



**Peachwood Recreation Club,
Inc.
By-Laws
&
Rules and Regulations**

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Bylaws, Rules and Regulations

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ARTICLE I

NAME

The name of this Association is Peachwood Recreation Club, Inc. (herein called the Club). The Club shall be duly incorporated as a 501(c)(7).

ARTICLE II

PRINCIPAL OFFICE

The principal office of the Club is located at 2 Peachwood Drive. Logan Township, New Jersey, 08085

ARTICLE III

PURPOSE

The purpose of this Club is to promote the health and general welfare of its members and, in pursuance thereof, to own and operate a swimming pool and other recreational facilities, and to engage in appropriate incidental activities for the exclusive use of its members, their families and their guests.

ARTICLE IV

MEMBERSHIP

Any person may apply for membership in the Club. A member is considered in good standing when they have paid in full his/her dues and made all required payments toward their bond and have obtained at least the age of 18. The categories of membership shall be outlined in Article X.

Each bonded membership shall be entitled to one (1) vote per bond. For example, in a family membership the family shall have one (1) vote shared among the adults. Each adult member of the Club shall have equal standing in the Club to express his/her views and attend or call for a meeting in accordance with Article XIII.

ARTICLE V

OFFICERS

Section 1. The officers of this Club shall be a President, a Vice-President, a Secretary, a Treasurer, two Membership Coordinators, and the immediate past president (ex-officio) who shall also be members of the Board.

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The past president shall serve as an ex-officio member of the Board with no voting privileges for a period of two years following his/her last year in office unless otherwise elected to serve in another position.

Ex-officio shall mean that the past president shall serve as an advisor and mentor with no voting privileges on the Board but shall attend Board and/or committee meetings to provide guidance and assistance to the new president. The past president shall serve in this role for the purpose of helping to provide constituency between leadership and to ensure that Club policies, taxes and other incorporation responsibilities are met.

Section 2. All officers shall be elected every three years by the full membership at the Annual Meeting of the membership or by mail or electronic ballot. A Chairperson shall be appointed by the Board to oversee a nominations and election committee in accordance with these by-laws. The Nominations and Elections Committee shall consist of the former highest ranking officer or president and two general members appointed by the Board. The Secretary shall serve as Chair in accordance with Article VI section 3 unless he/she is running for election when the Board shall appoint another Chairperson. The Committee shall preside over the election. No Board member may serve on the Nominations and Elections Committee if he/she is running for election.

Section 3. The officers shall serve, as such, for a term of three years and until their successors have been duly elected and are a member in good standing. The ex-officio president shall serve no more than two years following his/her term unless otherwise elected to office.

Section 4. In the event an officer cannot fulfill his/her role or term and a vacancy occurs, the Board shall appoint a replacement from among the members in good standing by a two-thirds (2/3) vote of the entire Board to complete the term, except in the case of the president, when the vice-president shall assume the position. Any officer shall be permitted to take a medical leave of absence for a period of up to twelve (12) weeks without their position being considered vacant.

In the event an officer or member of the Board does not complete his/her term any benefit granted to that individual by way of these By-laws shall be prorated based on the amount of time they served the Club.

ARTICLE VI**DUTIES OF OFFICERS**

Section 1. The President shall be Chief Executive Officer of the Club. He/she shall preside at all meetings of the members and Board; he/she shall see that all orders and resolutions of the Board are carried out; he/she shall execute all contracts; he/she shall have general superintendence and direction of all other officers and see that their duties are properly performed; he/she shall be an ex-officio member of all standing committees and shall have the

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powers, duties and management usually vested in the office of President of a corporation; he/she shall appoint all committees except as herein otherwise provided.

Section 2. The Vice-President shall be vested with all the powers and shall perform the duties of the President during the latter's absence or in the event the office of president should become vacant and shall have such other duties as may from time to time be determined by the Board. She/he shall be an ex-officio (non-voting) member of all standing committees. He/she shall, with the President's concurrence, appoint the Chair of Committees created by the Board in accordance with these by-laws. These Chairs shall be members of the Board unless otherwise identified by these by-laws. The Board shall confirm the appointment of members of these committees.

Section 3. The Secretary shall attend all meetings of the Board and the members, and act as a clerk thereof; he/she shall record all votes and minutes of all proceedings in a records' file to be kept for that purposes; he/she shall, when required, perform a like service for all standing committees; he/she shall send notices of all meetings of the members and of the Board and shall perform such other duties as may be prescribed by the Board or the President under whose supervision he/she shall operate. He/she shall be the custodian of the records of the Club, except as may be otherwise provided. In the absence of the Secretary, his/her duties shall be performed by a member of the Board as appointed for a meeting. The Secretary shall serve as the Chairperson of the Nominations and Elections Committee except in the event he/she is running for election when the Vice-president shall appoint a member in good standing in accordance with these by-laws from the Board or other member in good standing in Accordance with Article VI – section 2 and Article V – section 2.

