.

3. Nothing contained herein shall be construed as imposing an obligation or duty upon the Association to inspect a property within the Development.

B. Citation Compliance.

1. In the event that a citation has been issued for noncompliance with the Rules and Regulations, the violation must be rectified. If the violation is not corrected, subsequent citations will be issued. If, after the initial citation has been issued and the violation has not been cured, the Association may, at its discretion correct the situation and all costs incurred will be charged to the Member.

## **SECTION 20: SAVANNAH OAKS GOLF COURSE**

### **20-1 Course and Clubhouse Admittance**

- A. Course use is limited to Members/Associate Members/Tenants and their Guests.
- B. Course Age Limitations
  1. Minimum 12 years old unless accompanied by an adult age 18 or older.
  2. No more than two (2) children under the age of 18 may play at one time in a group unless accompanied by an adult age 21 or older.
- C. All Members/Associate Members/Tenants must check in and show valid Membership Card prior to golfing.
- D. Tee times are required for golf and are assigned by Savannah Oaks Staff Members.
- E. Savannah Oaks Staff have the right to temporarily restrict the use of the golf course and/or Clubhouse from residents and their Guests.

### **20-2 Course and Clubhouse Rules**

- A. All patrons of the course and clubhouse must conduct themselves in a civil manner or will be requested to leave the premises immediately.
- B. Use of the Savannah Oaks facilities is not permitted at any time without prior approval.
- C. Pets are not allowed on Savannah Oaks property at any time except in specified areas for access to the bicycle path only. At no time are pets allowed on the course or in the Clubhouse.
- D. No outside alcoholic beverages are allowed on the premises at any time. Unauthorized use of alcoholic beverages is forbidden and subject to confiscation, severe fines and/or arrest.
- E. Course etiquette will apply at all time at Savannah Oaks.
- F. No unauthorized persons will be allowed to access restricted areas.

### **20-3 Vehicle Usage on Course**

- A. Unauthorized vehicles will not be allowed on the course or cart paths at any time.
- B. Only golf carts provided by Savannah Oaks are allowed on the course. No personal carts allowed.
- C. Bicycles are approved for designated cart paths for the sole purpose of accessing the bike path. Bicycles are not allowed on any other portion of the course or cart path system.
- D. No motorized vehicles other than Candlewick Lake specified equipment are allowed on the course at any time (i.e. cars, motorcycles, mopeds, quads, utility vehicles, snowmobiles, etc.).

- E. You must be 16 years old or older to operate a golf cart at any time on the course or surrounding premises.
- F. Course driving restrictions must be adhered to at all times while in effect (i.e. cart path or rough only, 90 degree rule, walk only, etc.). No driving of carts will be allowed in prairie grass and other restricted areas
- G. No carts or pull carts allowed within 45' of tee boxes and/or greens unless on authorized cart paths.
- H. All persons renting carts from Savannah Oaks agree that the equipment they are renting will be returned in same condition.

## **SECTION 21: ENVIRONMENTAL CONTROL COMMITTEE RULES**

See the Environmental Control Committee/Building Department Rules & Regulations for complete rules and regulations for new home construction, construction of home and property improvement projects and all building issues.

### **21-1 Improvements Requiring Approval and Permits**

The following improvements require the approval of the Environmental Control Committee and/or Building Inspector and most projects require a Development Building Permit: new house construction, house additions, sunroom additions, three/four season room additions, exterior remodeling or changes, residing or repainting the exterior of the house, garages, decks, dog runs, driveways, sheds, above and in ground pools, full size satellite dishes, piers, docks, playhouses, tree houses, boathouses/boatlifts, gazebos, LP tanks, refuse enclosures, decorative corner markers, exterior lighting, culverts, wire (underground)/wireless dog fences, shoreline stabilization and repairs, tree removal, anything done in the ditch area. Specification sheets and applications are available in the Association Office for the above listed home improvement projects.

