

WEQUAQUET LAKE YACHT CLUB
CONSTITUTION
(Amendment August 2011)

ARTICLE I

This Association shall be known as Wequaquet Lake Yacht Club. Our official fiscal year is from October 1 to September 30.

ARTICLE II

PURPOSE

The object of this Club shall be to encourage the sport of yachting, to promote the science of seamanship and navigation, and to provide and maintain a suitable Club House and anchorage for the recreation and use of its members.

ARTICLE III

CLUB BURGEE

The burgee shall be a blue pennant having a white border and a red 'W' in the center. The Club Burgee shall only be used by active members of the Club.

ARTICLE IV

MEMBERSHIP

Section 1: Membership shall be comprised of (3) three classes: Regular Membership, Senior Membership and Lifetime Membership.

Section 1a: Regular Membership shall be limited to 110 families. The Commodore, the Bar Manager, the Secretary and the Treasurer will not be included in this number.

Regular Membership is defined to be all of the members of the immediate family, including unmarried children under the age of 25 and living at home.

When a child of an Active Member of at least 5 years applies for his or her own membership, the Application fee shall be waived. The definition of an Active member is a Regular, Senior or Lifetime member.

In a situation where married couples are living apart, the couple shall determine and designate which of the two parties shall be the member of record, in writing, to the Club Secretary by March 1st of the membership year. The other spouse shall have no Club privileges. The member of record shall be entitled to bring one guest at any time, without regard to Chapter V, Section 1 of the By-Laws. The eligible children of the marriage shall be entitled to the same privileges of a Family Membership without regard to which parent's home they reside.

Section 1b: Senior Membership shall be available to anyone who has held a full dues paying Regular Membership for at least fifteen (15) years. The dues for a Senior Membership will be (50%) of the amount paid by a Regular Membership. An eligible Regular Member must make a written request to the Club Secretary by March 1st of the membership year they intend on becoming Senior Members. This is only available upon Regular Membership of the Club being full (110 Regular members). This will be under consideration of the Board for approval. Senior members have the same Club privileges as a Regular member.

Section 1c: Deleted

Section 1d: Lifetime Membership shall be those members, either husband or wife, who have attained the age of 65 by March 1st of the membership year; and shall have paid their dues for at least fifteen (15) years prior to their becoming eligible. Lifetime Members shall pay dues not to exceed 10% of the Regular Membership. An eligible member must make a written request to the Club Secretary by March 1 of the membership year they intend on becoming a Lifetime Member. This will be under consideration of the Board for approval. Lifetime members have the same privileges as a Regular Member.

Section 2: Applicants to the Wequaquet Lake Yacht Club will be considered with preference to:

- a. Legacy Children, sons, daughters, brothers and sisters.
- b. Waterfront property or deeded beach rights to Wequaquet Lake.
- c. Centerville residents.
- d. Town of Barnstable residents.

ARTICLE V

GOVERNMENT

Section 1: The Officers of the Club shall be a Commodore, a Vice-Commodore, a Rear-Commodore, a Secretary with the powers of Clerk and a Treasurer.

Section 2: The general management and control of the affairs, funds and property, owned or leased, of the Club, shall be vested in a Board of fifteen (15) Trustees, consisting of the Commodore, Vice-Commodore, Rear-Commodore, Secretary, Treasurer, the immediate past Commodore and nine Trustees elected from the general membership. The Commodore shall be Chairman of the Board of Trustees. The nine (9) Trustees shall be members who will serve for three years; three (3) are to be elected each year.

ARTICLE VI

ELECTION OF OFFICERS AND TRUSTEES

Section 1: A ballot vote by the members of the Club shall elect all Officers, Trustees and the Nominating Committee at the Annual Meeting. All Classes of membership are entitled to one vote.

Section 2: All Officers shall hold office for one year, or until their successors are elected and qualified, except as provided in Article V, Section 2.

Section 3: Officers and Trustees shall take office upon election and qualification.

Section 4: If a vacancy shall occur in any office, or in the Board of Trustees, such vacancy may be filled by a majority vote of those present at a meeting of the Board of Trustees. Such vacancy, however, shall be filled, as an interim appointment until the next subsequent Annual Meeting of the Club when the successor shall be elected to the vacancy in like class for the unexpired term of the former incumbent.

Section 5: In the event of a tie, the commodore or predecessor officer will place all candidates in a hat for a random drawing

Section 6: In the event of a multiple candidate a majority of all votes cast is needed to win the election. If no majority is obtained, a run off between the top (2) will immediately be held. In the event of a tie, the commodore or presiding officer will place the candidates' names in a container and conduct a random drawing. In the event of multiple candidates, a majority of all votes cast is needed to be elected. If no majority is obtained, a runoff between the top two (2) candidates will be held.

