



RULES AND REGULATIONS

FOR

LAKE MISSION VIEJO ASSOCIATION

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**ARTICLE I
GENERAL INFORMATION**

Section 1.01. Cooperation with Staff. Directions given by any authorized Lake Mission Viejo Association (“LMVA”) staff must be complied with at all times when using the facilities. Appropriate behavior, cooperation, and conduct with the LMVA members and staff are required at all times. Any abusive, offensive, or threatening language or behavior is unacceptable. The control, supervision, and discipline of all employees of the Association shall be the responsibility of the management. Failure to abide by these rules and the direction of the staff may result in immediate removal from the facilities.

Section 1.02. Member Identification. Any member without a valid LMVA identification card will be denied access to Lake Mission Viejo (“Lake”) facilities. All members eight years of age and older are required to have LMVA I.D. cards in their possession while on any LMVA property. I.D. cards must be presented upon request by any LMVA staff member. Members are required to display their LMVA I.D. cards at all times while fishing. Members are required to present their LMVA I.D. cards upon entry to Lake facilities. Members who do not bring their cards will be required to show picture I.D. and will be issued a Temporary Facility Access Pass (“Temporary Pass”) and charged a fee, as provided in the Schedule of Fees, available at the Administration Building or online at *lakemissionviejo.org*. This pass will serve as a receipt to obtain a new ID badge from the membership office. The Temporary Pass is valid for entry into the facility on the date of purchase only. Replacement cards (fees may apply) can be obtained from the LMVA membership office. Members who present their current lake I.D. card along with their Temporary Pass receipt can obtain a refund from the membership office within ten days of issuance of the Temporary Pass.

Section 1.03. Children. Children under eight years of age must be accompanied by a responsible adult.

**ARTICLE II
GENERAL RULES**

Section 2.01. Glass Containers. All forms of glass containers are prohibited within the park for safety reasons and will be confiscated. Prohibited glass containers include but are not limited to beverage and condiment bottles, and serving containers.

Section 2.02. Use of Lake Facilities by Members for Personal or Financial Gain. No member shall conduct any activity for personal or financial gain on any LMVA property. “LMVA Property” means the “Lake Lot,” as described in the Lake Mission Viejo Association CC&Rs, which includes, but is not limited to, dam, spillways, bulkhead, recreation facilities, landscaping, parking lot, roadways and any common area designed for the use of the members.

Section 2.03. Soliciting, Selling, and Advertising. No person shall dispose of any goods, distribute, post, or circulate notices, or conduct any business of any nature without prior approval.

Section 2.04. Entertainment. No person shall set up or maintain any exhibition, show, concert, place of amusement, lecture, oration, amplified sound, or concert hall without prior written permission from LMVA.

Section 2.05. Alcoholic Beverages. LMVA reserves the right to prohibit the consumption of alcoholic beverages by any person or group on LMVA property. Only people 21 years and older may consume alcohol on the premises.

Section 2.06. Wheeled Recreational Devices. LMVA does not allow any recreational wheeled device, motorized or manual, to be ridden inside the premises. These include but are not limited to Bicycles, razor scooters, roller skates/blades, tricycles, big wheels, inline skates, heellies, skateboards, pedal cars, battery operated cars, motor scooters, or any other manufactured or homemade wheeled apparatus.

Section 2.07. Vehicle Speed Limit. Vehicles may not drive faster than five (5) miles per hour in parking lots. Unsafe driving at any speed is not permitted, as solely determined by LMVA.

Section 2.08. Vehicle Use and Parking. No person shall operate any motorized vehicle or bicycle in other than designated areas. No person shall park in a designated handicapped parking space unless the car displays a placard or license plate that has been issued by the California Department of Motor Vehicles. No person shall park in any designated LMVA Staff parking space. Any vehicle parked or left standing in violation of this section may be subject to towing and impoundment as provided in the California Vehicle Code. Except for official LMVA vehicles, parking in designated fire lanes (red curbs) is prohibited at all times.

Section 2.09. Cleaning, Repairing of Vehicles. No person shall clean, polish or make other than emergency repairs to any vehicle within the Lake Lot. A vessel wash and rinse area has been designated for vessel cleaning only.

Section 2.10. Lost and Found. Articles turned into the LMVA lost and found will be held for a maximum of one week.

Section 2.11. Vandalism. Any member witnessing vandalism or damage to LMVA property should immediately report the incident to LMVA management. Acts of vandalism may be reported to the Orange County Sheriff's Department and the vandal may be prosecuted. Members shall be responsible for any and all damages to LMVA Facilities caused by the member or the member's family members or guests and will be held liable for all repair and replacement costs, including fines.

Section 2.12. Smoking. Smoking, vaping, use of e-cigarettes or other similar devices is allowed only in designated areas.

Section 2.13. Fishing Time. Fishing is permitted only during LMVA hours of operation.

Section 2.14. Authority to Close. An authorized LMVA agent may close the entire facility or portion thereof, for any reason and for such times as are necessary for maintenance and repair, special events, lightning storms, wind, and safety of the membership.

Section 2.15. Remote Control Equipment.