### **21-2 Use of Adjacent Property and Common Ground**

Written permission of adjacent Lot Owners is required for the use of their Lot. A copy of this signed agreement must be submitted to the Building Department. Common Areas shall not be utilized in any way without written permission from the General Manager.

### **21-3 Common Ground Obstruction Removal**

- A. All landscaping and other objects located in the common areas, even if previously allowed, are subject to removal by the Association.
- B. All removals shall be approved by the General Manager and shall be based on the need for vehicle access, drainage, or other functions for the good of the Association.
- C. All Owners immediately adjacent to obstructions to be removed will be notified one month prior or as far in advance as possible by the Association.
- D. The Association will attempt to not damage the items being moved, but shall not be liable for any damages.
- E. Utility companies that have access and easement privileges in Common Areas are obligated to notify the Association prior to removal of obstructions.
- F. Any costs incurred by the Association for moving, removing, or storing will be billed to the Member.

### **21-4 House Numbers**

Legible house numbers must be a minimum of four (4) inches high and shall be affixed to each house in a conspicuous location. Three (3) inch numbers installed prior to October 3, 2006 shall be grandfathered. In addition, block style house numbers at least two (2) inches high shall be attached to all mailboxes.



## 21-5 Construction Hours

Monday through Saturday - 7:00 a.m. through 7:00 p.m.

Sunday - 9:00 a.m. through 5:00 p.m.

## 21-6 Signs

- A. General Contractor Signs. One (1) general contractor sign may be displayed within the boundaries of the Lot, if a Development Building Permit has been issued for house construction. No sub-contractor signs are allowed. The General Contractor sign must be removed when the construction process is completed or the permit expires.
- B. Real Estates Signs – Improved Lots. A Real Estate sign, offering the property for sale or for rent, may be displayed provided a house has been constructed on the Lot. The sign must be located against the house. No Real Estate signs may be placed on vacant Lots except as outlined in Paragraph 3. Brochure boxes must be attached to the sign.
1. One real estate sign may be displayed against the house. On a lake-front house, two real estate signs may be displayed, one placed against the front (street side) of the house and one against the back (lake side) of the house or deck (not dock).
  2. A homeowner contracting with a realtor to sell a house or a house for sale by owner shall be responsible to maintain the external portion of the property as defined in the CC&R Section II, Paragraph G.
  3. If the above referenced environmental control standards are not maintained, the Association may, without precluding the Association from seeking any other remedy permitted under the Association's governing documents and/or applicable law, remove the real estate agent's or Owner's sign. Removed signs will be tagged and stored in the maintenance storage building until retrieved by the owner or disposed of by the Association within a time period deemed reasonable in the sole discretion of the Board. The reinstallation of the sign will be permitted upon the owner's compliance with all applicable environmental control standards. The Association shall not be liable for any loss of or damage to signs caused by Association removal, storage or disposal. Any expenses incurred by the Association in connection with the removal, storage and/or disposal of signs shall be charged to the Association Charge account of the Owner and shall be collectible in the same manner as any Association Charge or other common expense.
- C. Real Estate Signs – Unimproved (Vacant) Lots. A Real Estate sign may not be placed on an unimproved (vacant) Lot except on Sundays when open houses are held. A sign may be placed on a vacant Lot during the open house hours only. Citations will be issued any time a sign is on a vacant Lot other than during open house hours; no warnings will be given.
- D. Open House Signs/Hours.
1. Open house and directional signs may be displayed on Sundays when an open house is held. The signs may be displayed one hour prior and no later than 1 hour after the open house. Open house hours are 2:00 PM to 4:00 PM.
  2. When Broker open houses are held on Tuesdays, open house signs may be displayed one hour prior and no later than 1 hour after the open house. No directional signs are permitted and open house signs may only be placed on the improved Lot. Broker open house hours are 10:00 AM to 2:00 PM.
- E. Political Signs. Political signs may be displayed on any Lot, either improved or unimproved. Political signs may be displayed only within the property lines and may not be placed in the ditch or on any common ground adjacent to the Lot. Political signs may be displayed no sooner than thirty (30) days prior to or later than ten (10) day after the election.