Section 4. The Treasurer, under the direction of the Board, shall collect the revenues of the club, shall have charge of its funds, and shall deposit the same in the name of the Club in depositories designated by the Board. He/she shall pay all vouchers of orders properly attested and approved by the Board and shall make a complete and accurate report of the finances of this Club available at each Annual Meeting of the members and at each meeting of the Board. He/she shall perform such other duties pertaining to his office as may be determined by the Board. The Treasurer shall serve as the Chairperson of the Audit and Budget Committee. The Treasurer shall maintain the incorporation status of the Club and handle the Club's tax returns with assistance of a certified public accountant appointed by the Board. He/she shall be co-signatory of all checks and is authorized to use any approved credit or debit cards in the name of the Club except in a case when he/she is being reimbursed when the Vice-president shall be the co-signatory.

Section 5. The two Membership Coordinators are the point of contact for all current, past and future members. The Coordinators will be responsible to send notifications out annually informing members that the invoices are posted by February 1st, late notices (by April 1st) and

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certified letters regarding suspensions (by April 15th), set up guest passes, and manage the refund request list. By February 1st season updates will be emailed to members regarding balances due, medical forms on file and updates to the check-in system. In addition, the membership coordinators will email letters to everyone on the waiting list offering August membership no later than June 30th in the event the Board authorizes an August membership.

ARTICLE VII

Board

Section 1. The property and business of the Club shall be managed and directed by a Board members (herein called the Board). The Board shall consist of thirteen (13) members in good standing six (6) of which shall be the officers.

Section 2. On a rotating basis in a three (3) year cycle, four (4) Board members shall be elected one year and four (4) Board members shall be elected in the following year and then five (5) Board members in the last year of the cycle at the Annual Meeting of the Club. They shall be elected from among the membership in good standing for a term of three (3) years and until their successors have started their term on October 1 following the annual membership meeting.

Section 3. A vacancy on the Board shall be filled for the balance of the term by a two-thirds (2/3) vote of the entire Board. The Board shall make all attempts to fill any vacancy within two (2) months from date of notification. To the President and Vice-president in writing. Any Board member shall be permitted to take a medical leave of absence for a period of up to twelve (12) weeks without their position being considered vacant.

Section 4. In the event any Board member terminates his/her membership in the Club and is no longer a member as spelled out in Article IV, he/she shall forthwith cease to be a member of the Board.

Section 5. Any Board member may be removed from office for good cause by a two-thirds (2/3) vote of the membership present in-person at a Special Meeting called in accordance with these By-Laws.

Section 6. The Board shall be responsible for the employment and performance of all Club employees. The Board shall also be responsible for the selection of an “outside” operator or “Club Manager” which shall include oversight of all Club employees and the operation of the Snack Bar. The Board shall also negotiate all terms and conditions of that operation, employment terms and shall negotiate changes for the better operation and services to the membership.

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Section 7. Board members shall be entitled to a 50% reduction in annual membership dues after one year of service, 75% after 5 consecutive years of service and 100% after 10 years of consecutive service on the Board and having attended a minimum of 75% of the scheduled Board meetings during the previous year. Exemptions shall be considered by a majority vote of the full Board for medical reasons which require hospitalization or a doctor's certification or those identified in section 3 above. The Board member must also have been an active member in good standing in order to be entitled to any benefits.

The benefits earned above shall be applied in the year following after it was earned which also shall apply to a benefit earned for members that are no longer on Board.

This benefit does not apply to Club bonds or any other functions the pool offers. Board members are also entitled to free guests and personal parties at the pavilion if qualifying for benefits.

Any Board member abusing these privileges by holding parties other than for personal use will be charged for the entire party and may face removal in accordance with Article VII section 5.

Any Board member that was elected prior to August 31, 2020 that has served as an officer (President, Vice-President, Treasurer, Secretary and Membership Coordinators) shall extend their benefits after they are no longer on the Board. They shall assist in any and all questions and guidance the replacements may require, so long as they maintain their Bond.

Officers on the Board for more than 5 (five) years will extend their benefits for an additional 2 (two) years after the earned years is up (total 3 (three) years from leaving the Board). Officers on the Board for more than 10 (ten) years will extend for an additional 4 (four) years after the earned year is up (totaling 5 (five) years).

