

Hidden Valley Lake

Property Owners Association

Board of Directors Meeting

July 28, 2011

APPROVED

Board of Directors Present: Jeff Fuell, Bill Minnery, Donna Lask, Robert Starks, and Bill Acra

Board of Directors Absent: None

Community Manager Present: Bruce Keller

President Jeff Fuell called the July 28, 2011 Board of Directors Meeting to order at 7:00 p.m. The meeting began with the Pledge of Allegiance.

President's Report: Jeff Fuell

I have sold my home and should be closing on August 15th and no longer a resident of HVL. I have also relocated by business to Kettering and I am sad to leave HVL. Bill Minnery has been filling in for me for the past two months. There will be an announcement in the Echoes for people to send in resumes to the Board for my replacement. I will now turn over the meeting to Bill Minnery. Both Bill Minnery and Robert Starks have thanked Jeff Fuell for his years of service.

Secretary's Report: Robert Starks

Motion to approve the June 23, 2011 POA Board of Directors Meeting Minutes. Motion made by Donna Lask and seconded by Bill Acra. Motion passed unanimously.

Treasurer's Report: Donna Lask

Revenues for the month of June were \$166,857 which is \$7713 more than budgeted. Swim income was over budget by \$2638 and fines were over by \$3359. Expenses for the month were \$170,590 which is \$7178 greater than budget. Except for streets and parks all departments spending were at or below budget. Streets and parks exceeded budget by \$9706 with repairs and maintenance accounting for most of it as R&M exceeded budget by \$7543. Net income for the month was a loss of \$4268 just \$535 under budget.

Year to date net income is \$106,104 which exceeds budget by \$92,776 though most of this is due to monthly timing of budgeted expenses.

Community Manager's Report: Bruce Keller

Just a few reminders: we are now on Face Book on the website. It was Angie Ruberg's idea and she will monitor it. Also the Deer Open House is August 2nd at 6:30.

COMMITTEE REPORTS

Lakes Committee Report: read by Bruce Keller

A UTV has been approved to use as a boat and will be trailered in and out. Water quality reports by Gerry Young are online. Dredging contract will be signed next week and it will be in the Echoes how to get into contact with the dredger to get your property done. Please fill out creel surveys when fishing. The dam inspector says this is the best they have seen.

Street & Drainage Report: John Getzendanner II

The pavers will be here on Wednesday, August 3rd.

Future Planning/Political Action Committee Report: Scott Mitchell

Turn over to George Lortz.

Handbook Task Force: George Lortz

Recommended Motion (Second Reading): Move that the attached revised sets of rules to Sections:

VIII. Burning Rules

IX. Curfew Rules

X. Dog Control Rules

XI. Elections Rules

XIII. Noise Rules

XV. Persons Rules

XVII. Property Safety Rules

XVIII. Signs and Solicitation Rules

XIX. Traffic and Vehicle Operation Rules

be accepted as changes to the current version of the *HVL POA Handbook*.

(The full text may be reviewed at the end of this document.)

Recommended Motion (Second Reading): Move that the rewording of rule Section 14. Parks and Recreational Facilities Rules, Subsection B.6 in the current version of the *HVL POA Handbook* be accepted as:

HVL greenbelt areas, parks and recreational facilities are to be left undisturbed and in their natural state and are to be maintained only by HVL POA employees, HVL POA volunteers with appropriate approval and/or contractors hired by the HVL POA."

Recommend Motion: Move that the wording of Part 1, Section 3. in the newly-approved *HVL POA Handbook* Table of Contents be changed to:

Section 3. Selected Policies, Procedures, Practices and Rules"

The current wording is:

Section 3. Selected Policies, Procedures and Practices.

All three motions to the rules changes approved by Jeff Fuell and seconded by Bill Acra. Motion passed unanimously.

Finance Committee Report: Jennifer Reuter

Request a motion approving the June, 2011, financial reports. Motion made by Donna Lask and seconded by Robert Starks. Motion passed unanimously.

Parks & Recreation Committee Report: Mark Hemmerle

Deer Task Force meets next Tuesday at 6:30 and we will take comments from the public.

Recommend motion for expenditures not to exceed \$4,000 for pool house documentation. Motion made by Bill Acra and seconded by Robert Starks. Motion passed unanimously.

Mark gave a slide presentation on baby pool usage.

Request a motion to authorize the Community Manager to send out two RFQ/P for construction of a new baby pool with splash features and new pool house. Motion made by Bill Acra and seconded by Robert Starks. Motion passed unanimously.

Safety, Security & Elections Committee Report: Larry Rohling

Request a motion approving the following changes to Section XIX as a second reading:

- 1) Update of the name of the S,S&E Committee in the first paragraph**
- 2) Insertion of the sentence about Federal, State and County laws immediately following the first paragraph**

Motion made by Jeff Fuell and seconded by Donna Lask. Motion passed unanimously.

We have 19 people signed up for CPR and Basic First Aid for this Saturday for a 6 hour course. Thank you to the Board for their assistance with this. It will be offered again in fall.

Architecture Committee Report: Pat Hawkins

The following Performance Bonds for Return for July are as follows:

**Lot 1943 James Williams 19911 Cravenhurst Dr. \$500.00
Signed by: Bruce Keller, Floyd Ogden, Donald Yetzer, John Getzendanner II**

**Lot 2031 Maura Kennedy 19905 Alpine Dr. \$500.00
Signed by: Rick Manion, Jesse Jones, Donald Yetzer, John Getzendanner II**

**Lot 231 Diane Simpson 855 Hickory Rd. \$500.00
Signed by: Rick Manion, Jesse Jones, Donald Yetzer, John Getzendanner II**

**Lot 1718 Dennis Creech 1438 Cliftmont Circle \$500.00
Signed by: Rick Manion, Floyd Ogden, Donald Yetzer, John Getzendanner II**

Motion to approve the Performance Bond Returns by Bill Acra and seconded Jeff Fuell. Motion passed unanimously.

Old Business:

Andy Dipuccio is appealing the Board decision to not replace the walls on Hampton. It was suggested by the Board for him to go to Parks & Recreation to get on a list of projects for next year.