- F. No sign of any type (general contractor, real estate or political) may exceed six (6) square feet in size.
- G. No sign may be placed on common area or in the right-of-way.
- H. Failure to comply will result in a citation being issued.

## CANDLEWICK LAKE ASSOCIATION, INC. FINE STRUCTURE

<b>P00</b>	<b><u>PARKING VIOLATIONS</u></b>	<b>FINE</b>
P01	FAILURE TO COMPLY WITH PARKING ORDINANCE	\$50.00
P02	FAILURE TO COMPLY WITH CONTRACTOR PARKING ORDINANCE	\$50.00
P03	DERELICT VEHICLE	\$100.00
P04	FAILURE TO REMOVE BOAT FROM COMMON GROUND	\$50.00
P05	FAILURE TO COMPLY WITH OFF SEASON STORAGE REGULATIONS	\$50.00
P06	FAILURE TO COMPLY WITH PARKING ORDINANCE–HANDICAP PARKING	\$250.00
P07	FAILURE TO COMPLY WITH PARKING ORDINANCE – FIRE LANES	\$100.00
<b>T00</b>	<b><u>VEHICULAR – TRAFFIC VIOLATIONS</u></b>	<b>FINE</b>
T01	FAILURE TO YIELD TO AN EMERGENCY VEHICLE	\$75.00
T02A	SPEEDING: UP TO 10 MPH OVER POSTED LIMIT	\$100.00
T02B	SPEEDING: 11-20 MPH OVER POSTED LIMIT	\$150.00
T02C	SPEEDING: 21 MPH AND OVER POSTED LIMIT	\$200.00
T03	FAILURE TO COMPLY WITH TRAFFIC CONTROL DEVICES	\$75.00
T04	FAILURE TO COMPLY WITH NOISE LIMITS	\$75.00
T05	FAILURE TO REPORT MOTOR VEHICLE ACCIDENT	\$75.00
T06	FAILURE TO COMPLY WITH ROAD WEIGHT LIMITS	\$100.00
T07	PASSING ANOTHER VEHICLE ILLEGALLY	\$75.00
T08	PASSING STOPPED SCHOOL BUS	\$100.00
T09	FAILURE TO COMPLY WITH SNOW ROUTE/RESTRICTIONS REGULATION	\$75.00
T10	RECKLESS DRIVING	\$100.00
T11	NO ID ON VEHICLE	\$50.00
T12	NEGLIGENT DRIVING	\$75.00
T13	IMPROPER LANE USAGE	\$75.00
T14	FAILURE TO UTILIZE PRIMARY TRUCK ROUTES	\$100.00
<b>D00</b>	<b><u>ATV – SNOWMOBILE – BICYCLE REGULATIONS</u></b>	<b>FINE</b>
D01	FAILURE TO COMPLY WITH SNOWMOBILE REGULATIONS	\$50.00
D02	OPERATING ON UNAUTHORIZED AREAS	\$50.00
D03	FAILURE TO COMPLY WITH BICYCLE REGULATIONS	\$50.00
<b>PB00</b>	<b><u>POOLS – BEACHES – SWIMMING</u></b>	<b>FINE</b>