ARTICLE VIII**Meetings of the Board**

Section 1. The Board shall hold its first meeting in each year as promptly as practicable after the Annual Meeting of the membership and shall hold at least one (1) regular meeting each month at such time and place as the Board may determine. Following the Board's first meeting they shall set a schedule of meetings for the year which shall be shared with the membership.

Section 2. The Board may, by resolution, establish from time to time a schedule of its meetings and rules for the conduct thereof. The Board shall allow members to attend all meetings of the Board though they shall not have a right to vote. The Board shall include a minimum of thirty (30) minutes of their meeting for public (member) comment unless no members wish to speak. All Board and committee meetings shall operate under Roberts Rules of Order except those rules which the Board may specifically modify.

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Section 3. Notice in writing of the regular meetings shall be given to each Board member and member at least fourteen (14) days before the date of the meeting via the website. Such notice may be waived by the Board in emergency circumstances. The meeting location and time shall also be provided in the notice.

Any changes shall be posted on the website as soon as possible, but prior to the meeting.

Board members may request attendance at meeting take place virtually by notifying the president and vice-president at least one (1) week in advance of the meeting date. Each Board may make this request once (1) during the year, but no more. The Board requires active participation by any Board member being streamed in virtually which includes their camera being on through the course of the meeting. Except when requested under this section Board meetings will not be held virtually unless there is an emergency preventing the Board from gathering in-person.

Section 4. Special meeting of the Board may be called at any time by the President and shall be called by the Secretary upon the written request of not less than five (5) members of the Board.

Section 5. Whenever the Secretary shall give notice of a Special meeting of the Board upon the request of the members of the Board, as above herein provided, he/she shall call the meeting within five (5) days after he/she received such a request. There shall be no penalty for missing a special meeting which a member of the Board could not attend.

Section 6. A majority of seven (7) members of the Board shall constitute a quorum at any meeting for the transaction of business and the passing of any motion unless otherwise required. The Board may vote by proxy (virtually) provided that if a majority of the Board shall collectively consent in writing to any such action to be taken and subsequently ratified. Such an action shall be as valid a corporate action as though it had been authorized at a meeting of the Board.

Section 7. Meetings of the Board or membership may be held in person at a Logan School library, the Logan Library, the Club or virtually should a State of Emergency or Public Health Emergency exist. All meetings of the Board and locations shall be posted on the Club website at least one month in advance except in cases of emergency. In the event that a decision needs to be made by the Board which does not warrant a special meeting and cannot wait until the next regular meeting of the Board a vote may be taken virtually so long as the vote is moved and seconded in accordance with Roberts Rules of Order. The Secretary shall track all motions, seconds and votes and report them as part of the minutes of any meeting of the Board, committee or membership and in the event of a virtual vote within twenty-four (24) hours to the full Board. ~~and~~ No action may be taken on the motion until the Secretary reports the results.

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ARTICLE IX

Duties and Powers of the Board

Section 1. In addition to the general powers of the Board by virtue of their office, the powers and authority expressly given by the terms of the Charter of this corporation and elsewhere in these By-Laws, the following specific powers are expressly conferred on the Board.

- a. To purchase or otherwise acquire for the Club any property, real or personal, right or privilege, which it is authorized to acquire for such price or consideration, and upon such terms as it may deem expedient.
- b. To transact all business of the Club and manage its affairs.
- c. To appoint, and remove, by a majority vote, such subordinate agents, clerks or employees who need not be members of the Club, as it may deem necessary and determine their duties and salaries as recommended by the managers of the Club.
- d. To fix, impose and remit penalties for violations of these By-Laws and rules of the Club.
- e. To remove from the Board any Board members for failure to attend any three consecutive meetings without any excuse acceptable to the Board and prior notification to the Secretary or other officer of the Board of such anticipated absence.
- f. To define the powers and duties of all committees.
- g. To make all rules and regulations necessary for the management of the Club and the use of all its facilities.
- h. To establish and set the fees, charges, assessments and dues.
- i. To appoint annually an attorney; or attorneys, and an accountant for the Club as needed.
- j. To adopt rules and regulations fixing the terms and conditions subject to which guest or members may use facilities of the Club.
- k. The Board members shall cause the books of the Club to be audited annually by a committee of the Club chaired by the Treasurer selected by the Board members who shall neither be members of the Board or officers of the Club except the Treasurer, and the report of the auditors shall be available to the members. The committee shall not be less than two (2) members in addition to the Treasurer.
- l. The President, Vice-President and Treasurer shall execute all deeds, bonds mortgages, leases, assignments and any necessary contracts relating thereto.