In the event of a tie, see the procedure for breaking a tie.

ARTICLE VII

MEETINGS

Section 1: The Annual Meeting shall be held on the Sunday before Labor Day of each year, but may be postponed by a vote of the Officers and Trustees. Such postponement will not be later than the end of the current calendar year.

Section 2: Special meetings for all purposes, other than an amendment of the Constitution or By-Laws, may be held upon the call of the Commodore and at such a time or place as the call therefore may be designated with at least three (3) days written notice. The Commodore must call a special meeting of the Club when requested in writing, and signed by at least seven (7) voting members of the Club. Such requests must specify the purpose for which said meeting is to be called. As specified in Article XII, amendments to the Constitution or By-Laws may be considered at any meeting for which five (5) days' notice has been given. One member of each class of membership, in good standing, may vote at the Club meetings.

Section 3: Meetings of the Trustees may be held at such time or place within or without the corporate limits of Barnstable as the call for such meeting or meetings may designate. A five-day notification, by mail, shall be given each trustee.

Section 4: Fifteen percent (15%) of the Club membership, including all classes of membership shall be a quorum at any meeting of the Club.

Section 5: Eight (8) Trustees present at a meeting of the Board of Trustees shall constitute a quorum thereof.

ARTICLE VIII

DUTIES AND POWERS OF THE BOARD OF TRUSTEES

Section 1: The Board of Trustees shall take the entire responsibility for the operations of the Club and shall perform all functions usual to a board of directors of any business institution.

ARTICLE IX

DUTIES OF OFFICERS

COMMODORE

Section 1: The Commodore shall command the Squadron, preside at meetings and enforce all laws and regulations of the Club.

Section 2: The Commodore may call special meetings of the Club and must do so at the written request of seven (7) active members.

Section 3: The Commodore shall be ex-officio, a member of all committees except the Race Committee.

Section 4: The Commodore may appoint a Measurer.

Section 5: The Commodore will oversee swimming

VICE-COMMODORE

Section 5: The Vice-Commodore shall assist the Commodore and, in his or her absence, officiate in his or her stead. The Vice-Commodore shall oversee the Sailing Program.

REAR-COMMODORE

Section 6: The duties of the Rear-Commodore shall follow that of the Vice-Commodore. The Rear-Commodore shall be named the Chairperson of the House Committee and Oversees the Grille.

SECRETARY

Section 7: The Secretary shall keep a true record of the proceedings of all meetings, including the names of the members who were present, in a book provided for that purpose; shall have charge of all correspondence of the Club; shall keep a correct roll of members; shall notify a member-elect of his or her election; shall provide new members with a copy of the Constitution and By-Laws of the Club; shall notify all members of meetings; shall keep a correct list of the name, type and ownership of each yacht enrolled in the Club; and shall make an annual report to the Club.

TREASURER

Section 8: The Treasurer shall collect all dues and moneys owed to the Club; shall pay all the bills that are or may be approved by the Trustees out of funds of the Club and shall file all the invoices for the record. The Treasurer shall make an annual report to the Club and file same with vouchers with the Secretary; and shall present a profit and loss statement to each member.

MEASURER

Section 9: The Measurer, on request of the owner, or by direction of the Race Committee, shall measure any yacht and file with the Secretary, a certificate in relation thereto, personally signed.

ARTICLE X

COMMITTEES

Section 1: There will be six (6) standing committees. The chairperson of each, except the House Committee and the Nominating Committee, shall to be appointed by the Commodore. Members of each committee shall be appointed by the chairperson and approved by an affirmative vote of a majority of the Board of Trustees who are present at the meetings at which such nominations are presented. Such committee appointments shall be for a term of not more than one year and serve at the pleasure of the Board of Trustees. The committees shall be as follows: Membership, Race, House, Auditing, Entertaining and Nominating.

Section 2: The Nominating Committee shall consist of three (3) members. Each member shall be elected for a three-year term with one elected each year. Members who wish to be elected to a position on the Nominating Committee shall submit their name, in writing, with three (3) endorsements from Club Members to the Secretary, who shall post said names fifteen (15) days prior to the Annual Meeting. If there is no applicant, the Board of Trustees and the chairpersons of the standing committees have the responsibility to submit candidates to the general membership for election.

ARTICLE XI

ORGANIZATION AND DUTIES OF COMMITTEES

MEMBERSHIP COMMITTEES

Section 1: The Membership Committee shall consist of five (5) members and shall review all applications for membership and shall have the power to elect or reject membership. The applicant shall sign all applications for membership and include the application fee.

