BELLA VISTA
PROPERTY OWNERS ASSOCIATION

Rules & Regulations Committee
Monday, October 06, 2025, at 1:30 p.m.
Boardroom and Livestream
98 Clubhouse Drive, Bella Vista

Agenda

I. Call to Order
II. Approval of minutes from the August 14th meeting.
III. Policies Under Review
    i Lake Violation Fee
        i. Policy 3.03 - *Common Property –Lakes*
        ii. Policy 1.04 - *Joint Advisory Committees*
    ii Policy 1.01 - *Member Access to Association Information*
    iii Policy 1.03.4 - *Charitable Giving Committee*
IV. Open Forum – Comments are limited to three minutes per property owner.
V. Response to Open Forum
VI. Next Meeting Date – TBD – as needed.
VII. Adjournment

BELLA VISTA PROPERTY OWNERS ASSOCIATION
RULES AND REGULATIONS COMMITTEE MEETING
AUGUST 14, 2025, AT 1:30 P.M.
BOARDROOM AT THE COUNTRY CLUB AND LIVESTREAM

COMMITTEE MEMBERS PRESENT: Committee Chair Portillo, Director Hendren, Director Coughlin, and Director Lukotch

COMMITTEE MEMBERS ABSENT: None

PROXY: None

OTHERS PRESENT: Chief Executive Officer Tom Judson, General Counsel Doug McCash, and Corporate Secretary Jessica McCrary

To view the meeting and presentation, please use the link provided.
https://www.youtube.com/watch?v=NsxzRze-5hs&pp=0gcJCckJAYcqIYzv

I. Approval of July 10th Minutes

Director Lukotch made a motion approving July 10th minutes. Director Hendren seconded. The motion passed unanimously in favor, 4 to 0.

II. Reviewing a few policies from 2020, no changes were suggested.

III. Policy Under Review

a. Policy 5.03 - *Guest Policies*

Mr. Judson noted this is the third viewing of proposed changes to Policy 5.03 – *Guest Policies*. To view the proposed changes, please visit the Rules and Regulations August meeting Video. https://www.youtube.com/watch?v=NsxzRze-5hs&pp=0gcJCckJAYcqIYzv

IV. Open Forum

None

V. Response to Open Forum

None

The next Rules and Regulations Committee will be scheduled as needed.

VI. Adjournment

Committee Chair Portillo adjourned the meeting at 1:45 p.m.

August 16, 2007
February 16, 2017
February 23, 2023
March 28, 2024

COMMON PROPERTY – LAKES

PURPOSE:

To provide for the regulation and management of the Bella Vista lakes and serve the diverse interests of Members to include boating, fishing, swimming, and other approved water sports in compliance with federal, state, and local laws and regulations.

I. AUTHORITY

The authority for this policy is the Declaration, Protective Covenants, and Bylaws of the Association. The Association also has the responsibility to comply with any additional laws or regulations imposed by federal, state, or local governmental agencies.

II. GENERAL REGULATIONS

All lake use regulations regarding boating, skiing, swimming, and fishing are contained in the *Bella Vista Fishing, Boating, and Water Regulations Booklet*.

III. SPECIFIC REGULATIONS

Personal watercraft are prohibited on all POA lakes, unless otherwise stated as being allowed. Personal watercraft means a vessel less than sixteen feet (16') in length propelled by a water jet pump or other machinery as its primary source of motor propulsion and which is designed to be operated by a person sitting, standing, or kneeling thereon rather than being operated by a person sitting or standing inside the vessel.

Seaplanes are prohibited on Bella Vista lakes.

Any watercraft constructed to provide permanent sleeping facilities, constructed with a permanently enclosed kitchen for food preparation, or with bath or toilet facilities, are prohibited on Bella Vista lakes.

Motorized watercraft measuring 26 feet in length or longer (Class II boats), are prohibited on all POA Lakes. Any motorized watercraft registered with the POA as of December 31, 2020, that is 26 feet in length or longer will be allowed to continue to renew their annual registration until the watercraft is sold, provided the POA annual registration never lapses.

IV. NUTRIENT ADDITIONS

If nutrients are added to Bella Vista lakes, such nutrients must meet state and federal regulations for use on waterways and may only be added to the lakes by Association personnel.

V. LAKE MAINTENANCE AND MANAGEMENT

The Association will maintain the lakes on an on-going basis. In so doing, the Association will rely on the experience, advice, and recommendations of its staff in the Lakes and Fisheries Department.

VI. ENFORCEMENT

The lake rangers are responsible for enforcing Association rules, regulations, and lake use policy. State and local law enforcement are responsible for enforcing the Arkansas Game and Fish Commission regulations as well as the Arkansas Criminal Code.

