



## **INDIAN TRAILS CLUB, INC MARINA AND SLIPS' RULES**

**Approved 27 November 2023**

### **RULES FOR THE MARINA AND SLIPS**

Boat slips 1 thru 24 are assigned for use of residents and may only be used by the assignees, their guests, or their renters. Community owned slips 25, 26, 27 and 28 are available for use by residents of Indian Trails Club, Inc., and their invited guests. Indian Trails Member ("Member" or "Members") berthing vessels overnight in the community slips (temporary berthing) are required to submit an Indian Trails Community Slip Registration Form documenting liability insurance coverage on the visiting vessel to Elliott Merrill two days prior to using one of the slips. Said berthing is limited to twelve (12) days in a calendar month.

Persons using the marina, docks and boat slips do so entirely at their own risk. Indian Trails Club, Inc. expressly disclaims any liability, duty or obligation to any persons using the marina, docks, boat slips or related equipment for any injury, loss of life or limb, or loss or damage to personal property. Further, it is agreed that the resident using the Marina will be responsible and/or liable for any damages caused by the resident to Indian Trails Club property and/or private property including lifts and vessels.

#### **The following rules will be strictly enforced:**

1. Residents and their guests are permitted to use the marina; unauthorized persons will be required to leave.
2. The marina and docks are closed from 10:00 PM. until 5:00 AM.
3. The gate to the marina is to remain closed and locked when not in use.
4. Children under the age of 14 must be under the direct supervision of an adult.
5. After sundown, an adult must accompany children under the age of 18.
6. No private property, including kayaks, canoes, paddleboards, and fishing gear may be left unattended on or about the dock.
7. Fishing from a berthed boat is not permitted. Persons fishing from docks must obey all State of Florida fishing rules and regulations.
8. Diving and swimming from the docks is prohibited.
9. Smoking, using a barbecue or displaying any open flame within the marina is prohibited.
10. All garbage must be placed in the garbage containers located on the dock or otherwise be removed from the marina area.
11. There is to be no discharge of oil, gas, or sewage in the marina area.
12. Boats and their related equipment, including lifts, hoses, power cords, dock boxes, etc. are the private property of their owners. Boarding boats or using an owner's equipment without permission is expressly prohibited.

13. No commercial vessel shall be berthed at the marina.
14. The marina and access channel are in an idle-speed, no-wake zone. Manatee protection is important.
15. All vessels in the marina, whether regularly berthed or temporarily berthed using a community owned slip must have a state registration or be documented with the Coast Guard.
16. Individuals operating a vessel entering or exiting the marina must comply with Florida Law which requires anyone who was born on or after Jan. 1, 1988 to successfully complete an approved boating safety course and obtain a Boating Safety Education Identification Card issued by the FWC.
17. All vessels regularly berthed in the marina are required to have fire and personal liability insurance of \$300,000 minimum, list Indian Trails Club as "Additional Insured" and submit documentation of coverage to Elliot Merrill annually.
18. Slip owners may rent their slip only to a resident of Indian Trails, and per our State Submerged Land Lease, must notify Elliot Merrill in writing and include the amount of compensation.

The following series of actions will be taken with those residents or guests who do not comply with the Indian Trails Marina Rules:

- Elliott Merrill, the Marina Committee Chairperson, or Club Officer will contact the responsible owner and request their compliance with the Indian Trail Marina Rules.
- Failure to comply will result in a written notification by certified mail, with a copy of the notification being sent via regular mail, directing the resident to comply.
- Persistent non-compliance of the Marina Rules may lead to the HOA Board of Directors imposing fines of up to \$100 per day.