

# OFFICIAL BALLOT

INDIAN LAKE PROPERTY OWNERS' ASSOCIATION, INC.

## PROPOSED CHANGES/ADDITIONS TO THE *RULES and REGULATIONS*

In accordance with ARTICLE IV of the By-Laws, a Two Thirds (2/3) majority by returned ballot is required to enact any changes to the Rules and Regulations.

Any approved Changes and/or Additions will be effective January 1, 2023.

**BALLOTS SHALL BE RETURNED BY U. S. MAIL ONLY**

Ballots are to be in Post Office Box by Wednesday, November 16, 2022 addressed to:  
Inspector of Elections P.O. Box 620 Cuba, MO 65453

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**BALLOT ITEM NUMBER ONE**

YES

NO

**SECTION 1. MEMBER RESPONSIBILITY. PARAGRAPH A. MEMBERSHIP AND GUEST CARDS**

**Proposed New Rule: Add Subparagraph 3.**

Lot Mowing: Property owners shall maintain their occupied lot(s) up to and including the area between the lot line and the ditch/culvert (if no ditch/culvert exists, then to the hard surface of the road). In the event any property shall attain excessive weeds, brush or other growth exceeding an average of 10 inches in height, the Association will have the right to issue a citation, as outlined in Section 12, paragraph A.

**Reason for Add:**

Contributes to the general well-being of the community.

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**BALLOT ITEM NUMBER TWO**

YES

NO

**SECTION 2. BOATS. PARAGRAPH E. BOAT REGISTRATION.**

**Proposed New Rule: Add Subparagraph 4.**

Motorcraft Liability Insurance: Any motorized watercraft operated on Indian Hills Lake shall have in full force and effect a policy of liability insurance with minimum limits of One-Hundred-Thousand (\$100,000) Dollars. No boat decal shall be issued by Indian Lake Property Owners Association for any motorized watercraft until proof of said insurance for that watercraft is provided.

**Reason for Add:**

To Protect homeowners, as well as watercraft owners from uninsured watercraft units on the lake.

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**BALLOT ITEM NUMBER THREE**

**YES**

**NO**

*This Ballot Item contains two sections that require a YES or NO vote in order to make both sections consistent with each other.*

**SECTION 3. LAKE RULES, PARAGRAPH B. SPEED LIMIT**

**Current Rule States:**

Boating speed limit of forty miles per hour (40 mph) will be from 10:00 a.m. to 7:00 p.m. starting the Friday before Memorial Day through Labor Day and 10:00 a.m. to 6:00 p.m. starting the first Tuesday after Labor Day through the Thursday preceding Memorial Day. Other times, the speed shall be a maximum of five miles per hour (5 mph) with minimum wake.

**Proposed Change:**

Boating speed limit of forty miles per hour (40 mph) will be from **9:00 a.m.** to 7:00 p.m. starting the Friday before Memorial Day through Labor Day and **9:00 a.m.** to 6:00 p.m. starting the first Tuesday after Labor Day through the Thursday preceding Memorial Day. Other times, the speed shall be a maximum of five miles per hour (5 MPH) with minimum wake.

**Reason for Change:**

With the amount of traffic that occurs right at 10am, it is difficult and dangerous for those learning to ski or participate in other sports to have calm water. By moving up the start time there will be more time for water activities.

**BALLOT ITEM NUMBER FOUR**

**YES**

**NO**

**SECTION 4. SKI, TUBE AND WAKEBOARD SAFETY, PARAGRAPH A.**

**Current Rule States:**

Skiing, tubing and wake boarding are allowed from 10:00 a.m. to 7:00 p.m. starting the Friday before Memorial Day through Labor Day and 10:00 a.m. to 6:00 p.m. starting the first Tuesday after Labor Day through the Thursday preceding Memorial Day. Boating speed limit of forty miles per hour (40 mph) will be from 10:00 a.m. to 7:00 p.m. starting the Friday before Memorial Day through Labor Day and 10:00 a.m. to 6:00 p.m. starting the first Tuesday after Labor Day through the Thursday preceding Memorial Day.

**Proposed Change:**

**All water activities including skiing, tubing, and wake boarding** are allowed from **9:00 a.m.** to 7:00 p.m. starting Friday before Memorial Day through Labor Day and **9:00 a.m.** to 6:00 p.m. starting the first Tuesday after Labor Day through the Thursday preceding Memorial Day. Boating speed limit of forty miles per hour (40 mph) will be from **9:00 a.m.** to 7:00 p.m. starting the Friday before Memorial Day through Labor Day and **9:00 a.m.** to 6:00 p.m. starting the first Tuesday after Labor Day through the Thursday preceding Memorial Day.

**Reason for Change (Applies to both Section 3 and Section 4):**

The amount of traffic that occurs at 10:00 a.m. presents safety issues and difficulty to have calm water as boats rush out of the coves. By moving up the start time, boats can spread out their starts, leaving calmer water for watersport activities. This is also much safer as it allows for the rush of boats to be spread out over the morning hours.

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**BALLOT ITEM NUMBER FIVE**

YES

NO

**SECTION 4. SKI, TUBE AND WAKEBOARD SAFETY; PARAGRAPH L.**

**Current Rule States:**

Wake surfing is prohibited. Wake surfing is defined as riding an artificial wave created by a boat without a rope.

**Proposed Change:**

Wake surfing is permitted by V-drive and direct drive watercraft only Monday-Friday. Wake surfing is prohibited on Saturday-Sunday.

**Reason for Change:**

Wake surfing has become one of the safest and fastest growing watersports throughout the world. The sport can be enjoyed by individuals of all ages, and is becoming increasingly popular with children and adults due to its slower speeds (maximum speed of 11 MPH) and simple techniques. Slow speeds make falls softer, while inboard motors present no hazard due to the propeller location hidden under the boat. Numerous studies have shown concerns regarding "artificial" waves contributing to shoreline erosion and dock damage are no greater than waves created by boats near full capacity pulling inflatable towable or winds moving across the lake at 10MPH. Reference the WSA studies on wsia.net for more information.

**BALLOT ITEM NUMBER SIX**

YES

NO

**SECTION 16. AMENDMENTS TO RULES AND REGULATIONS.**

**Proposed New Rule: Add Paragraph A.**

Any proposed Rule and Regulation change or Addition (or similar in intent) which does not receive at least forty five percent (45%) membership support may not be submitted as a ballot item in the following year.

**Reason for Add:**

Eliminates the same suggested rule change coming up for a vote every year.

**BALLOT ITEM NUMBER SEVEN**

YES

NO

**SECTION 28. MAINTENANCE OF PROPERTY**

**Proposed New Rule- Add Section 28. Maintenance of Property:**

Members shall not keep derelict vehicles/watercrafts (excluding watercraft trailers) in view of other members and the general public. Derelict vehicles/watercraft shall be defined as any means of conveyance or transport that do not bear a current set of license plates or current registration stickers, as required by ILPOA Rules and Regulations (Section 2); or are in such condition that they may not be legally operated on public streets or waterways. Violators will be cited as provided under Section 12.

**Reason for New Rule:**

Contributes to the general well-being of the community.

**One (1) ballot set (Board Of Directors, Rules & Regulations & By-Laws per return stamped envelope or the vote will be null and void.**

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