The Association has the authority to impose a Boating Violation Fee for infractions on Common Property. The Member is obligated to pay the Boating Violation Fee at the renewal of their Annual Boat Registration, or earlier. For instances where a guest or a short-term renter commits an infraction, the Member will be obligated to pay the Boating Violation Fee or serve the suspension. If the Member does not pay the Boating Violation Fee within 90 days, they will no longer be considered in good standing and will be prohibited from using Association amenities and getting additional guest passes. Severe infractions or repeated infractions may result in an additional Boating Violation Fee and/or suspension of Member privileges. Details regarding the Boating Violation Fee and infractions are included in the *Bella Vista Fishing, Boating, and Water Regulations Booklet*. Funds collected by the Association from the Boating Violation Fee shall be used exclusively to improve the quality of the lakes.

October 18, 2007
May 12, 2011
April 21, 2016
July 21, 2016
January 19, 2017
October 26, 2017
November 15, 2018
April 23, 2020
October 22, 2020
January 26, 2023

JOINT ADVISORY COMMITTEES

PURPOSE:

To provide for the creation, functioning, and delineation of areas of responsibility for Joint Advisory Committees (JACs).

I. JOINT ADVISORY COMMITTEE DUTIES

It is the duty of each committee to discuss, analyze and propose solutions for problems and opportunities within its area of concern and to make recommendations to Management or the Board. The committees have no authority on their own. Matters for study may originate from the committee, a Member, suggested by Management, the Board, or the Board liaisons. Issues for study that may be outside of a JAC's normal area of concern must first be approved by the Board or Chief Executive Officer.

The JACs also serve as a sounding board for Members to express their concerns and suggestions, some of which may result in studies and recommendations.

II. APPOINTMENT OF COMMITTEE MEMBERS

1. Prospective committee members must indicate their interest to serve on a Joint Advisory Committee to the Corporate Secretary. The Corporate Secretary will ask the prospective committee member to fill out an application which will include the following questions:

   a. What were two reasons that made you want to apply to serve on a Joint Advisory Committee?
   b. What makes you a good fit to serve on a Joint Advisory Committee?
   c. Identify how your experience might assist the Joint Advisory Committee in their efforts to enhance the lives of our Members?

2. The Corporate Secretary will forward the completed application from a prospective committee member to the respective committee Chair, committee Vice Chair, and the Chair of the Board of Directors. The committee Chair will meet with the applicant either by phone or in person to conduct a brief interview. The respective committee Chair, committee Vice Chair, and the Chair of the Board of Directors have the sole authority to either forward the application onto the respective committee or to reject an application, by majority vote.

3. For those applications which have been forwarded to a JAC committee, the committee Chair will invite the applicant to attend a committee meeting so that committee members can briefly interview the applicant. Following the meeting, the committee Chair will solicit an email vote from the committee members to decide if the applicant will be nominated to join the committee. Once the email vote by the committee has been finalized, the committee Chair will then forward the nomination to the Board for final approval. The Board has the sole authority to approve or deny the nomination with a simple majority vote

of the Board. It is the responsibility of the committee Chair to inform all applicants in a timely manner of the approval or rejection of their application.

4. Each committee member must be a Member in Good Standing.

5. The number of members on each of the JACs, shall be determined by the chairperson of each committee, in consultation with the Board Chairperson.

6. Appointments and re-appointments to the committees are to be made by at least the month of June, with terms beginning July 1st, and each term being three (3) years. If a committee member cannot complete the three (3) year term of service, the committee will follow the process outlined above in Section II.1. to appoint a replacement member. If the initial term for a new committee member begins before July 1st due to the new committee member replacing a member who was unable to serve a full term, the partial first year will count as a full year of service. By counting the partial first year as a full year of service, this will ensure that all terms conclude on June 30th of their respective third year.

7. No employee of the Association may be selected to serve on a JAC that is in their area of employment.

8. A Member may not serve on more than one JAC at a time.

III. LIAISONS

1. The Chief Executive Officer shall appoint a non-voting Association employee(s) to act as a liaison to each JAC. Liaisons shall provide current information to the committee concerning their division and be available for advice on matters of administration, operation, and planning.

2. The Board Chairperson shall appoint at least two (2) non-voting liaisons from the Board to each JAC. Liaisons shall provide current information concerning Association matters to the committee and be available for advice on matters of concern to the Board. They shall report to the Board concerning the work of the JAC.

IV. COMMITTEE OPERATIONS

1. Each committee will meet on a regular schedule monthly. Exceptions may be made if agreed upon by a majority vote of the committee. The Board Chairperson, committee chairperson or the Chief Executive Officer may call a special meeting as needed.

2. At the first scheduled meeting in July of each year, the committee shall select a chairperson, vice chairperson, and secretary from its membership, who will serve in that capacity for a 12-month term. In the case of a mid-term opening, the committee shall appoint a replacement by a simple majority vote of the committee.

3. In order for the committee to conduct business, a quorum must be present (excluding proxies) at the meeting. A quorum is defined as a majority of appointed committee members, excluding liaison members. Committee members may, at their option, choose to provide a written, general or stipulated, proxy to another committee member to exercise their vote(s) in their absence.