Larry Rurik, Lot #757 concerning house being built on Lot #758 by Jerome Wilker. Bruce Keller gave timeline of house under construction for 2 years and 7 months. Bill Minnery stated we have taken the situation to the courts.

New Business: None

Motion to adjourn by Donna Lask and seconded by Jeff Fuell. Motion passed unanimously.

Adjournment: 8:10 pm

Minutes Prepared by Gloria Weber

Minutes published in this paper are abbreviated and a full account can be heard online at

www.hiddenvalleylakepoa.com

Any attachments can be viewed online at www.hiddenvalleylakepoa.com

VIII. Burning Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following Burning Rules for Hidden Valley Lake. For the safety of all, their private property and community property within HVL, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendations by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County rules regarding burning, the following rules apply within Hidden Valley Lake Subdivision.

A. *Definitions of Terms*

For the following HVL POA Burning Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Non-combustible container** – A container that is vented to induce combustion with enclosed sides and bottom.

B. *Burning on Community Property within HVL Rules*

- 1) Burning on community property within HVL is prohibited without the use of a non-combustible container and a permit from the HVL POA Board of Directors.
- 2) The HVL POA Board of Directors from time to time may allow, by permit,:
 - a. Bonfires and fires for cooking on community property within HVL and may place restrictions on these permits as they see fit.
 - b. Burning of refuse on community property within HVL when such refuse is the result of disaster, providing that a declared disaster exists.

C. *Burning Refuse on Private Property Rules*

- 1) **Burning on private property is prohibited unless a non-combustible container is used.**
- 2) Burning on private property is permitted during daylight hours only.
- 3) Only paper and wood products may be burned.
- 4) A fire must be continually attended by an adult until the fire is extinguished.

D. Other Burning on Private Property Rules

- 1) A fire for cooking/recreation or a fire pit, which is no larger than three (3) feet in diameter, is permitted on private property provided the burning is not a nuisance or hazard and the fire is continually attended by an adult until the fire is extinguished.**
- 2) A fire in a stove for heating and a fireplace is permitted on private property provided the burning is not a nuisance or hazard and is continually attended by an adult until the fire is extinguished.**

IX. Curfew Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following Curfew Rules with Hidden Valley Lake. For the safety and convenience of all, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County rules regarding curfews, the following rules apply within Hidden Valley Lake Subdivision.

A. *Definitions of Terms*

For the following HVL POA Curfew Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Unaccompanied child** – Any person seventeen (17) years or younger who is not accompanied by their parent, guardian or custodian or by an adult, over the age of twenty-one (21), specified by their parent, guardian or custodian.

B. *General Curfew Rules*

- 1) It is a curfew violation for any unaccompanied child fifteen (15), sixteen (16) or seventeen (17) years of age to be on community property within HVL between the hours of 12:01 a.m. and 5:00 a.m. seven days a week.
- 2) It is a curfew violation for any unaccompanied child under fifteen (15) years of age to be on community property within HVL after 11 p.m. or before 5 a.m. on any day.
- 3) **General Curfew Rules B.1 and B.2 above do not apply to any unaccompanied child on community property within HVL participating in, going to or returning from lawful employment, a school-sanctioned activity or a religious event.**

C. *Advancing Curfew Times Rules*

- 1) **The HVL POA Board of Directors from time to time may by a vote, advance the curfew time by not more than two (2) hours whenever it determines that any curfew time established in Subsection B above is later than reasonable for public safety under the conditions found to exist in HVL.**

X. Dog Control Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following Dog Control Rules within Hidden Valley Lake. For the safety and convenience of all, their private property and community property within HVL, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County rules regarding dog control, the following rules apply within Hidden Valley Lake Subdivision.

A. Definitions of Terms

For the following HVL POA Dog Control Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Dangerous dog** – Any dog that, without provocation, has chased or approached in either a menacing fashion or an apparent attitude of attack (i.e. growling, snarling, etc.) or has attempted to bite or otherwise endanger any person, while that dog is off the premises of its owner, keeper, or harbinger, or other responsible person, or not physically restrained or confined in a locked pen which has a top, locked fence yard, or other locked enclosure which has a top.
- ◆ **Dog at large** – Any dog not under restraint of a person capable of controlling the dog on or off the premises of the owner.
- ◆ **Dog owner** – **Any person, partnership, or corporation owning, keeping, or harboring one or more dogs.**
- ◆ **Domestic animals/companion dog** – Any pet kept for pleasure rather than utility. A pet of a species that has been bred and raised to live in or about the habitation of humans and is dependent on people for food and shelter.
- ◆ **Harbored dog** - **Any dog that is fed or sheltered for three consecutive days or more.**
- ◆ **Menacing fashion** – Any dog that would cause a person being chased or approached to reasonably believe that the dog would cause physical injury to that person.
- ◆ **Public nuisance dog** – Any dog that, unprovoked, unreasonably annoys humans, endangers the life or health of other animals or persons, or substantially interferes with the right of citizens, other than their owners, to enjoyment of life or property. The term “public nuisance dog” shall mean and include, but is not limited to, any dog that, unprovoked:
 1. Is repeatedly found at large.
 2. Damages the property of anyone other than its owner.
 3. Molests or intimidates pedestrians or passersby.
 4. Excessively makes disturbing noises, including, but not limited to, continued and repeated howling, barking, whining, or other utterances causing unreasonable annoyance, disturbance, or discomfort to neighbors or others on close proximity to the premises where the dog is kept or harbored.
 5. Attacks other animals.
- ◆ **Restraint** – Any dog secured by a leash or lead under the control of a reasonable person and/or obedient to that person’s commands, or within the real property limits of its owner.

- ◆ **Stray** – Any dog that does not appear, upon reasonable inquiry, to have an owner.
- ◆ **Vicious dog** – Any dog that, without provocation and subject to the exclusion set forth below, meets any of the following:

1. **Has killed or caused injury to a person.**

2. Has killed or seriously injured another dog or other pets.

3. Belongs to a breed that commonly requires additional home owner's insurance.

A vicious dog does not include either of the following:

1. A police dog that has killed or caused serious injury to any person or that has caused injury, other than killing or serious injury, to any person while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties.