Section 2: A majority vote of the Membership Committee shall be sufficient to exclude an applicant for membership.

Section 3: Persons elected by the Membership Committee shall become members when they have paid the current year's dues.

Section 4: The Secretary shall notify the membership by mail of the names and addresses of applicants at least seven (7) days before action thereon. Every application for membership shall be signed by the member of the Club who is sponsoring the applicant.

Section 5: If a signed written objection is received by the Membership Committee regarding an applicant; it is the duty of that committee to present said letter and application to the Board of Trustees for disposition.

RACE COMMITTEE

Section 6: The Race Committee shall consist of six (6) members.

Section 7: It shall be the duty of the Race Committee: To make arrangements for, take charge of, and act as judge for all races held by or under the direction of the authority of the Club, unless otherwise provided by a vote of the Club.

To decide in conformity with the Racing Rules of the United States Yacht Racing Union all questions that arise concerning such races.

To disqualify a contestant who shall have violated any rule of the Club and at their discretion postpone any race or order it to be recon tested.

To appoint, in the absence of any member of the Race Committee, a member or members to act in that place. To record in a book, provided for that purpose, all protests filed with them, together with their decisions on the same.

To place on file with the Secretary a copy of their annual meeting.

HOUSE COMMITTEE

Section 8: The House Committee shall consist of six (6) members.

Section 9a: The House Committee shall have special management and control of the local property, the buildings, grounds, floats, boats, buoys, dock and beacons of the Club; shall make rules for the use of the same, consistent with the Constitution and By-Laws; and shall receive and redress complaints.

Section 9b: In case of any infraction by any member of any rule or regulation established by the House Committee, or in case of any conduct on the part of any member which, in the opinion of the House Committee tends to endanger the good order of the Club. The House Committee shall have the power to suspend such member's right to use the Club property for a period not exceeding the balance of the current year.

AUDITING COMMITTEE

Section 10: The Auditing Committee shall consist of one member.

Section 11: The Auditing Committee shall examine all books and audit all accounts for the Treasurer and report his or her findings to the Club at the Annual Meeting.

Section 12: No member of the Auditing Committee shall be either an Officer of the Club or a member of the Board of Trustees.

NOMINATING COMMITTEE

Section 13: The Nominating Committee shall consist of three (3) members, none of whom is an Officer or Trustee of the Club.

Section 14: It shall be the duty of the Nominating Committee to nominate Trustees and Officers of the Club. They shall post the names of all such nominees on the Bulletin Board of the Club at least fifteen (15) days before the Annual Meeting of the Club and until an election is held.

Section 15: The above provision shall not exclude the nomination of any other candidate. No member shall be eligible for election to any office unless his or her name shall have been posted as a candidate, together with that of the three members nominating the candidate, on the Bulletin Board of the Club for at least ten (10) days before the election.

GENERAL PROVISIONS

Section 16: All committees shall have the power to fill vacancies in their membership occurring during the period for which they shall have been elected or appointed; subject to approval by the Trustees.

Section 17: A majority of any committee must be present and voting at a committee meeting in order to transact business.

Section 18: No Officer or committee shall authorize any expenditure of Club moneys in excess of the amount allowed in the budget authorized by the Trustees.

Section 19: Upon written complaint to the Commodore, of one member against another, of any violation or of any provision of the Constitution or By-Laws, or of the rules of any committee; the Commodore shall appoint a committee of three members who shall investigate the charges, hear witnesses on both sides and, after an impartial hearing, shall report, in writing, the results of their investigation to the Commodore.

If the report dismisses the complaint, no further action need be taken. If the report supports the complaint, the report shall be read at the next regular or special meeting of the Board of Directors. Two-thirds of the members who are present must decide, by ballot, whether to admonish, suspend, or expel the member charged.

Section 20: The member charged with such violation shall receive a written copy of the charges at least five (5) days prior to the hearing before the committee and shall also receive a notice of the time and place of that hearing.

Section 21: A member expelled for any reason shall not have access to the Club or Club property under any circumstances.

ARTICLE XII

AMENDMENTS

Section 1: This constitution may be amended by the affirmative vote of two-thirds of all members, including all classes of membership, present at a regular or special meeting.

Section 2: No proposed amendment to this constitution shall be acted upon at any meeting of the Club unless it has been presented in writing to the Secretary, signed by at least five (5) Members, from any class of membership of the Club and notice embodying the purport of the proposed amendment has been sent to each Member, from all classes of membership of the Club in the call for such meeting. This notice shall be sent at least five (5) days prior to the date of the meeting.