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Section 2. The Board shall designate the bank or banks in which the funds of the Club shall be deposited and determine the manner in which checks, drafts and other instruments for the payment of funds of the Club shall be executed.

Section 3. The Board shall adopt the budget as approved by the general membership and shall establish dues, charges, and fees for the ensuing year by the December Board meeting before the bills are posted and the newsletter goes out to membership.

ARTICLE X

Members

Section 1. Membership in the Club shall consist of individual members and family units

- a. Family:* 2 parents/guardians and at least 1 child under the age of 21 living at the same address (proof will be required if different last name) or at least 1 parent/guardian with at least 2 children under the age of 21 living at the same address. Please explain when joining or paying annual dues if there are any adults with different last names, children with multiple last names.
- b. Single:* 1 person household (no additional members may be added to this membership, there will strictly be only one person attached to this bond). This person shall be at least 18 years of age.
- c. Single Parent:* 1 parent/guardian and 1 child under the age of 21 living at the same address (proof will be required if different last name). Please explain when joining or paying annual dues if there are any adults or a child with different last names.
- d. Couple:* 2 adults (18 and over) without children residing at the same address that may or may not be married
- e. Seniors (65+):* 2 adults both over the age of 65 who reside at the same address (no additional members may be added to this membership, there will strictly be only two persons attached to this bond)
- f. Babysitter/Parent:* Fee for babysitter who works for a member taking care of their child(ren). The babysitter can only use the facility when babysitting the member's child(ren). Parent is considered a family member (i.e. grandparent, legal parent) living at a different address but taking care of the child(ren). This person can only use the pool facility when child(ren) and or grandchild(ren) are present.

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- g. *Caregiver*: Fee for *Caregiver* who works for a member taking care of their child(ren). The *Caregiver* may only use the facility when babysitting the member's child(ren).
- h. *Grandparent* living at a different address but taking care of the child (ren). This person may only use the pool facility when grandchild(ren) are present.
- i. Families who wish to keep and/or add their adult children (21 and over), who live with parent/in-laws to their membership will be required to pay an additional fee for each adult added to their membership. Adult children must live at the bond holder's address to be added to the membership. (proof of address will be required)
- j. Grandparents living at the same address as the bond holder, may use the facility without the bond holder (proof of address will be required and strictly enforced) Additional adult fee will be required as identified in section K below.
- k. Anyone added to a membership that may or may not be a family member or living in the same household will be an addition charge as determined by the Board.

Section 2. The number of memberships in the Club shall be three hundred seventy-five (375), but at the discretion of the Board this number may increase not to exceed four hundred (400). The number of memberships may be increased beyond the maximum stated above during the month of August only.

Section 3. Any member may for cause and after having been given an opportunity for a hearing be suspended for a period of not exceeding three (3) months by a two-thirds (2/3) vote of the entire Board, or expelled by a three-fourths (3/4) vote thereof. Cause for suspension or expulsion shall in general consist of violation of these By-Laws or of the rules of the Club. The Board shall provide for a hearing presided over by the President of the Club unless he/she is related to the member in question in which case the Vice-president shall preside. At such a hearing the member may speak and bring representation and evidence to defend themselves from action by the Board. The Board must give at least two (2) weeks notice of a special meeting for the hearing which shall be open to Club members. One member of the Board shall be appointed to present the case for suspension and/or expulsion. The accused member shall be provided with all accusations against him/her upon notice of the hearing and must be provided due process including access to all evidence that shall be presented against him/her. Prior to any such action by the Board the member shall have been provided a written warning and given seven (7) days to correct the issue except in such cases as the safety and welfare of the staff and membership may be in danger.

Section 4. The Board may delegate to the Membership Coordinator the power to suspend or deny Club privileges to any member for the violation of Club rules and regulations upon

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recommendation by the Manager provided such suspension or denial does not exceed seven (7) days. A report of such action containing reasons thereof must be submitted by the Manager to the President and /or Vice-President within twenty-four (24) hours. A permanent record of such suspensions or denials shall be kept on file. One of the Membership Coordinators shall provide a written notification to the member copied to the Manager.

Section 5. All members of the Club shall be accorded the facilities of the Club subject to the rules and regulations which shall be available in the Manager's office.

Section 6. Any property of the Club, broken or damaged by a member or by any member of his/her guest, shall be promptly paid for by such member. No person shall remove from the premises any article belonging to the Club without authorization from an officer.

Section 7. The Club assumes no responsibility, and members or their guest can have no claim against the Club for any accident or injury to any person or damage to their property which may be brought into or left in the Club buildings or on the Club grounds.