2. A dog that has killed or caused injury to any person while a person was committing or attempting to commit a trespass or other criminal offense on the property of the owner, keeper, or harbinger of the dog.

- ◆ **Without provocation** – A dog that was not teased, tormented, or abused by a person, or was not coming to the aid or the defense of a person who was not engaged in illegal or criminal activity and who was not using the dog as a means of carrying out such activity.

B. Licensing of Dogs Rules

- 1) Any person owning, keeping, harboring, or having custody of a dog over six (6) months of age must obtain a license from the county. License fees are not required for certified seeing-eye dogs, hearing dogs, government police dogs, or other certified dogs that are trained to assist the physically handicapped.
- 2) **Application for a license must be made within thirty (30) days after obtaining the dog over six (6) months of age.**

C. Restraint of Dogs Rules

- 1) All dogs shall be kept under restraint.
- 2) No dog owner shall fail to exercise proper care and control of his dogs to prevent it from becoming a public nuisance.
- 3) No dog owner shall fail to clean up feces left by their dog on community property within HVL or another person's private property.
- 4) No dog owner, keeper, or harbinger of a dangerous or vicious dog shall fail to do either of the following:
 - a. While the dog is on the premises of the owner, keeper, or harbinger, securely confine it at all times in a locked pen which has a top, and either has a bottom secured to the sides or the sides are imbedded in the ground no less than one foot, or such other locked enclosure meeting the same criteria; except that a dangerous dog, but not a vicious dog, may in the alternative be kept in a locked fenced yard or be tied with a leash or tether so that the dog is adequately restrained.
 - b. While the dog is off the premises of the dog owner, keeper, or harbinger, keep it on a leash or tether that is adequate to control the dog and do at least one of the following:

1. Keep the dog in a locked pen, which has a top, locked fenced yard, or other locked enclosure, which has a top.
 2. Have the leash or tether controlled by a person who is responsible and at least eighteen (18) years of age, or securely attach, tie, or affix the leash/tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such a person in a close proximity to that dog so as to prevent it from causing injury to any person.
 3. Muzzle the dog.
- c. When the dog is a vicious dog, the dog owner, keeper, or harbinger, shall keep the dog confined as set forth in 4.b.1 above, except when said dog is on a leash or tether as described in 4.b.2, then said dog owner, keeper, or harbinger shall additionally keep the said dog muzzled at all times, whether on or off the premises of the owner, keeper, or harbinger.
- 5) No dog owner, keeper, or harbinger of a vicious dog shall fail to obtain liability insurance with an insurer authorized to write liability insurance in this state providing coverage in each occurrence, subject to a limit, exclusive of interest and costs, of not less than one hundred thousand (\$100,000) dollars because of damage or bodily injury to or death of a person caused by a vicious dog.

XI. Elections Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following Elections Rules within Hidden Valley Lake. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

A. Definitions of Terms

For the following HVL POA Elections Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Ballot deadline date** – A date specified by the HVL POA Board of Directors as the deadline for receiving all ballots in an annual, special or referendum election.
- ◆ **Counting Team** – HVL residents reporting to the Elections Sub-committee for the purpose of tallying HVL POA votes according to the most current Vote Tally Procedure.
- ◆ **Date of election** – The HVL POA Annual meeting in the case of Annual HVL POA Board of Directors' elections or the specified ballot deadline date for special or referendum elections.
- ◆ **Elections Sub-committee** – A group of HVL residents appointed by the Safety, Security and Elections Committee for the purpose of administering all HVL POA elections made up of a Chairperson and Vice chairperson and the Counting Team.
- ◆ **Member voting rights** – The first party listed on an HVL property deed is given the right to vote in all HVL POA elections.
- ◆ **Open HVL POA Board Positions** – Those positions on the Board that are being filled by the current election.
- ◆ **Qualified candidate** – Any current POA member who meets the following criteria:
 - Is an HVL POA member in good standing.
 - Is not currently an employee of the HVL POA.
 - Is not currently a vendor of the HVL POA unless the selection of that vendor is the only choice available to the HVL POA.
 - Is not currently a contractor engaged by the HVL POA unless the selection of that contractor is the only choice available to the HVL POA.
 - Is a qualified resident of HVL.
- ◆ **Qualified resident** – Any current HVL resident with no outstanding dues, fees or fine payments.
- ◆ **Special or referendum election** – An election conducted by the HVL POA Board of Directors from time to time to help conduct the business of the POA.
- ◆ **Vote Tally Procedure** – A documented process for counting ballots developed and maintained by the HVL POA Safety, Security and Elections Committee.

B. HVL POA Membership and Voting Rights Rules

- 1) Each member in good standing of the HVL POA shall have voting rights in HVL POA Board of Directors' elections, recounts, recalls, and special or referendum elections.

C. HVL POA Safety, Security and Elections Committee Rules

- 1) The HVL POA Safety, Security and Elections Committee shall choose from its membership a Chairperson and Vice-chairperson of the Elections Sub-committee.
- 2) The Chairperson and/or the Vice-Chairperson of the Elections Sub-committee shall be in charge of all elections, recounts, recalls, and special or referendum elections.
- 3) The Elections Sub-committee shall appoint the Counting Team.

D. HVL POA Board of Directors' Elections Rules

- 1) **The HVL POA shall conduct elections in each calendar year for the purpose of electing members of the HVL POA Board of Directors.**
- 2) To be a member of the HVL POA Board, a person must be a qualified candidate.
- 3) The annual elections shall be conducted such that two and three members of HVL POA Board of Directors shall be elected on alternate years. The term for an HVL POA Board of Directors' member is two years.
- 4) Recall elections may be conducted in the event special conditions exist.
- 5) Election recounts may be conducted in the event of the filing of an election protest with the HVL POA Board of Directors.
- 6) If at any time and for whatever reason the HVL POA Board shall not have enough members between elections to fill all available positions, the existing HVL POA Board may fill the open position(s) by appointment. The rule for eligibility by appointment (XI.E.13) shall apply. To qualify for appointment to the HVL POA Board, a person must submit an application to the Board in writing that indicates his or her desire to be a Board member and a list of his or her eligibility, qualifications and credentials.