PB01	FAILURE TO COMPLY WITH POOL REGULATIONS	\$100.00
PB02	FAILURE TO COMPLY WITH BEACH REGULATIONS	\$50.00
PB03	FAILURE TO COMPLY WITH SWIMMING REGULATIONS	\$50.00
PB04	FAILURE TO COMPLY WITH SCUBA DIVING REGULATIONS	\$50.00
<b>B00</b>	<b><u>BOATING – WATERSKIING REGULATIONS</u></b>	<b>FINE</b>
B01	FAILURE TO COMPLY WITH WAKE REGULATIONS	\$50.00
B02	FAILURE TO COMPLY WITH WATER SKIING REGULATIONS	\$50.00
B03	FAILURE TO COMPLY WITH WATERCRAFT REGULATIONS	\$50.00
B04	FAILURE TO COMPLY WITH WATERCRAFT REGISTRATION REGULATIONS	\$50.00
B05	FAILURE TO COMPLY WITH GUEST WATERCRAFT REGULATIONS	\$50.00
B06	OPERATING IN RESTRICTED AREAS	\$50.00
B07	FAILURE TO COMPLY WITH WATERCRAFT TRAFFIC REGULATIONS	\$50.00
B08	FAILURE TO COMPLY WITH PERSONAL WATERCRAFT REGULATIONS	\$50.00
B09	FOLLOWING TOO CLOSE TO SKIER	\$100.00
B10	CARELESS OPERATION	\$100.00
B11	LACK OF SAFETY EQUIPMENT	\$50.00
B12	OVERLOADED WATERCRAFT	\$50.00
B13	UNDERAGE OPERATOR OF WATERCRAFT	\$50.00
B14	FAILURE TO REPORT BOATING ACCIDENT	\$50.00
B15	FAILURE TO COMPLY WITH ILLINOIS BOATING REGISTRATION ACT	\$50.00
B16	FAILURE TO COMPLY WITH BUOY REGULATIONS	\$50.00
<b>F00</b>	<b><u>FISHING REGULATIONS</u></b>	<b>FINE</b>
F01	UNAUTHORIZED FISHING	\$50.00
F02	FAILURE TO COMPLY WITH FISHING PERMIT REGULATIONS	\$50.00
F03	FAILURE TO COMPLY WITH FISHING REGULATIONS	\$50.00
F04	FAILURE TO COMPLY WITH FISH BAIT REGULATIONS	\$100.00
F05	FAILURE TO COMPLY WITH SIZE/LIMIT FISH REGULATIONS	\$100.00
F06	FISHING FROM RENTED PIER	\$50.00
F07	FAILURE TO COMPLY WITH CATCH AND RELEASE REGULATIONS	\$100.00
F08	FAILURE TO COMPLY WITH ICE FISHING REGULATIONS	\$50.00
<b>PR00</b>	<b><u>PROPERTY RELATED REGULATIONS</u></b>	<b>FINE</b>
PR01	DAMAGE TO ASSOCIATION PROPERTY	\$100.00
PR02	FAILURE TO COMPLY WITH WASTE DISPOSAL/DEBRIS REGULATIONS	\$50.00
PR03	ILLEGAL DUMPING AT MAINTENANCE FACILITY	\$500.00
PR04	FAILURE TO COMPLY WITH WOODPILE REGULATION	\$50.00