- All remote-controlled vessels must be approved and registered for Lake use. No other remote-controlled equipment is permitted. Vessel registration requirements apply.
- For safety, noise, and privacy concerns, the use of remote-controlled, motorized gliders, model aircraft, rockets, and drones (a.k.a. unmanned aircraft systems, or UAS), and any other similar device (collectively “Prohibited Aircraft”) may not be flown on or over LMVA property. Owners are responsible for personal injury and property damage caused in whole or in part by the use of a Prohibited Aircraft and shall defend and indemnify LMVA from any and all claims and liabilities arising from their use.

Section 2.16. Animals. No pets are permitted on LMVA property. Service and support animals are permitted only under the following conditions:

- A service animal that has been individually trained to do work or perform tasks for a disabled person, only when accompanied by the person it is trained to assist; and
- A support animal that provides emotional, cognitive, or other similar support to an individual with a disability, only when accompanied by the person it is trained to support.

Service or support animals must remain in control of the user at all times. Any service or support animal that causes a direct threat to the health and safety of others, as solely determined by LMVA, is subject to immediate removal from LMVA property.

Section 2.17. Closed Areas. No person shall enter any posted, restricted or closed area. Climbing on any LMVA fences, gates, railings, trees, lifeguard towers or slopes is not allowed.

Section 2.18. Barbecues. Charcoal barbecues provided by LMVA are the only charcoal barbecues permitted. Charcoal coals are to be discarded in appropriate metal containers. No portable barbecues during concerts and/or special events. Portable propane barbecues are allowed in park and picnic areas only. No barbecues on the sand.

Section 2.19. Fire. Open fires are prohibited.

Section 2.20. Park/Grass Areas. No ground covering may be used that may cause damage to landscaping, as solely determined by LMVA staff. Picnic blankets made of breathable material are encouraged for this reason. Large ground coverings made of non-breathable material can destroy turf and other plant material.

Section 2.21. Litter. All trash and litter must be disposed of in the proper trash and recycling containers.

Section 2.22. Carts. Blue carts are for transporting equipment and supplies ONLY - NOT PEOPLE. All carts must be taken back to the return area immediately after arrival at recreational destination.

Section 2.23. Tables. There are approximately 140 tables throughout the facility that are available on a first come first served basis. Tables may not be moved off concrete pads. Maximum two tables per family membership for usage. Members must personally stay with tables. Leaving items on unattended tables does not constitute possession of the tables. Lost items are not the responsibility of LMVA.

Section 2.24. Reserved Tables. Some tables in the bowl area may be reserved. The following rules apply to reserved tables:

1. Maximum of two tables may be reserved by a household membership.
2. Tables can be reserved up to one month in advance but no later than the day before.
3. Reserved tables are available for a fee.
4. No table reservations will be taken on concert or movie dates.
5. Tables are reserved for the entire day.
6. Reservations may be made on the LMVA website, by phone, or in person. Fees must be paid at the time reservations are made.

Section 2.25. No Feeding the Birds or Fish. In order to protect the water quality of LMVA, all members and guests must refrain from feeding any birds or fish anywhere on LMVA property.

Section 2.26. Wildlife. Mistreating wildlife, including, but not limited to, birds, fish, rabbits, and squirrels is prohibited.

Section 2.27. Daily Guest Rules.

1. Each LMVA household membership can bring up to **15 guests** per day.
2. A guest fee will be charged to any guest 8 years and up. Children under 8 are not charged guest fees but must be included in the total guest count.
3. To accommodate a larger guest list, members may inquire about reserving the East Beach Upper Group area or the LMVA Clubhouse.
4. Members may enter with their guests without a reservation and will pay guest fees to the LMVA gate attendant.
5. Or, members may create a guest list online, by phone, or in person in the Lake Services Office. Members must prepay for all guests on the guest list. **No guest will be permitted entrance before the host-member arrives to activate the guest list.**
6. Members may obtain a full refund of prepaid guest fees no less than 24 hours prior to their event.
7. Members are responsible for the guests at all times and must remain on LMVA premises throughout the duration of the event.
8. Guests are permitted on Independence Day (July 4th) **after 3 p.m.** Regular guest fees for up to 15 guests apply.

Section 2.28. Special Event Guest Rules:

1. On Special Event days, only four guests per household membership will be permitted. This includes children of any age. Special Event guest rates apply at **North Beach** and children of all ages will be charged. Guests must enter with the member as guest lists are not accepted on Special Event days.
2. Regular guest fees for up to 15 guests at **East Beach** remain the same on Special Event days.

Section 2.29. Filming and Photography

Filming and photography for commercial purposes, including but not limited to print and internet media, broadcast and cable television, and movies, is prohibited on or above Association property without advance written permission from LMVA and, if required, a permit from the City of Mission Viejo.

Section 2.30. Release of Plants and Animals

Release of any plant or animal into the Lake or park is prohibited. This includes aquarium plants or animals as well as unwanted pets like ducks or rabbits, etc. Also, no emptying of aquariums, fish, turtles, carp, or any other animal or plant into the Lake.

ARTICLE III GUEST PASSES

Section 3.01. Types of Guest Passes. The following are the types of guest passes currently being and are subject to posted use restrictions, number limitations, and fees (fees are provided in the schedule of Fees, which is available at the Administration Office or online at lakemissionviejo.org.)