E. HVL POA Board of Directors' Election Procedures

- 1) A copy of the nomination form for the HVL POA Board of Directors elections and the notice of registration deadline shall be published in two consecutive issues of *The Echoes* prior to the registration deadline.
- 2) Nominations shall be closed and forms received in the HVL POA Office by mid-February, The POA Office will establish that day and time near February 15th. In order to be valid, a current photo and resume of the nominee must accompany the nomination form. The above three items shall be submitted to the HVL POA Office by the candidate in person and not by an agent or representative of the candidate.

- 3) After the nominations are closed, candidate nominations shall be validated at the HVL POA Office to assure that each candidate is qualified to run for election.
- 4) A ballot, ballot return envelope, and candidate resumes shall be mailed to all HVL POA members. All ballots in their signed and sealed ballot return envelope shall be returned by mail or in person to the HVL POA Office by the date of election.
- 5) All ballots returned after the date of election or not returned in a signed and sealed ballot return envelope shall be considered invalid.
- 6) All signed and sealed ballot return envelopes shall be checked by POA Office personnel against the HVL Resident's Database to validate the ballot. They shall also check for the correct signature (first on the deed) and place them in the locked ballot box. The key to the ballot box shall be kept by the Chairperson of the Elections Committee who shall open the box in the presence of the Counting Team on the date of election.
- 7) On the date of election, the Elections Sub-committee shall open the envelopes and tally the votes according to the most current Vote Tally Procedure.
- 8) Ballots in signed and sealed ballot return envelopes shall be received until twenty (20) minutes after the last candidate's speech during the HVL POA Annual Meeting (date of election). Any ballots received during the HVL POA Annual Meeting shall be validated by the POA Office staff and delivered to the Elections Sub-committee Chairperson to be tallied and added to other ballot totals.
- 9) On completion of the voting tally, the vote summary shall be given directly to the person presiding over the HVL POA Annual Meeting in a sealed envelope. The results shall be read at the HVL POA Annual Meeting. No results shall be announced by the any member of the Elections Sub-committee prior to this time.
- 10) After the HVL POA Annual Meeting, all ballots with their ballot return envelopes shall be kept in the locked ballot box in the HVL POA office for a period of at least three months.
- 11) At the HVL POA Annual Meeting, the open HVL POA Board positions shall be awarded to the persons receiving the highest number of votes in descending sequence until all the open positions are filled. Should there be a tie in the voting for the last open position; the tie shall be broken by a coin toss conducted by the Chairperson of the Elections Sub-committee with no less than three witnesses present. If the Chairperson of the Elections Sub-committee is not available for the coin toss, another member of the Counting Team may be designated by the incumbent HVL POA Board members to conduct the coin toss.
- 12) If at the end of the nomination period, there is exactly the same number of candidates running in the current election to fill all the open HVL POA Board positions, then an election shall not be required and the candidates running shall fill the open HVL POA Board positions.
- 13) If at the end of the nomination period, there are less than enough candidates running in the current election to fill all the open HVL POA Board positions, then an election shall not be required, the candidates running shall fill open HVL POA Board positions and the sitting HVL POA Board members may fill the open position(s) with the appointment of a qualified candidate(s).. To qualify for appointment to the HVL POA Board, a person must submit an application to the Board in writing that indicates his or her desire to be a Board member and a list of his or her eligibility, qualifications and credentials.

F. Special or Referendum Election Procedures

- 1) A ballot and ballot return envelope shall be mailed to all HVL POA members. All ballots in their signed and sealed ballot return envelopes shall be returned by mail or in person to the HVL POA office by the ballot deadline date (date of election).
- 2) Any ballot returned after the date of election or not returned in a signed and sealed ballot return envelope shall be considered invalid.
- 3) All signed and sealed ballot return envelopes shall be checked by POA Office personnel against the HVL Resident's Database to validate the ballot. They shall also check for the correct signature (first on the deed) and place them in the locked ballot box. The key to the ballot box shall be kept by the Chairperson of the Elections Committee who shall open the box in the presence of the Counting Team on the date of election.
- 4) On the date of election, the Elections Sub-committee shall, in a closed meeting, open all signed and sealed ballot return envelopes and tally the votes according to the most current Vote Tally Procedure.
- 5) Upon completion of the voting tally, the final totals shall be presented directly to the President of the HVL POA Board in a sealed envelope. No results shall be announced by any member of the Elections Sub-committee prior to this time.
- 6) After the voting results have been presented, all ballots with their ballot return envelopes shall be kept in the locked ballot box in the HVL POA Office for a period of at least three months.

G. Election Results Protest Procedures

- 1) Any HVL POA member in good standing wishing to protest the results of an HVL election may do so by submitting his/her protest in writing to the HVL POA Board of Directors within thirty (30) days after the announcement of the election results.
- 2) A letter written to protest election results must include the name, address, and lot number of the HVL POA member making the protest and the reason for the protest.
- 3) The previously constituted HVL POA Board of Directors shall determine by vote if the protest submitted is valid. A simple majority shall determine the validity of the protest.

XIII. Noise Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following Noise Rules within Hidden Valley Lake. For the comfort and convenience of all, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County laws regarding noise and fireworks, the following rules apply within Hidden Valley Lake Subdivision.

A. Definitions of Terms

For the following HVL POA Noise Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Fireworks** – Any composition or device designed for the purpose of producing a visible or audio effect by combustion or detonation. The term does not include model rockets, toy cap pistols, emergency signal flares, illuminating torches, snakes or glow worms, ground spinners, smoke devices, or wire sparklers.
- ◆ **Request to desist** – The actual notice of the disturbance by a law enforcement officer to the offender or to an employee or representative of the offender.
- ◆ **Unreasonable Noise/Excessive Sound** - In determining whether a noise is of such a character as to unreasonably disturb the peace and quiet of the community, the following factors shall be considered:
 1. Complaints of neighbors or other persons in the proximity.
 2. The location and time of day when the noise is produced.
 3. The type, intensity and duration of the noise produced.