Section 8. In the event any member has a complaint about other members or of issues with the Club they shall forward that to the Club Secretary who shall report that to the Board at their monthly meetings as correspondence. Should any Board member receive notice of a complaint they shall forward it to the Secretary.

ARTICLE XI**Bonds**

A signed bond agreement is required.

Section 1. For the purpose of providing sufficient funds for the maintenance of the pool and for the construction and maintenance of other essential facilities all applicants as a condition of membership shall be required to purchase a bond in the amount as set by the Board.

Section 2. Bonds shall be non-transferable and shall contain an appropriate notation to that effect on the face thereof.

Section 3. Upon cessation of membership for any cause, all indebtedness owing to the Club by a member shall be a lien upon and charged against his/her bond, and the bond may be taken over by the Club to satisfy such indebtedness. The Treasurer of the Club for the time being is hereby authorized to complete this action.

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Section 4. Except for payment as after herein provided, each bond shall become null and void upon the date that the holder thereof ceases to be a member for any cause. The time and manner in which the holder shall be paid the value of his/her bond, subject to the provisions of Section 3 hereof, shall be determined by the Board provided, however, that each bond shall be redeemed in the order of presentation for redemption in which the membership is terminated and as soon as payment received for an incoming member where active membership exceeds 375 fully vested bondholders or up to 400 as determined by the Board.

- a. Any member who wishes to resign his/her membership shall do so in writing prior to April 1. Refunds shall be subject to the provision within this article and must be requested in writing by mail or via email not more than one year after leaving the Club.
- b. Anyone being permanently suspended from the Club due to non-payment after the April 15th deadline where the Board can show multiple attempts to contact by mail and phone, and chooses not to notify the Club in writing before said date, will be considered not in good standing and ***will forfeit their bond.***
- c. Anyone who has been permanently suspended from the club for breaking the rules of these by-laws or the Club rules, ***will forfeit their bond*** as determined by the Board during the due process hearing.
- d. Anyone choosing to leave the Club before their bond is fully paid off (fully vested), ***will forfeit any balance on the bond*** that has been paid in installments.

Section 5. In the event of the effective dissolution of the Club, and only in that event, bonds shall be a lien upon the proceeds of the sale of the property of the Club after payment of all of its just debts and obligations to the extent of the then value of bonds as fixed by these By-Laws, subject to set off of all debts, dues and obligations owed by the holder of the bond. After payment of all bonds outstanding upon the effective date of dissolution of the Club, the surplus remaining shall be paid and distributed pro rata among the then membership of the Club.

ARTICLE XII

Dues and Fees

Section 1. Dues shall be sufficient to provide for the necessary running expenses of the Club and proper maintenance and improvements of its property. To determine and set the amount of annual dues, all annual expenses budgeted for depreciation, pool and grounds maintenance, improvements, insurance, taxes, interest and administration shall be divided equally among all the bondholders of the Club. All other budgeted expenses shall be divided equally among the membership on a per capita basis.

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- a. The Membership Coordinator shall send a statement of dues to each member at least thirty (30) days prior to March 15, of each year.
- b. All dues are payable by March 15 of each year. The Board shall have the power to determine and charge a fee for the delinquent payment of dues. Any member failing to pay dues or other indebtedness before the 1st day of April shall be notified that if such indebtedness shall not have been paid by April 15, he/she shall be suspended. He/she shall cease to be a member of the Club. Said member shall be notified in writing within seven (7) days of such action.

Section 2. Neither dues nor any part thereof shall be refunded in the event that the operations are required to be suspended for any period of time, except in a state of emergency and approved by the Board.

Section 3. No dues nor any part thereof shall be refunded for any cause except death, permanent physical disability, or in the event that the member is a member of one of the Armed Services of the United States and is stationed away from the general area of the Club.

Section 4. All fees and other charges mentioned herein are exclusive of taxes imposed by the Federal, State and other governmental bodies and agencies.

Section 5. No member; delinquent and/or in arrears in the payment of any proper fees or charges of any kind shall be entitled to admission to the Club premises until such dues have been paid in full.

Section 6. Anyone wishing to not attend the Club for one year but does not want to sell their bond may do so. They will pay any balance on the bond and may not come to the pool at any time. If they choose to come at any time during the season, they will be required to pay the entire amount due for the membership. The bond will be replaced by someone on the wait list and they will be put at the top of the wait list for the following year. They will be entitled to the August only membership if it is offered for that year due to the fact that they are on the wait list. They will pay the August only dues and be entitled to come for that time. (See Article X Section 2).

If that member chooses not to join the following year, they *will forfeit their bond* and be off the wait list.