1. **Regular Guest Pass.** Allows the guest accompanied by a member to use the LMVA facilities. (excluding fishing privileges – see below for Guest Fishing Pass) Children under 8 years are free but are still counted as a guest.
2. **Guest Fishing Pass.** This allows the guest to fish on the Lake. Any guest fishing is required to have a fishing guest pass regardless of age. In addition to Guest Fishing Pass, a Regular Guest Pass is required for anyone 8 years of age and older.
3. **Special Event Day Guest Pass.** Allows the guest accompanied by a member to attend the LMVA facilities at North Beach on special days. Limit of 4 guests per household membership per concert day.
4. **Senior Member Discount on Regular Guest Pass.** Members who are 62 years of age and older qualify for a special half-price guest pass. Senior members are required to advise the gate/Lake Services that they qualify for the half-price pass at the time of purchase. (Does not include fishing guest passes or concert guest pass.)

ARTICLE IV BOATING

Section 4.01. General Information. Boating is limited to single hull sailboats, rowboats, electric powered vessels, remote controlled vessels, paddlecraft and pedalcraft. The regulations limit vessel size to an eight (8) foot minimum length and a maximum overall length of eighteen and a half (18 ½) feet for sailboats and twenty-one (21) feet for all others. (Size limitations for remote control vessels and pedalcraft are subject to LMVA approval by authorized LMVA agent.) These boating rules apply to watercrafts and water equipment placed in the Lake, including, but not limited to, vessels of any kind, kayaks, water bikes, and stand-up paddle boards.

Section 4.02. Hours of Use. Vessel activity on the LMVA is restricted to hours that the North Beach facility is open. Check with the LMVA Office for current hours of operation. All vessels must allow enough time to be out of the facility grounds by designated closing time.

At the end of the day, LMVA requires time to prepare the rental fleet for the next day's rentals. All vessel rentals will stop exactly on the hour; one hour prior to the closing of the Boat Rental Office. **NO EXCEPTIONS.**

Section 4.03. Vessel Registration. All vessels must have a current registration with LMVA. Boating registration applications may be obtained at the Membership Office. All vessels must pass inspection for safety and for LMVA biological concerns by the LMVA Manager or a designee, prior to issuance of a Registration Permit (decal). To prevent mussels from entering the Lake, each vessel registered must pass inspection and be quarantined for 30 days before first use on the Lake. A LMVA employee will tag your vessel, which must remain unbroken for the entire 30 days. If the vessel is used at another facility or the seal is broken before or after the 30-day period, the watercraft must pass a new inspection and a new quarantine period must be commenced. SUPs are not subject to the quarantine requirement.

Prescribed insurance forms must be received by the Membership office prior to issuance of vessel registration permits. The registration permit must be placed on the starboard outboard stern for each vessel.

Each year on January 1, all vessels must be re-registered. Re-registration begins in November of the preceding year.

Any vessel continuing to display an expired registration sticker from a previous year by February 1st of each calendar year will be subject to impoundment without notice and will also be subject to a fine. Impounded vessels will be removed from the Lake and are subject to daily storage fees until registration is issued.

Section 4.04. Vessel Rentals.

15' Row	8 years and older	6 persons
15' Electric	16 years and older	6 persons
Sailboat	16 years and older	5 persons

Pedal	8 years and older	2/4 persons
Kayak	10 years and older	1 person
Tandem Kayak	10 years and older	2 persons
Party Vessel	21 years and older	10 persons
15' Flat bottom-Electric	16 years and older	4 persons
Stand Up Paddleboard	12 years and older	1 person
Fishing Pontoon	16 and older	8 persons
Tracker Bass Vessel	16 and older	2 persons
Water trike	12 years and older	2 persons

Additional equipment may be available for rent and restrictions regarding rentals will be provided at the Boat Rental Office.

Section 4.05. Vessel Rental Rules.

1. All vessels are rented on a first come, first served basis. Certain types of vessels may be reserved in advance.
2. Use of the LMVA-owned vessels requires compliance with all boating regulations.
3. The member shall be held responsible for any damage to vessels, vests, or vessel equipment and/or personal injury to any member and their guests, and boating privileges may be revoked.
4. Failure to comply with any LMVA regulations or staff instructions shall entitle the staff to require the person to immediately leave the area.
5. All vessels must maintain at least a 15-foot distance from all private docks, the Lake bulkhead, and swim lines.
6. Swimming is NOT permitted from the vessels.
7. Fishing is only permitted from pontoon fishing vessels and aluminum fishing vessels.

Section 4.06. Party Vessels. The following must be observed when renting a party vessel.

1. Party vessels can be reserved up to one calendar month in advance.
2. Reservations may be made in-person at the Boat Rental Office, or by phone. Reservations may be made on the LMVA website, by phone, or in person. Fees must be paid at the time reservations are made.
3. Fishing and/or swimming is NOT permitted from the party vessels.
4. Passengers must remain inside railings on private or rental party vessels. Hands and feet must remain inside the vessel at all times.
5. Glass containers are not permitted.
6. 10-person limit per vessel (children and infants included).

Section 4.07. Lights. All vessels underway on the Lake after sunset must have running lights as follows: Red and green bow lights and a white light on the stern which is visible from all directions. All vessels at anchor after sunset must display a white light visible from all directions.

Section 4.08. Power Boats. All power vessels must be electric power-driven except patrol and maintenance vessels and others approved by LMVA Management. Inboard or inboard/outboard motors not allowed. Outboard gas motors must be kept tilted up out of the water when on the Lake.