B. Noise Rules

- 1) No person shall operate, cause to be operated or permit to be operated any radio, television, siren, car alarm, whistle, bell, or other sound amplification device in such a manner and of such intensity and duration as to create unreasonable noise or loud sound and which causes inconvenience and annoyance to persons of ordinary sensibilities. This rule applies to private property as well as community property within HVL including all lakes.
- 2) No person being the owner or person in possession of a motor vehicle with a device described above shall cause or permit any noise emanating from the motor vehicle which is plainly audible at a distance of fifty feet from the motor vehicle. The lawful use of a motor vehicle horn shall not be a violation of this section.

- 3) No person shall use, cause to be used or permit to be used any fireworks in such a manner and of such intensity and duration as to create unreasonable noise or loud sound and which causes inconvenience and annoyance to persons of ordinary sensibilities. This rule applies to private property as well as community property within HVL.
- 4) It is a violation of the HVL POA Noise Rules if notice to cease and desist producing a noise has been given to any person and that person continues to make, cause or permit a noise of similar intensity and duration, provided, however, that no warning shall be required if a person of ordinary sensibilities knew or should have known that the noise created would cause unwarranted annoyance to persons of ordinary sensibilities.
- 5) The following shall be exempt from noise level regulations:
 - a. Noises of safety signals, warning devices and emergency pressure relief valves.
 - b. Noise of emergency vehicles when responding to or acting in time of emergency.
 - c. **Any other noise resulting from activities from vehicles of a temporary duration, such as, parades or festivals.**
 - d. Sounds produced in connection with normal conduction of legally established non-transient business or farming operation when such sounds are customarily indicated and within normal range appropriate for such use.
- 6) The HVL POA Board of Directors from time to time may allow, by permit, parties or events on community property within HVL, which may create noise or loud sounds and may place restrictions on these permits as they see fit.

XV. Persons Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and The HVL POA Board of Directors have approved the following Persons Rules for Hidden Valley Lake. For the safety and convenience of all HVL residents, their guests and HVL POA employees and agents, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to the rules. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County criminal laws, the following rules apply within Hidden Valley Lake Subdivision. This includes State of Indiana Code .35-45-1-3 (Disorderly Conduct).

A. Definitions of Terms

For the following HVL POA Persons Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Abuse** – The use of profanity to, or coming into physical contact with, another person.
- ◆ **Disorderly conduct** - Such actions that would cause inconvenience, annoyance or alarm to another or act so as to interfere with the rights of others
- ◆ **Harassment** - Causing annoyance by verbal, written or physical means.

B. Persons Rules

- 1) No person shall engage in disorderly conduct within HVL.
- 2) No person shall abuse an HVL POA employee while such employee is acting in a lawful manner as an agent for Hidden Valley Lake.
- 3) No person shall abuse an HVL POA volunteer while such volunteer is acting in a lawful manner as an agent for Hidden Valley Lake.
- 4) No person shall harass an employee or agent of the HVL POA while such employee or agent is acting in his/her official capacity.
- 5) No person shall harass or abuse any Hidden Valley Lake resident while on Hidden Valley Lake property (private or community).

XVII. Property Safety Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following Property Safety Rules within Hidden Valley Lake. For the safety of all, their private property and community property within HVL, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County criminal laws, the following rules apply within Hidden Valley Lake Subdivision.

A. Definitions of Terms

For the following HVL POA Traffic and Vehicle Operation Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Trespassing** – Being on the land or premises of another person or causing objects to enter the land or premises of another person. Under Indiana law, a parent is liable for the intentional acts committed by a minor child.
- ◆ **Vandalism** - Knowingly causing injury or damage to property.

B. Property Safety Rules

- 1) No person shall trespass on the land or premises of another or fail or refuse to leave upon being notified to do so by the owner or occupant.
- 2) No person shall vandalize community property within HVL or the property of owners, renters or guests.
- 3) Hunting or discharging a firearm of any kind within HVL is prohibited unless authorized by the HVL POA Board.
- 4) Using any device capable of discharging a projectile within HVL is prohibited unless authorized by the HVL POA Board.

XVIII. Signs and Solicitation Rules

Draft – 7/28/11

The HVL Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following rules for all signs to be placed within HVL and solicitations and campaigning to be done within HVL. These rules do not apply to traffic, safety, amenity or announcement board signs owned by the HVL POA. For the privacy and convenience of all, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendation by the HVL PO Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County laws regarding solicitation, the following rules apply within Hidden Valley Lake Subdivision.

A. Definitions of Terms

For the following Hidden Valley Lake (HVL) Signs and Solicitation Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Sign** – Any structure, poster, placard or banner that contains information, fact, quality, advertising, etc.
- ◆ **Double frontage property** – Property having frontage on two non-intersecting streets as distinguished from a corner lot. Both street lines shall be deemed front lot lines.

B. Signs Rules

1) General Signs Rules

- a. Any sign posted within HVL shall not exceed three (3) feet in height or three (3) feet in width.
- b. Any sign posted within HVL shall not be installed higher than six feet distance from the ground to the top of the sign.
- c. No signs shall be attached to trees, street signs or corner posts on community property within HVL.
- d. No signs shall be placed in front of the wall located at the intersection of Alpine and Hidden Valley Drive.
- e. Any type of sign not specifically identified within this section of the HVL POA Handbook shall not be permitted without the written approval of the HVL POA Community Manager (see subsection B.6) Sign Approval Process).

- f. Any sign larger than three (3) feet in height or three (3) feet in width shall only be approved by the HVL POA Community Manager.

2) Election and/or Political Signs Rules

- a. "Election" or "Political" signs may not be posted on either private property or on community property within HVL sooner than thirty (30) days prior to an election and must be removed the day after the election is held. Only one (1) "Election" or "Political" sign shall be permitted per personal property lot.
- b. All "Election" or "Political" signs shall be removed within one (1) day after the election is held. It is the responsibility of the property owner to remove the sign in a timely manner.