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ARTICLE XIII

Meetings

Section 1. The Annual Meeting of the general membership of the Club shall be held no later than the last Monday of September of each year, at such place and time as the Board may determine.

Section 2. The Annual Meeting shall be for the purpose of electing new Board members, presenting committee reports, adopting a proposed budget for the following year, and reviewing the previous year's budget. The annual the meeting shall be conducted in accordance with Roberts Rules of Order. The proposed budget shall be adopted by a simple majority vote of those members in attendance or may be approved via electronic vote if a quorum is not present.

Section 3. Notice of the Annual Meeting shall be sent by mail or email to the members by the Secretary at least fourteen (14) days prior thereto. The notice shall also be posted at the Club in a visible space, placed on the Club's social media account and website and shall include the names of candidates wishing to run for the Board and those whose terms are about to expire.

Section 4. Independent nominations may be made by any member in good standing as long as it is properly moved and seconded at the meeting.

Section 5. Special Meetings of the Club may be called by the Board or upon the written request of ten percent (10%) members to the Secretary stating the purpose thereof. A special Meeting shall then be called by the Secretary within thirty (30) days.

Section 6. Notice of the Special Meeting shall be given by mail or via email to the members at least fourteen (14) days prior thereto. The notice shall also be posted at the Club in a visible space, placed on the Club's social media account and website and shall also state the purpose for which the Special Meeting is called, and no other business shall be transacted thereat.

Section 7. Each bondholder family is entitled to one vote at any meeting of the Club. In the absence of the bondholder, and when applicable, the bondholder's spouse is entitled to cast the one vote.

Section 8. Only fully vested bondholders in good standing shall be entitled to vote at meetings of the Club. Any member may be represented by proxy if not able to attend in person. The proxy shall be filed with the Secretary forty-eight (48) hours after the meeting with the rules set by the Election Judges. Any bondholder in arrears in the payment of dues, fees or any other proper charges shall not have the right to vote or hold office. Two (2) Election Judges (one shall be a Board member and one shall not be on the Board) shall be appointed by the Board at their August meeting and shall not be a member of the Board.

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Section 9. Majority of the bondholders present in good standing shall constitute a quorum at all meetings of the Club and conduct business in accordance with Section 8.

Section 10. A simple majority vote shall be required to pass any motion at any meeting of the members unless otherwise provided.

Section 11. In the event of a tie vote in the election of members to the Board, the bondholders actually present at the Annual Meeting shall vote to break the tie. Voting shall be by written secret ballot. Ballots shall be counted and certified by the election judges as provided by Article XIII, Section 8.

Section 12. Candidate must be present at members' annual meeting and fully vested in order to be considered for the Board election.

Article XIV

Committees

Section 1. There shall be such standing committees as from time to time shall be determined by the Board, and chairperson shall report to the Board.

Section 2. The standing committees shall include but not be limited to Administrative, Pool and Grounds, Publicity, Finance, Rules, Membership and Swim Team and Events.

Section 3. The duties and powers assigned in these By-Laws to the standing committees shall be subject to the authority of the Board.

Section 4. The Pools and Grounds Committee shall attend to the improvements and maintenance of the pools, grounds, operating equipment and facilities and approved by the Board so as to be enjoyed by the membership.

Section 5. The publicity Committee shall attend to the publication of affairs of the Club which are of general interest such as the website, social media platforms.

Section 6. Finance Committee shall prepare the annual budget for submission to and approval by the Board and membership and shall exercise general supervision over the financial transactions of the Club.

Section 7. The Rules Committee shall prepare rules of health and good conduct in connection with the operation of the Club and shall, in conjunction with the Club staff, see that the rules and regulations of the Club are enforced.

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Section 8. The Membership Committee shall send out invoices, track bonds, manage the waitlist, and guest passes, along with Membership.

Section 9. The Swim Team Committee shall assist and support the coaching staff in conducting the Club's competitive swimming program and serve as liaison among the coaching staff, Board and parents of swimmers.

ARTICLE XV

Miscellaneous

Section 1. Each person who acts as an officer or Board member of the Club shall be indemnified by the Club for expenses actually and necessarily incurred by him/her in connection with the defense of any action, suit or proceeding in which he/she is made a party by reason of his/her being or having been an officer or Board member of the Club, except in suit or proceeding to be liable for gross negligence or willful misconduct in the performance of his/her duties.

Section 2. The right of indemnification provided herein shall insure to each Director and officer referred to in Section 1 above, whether or not he/she is such officer or Board member at the time such costs or expenses are imposed or incurred, and in the event of his/her death shall extend to his/her legal representatives.