Section 4.09. Boat Flotation. All vessels shall contain positive flotation adequate to float the craft awash.

Section 4.10. Life Preservers. Each craft shall carry a Coast Guard approved personal flotation device (“PFD”) (in good condition) for each person on board. Children 12 years old and under must wear their PFD at all times while boating. Vessel bailer and paddle are required if applicable.

Section 4.11. Vessel Storage. Vessel storage will be limited to only those vessels meeting the criteria for vessels allowed to be used on the Lake. Vessels stored at LMVA must be kept clean and in good repair at all times. LMVA is not responsible for any damage to vessels or other personal property left in the vessel storage area.

Section 4.12. Lake Biology and Preservation/Protection Program. All vessels, watercrafts, rafts, and devices placed in the LMVA waters must comply with current policies and procedures for maintaining water quality. Please check with the Management and Water Biology Department for current policy and procedures. Quagga Mussels infestations and other biological concerns must be addressed to maintain the water quality of the Lake. No watercraft will be allowed on the Lake until an inspection has occurred and the craft is determined to be in compliance with all LMVA regulations.

Section 4.13. Remote Control Vessels. All remote-controlled vessels must be approved, have liability insurance, be used in compliance with all LMVA rules, and be registered for LMVA use.

Section 4.14. Vessel Insurance. All vessels must be insured in compliance with LMVA insurance requirements. A certificate of insurance prepared by an insurance agent Proof of insurance must be provided to LMVA prior to issuance of the registration permit.

Section 4.15. Flotation Devices Other Than Vessels. No flotation devices other than LMVA registered vessels are permitted beyond beach swimming area marking buoys.

Section 4.16. Fishing Float Tubes. Fishing float tubes are not allowed on LMVA facilities.

Section 4.17. Rubber Rafts. Rubber rafts and other flotation devices are permitted in the swim area only at the LMVA lifeguard’s discretion. Rubber rafts must have at least two compartments, not including the floor, and measure at least eight feet in length from bow to stern along the gunwale (gunnel). All boating rules apply.

Section 4.18. Swimming Area. Vessels are not allowed in the swimming areas at any time and must be at least 15 feet away from designated swim areas. Swimming Areas are designated at the North Beach, East Beach, the private swimming area/beaches at the Mallorca, Finisterra, Tres Vistas, and 35 feet from the Bulkhead of all private homes on the Lake.

Section 4.19. Right-of-Way. In general, vessels that are restricted in their ability to maneuver have the right of way. A sailing vessel has the right-of-way over motor craft, kayaks, and pedal boats, except when the sailing vessel is overtaking a motor vessel, in which case the sailing vessel must keep clear.

Section 4.20. Sink Drains and Toilets. Vessels equipped with sink drains or flush toilets are barred from the water area unless said drains and toilets are sealed.

Section 4.21. Speed Limit. The speed limit for all vessels is seven (7) miles per hour.

Section 4.22. Condition of Vessels. Any vessel deemed unsafe or a hazard by LMVA will not be permitted on the Lake. All vessels brought onto the Lake must be safe, water-worthy, and clean of any foreign aquatic plants and animals prior to launching.

All vessels must comply with current LMVA vessel regulations, available from the LMVA office.

Section 4.23. Cleaning and Vessel Repair. Freshwater hosing of vessels is permitted within the slip storage area or at private docks. No soaps or cleaners are permitted. Vessel repairs, such as sanding, fiberglass repair, drilling, or painting are permissible on LMVA premises only with prior express permission from LMVA.

Section 4.24. Vessel Passenger Loads. Vessels shall not exceed the manufacturer passenger load limitation and/or safe passenger load limitation.

Section 4.25. Swimming from Vessels. Swimming from vessels is **PROHIBITED**. Swimming is **ONLY ALLOWED** in designated swim areas.

Section 4.26. Vessel Lengths. Maximum length for single-hulled sailboats is 18.5 feet and 21 feet for a runabout or rowboat.

Section 4.27. Multi-Hulled Sailboats. No multi-hulled sailboats are allowed access to LMVA.

Section 4.28. Sailboards. All persons using sailboards on the Lake must wear a Coast Guard approved flotation device.

Section 4.29. Stand-Up Paddle Boards (“SUP”). All SUPs, including those launched from the beaches and/or docks of the gated communities of Tres Vistas, Mallorca and Finisterra, and all other lakefront homes, must be registered at the LMVA Administration Office before use on the Lake. SUPs must pass inspection for safety and for LMVA biological concerns by the LMVA Manager or a designee, prior to issuance of a Registration Permit (decal). SUPs are not required to quarantine after initial inspection and registration. Prescribed insurance forms must be received by the LMVA Administration prior to issuance of registration permits, and all other

requirements of the registration process described in the registration form must be met. The manner of display of the registration permit is determined by LMVA.

Section 4.30. Dock Restrictions. Vessels may dock only in the following areas: East Beach dock, Market on the Lake dock, and the North Beach dock adjacent to the flag poles and rental dock.