3) Signs Rules for Garage Sales, Parties and Sales of Personal Property on Community Property within HVL

- a. "Directional" signs for garage sales, parties and sale of personal property posted on community property within HVL may provide information on how to reach the subject's private property. Prices shall not be displayed on any sign posted on community property within HVL at any time. "Directional" signs may be placed one (1) day prior to the event and shall be removed within twelve (12) hours of the conclusion of the event.

4) Signs Rules for New Homes, Home Additions Under Construction, Vacant Lots and Lots with Existing Homes

- a. Only one (1) "Real Estate" and "Open House" sign shall be placed on an owner's private property. Two (2) "Real Estate" and "Open House" signs shall be permitted only on private lakefront property, private golf course property or private double frontage property. Only one "Real Estate" sign shall be permitted on private lots located on street corners. Prices shall not be displayed on any sign posted on private property or on community property within HVL at any time. However, MLS sheets may be included in an enclosed container or box affixed to the "Real Estate" sign on private property. "Open House" signs may be posted up two (2) days prior to the open house and must be taken down by midnight after the conclusion of the open house event.
- b. All "Real Estate" signs shall be removed thirty (30) days after the date of closing. It is the responsibility of the Realtor or the property owner to remove the sign in a timely manner.
- c. All "Builder" signs shall be removed thirty (30) days after the performance bond is approved for return. It is the responsibility of the builder or the property owner to remove the sign in a timely manner.

5) Sign Approval Process

- a. All signs that are to be approved shall be brought to the HVL POA office and a Sign-Approval Request Form shall be completed.
- b. The HVL POA Community Manager shall provide a letter of approval or denial.
- c. If the approval is granted, a small sticker shall be placed on the sign or signs to show the Community Manager's approval.

- d. All Sign Approval Request Forms shall be approved or denied by the HVL POA Community within two (2) weeks of the submission of the form.
- e. Each sign shall be approved for a time frame determined by the HVL POA Community Manager but shall not exceed thirty (30) days. “Beware of Dog” signs shall be approved for one (1) year increments.

6) Signs in Violation

- a. Signs in violation of the above rules are subject to receive a citation and shall be removed by HVL POA personnel. HVL POA personnel shall attempt to notify the property owner and/or individual of the violation.
- b. Signs removed shall be kept for fifteen (15) days for the property owner and/or individual at the HVL POA Office. HVL POA personnel shall dispose of signs not picked up within this time period.

C. Solicitation and Campaigning Rules

- 1) Door-to-door sales or solicitation within HVL is prohibited. POA Deputy Dispatch should be contacted in the event any such activity is observed.
- 2) Placing of literature or brochures on doors, mailboxes, etc. within HVL is prohibited.
- 3) Distribution of literature or information on streets, street corners, etc. within HVL is prohibited.
- 4) The HVL POA Board of Directors from time to time may allow, by permit, solicitation within HVL and may place restrictions on these permits as they see fit. Parties wishing to obtain a solicitation permit must apply in writing to the HVL POA Board of Directors at least thirty (30) days prior to the date solicitation activities are to start.
- 5) Duly nominated candidates must register in writing at the POA office to campaign in Hidden Valley Lake from 9:00 a.m. to 6:00 p.m. no sooner than 30 days prior to the election. Only the candidates can campaign in the Valley not a group of supporters.

XIX. Traffic and Vehicle Operation Rules

Draft – 7/28/11

The HVL POA Safety, Security and Elections Committee and the HVL POA Board of Directors have approved the following rules for traffic and vehicle operations within Hidden Valley Lake. For the safety and convenience of all, we sincerely request the cooperation of all HVL POA members, their immediate family members and their guests in adhering to these rules. These rules shall remain in force until changed or amended upon recommendation by the HVL POA Safety, Security and Elections Committee and approved by the HVL Board of Directors.

In addition to all Federal, State of Indiana and Dearborn County laws regarding traffic and vehicle operations, the following rules apply within Hidden Valley Lake Subdivision.

A. Definitions of Terms

For the following HVL POA Traffic and Vehicle Operation Rules, unless the context otherwise indicates when used in conjunction with the term, the definitions of the following terms apply:

- ◆ **Abandoned vehicle** - Any motorized vehicle located on community property within HVL:
 1. Which does not have lawfully affixed thereto or displayed thereon a valid unexpired license plate permitting its operation upon HVL streets, roadways, and/or parking areas.
 2. Which has been left for a period of three (3) days continuously without being moved.
 3. Which is located illegally or in such a manner as to constitute a hazard or unreasonable obstruction to the movement of pedestrian or other vehicle traffic on HVL streets, roadways, and/or parking areas.
 4. From which the engine, transmission or differential has been removed or which is otherwise partially dismantled or inoperable.

The definition of an abandoned vehicle also includes any vehicle that has remained on private property without the consent of the owner or persons in control of such property.

- ◆ **All-terrain vehicle (ATV)/off-road vehicle** - A motorized vehicle capable of cross country travel without the benefit of a road or trail and on, or immediately over, land, water, snow, ice, marsh, swampland, or other natural terrain and includes the following:
 1. A multi-wheel vehicle drive or low pressure tire vehicle.
 2. An amphibious machine.
 3. A ground-effect air cushion vehicle.
 4. Other means of transportation deriving motive power from a source other than muscle or wind.
 5. A snowmobile.

An all terrain vehicle (ATV)/off-road vehicle does not include the following:

1. A farm vehicle being used for farming.
2. **A vehicle being used for military or law enforcement purposes.**
3. **A construction, mining, or other industrial-related vehicle used in performance of the vehicle's common function.**
4. A registered aircraft.
5. Any other vehicle properly registered by the Bureau of Motor Vehicles.