Section 3. Upon the termination of services of any officer, Board member, employee or agent, all monies, records, securities or properties in his/her possession and belonging to the Club shall be surrendered forth with and be delivered to his/her successor or to the Board.

Section 4. The books, accounts and records of the Club shall be open for inspection to any member of the Board at any time. Members of the Club may inspect such books, accounts and records of this Club at such reasonable times as the Board may designate.

Section 5. The funds the Club shall be invested in such manner as now or may hereafter be authorized by the laws of the State of New Jersey and the Board.

Section 6. Any question as to the meaning or proper interpretation of any of the provisions of these By-Laws shall be determined by the Board.

Section 7. Each voucher for the purchase of any item or in payment of any service shall be attested by the officer of the Club under whose jurisdiction it may come and subsequently be approved by the Board.

Section 8. These By-Laws may be amended by a two-thirds (2/3) majority vote of the members present or represented by proxy at any meeting, as defined in Article XIII, of the Club provided at least fourteen (14) days' notice of such meeting shall be given to each such member.

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ARTICLE XVI

Swim Team

Section 1. The Peachwood Recreation Club may host a summer league swim team to compete in one or more local swim leagues.

Section 2. The swim team committee shall appoint a committee member to act as the liaison between the Board and the swim team coaches and parents, and shall be on both boards.

Section 3. Any member in good standing, age 5-18 by June 15 of each year is eligible to join the swim team after passing a swim test. Anyone not passing the swim test designated by the coach will be refunded any money paid to join the swim team and will be eligible to retry the following year.

Section 4. Nonmember employees of the Club, including swim team coaches, pool managers, office workers and lifeguards, are eligible to join the swim team pursuant to any league restrictions.

Section 5. Anyone on the wait list will be offered a swim team membership. This will allow them any and all access to the Club for them and their guest for the duration of the swim season. Anyone that chooses to utilize the swim team membership must join the Club when they reach the top of the waitlist and are invited to join. Anyone that decides not to join the Club at this point, will be removed from the waitlist and the swim team.

RULES AND REGULATIONS

The following rules and regulations have been established for the protection and benefit of all members of the Peachwood Recreation Club, Inc. and their guest(s). They have been established to insure the safe and sanitary operation of the Club and its facilities.

The Pool Manager* has full authority to interpret all rules and regulations of the Club. The Pool Manager, Assistant Managers and Lifeguards, under the direction of the Board, shall enforce these rules. Failure to comply with these rules may be considered cause for suspension of the pool.

*Any reference to "Pool Manager" throughout this document is defined to include the Pool Manager and/or Assistant Manager(s) or any other designee of the Board.

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SECTION 1: POOL HOURS:

Peachwood Recreation Club's operating hours are as follows:

11:00 a.m. to 9:00 p.m. 7 days a week**

The Club may be closed earlier than scheduled when the weather is cold or inclement, or when it is necessary for pool maintenance. Early closing will be at the discretion of the Pool Manager and must be communicated to the President and Vice-president and agreed upon prior to execution.

Certain areas of the main pool may be reserved for group swimming activities and occasion Swim Team functions. The exact schedule of these periods will be arranged and approved by the Pool Manager. The schedule will be posted at the pool and on the calendar at the website. (peachwoodrc.com)

SECTION 2: GROUND RULES

1. No food or refreshments of any description may be eaten on the main pool deck.
2. No gum is permitted in the pool or on the pool grounds at any time.
3. No unauthorized persons are permitted in the Pool Office.
4. No loitering will be allowed in the entranceway, office, driveway or parking lot.
5. No abusive language shall be used by any member or guest.
6. No running will be permitted on the pool deck, concrete walls or in the dressing rooms.
7. No glass containers are permitted anywhere on pool property, except where needed for pool maintenance or by express permission of the Pool Manager.
8. Bathers may enter the pool attired in only conventional swimwear.
9. Any person causing damage to the Club property will be held responsible for the full cost of repair or replacement of the equipment.
10. No ball playing in the pool or deck area.
11. Any member causing a disturbance will be asked to leave the Club. If they refuse, police will be called and their membership will be suspended until the Board settles the issue in accordance with these By-laws.
12. Radios will be permitted but are not to be played at a volume that will disturb surrounding people.
13. No smoking or vaping in the pools fenced in area. Smoking or vaping should only take place in the designated smoke area outside the Club and all cigarettes shall be put out in the butt bucket provided and not in the street or along the walk.
14. The Pool Manager or assistant manager reserves the right to impose any rules not listed on this article.