WEQUAQUET LAKE YACHT CLUB
BY-LAWS

CHAPTER I

DUES

Section 1: The annual dues of this Club shall be determined by the Board of Trustees each year. Dues shall be payable by May 1st or on election to membership.

Section 2: Prior to April 1st, notice of the dues for the current year shall be sent to each member. If such dues are not paid by May 1st, the member's name, together with the amount due shall be reported to the Board of Trustees.

Section 3: The Board of Trustees may suspend any member whose name has been reported to them for non-payment of dues. Unless this default is satisfactorily accounted for to such Board; they may declare such person to no longer be a member of the Club and membership shall thereupon cease.

Section 4: Regular Members, absent with approval during a season, will be given priority over new applicants the following year, but will not be considered in the total membership count of the year they are absent. A written request to be absent must be made to the Club Secretary by April 1st of the membership year. Members will be allowed only one year's approved absence during the lifetime of their membership.

Section 5: Assessments: The Board of Trustees, with 9 or more approving, may request of the membership an assessment. This assessment must be approved by 2/3 of the members voting at a regular or special meeting of the club. This assessment should not exceed \$200. (two hundred dollars). Lifetime members will only be responsible for 50% of the assessment.

CHAPTER II

GENERAL MEETINGS

Section 1: General meetings shall be held as required by the Constitution.

Section 2: The dates of these meetings shall be kept posted by the Secretary.

CHAPTER III

NOTICES

Section 1: Notices of regular meetings shall be sent to every member at least seven (7) days in advance.

Section 2: Notices of special meetings shall be sent at least three (3) days in advance. The notice shall state, in detail, the object or objects to be brought up for action. No other business shall be transacted at this meeting.

Section 3: Notices of all meetings shall be posted on the Bulletin Board of the Club at the same time it is sent to the members.

Section 4: Members shall furnish to the Secretary, an address to which all notices shall be sent. Such notices and documents shall be considered sent or served when they are mailed to such addresses.

CHAPTER IV

CLUB BURGEE

Section 1: Yachts enrolled in the Club shall have the right to fly the Club Burgee.

Section 2: Vessels chartered or used by any Officer or committee on official business may fly the Club

Burgee during such use.

CHAPTER V

GUESTS

Section 1: Non-member guests of a Club member are permitted only once in any thirty (30) day period. That guest may not be the guest of another member during that thirty (30) day period. This does not apply to house guests nor shall it apply to any paid Club function.

Section 2: Members will be held responsible for the conduct of their guests.

Section 3: No member may invite any person who has been expelled from the Club.

CHAPTER VI

RESIGNATIONS

Section 1: Any member in good standing, not in arrears nor indebted to the Club, may resign his or her membership by written notice to the Secretary; who shall report the resignation at the next meeting.

Section 2: The rights and interests of any member in the property and privileges of the Club shall cease with the termination of membership.

CHAPTER VII

REINSTATEMENTS

Section 1: Requests for reinstatement to membership must be made to the Membership Committee. Should the action of the committee be favorable to reinstatement, they shall so recommend to the Club for its action at the next meeting. No request for admission will be considered unless the applicant has paid the amount of all indebtedness to the Club.

AMENDMENT SEPTEMBER 2009 ADDED TO THE BY-LAWS WLYC COMMITTEES:

FINANCE COMMITTEE: Shall consist of five (5) members one of whom includes the Treasurer. Members of this Committee shall be appointed by the Commodore. The purpose of this Committee is to evaluate the expenses of WLYC, and prepare an annual budget report to be approved by the Board by November, Board of trustees meeting. A full budget shall be presented to the BOD for approval including but not limited to the following: Salaries, Capitol Improvements, Expenditures. This must be submitted by the January Board meeting.

SOCIAL EVENT COMMITTEE: Shall consist of up to four (4) members whom shall be appointed by the Commodore, The purpose of this Committee is to assist members who wish to plan an adult function along with proper budgeting to be submitted to the Commodore for approval.

JUNIOR EVENT COMMITTEE: Shall consist of up to four (4) members, on of whom includes the Commodore. Junior Advisors oversee the Junior Club and activities planned for children thirteen (13) and older.

MINI JUNIOR EVENT COMMITTEE: Shall consist of up to four (4) members, one of whom includes the Commodore. Mini Junior Advisors oversee the activities arranged for the children twelve (12) and under.

SCHOLARSHIP COMMITTEE: Shall consist of up to six (6) members whom shall be appointed by the Commodore. The purpose of this Committee is to schedule events to raise funds to support the WLYC Scholarship fund and review all applicants who apply for approval to receive proceeds from the WLYC scholarship.

September 2009