6. Any watercraft that is registered under Indiana statutes.
 7. A golf cart vehicle.
- ◆ **Concrete Truck** – Any vehicle used to carry un-poured mixed concrete.
 - ◆ **Concrete pumper truck** – Any vehicle used to pump concrete from a concrete truck onto the construction site.
 - ◆ **HVL streets, roadways, and/or parking areas** – Right-of-ways on community property within HVL for the use of vehicles and pedestrians.
 - ◆ **Motor scooter/motorized skateboard** - A motorized vehicle that has the following:
 1. A floor pad for the driver's feet.
 2. An engine rating not exceeding fifty cubic centimeters (50cc).
 - ◆ **Motorcycle** - A motorized vehicle, including, but not limited to a motor scooter, except a farm tractor or motorized bicycle that has the following:
 1. A seat or saddle for the use of the rider
 2. **Designed to travel on not more than three (3) wheels in contact with the ground.**
 3. An engine rating exceeding fifty cubic centimeters (50cc).
 - ◆ **Motorized bicycle (MOPED)** - **A two- (2) or three- (3) wheeled vehicle that is propelled by an internal combustion engine or battery-powered motor and if powered by an internal combustion engine, has the following:**
 1. An engine rating of not more than two (2) horsepower and a cylinder capacity not exceeding fifty cubic centimeters (50cc).
 2. **An automatic transmission.**
 3. A maximum design speed of not more than twenty-five (25) miles per hour on a flat surface.
 - ◆ **Motorized vehicle** - Any car, truck, semi-trailer or motor bus, including any other motor-driven vehicle, which vehicle is operated upon HVL streets, roadways, and/or parking areas.
 - ◆ **Vehicle** – Any powered or non-powered mode of transporting people upon HVL streets, roadways, and/or parking areas.
 - ◆ **Vehicle under restoration** – A motorized vehicle that is currently being restored, from which the engine, transmission or differential has been removed or which is otherwise partially dismantled or inoperable.

B. Stopping, Standing and Parking Rules

- 1) At any time, it shall be a violation of HVL rules to permit any motor vehicle to be parked or to stand in any of the following places, except when necessary to avoid conflict with any other traffic or in compliance with the directions of a policeman, HVL Deputy or traffic control devices:
 - a. Within twenty (20) feet of any intersection or crosswalk.
 - b. Other than parallel with the edge of the pavement and in the direction of traffic.
 - c. To reduce the usable width of the street or roadway for moving traffic to less than eighteen (18) feet with the exception of vehicles being loaded or unloaded.
 - d. To cause in any way a hazardous condition for moving traffic or pedestrians.
 - e. Within fifteen (15) feet of a fire hydrant.
 - f. Anyplace where the vehicle would block the use of a driveway or mailbox.
 - g. On any sidewalk.
 - h. At any place where official signs prohibit parking.
 - i. On streets during a snow removal period. Vehicles should be parked in a driveway and not on the street.

- 2) **Any motorized vehicle, boat, trailer, camper, or any other type of private recreational or commercial vehicle without proper safety reflectors must be removed from HVL streets, roadways, and/or parking areas by sunset each day. All violators will be subject to towing.**
- 3) **Any unlicensed motorized vehicle, boat, trailer, camper, or any other type of private recreational or commercial vehicle must be removed from HVL streets, roadways, and/or parking areas by sunset each day. All violators will be subject to towing.**
- 4) **During any thirty-day period, it shall be a violation of HVL rules to park or store for more than seventy-two (72) hours any boats, trailers, campers, or any other type of private recreational or commercial vehicle within a distance of twenty (20) feet of the paved area of any HVL street, roadway, and/or parking area. All violators will be subject to towing.**
- 5) **The parking of concrete trucks at or near the construction site shall be limited to two vehicles – one actively unloading and one staged. The concrete truck being staged shall be parked within thirty-five (35) feet of the construction site. If additional concrete trucks for the construction site are on HVL premises, they shall be staged at the main entrance pull-off area, space permitting. Any concrete pumper truck needed for construction shall be positioned completely off the roadway while in use. Requests for exceptions to this rule shall be submitted in writing to the HVL POA Community Manager. If the exceptions are approved, they shall be sent by the HVL POA office in writing to the person requesting them. This policy shall be strictly enforced and violators are subject to fine.**

C. Abandoned Vehicles Rules

- 1) **It shall be a violation of HVL rules to abandon a vehicle on community property within HVL. Any abandoned vehicle is subject to removal by the HVL POA and shall be impounded. Impound lot fees will be charged to the owner of the vehicle.**

D. Repair or Restoration of Vehicles Rules

- 1) **It is a violation of HVL rules to grease, drain the crankcase, perform maintenance, or repair any motor vehicle upon any HVL street, roadway, and/or parking area except in case of emergency.**
- 2) **It is a violation of HVL rules to park any vehicle leaking gas, oil or transmission fluid(s) upon any HVL street, roadway, and/or parking area.**
- 3) **It is a violation of HVL rules to perform work on any vehicle under restoration on community property within HVL.**
- 4) **All vehicles under restoration on private property must be fully covered when work is not being performed on them.**

E. Muffler Equipment for Motorized Vehicles Rules

- 1) **It shall be a violation of HVL rules to operate, cause to be operated or permit the operation of any motorized vehicles on HVL streets, roadways, and/or parking areas with a muffler, or any**

part thereon, that has been altered in any way from its original design by the manufacturer thereof, and/or with any muffler with any part thereof removed. Any muffler other than the original equipment manufacturer specifies for the vehicle is strictly prohibited.

F. Truck Weight Limitations Rules

- 1) It shall be a violation of HVL rules to drive any truck over seven thousand (7,000) pounds gross vehicle weight on any HVL street, roadway and/or parking area so marked. However, trucks may use such streets, roadways, and/or parking areas for the purpose of making deliveries or picking up materials or merchandise but only by entering such street, roadway, and/or parking area at the intersection nearest the destination of the vehicle and proceeding thereon no farther than the nearest intersection thereafter.**

G. Signs and Barricades Rules

- 1) It shall be a violation of HVL rules for anyone not so authorized by the HVL POA office to post any signs or place any barricades which are intended to, or have the effect of, creating the impression that the parking there is limited or prohibited by the HVL POA office.