Members who are non-residents of the lakeside communities of Tres Vistas, Finisterra, Mallorca and San Marino are strictly prohibited from unauthorized docking on the private docks in these areas. Any Member / Non-resident with a private, or LMVA rental vessel tying up to or docking in or climbing onto one of the docks of these private communities will be subject to a fine, immediate expulsion and possible suspension of Lake Privileges. Orange County Sheriffs may be called, as this is trespassing. These docks are private property. Trespassing on private property will not be tolerated.

Section 4.31. 15-Foot Rule. Vessels must remain at least 15 feet from any private dock (unless owned by the dock owner) or bulkhead area around the Lake, and designated swimming areas at North and East Beaches. This includes Mallorca, Tres Vistas, and Finisterra swimming areas, and private vessels tied to the docks. The “15 Foot Rule” includes vessels and all fishing gear, (pole, hook, or line) must be at least 15 feet away from all private property. Violators will be subject to a fine, immediate expulsion and possible suspension of LMVA Privileges.

Section 4.32. Prohibited Docking. Tying up to the bulkhead or leaving your vessel and fishing from the bulkhead is not permitted. Tying up to any swim line is not permitted. Unauthorized tying up to any private dock is not permitted.

Section 4.33. Buoy Designations.

- Red: No fishing zone
- Green: Aeration. No anchoring zone within 100 feet
- Yellow: Swimming area
- White/Blue: Mooring only (no mooring on any other buoy)

ARTICLE V ENFORCEMENT POLICY

Section 5.01. General Information. The Board of Directors may revoke a member’s access to LMVA Property if the Board determines the member’s actions are causing or may cause immediate harm/danger to a person, private property, and/or LMVA Property.

Except in an Emergency, member Discipline (as described above), shall be conducted in accordance with the Civil Code and the LMVA Governing Documents.

Section 5.02. Member/Guest. LMVA utilizes the Lifeguard Patrol and Rescue and Compliance Departments to enforce the majority of LMVA rules and regulations. Management, their designee, lifeguards, or Compliance Department staff may approach members and guests on LMVA Property to enforce LMVA rules. These contacts are made out of concern for safety,

the protection of property and the individual member's rights. Members are responsible for the violations of their guests.

Section 5.03. Rule Enforcement, Discipline, and Citation/Fine Program.

1. Rule advisement may be a verbal and /or written warning.
2. Violations of LMVA Rules may be met with a citation and a fine. If there is more than one violation per citation, there will be a fine for each violation.

**ARTICLE VI
FISHING**

Section 6.01. General Requirement. **LAKE ID CARDS MUST BE DISPLAYED AT ALL TIMES WHILE FISHING.**

Section 6.02. Permitted Fishing. Fishing is permitted only when the North Beach facility is open to Members and in areas designated and in accordance with regulations and fees as established by LMVA.

Section 6.03. Restricted Fishing. Fishing is restricted to LMVA members and their guests. Members must have their LMVA ID card visibly displayed while fishing, and their guests may fish provided that they first obtain a guest fishing pass.

Section 6.04. Area Closed to Fishing. Fishing is prohibited in all designated swimming areas. Vessels must keep marina entrance clear. Fishing is prohibited on the shore side of the red marker buoys of the North Beach facilities marina or any other so marked area. Red marker buoys delineate "no fishing" areas. No fishing within 15-feet of private docks or the bulkhead. Tying up to swim lines is prohibited. Unauthorized tying up to private docks is prohibited. Violators will receive a citation and/or fine, and possible expulsion and suspension of LMVA privileges.

Section 6.05. Stocking. The Lake is subject to closure for fishing for the remainder of the day following any fish stocking.

Section 6.06. Fishing Methods. Each angler may fish with only ONE closely attended rod, with not more than THREE hooks, and must use their own individual stringer. Snagging, spearfishing, and use of nets or traps are prohibited.

Section 6.07. Releasing. Bass, catfish, and sunfish may be released after being caught, providing that they are in healthy condition. Under no circumstances may trout be released. Trout may be given away but only at the conclusion of the angler's fishing day. Trout that are given away count toward the angler's 4-fish daily limit.

Section 6.08. Daily Catch Limit. Any combination of four fish, one stringer per angler.

Section 6.09. Penalty. Citation and fine, as noted in the LMVA fine schedule on file with the LMVA office and online.

Section 6.10. Minimum Size Requirement. Trout: no minimum size. Anglers must keep all trout caught. Release of trout back into the Lake is prohibited. Size requirements and other restrictions for bass, catfish, sunfish, and other fish are available at the LMVA office and online.

Section 6.11. Bass Catch and Release. All bass must be released immediately to the spot where they were caught between March 1 and June 1, the bass annual spawning season.

Section 6.12. 15-Foot Fishing Rule. No fishing within 15 feet of any dock, swimming area, or bulkhead on the Lake. This includes Mallorca, Tres Vistas, Finisterra, swimming areas, private docks and private vessels tied to the docks. The “15 Foot Fishing Rule” means your vessel and any fishing gear, (pole, hook, or line) must be at least 15 feet away from all private property. Failure to respect the 15-foot rule may result in a citation and/or fine, or immediate expulsion, 24-hour suspension or longer of LMVA privileges, forfeiture of any fees, deposits, and fish caught.

Section 6.13. Fishing Regulations. All State freshwater fishing regulations apply with respect to gear and method of take except that a California State License is not required.