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15. Only swim diapers are permitted in any pool consistent with the New Jersey Bathing Code (68: 26-5.4) unless the swimmer has a disability requiring appropriate underpants.
16. Children the age of 3 (three) and under will not be permitted in the main pool.
17. No floating devices will be allowed in the pools, only vest or water wings are permitted. Only vest or water wings are permitted excluding pool-hosted special events such as noodle night.
18. Children 12 and under need Dive Bands in order to use the diving well.

SECTION 3: GUEST AND VISITORS

1. Each family shall be permitted a maximum of five (5) guests on any given day, unless previously arranged with the Pool Manager.
2. Rates for guest and visitors are posted at the Pool Office.
3. There is no guest charge for children under two (2) years old.
4. All guests must be registered at the front desk and will leave when that host member leaves.
5. Guest fees are for the entire day. If a guest leaves, they may request a wrist band for re-entry on the same day.
6. No guest fee will be refunded if the guest decides to leave except at the direction of the manager on duty.
7. A manager may refund guest fees if the weather forces the Club to close early. This will be solely up to the discretion of the manager on duty.
8. Guests will be limited to two (2) visits per month when membership is no longer full and there is no waitlist. While membership is full and there is a waitlist guest may come with a member as long as they pay the daily rate and follow all the rules of the Club.
9. Members with unpaid dues will not be permitted to use the facility.
10. All parents are required to fill out an Emergency Card for their child(ren). The Pool Manager will use the card for Medical Emergencies and/or to contact the parents in case of behavior not conforming to the Club rules.
11. Constant disregard of the rules will not be permitted. The Pool Manager has total authority to bar any person entrance or to ask any person to leave the pool so long as the issue is submitted to the Board for further consideration after three (3) documented incidents of disobeying the Club rules.
12. All babysitters (13 yrs. Or older) must register at the front desk before entering. Their name must appear on the Bondholder's membership card. The babysitter has pool rights only when solely responsible for the bondholder's child(ren). If they want to use the pool at any other time, they must follow the rules as a guest, with all restrictions. The fee for a babysitter will be set by the Board annually. If it is brought

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to the Pool Manager's attention that a babysitter is not supervising the child(ren), they will be asked to leave and the bondholder will be notified.

13. If a bondholder has been hired by a non-bondholder to babysit their child(ren) (12 years or younger) they may add that child(ren) to their family membership for a fee set by the Board annually. If the child(ren) want to come with someone else, they are considered guests.

SECTION 4: HEALTH AND SAFETY RULES

1. Shower before entering the pool.
2. Persons wearing diapers or not potty trained will wear swim diapers when in either pool in accordance with the rules above.
3. Expectorating and nose blowing in the pool is prohibited.
4. No general swimming allowed in diving area unless otherwise approved by Pool Management.
5. Only one (1) person allowed on the diving board at a time.
6. Eyeglasses will be permitted in the pool only at the Pool manager's discretion.
7. No pets are allowed inside the pool facility.
8. Bicycles are to be stored in the prescribed area inside the pool area on the bike rack. Skateboards can be carried but not used inside the pool facility.
9. No child(ren) under 13 years old, will be allowed to enter the pool premises without adult supervision.
10. All children 12 years of age and under must show proof of swimming ability and obtain a band. They shall wear bands at all times while at the pool facility and may not share their band.
11. Non-member employees not on duty may not use the facility unless accompanied by a member and must pay the guest fee. Employees may not have guest while on duty.

SECTION 5: GUEST PASSES

Guest Passes will be available for purchase at any time prior to the pools opening day.

Guest Pass Rules:

1. Guest Passes are not allowed to be used for payment of any scheduled parties.
2. Members are only permitted 5 guests per day.
3. Passes are for personal use and are not to be sold by members to neighbors, friends, or family members.

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4. Anyone misusing their guest pass will forfeit them for the season and may lose the balance.
5. Guest passes are only good for one season and expire at the end of that season.

SECTION 6: MEMBERSHIP CHECK-IN

1. Members and guests must check in prior to entering the pool.
2. All required documentation shall be uploaded by the member prior to the start of the season or by the first check in this shall include documents such as pictures and medical forms. Members shall be given three (3) warnings after which their membership will be automatically suspended until such time as the member updates the required documentation and notifies the Membership Coordinator.

SECTION 7: PEACHWOOD SEASON

The Peachwood season is from Memorial Day Weekend to Labor Day. The Club will be open on weekends and holidays until the date the Board has set for full time opening.

Full time scheduled opening will be determined by the Board by April 15th. The Board will take into advisement the beginning of summer break from all surrounding area schools as well as the availability of staffing. The Club may adjust the daily opening and closing to accommodate splash dances, swim practice/meets, and other functions that will be posted in advance.