H. Refusal to Remove Parked or Stopped Vehicles Rules

- 1) It shall be a violation for the owner and/or operator of any vehicle to refuse to move a vehicle otherwise lawfully parked or stopped when so requested by an HVL Deputy or the operator of an emergency vehicle (ambulance, fire-fighting apparatus, utility department truck, snow plow, etc.) while discharging his duties as such operator. Deputies may tow vehicles at owner's expense when it presents a danger to other traffic, obstructs traffic flow or in the event owner cannot be located.**

I. Unlawful Deposits Rules

- 1) It shall be a violation of HVL rules to deposit, permit to be deposited or permit to fall from any vehicle any garbage, refuse or natural debris upon any private property or community property within HVL. This provision shall not be construed to prohibit the placing of garbage, refuse and natural debris in a container, or to prohibit the placing of natural debris and refuse too bulky to place in a container, on or immediately adjacent to a street preparatory to having such material collected and disposed of by the authorized company.**

J. Traffic and Vehicle Operations Rules

- 1) All motor vehicles operating on HVL streets, roadways, and/or parking areas must have a current and valid license plate and registration.
- 2) All motor vehicle operators must have a current and valid driver's license.

- 3) Every vehicle operator shall stop for all posted stop signs and then proceed with due caution into the intersection yielding the right of way where applicable.
- 4) Vehicle operators shall obey all traffic control signs or devices posted on HVL streets, roadways, and/or parking areas.
- 5) Passing of moving vehicles when driving on HVL streets and roadways is prohibited.
- 6) The posted speed limit in HVL is 25 mph. The speed limit at the Sports Complex is 15 mph. The speed limit at the pool from Memorial Day to Labor Day is 15 mph between the hours of 8:00 a.m. and midnight.
- 7) Vehicle operators shall obey all posted signs controlling speed limits within HVL.
- 8) No person shall operate a motor vehicle in such a manner as to cause the following:
 - a. **Spinning of tires.**
 - b. **“Fish tailing”.**
 - c. Loud noises which would cause annoyance of property owners and/or guests.
- 9) No person shall fail to comply with a lawful order of an HVL Deputy while such Deputy is acting for the benefit and safety of property owners and guests of HVL property owners.
- 10) Any vehicle using an HVL street, roadway, and/or parking area must be in a safe operating condition and completely road worthy.
- 11) All Golf Carts must be registered with the HVL POA Office by April 30th of each year for a \$5.00 annual fee. You must show proof of insurance for your golf cart at the time of registration.

K. Motorized Bicycles (MOPEDES), All-Terrain Vehicles (ATV)/Off-Road Vehicles, Motor Scooters/Motorized Skateboards and Motorcycles Rules

- 1) To operate a motorcycle on community property within HVL, a person must have a valid driver's license.
- 2) **The operation of any all-terrain vehicle (ATV)/off-road vehicle on community property within HVL is prohibited unless approved by the HVL Community Manager or the HVL Board of Directors.**
- 3) **All operators shall be subject to all local, state, and federal safety regulations governing the operation of motorized bicycles (MOPEDES), motor scooters/motorized skateboards, or motorcycles in Indiana. These should include, but not be limited to the following:**
 - a. **Equipped with handlebars that are more than fifteen (15) inches above the seat when occupied.**
 - b. Equipped with brakes in good working order on both front and rear.
 - c. Equipped with footrests or foot pegs for both operator and passenger.
 - d. Equipped with lamps and reflectors meeting standards of US Department of Transportation.
 - e. Illumination of headlights at all times when a motorcycle or motorized bicycle is in operation.

- 4) In addition to the local, state and federal safety regulations, motorized bicycles (MOPEDs), motor scooters/motorized skateboards, or motorcycles shall be:
 - a. Equipped with a baffled muffler (muffler to eliminate excessive noise),
 - b. Equipped with not more than a two- (2) seat capacity with the passenger seated immediately behind the operator. (The only exception will be a motorcycle equipped with sidecar, with no more than two (2) passengers in a sidecar.)
- 5) No person shall operate a motorized bicycle (MOPED) or motor scooter/motorized skateboard within HVL unless:
 - a. They are at least fifteen (15) years of age.
 - b. They have a valid Drivers License or BMV-Issued Identification Card.
 - c. They must pass the HVL POA written Moped test annually.
 - d. They must present their Drivers License or BMV-Issued Identification Card at the POA Office and pass the POA written Moped test to receive a valid HVL Moped sticker, which shall be placed on the front fender or windshield of the Moped.
 - e. They must carry their Drivers License or BMV-Issued Identification Card with them while operating the motorized bicycle (MOPED) in HVL.
 - f. The property owner and the operator must sign the registration forms for the sticker.
 - g. The property owner is responsible for any damage or liability incurred by the operator.
- 6) A person less than eighteen (18) years of age who operates a motorized bicycle (MOPED), motor scooter/motorized skateboard, or motorcycle shall wear protective headgear meeting the minimum standard established by the United States Department of Transportation under 49 CFR 571.218 in effect January 1, 1979.
- 7) Motorized bicycles (MOPEDs), motor scooters/motorized skateboards, and motorcycles with the engine capacity of greater than fifty cubic centimeters (50cc) are required by the Indiana Bureau of Motor Vehicles to be licensed in the state of Indiana.
- 8) **Unless operating on the owner's private property, all motorized vehicles are to be operated only on HVL streets, roadways, and/or parking areas. All other community property within HVL or private property is to be considered closed to the use of all motorized vehicles.**
- 9) **No person shall operate any type of motorized bicycle (MOPED), motor scooter/motorized skateboard, or motorcycle on or across the dam, beach, sports complex, or hiking trails. Motorized bicycles (MOPEDs), motor scooters/motorized skateboards, and motorcycles may enter an HVL parking area to park and then exit later.**
- 10) **No person will operate a motorized bicycle (MOPED), motor scooter/motorized skateboard, or motorcycle on community property within HVL unless both front and rear wheels are in contact with the surface at all times.**
- 11) **No person is to operate a motorized bicycle (MOPED), motor scooter/motorized skateboard, or motorcycle on community property within HVL in a manner normally deemed to be "reckless".**