Section 6.14. Approved Baits. In order to protect the ecological balance of the Lake, the only baits permitted are terrestrial insects, worms, prepared stink baits, cheese baits and marshmallows. Prohibited baits include all animal parts (including trout roe, meats, dog food), all fish including goldfish, crayfish and fish from the Lake, salamanders, newts or any foreign aquatic organism; and vegetables like peas and corn. Chumming is prohibited.

Section 6.15. Fishing Float Tubes. Fishing float tubes are not allowed on the Lake.

Section 6.16. Fish Cleaning. Cleaning fish is ONLY ALLOWED at designated fish cleaning stations. No fish may be cleaned on the Lake or on the shore and no fish parts may be returned to water.

ARTICLE VII SWIMMING

Section 7.01. Beaches.

1. Swimming at designated beaches will be allowed only in accordance with hours and conditions as posted and are subject to change with the seasons.
2. No throwing of sand in LMVA facilities.
3. Appropriate swim attire is required at all times, as solely determined by LMVA.
4. Scuba diving is prohibited.

Section 7.02. Closed Areas. Swimming beyond designated swimming areas is not allowed.

Section 7.03. Lifeguard. Swimming is permitted only when a lifeguard is on duty and only if permitted by the lifeguard on duty.

Section 7.04. Swimming. Proof of swimming ability may be required by lifeguards. Lifeguards may require that a non-swimmer leave the water.

Section 7.05. Flotation Devices.

1. Flotation devices must be made of soft materials.
2. No hard objects are allowed in the swimming area.
3. No jumping feet first onto any flotation device near the waters' edge.
4. No trampolines are allowed inside any of the swimming areas.
5. No large rafts or flotation devices are allowed, and all Inflatable Flotation Devices are subject to Lifeguard review and approval.

Section 7.06. Public Hygiene and Consideration.

1. For health reasons, any individual with incontinence problems must wear rubber or plastic (that are fitted to the leg and waist) pants or LMVA-approved swim pants while on the beach or swimming/playing in the Lake.
2. Do not swim or go in water when ill.
3. Please use restrooms when needed—NOT IN THE LAKE.
4. The use of soap or detergents in the Lake is prohibited.

ARTICLE VIII LAKEFRONT HOMEOWNERS

Section 8.01. Water Quality. Maintaining water quality of LMVA is of the utmost importance and the lakefront homeowner's responsibility and vigilance towards this end is crucial. Therefore, the lakefront homeowner must abide by the following rules and policies.

1. Each homeowner must maintain a landscape runoff configuration that prevents contamination of the Lake. This means that garden and turf areas cannot be built up along the bulkhead in a manner that may allow passive runoff. Homeowners must maintain the slope of the landscape toward the storm drains. Homeowners must also keep drains clear and flowing at all times.
2. Landscape growth overhanging into the Lake must be trimmed back to expose the top of the bulkhead and the adjacent swale and drain.
3. LMVA maintains an easement to the storm drainage swale (approximately 15 feet) and any landscape modification within this zone requires protection of the bulkhead wall and the divergent drainage configuration and is subject to LMVA approval. All storm runoff shall be diverted from entering the Lake.

4. Trees must be planted no closer than five feet from the bulkhead and are subject to LMVA approval.
5. Any construction within the 15-foot drainage easement area must receive prior LMVA architectural approval.
6. Pet waste products must be kept clear of docks, walkways, and yards close to the lake.
7. No disposing of any waste into the Lake.
8. Pets of any kind are not allowed to swim in the Lake.
9. Absolutely no contaminants shall enter the Lake from your property, such as fertilizers, weed control, soaps, and detergents from cleaning vessels or docks, cuttings or trimmings from garden blowers, sawdust from wood cutting, etc.
10. The bulkhead is LMVA property and cannot be defaced or altered in any way. Any alteration of the Lake bottom, including placing of substrates, stepstones, etc., are prohibited without written approval of LMVA.
11. No draining of spas or pools into LMVA.
12. Feeding the fish or the waterfowl is prohibited.
13. Inflatable trampolines and other similar inflatable floating devices are not allowed on LMVA. Any such devices are subject to impoundment without notice. LMVA is not responsible for damage to any device, which has been impounded for being in violation of this section. No docks, piers, wharves, floats, or any other artificial protrusions shall be permitted in the waters of the Lake, except where expressly permitted for lakefront homes.
14. Residents may not swim from lakefront homes any farther than 35 feet from the bulkhead of their own property, which is defined as the Servient Tenement Area and may not swim across adjacent property lines.
15. Drafting water from the Lake for any purpose is prohibited.

Section 8.02. Lakefront Docks

1. **Liability Insurance.** Appropriate liability coverage with LMVA named as co-insured must be obtained prior to dock installation on the Lake and must be approved by the lake manager. Insurance requirements can be obtained from the Administration Office.
2. **Dock Location.** Lakeside properties with docks are subject to rules governing dock size and location stated in the governing documents of their subassociation. Owners are responsible for complying with these rules. All improvements to docks must be approved in advance by the Lake Management Committee. The Committee cannot issue an approval if the dock is out of compliance with the governing documents for the adjoining property.
3. For maintenance service access, please keep area around docks clear of water toys (e.g. paddle boards, rafts, tubes, floats, etc.)

4. Vessels moored at private docks not displaying a current LMVA registration sticker are subject to a fine and may be impounded after notice and hearing.