PR05	FAILURE TO COMPLY WITH SNOW REMOVAL POLICY		\$50.00
PR06	FAILURE TO COMPLY WITH HOLIDAY LIGHTING REGULATION		\$50.00
PR07	FAILURE TO COMPLY WITH HOLIDAY DECORATION REGULATION		\$50.00
PR08	FAILURE TO COMPLY WITH CAMPING REGULATIONS		\$50.00
PR09	ILLEGAL SIGN		\$50.00
<b>OP00</b>	<b><u>OFFENSES AGAINST/BY PERSON(S)</u></b>		<b>FINE</b>
OP01	FAILURE TO COMPLY WITH FIREARMS REGULATIONS		\$50.00
OP02	MISREPRESENTATION		\$100.00
OP03	SOLICITING		\$50.00
OP04	DISORDERLY CONDUCT		\$100.00
OP05	ASSAULT		\$100.00
OP06	POSSESSION OF ALCOHOL OR CONTROLLED SUBSTANCE BY MINOR		\$50.00
OP07	INTERFERENCE WITH DUTIES OF PUBLIC SAFETY OFFICER		\$100.00
OP08	LOITERING		\$50.00
OP09	TRESPASSING/TRESPASSING ON DAM		\$100.00
OP11	VANDALISM		\$500.00
OP12	VIOLATION OF CURFEW		\$50.00
<b>AC00</b>	<b><u>ANIMAL RELATED OFFENSES</u></b>		<b>FINE</b>
AC01	FAILURE TO COMPLY WITH WATER FOWL REGULATIONS		\$100.00
AC02	FAILURE TO COMPLY WITH PET MAINTENANCE POLICY		\$50.00
AC03	FAILURE TO COMPLY WITH PET MAINTENANCE POLICY—DOG BITES		\$150.00
<b>C00</b>	<b><u>CONSTRUCTION – ECC / BUILDING DEPARTMENT</u></b>		<b>FINE</b>
C02	EXCAVATION WITHOUT PERMIT		\$200.00
C03	MISC. DEBRIS ON COMMON GROUND		\$50.00
C05	BUILDING WITHOUT A PERMIT (MISCELLANEOUS)		\$100.00
C07	BUILDING WITHOUT A PERMIT (HOUSE)		\$500.00
C09	CONSTRUCTION DAMAGE TO ASSOCIATION PROPERTY		\$100.00
C11	EROSION FENCE NOT INSTALLED		\$100.00
C13	EROSION FENCE NOT MAINTAINED		\$100.00
C15	NO TRASH DUMPSTER WHEN FRAMING		\$100.00
C21	FAILURE TO MAINTAIN PROPERTY		\$50.00
C23	WEEDS ON PROPERTY		\$50.00
C25	MISCELLANEOUS VEHICLES ON EMPTY LOT		\$50.00
C27	TRASH OR DEBRIS ON LOT		\$50.00
C28	CONSTRUCTION DEBRIS ON LOT		\$100.00
C29	EXPIRED PERMIT	Per Month	\$200.00
C31	PROPANE TANK ENCLOSURE NOT REMOVED		\$50.00
C32	PROPANE TANK NOT ENCLOSED		\$50.00
C35	BUILDING WITHOUT A CULVERT INSTALLED		\$200.00
C36	CULVERT INSTALLED AND COVERED W/O INSPECTION		\$200.00
C37	OBSTRUCTING DRAINAGE		\$50.00
C38	CONSTRUCTION DAMAGE TO DITCH/CULVERT		\$100.00
C39	NO LEGIBLE HOUSE NUMBER OR NO HOUSE NUMBER		\$50.00
C40	EXCESSIVE NUMBER OF SIGNS (IMPROPERLY DISPLAYED)		\$50.00
C41-H	NOT BUILDING BY APPROVED PLAN (HOUSE)		\$1,000.00
C41-M	NOT BUILDING BY APPROVED PLAN (MISCELLANEOUS)		\$100.00
C43	CHANGING GRADE OF LOT WITHOUT APPROVAL		\$100.00
C45	POURING FOOTING WITHOUT INSPECTION		\$200.00
C46	CONSTRUCTION BEFORE OR AFTER HOURS		\$50.00
C47	NO DECK ON ELEVATED EXTERIOR EXIT		\$100.00
C48	STOP WORK ORDER		\$100.00
C49	DIRT IN DITCHWAY		\$50.00
C50	DOOR/WINDOW PLACEMENT NOT APPROVED		\$100.00
C52	NOT LANDSCAPED/SEEDED or SODDED WITHIN 60 DAYS & CONSTRUCTION DEPOSIT LIST COMPLETE		\$75.00
C53	CHANGING SHORELINE WITHOUT ECC APPROVAL		\$100.00
C54	MUD ON ROADWAY		\$100.00
C55	DRIVEWAY NOT PAVED		\$100.00
C56	DAMAGE TO OTHER PROPERTY OWNER'S LOT		\$100.00
C57	CHANGING HOUSE COLOR WITHOUT APPROVAL		\$100.00
C58	ILLEGAL DUMPING/STORAGE/USE OF COMMON GROUND WITHOUT CWL APPROVAL		\$100.00
C59	PORT-A-POTTIE OR DUMPSTER IN DITCH OR EDGE OF ROAD		\$100.00
C60	DECORATIVE LIGHTING VIOLATION		\$50.00
C61	ILLEGAL DUMPING IN A CONSTRUCTION DUMPSTER		\$100.00
C62	POOL UNDER 48" WITHOUT BARRIER		\$100.00
C63	CUTTING TREES OVER 3" IN DIAMETER		\$100.00
C64	REMOVING TREES FROM ASSOCIATION PROPERTY		\$100.00
C66	FILLING IN CULVERT WITHOUT PERMISSION		\$250.00