ARTICLE IX CONCERTS

Section 9.01. Summer Concert Series.

1. During the summer concert days at North Beach, LMVA members may bring up to four guests per household, this includes children. Guests must enter with the member. Guest lists are not permitted on Concert Days (see “Concert Day Guest Pass”).
2. A fee for each guest, including children, applies.
3. A Guest fee at East Beach also applies on concert days.
4. All glass containers will be confiscated. Coolers, baskets, and bags will be checked upon entry to the concert/park area.

Section 9.02. Other Concert Rules.

1. No glass containers for drinks or food. All coolers, baskets, and bags are checked upon entry to the concert/park area.
2. CONCERT guest policies apply: Limit of 4 “Concert Day Guest Passes” per member household. All LMVA members must have ID cards.
3. Only short and low-back beach chairs are permitted.
4. Remain seated once the concert begins.
5. No tents or canopies after 6 p.m.
6. No smoking in bowl area.
7. No personal barbecues. Use barbecues in designated areas only.
8. Please pick up after yourself. Trash cans are available.
9. Use minimum space on lawn, there are many people to seat. Use small blankets and towels. No ground tarps allowed.
10. The area in front of the stage is not opened until stage set-up is completed.
11. When parking lots fill, cars will only be allowed to drop off passengers. Overflow parking is available on public streets.
12. No pets are allowed.

ARTICLE X ELECTION RULES

Section 10.01. Application of Rules. These rules shall apply only to the following elections:

1. Elections and removal of the Members of the Board of Directors.
2. Amendments to the Governing Documents (as defined in Civil Code).
3. Grant of exclusive use of a portion of the common area, to any member, pursuant to *Civil Code* § 4600.
4. Approval of an assessment increase above the levels allowed to be made by the Board of Directors pursuant to Civil Code.

Section 10.02. Qualifications for Membership Voting. Only Owners of record, as defined in the Association's CC&Rs, are qualified to be a Member of the Association. A Member shall be entitled to one (1) vote for each Lot or Unit owned. Apartment Owners shall have one (1) vote for each three (3) Apartment Units, or fraction thereof, owned. When more than one person holds an interest in any Lot or Unit, all such persons shall be Members. The vote for such Lot or Unit shall be exercised as they among themselves determine, but in no event shall more than one (1) vote be cast with respect to any Apartment Lot or Unit.

Section 10.03. Members' Votes. A Member's vote may be cast in every election unless following Notice and Hearing before the Board of Directors, or other appropriate Association committee, following a procedure described in Corporations Code Section 7341, it has been determined that the Member is not in good standing as defined herein below.

For purposes of these rules, "not in good standing" shall mean that the Member at the time of the determination:

1. Owes the Association an undisputed debt for assessments, penalties, costs, interest, late charges, judgment or fine, which is more than 90 days old. For purposes of this rule such a debt is "undisputed" if the Member has not challenged the debt with credible written evidence, or (B) the Member has requested and attended a hearing before the Board of Directors, or other appropriate Association committee, which resulted in an overall determination favorable to the Association.
2. Has current violation(s) of the Association's Governing Documents (as defined in the California Civil Code) which is/are unremedied for more than 90 days following notice and a hearing for the violation from the Association.
3. Is currently in litigation with the Association, or within the 36 months prior to the election, has been a party in litigation against the Association in which the Association was the prevailing party.

Section 10.04. Qualifications for Candidacy and Continued Service on the Board of Directors. Pursuant to the Association's Governing Documents, any Candidate for a position on the Association's Board of Directors must be in good standing with the Association. For purposes of these rules, "not in good standing" shall have the same meaning as described/defined above, and/or that the Candidate, at the time of the nomination, is burdened by a judgment in favor of the Association.

Section 10.05. Nominating Oneself. In any event, any qualified Candidate may nominate himself/herself to run for a director position, in accordance with the Governing Documents, the California Civil Code, and California Corporations Code.

Section 10.06. Requirements for the Board of Directors. Only Candidates who are in good standing are qualified to be Candidates for election to the Board of Directors. All potential Candidates must fill out the application form, “Declaration of Candidacy,” and turn their Declaration in to the Lake Office a minimum on thirty (30) days prior to the date posted for Board of Director Election. Once the potential Candidate has been determined to be qualified and meets the requirements stated below, they may be considered a “Candidate” for the Board of Director’s Election.

No Member may be a Director or Candidate for election to the Board of Directors who, after Notice and a Hearing before the Board of Directors, or other appropriate Association committee, has been determined to be:

1. Convicted of a felony.
2. A Member “not in good standing” (see Section 2(b)) above.
3. A Member that is burdened by a judgment in favor of the Association; or is currently in litigation with the Association.
4. A Member that is married to, or related by blood, or sharing a common household with any other Member of the Board of Directors.
5. A Member that is married to, has a family member, or relative, or shares a common household with, any Association Employee.
6. The Candidate and/or Director cannot be bonded by the company providing the Association fidelity bond coverage.

Votes will not be counted for any Candidate who is not qualified.

Section 10.07. Solicitation/Campaign Materials. Any Candidate wishing to present campaign materials to the Members may do so by any reasonable means, and at the Candidate’s sole expense.