C67	FAILURE TO MOW PROPERTY	\$50.00
C68	GARAGE DOOR NOT BARRICADED TO HOLD DEBRIS	\$100.00
C70	SHORELINE NOT MAINTAINED	\$100.00
C71	CONSTRUCTION VEHICLES/EQUIPMENT ON PROPERTY	\$50.00
C72	FAILURE TO SUBMIT ENGINEERED PLANS	\$100.00
C73	EXPOSED CONCRETE	\$50.00
C74	ROADWAY HAZARD – CONSTRUCTION MATERIAL, ROCKS, BRICKS, TREE BRANCHES – LEFT ON ROADWAY OR ROAD SHOULDER	\$50.00
C75	DUMPING ON ADJACENT LOTS	\$50.00
C76	ILLEGAL STRUCTURE/ILLEGAL CONSTRUCTION/ILLEGAL FENCE	\$50.00
C77	LIGHTING VIOLATION	\$50.00
C78	ROAD CUT/DITCH EXCAVATION NOT REPAIRED	\$100.00
C79	ILLEGAL FENCE	\$100.00
C80	ILLEGAL DUMPING OF WATER	\$50.00
<b>R00</b>	<b><u>PARKS – RECREATION – FACILITIES</u></b>	<b>FINE</b>
R01	FAILURE TO COMPLY WITH TENNIS COURT REGULATIONS	\$50.00
R02	FAILURE TO COMPLY WITH FACILITY REGULATIONS AND RESTRICTIONS	\$50.00
R03	USE OF PARKS AFTER DUSK	\$50.00
<b>DL00</b>	<b><u>DOCKS AND LAUNCHES</u></b>	<b>FINE</b>
DL01	FAILURE TO COMPLY WITH BOAT DOCK REGULATIONS	\$50.00
DL02	FAILURE TO COMPLY WITH ASSOCIATION DOCK REGULATIONS	\$50.00
<b>BR00</b>	<b><u>BURNING RELATED</u></b>	<b>FINE</b>
BR01	FAILURE TO COMPLY WITH BURNING ORDINANCE	\$50.00
BR02	UNAUTHORIZED FIRE ON CWL PROPERTY	\$50.00
<b>M00</b>	<b><u>MEMBERSHIP</u></b>	<b>FINE</b>
M01	FAILURE TO APPLY FOR ASSOCIATE MEMBERSHIP	\$50.00
M02	FAILURE TO REGISTER VEHICLE AFTER 30 DAYS	\$50.00
<b>E00</b>	<b><u>ENTRY PROCEDURES</u></b>	<b>FINE</b>
E01	FAILURE TO COMPLY WITH GATE ACCESS REGULATIONS	\$75.00
E02	FAILURE TO REGISTER VEHICLE AT ASSOCIATION OFFICE	\$100.00
E03	FAILURE TO COMPLY WITH C-PASS REGULATIONS	\$50.00
E04	FAILURE TO COMPLY WITH GUEST ENTRY PROCEDURES	\$50.00
<b>MI00</b>	<b><u>MISCELLANEOUS REGULATIONS</u></b>	<b>FINE</b>
M01	NO HUNTING OR TRAPPING	\$50.00
M02	HEALTH AND SAFETY VIOLATIONS	\$50.00
M03	FAILURE TO COMPLY WITH LAKE STRUCTURE REGULATIONS	\$50.00
M04	LAKE USAGE VIOLATION	\$100.00