Section 10.08. Selection of Inspector(s) of Election. Prior to the presentation of any issue to the Members for a vote, the Association shall appoint one (1) or three (3) Inspector(s) of Election. The Inspector(s) of Election appointed by the Board of Directors may be any person or entity other than: (1) a Director; (2) a Candidate; (3) any members of the Director’s household or immediate family; or (4) any members of a Candidate’s household or immediate family. The appointed Inspector(s) of Elections must be an independent third party and may include, but not be limited to, a Member of the Association or any person or entity employed by and receiving compensation by the Association.

Section 10.09. Rules for Inspector(s) of Election. The Inspector(s) of Election shall use these rules, the Civil Code and Corporations Code, shall consider the advice of the Association’s

corporate counsel, and shall attempt, in so far as possible, with fairness to all, to allow the vote of each Member, and be consistent, in the discharge of his/her responsibilities.

Section 10.10. Meeting Conduct. Any count or tabulation of ballots shall be done at an open meeting of the Delegates or the Board of Directors. Delegates must attend the meeting in person and vote after the meeting is called to order.

Any Candidate or Member may observe the count in a designated area at least ten (10) feet in front of the Inspector(s) of Election and shall not have the right to inspect individual ballots or other election documents in the custody of the Inspector of Elections during the meeting. Candidates and/or Members may not harass, cajole, distract, molest, communicate with, or otherwise interfere with the Inspector of Elections while the count is taking place.

Prior to the completion of the count or tabulation, Members or persons not specifically authorized to do so by the Inspector of Elections may not touch any ballot or other election materials. All ballots will be made available for inspection by any Candidate or Member during regular business hours at the Association's management office once the meeting is concluded. Any person violating this Section may be asked by the Inspector of Elections or the meeting chair to leave the meeting, the count and tabulation may be continued to a different time and/or place, or any other reasonable step(s) may be taken by the Inspector(s) or meeting chair to prevent further disruption.

The authenticity, validity and effect of proxies shall be determined by the Inspector of Election. The polls for any vote of the Delegates shall open at a properly noticed and convened meeting of the Delegates and shall be closed prior to the time that envelopes are opened, unless the Inspector determines another time for the polls to close. The polls for any vote of the Delegates shall close when the Inspector of Election has determined that the ballots shall be counted. Following the count or tabulation of ballots, the Inspector of Election shall announce the result of the election, but at no time during the meeting shall announce the votes cast on individual ballots.

ARTICLE XIII INTERNAL DISPUTE RESOLUTION

Section 13.01. Internal Dispute Resolution Policy. The Internal Dispute Resolution (IDR) process to resolve any dispute between a Member and the Association may be begun by either the Association or the Member (the "requesting party") requesting the same in writing, and serving the other party (the "responding party") with a copy of the written request by certified mail. If the process is invoked by a Member, the Association shall participate. If the process is invoked by the Association, the Member may elect not to participate in the procedure. Should the Member elect not to participate in the procedure, however, the Member shall thereby waive any right to appeal or ask the Board of Directors to reconsider any decision it may make regarding the dispute.

1. Within forty-five (45) days following the receipt of the written request for Internal Dispute Resolution by the responding party, the Board shall inform the Member in writing, by certified mail, of the representative or representatives it has designated to represent the Association in the process, of a proposed date, time and place for the

Association's designated representative(s) and the Member to meet and confer in an attempt to resolve the dispute. The parties shall schedule and conduct the meet-and-confer within sixty (60) days following the responding party's receipt of the written request for Internal Dispute Resolution.

2. The parties are encouraged not to involve their attorneys in the IDR process, so that the parties may feel free to engage in direct and informal discussion. Should the Member decide to bring his/her/its attorney to the meet-and-confer, the Member shall give the Association ten (10) business days' written notice of the same by fax, overnight mail or overnight delivery, so that the Association can arrange to have its attorney attend as well.
3. Each party shall each have the opportunity to state and explain their positions regarding the issue or matter in dispute. If during the meet-and-confer the Member and the Board's representative(s) reach an agreement in principal regarding the manner in which the dispute may be resolved, they shall put the agreement in writing and the Member shall sign it. At the next regularly scheduled meeting following the meet-and-confer, the Board of Directors should consider the agreement and, if it is approved by a majority vote of a quorum of the Board, the President or Vice President of the Board shall sign the agreement, at which time the agreement shall become binding upon the Association and the Member. The agreement shall only become binding upon the parties if such action is taken by the Board of Directors. Should the Board of Directors decide to become bound by, and therefore sign, the agreement, a copy of the signed agreement shall be returned to the Member within fifteen (15) days following the Board's execution of the agreement, and the original of the agreement shall be maintained in the Association's business records.
4. If the parties do not reach tentative agreement at the meet-and-confer, the Board of Directors shall send its written decision regarding the issue or matter in dispute to the Member by certified mail, within fifteen (15) days following the next regularly scheduled meeting of the Board of Directors following the meet-and-confer. If the Member participates in the meet-and-confer but the dispute is resolved by decision of the Board of Directors rather than by agreement of the parties, the Member may appeal to the Board to reconsider its decision by submitting written request for the same to the Board of Directors, by certified mail, within fifteen (15) days of the Member's receipt of the Board's written decision. If the Association requested IDR and the Member refused to participate in the process, the Board of Directors' decision shall be final and not subject to reconsideration or appeal.