4. Within ten (10) days of each JAC meeting, the committee shall provide a draft of the meeting minutes to the committee members for review and approval. Once approved, the minutes will be submitted in electronic format to the Corporate Secretary. The Corporate Secretary will ensure the approved minutes are posted to the Association's website within three (3) business days of receipt.

5. In accordance with Policy 1.01, JAC meetings shall be open to all Members. Sub-committee meetings developing recommendations for the full committee may be closed to the Membership.

6. The use of Association staff or other resources by a JAC may occur only with the prior approval of the Chief Executive Officer and Board Chairperson.

7. Each JAC shall provide an opportunity at each regular meeting for Members to express their concerns or suggestions. The committee chairperson has the option and may elect to limit Member input to not more than three (3) minutes.

8. Emails and email addresses collected or obtained from the Association by a JAC member are to be used exclusively for committee business only.

V. ORIENTATION

1. Each new committee member will be encouraged to attend an annual orientation for new members presented by the Chief Executive Officer. This presentation will include a general overall orientation of the budget process, the purpose of the JACs, and the role committee members play.

VI. REMOVAL OF COMMITTEE MEMBERS

1. Cause for removal shall include but not be limited to the following actions of a committee member:

a. Unexcused absence from four (4) regularly scheduled meetings within a twelve (12) month period.
b. Failure to follow appropriate Association policies and procedures.
c. Conduct detrimental to the committee or the Association.

2. Initiating action for removal of a committee member shall come from a majority vote of the committee. Initiating action for removal of a committee member may also be made by the Chief Executive Officer or the Board Chairperson.

a. The committee chairperson, Chief Executive Officer, or Board Chairperson shall prepare, in writing, a statement clearly identifying the offending action(s). A copy of the statement shall be provided to the committee member in question.
b. Written rebuttal of such statement(s) may be offered to the Chief Executive Officer or the Board Chairperson by the member in question or other members of the committee.
c. In a closed session, the Chief Executive Officer, the Board, and the committee chairperson if appropriate, shall consider the statement for cause and discuss whether removal is warranted and should be considered by the Board.

3. The Board may remove for cause any committee member by a two-thirds vote of all Directors.

VII. COMMITTEE RESPONSIBILITIES

1. Golf Committee
The committee provides advice and recommendations regarding all facets of the golfing operations and facilities to the Board and Management. Each committee member is assigned a golf course for maintenance review monthly. If possible, on an annual basis, the committee will meet with a U.S.G.A. representative for a review of Association golf courses. The committee forwards any policy

recommendations to the Board for consideration after interfacing with the Chief Executive Officer and Director of Golf.

2. Lakes Committee
The committee advises the Board and Management on matters pertaining to the recreational use of the lakes in Bella Vista. Responsibilities include observing and making recommendations concerning present and future uses of the lakes. The committee will also review all aspects concerning the lakes, including the ramps, docks, marinas, cleaning stations and seawalls. The committee will not review the beaches or the parks adjacent to the lakes, since these amenities are the responsibility of the Recreation Committee.

3. Recreation Committee
The committee assists in developing, updating and making recommendations to the Board and Management on all facets of the operation of recreational activities, trails and amenities operated by the Association. This pertains to all recreation activities other than Golf and Lakes but does include beaches and parks adjacent to the lakes. The committee observes maintenance conditions of facilities and evaluates the current facilities' needs. They also help plan for the future needs of Members in view of the changing demographics of the Association. Recommending activities to create an interest and participation in all phases of recreation is another area of this committee's responsibility.

VIII. LAKE VIOLATIONS COMMITTEE

The Lake Violations Committee is considered a sub-committee of the Lakes Joint Advisory Committee. The Lake Violations Committee will be comprised of the Lakes Committee Chair, Vice Chair, and one additional member from the Lakes Committee. The Lakes Committee will vote each July to determine the third member of the Lake Violations Committee.

The purpose of the Lake Violations Committee is to provide Members a forum to appeal Boating Violation Fees that have been imposed by the Association due to a violation of boating regulations. Decisions made by the Lake Violations Committee may not be appealed to the Lakes Committee or to the Board of Directors.

Members seeking to appeal a Boating Violation Fee, must contact the POA's Corporate Secretary to schedule an appeal hearing (corporatesecretary@bvvpoa.com). At the appeal hearing, the Member will have no more than 20 minutes to present their case. The Member is welcome to bring witnesses or evidence to substantiate their appeal, but they are still limited to the above-mentioned 20 minutes. The Lake Violations Committee has the right to question the Member, witnesses, Lake Rangers, or other individuals who would assist them in making a reasonable and just decision. Once the Member has completed their appeal, they will be asked to leave the meeting, and they will be notified of the outcome by the Corporate Secretary by mail or email.

The Lake Violations Committee has the authority to keep the Boating Violation Fee in place, reduce the Fee, or eliminate the Fee completely.

Appeals for the suspension of Member privileges do not fall under the authority of the Lake Violations Committee. Such appeals must be directed to the Board of Directors in accordance with Policies 4.01, 4.02, and 4.02.1.

Fishing, Boating, & Water Sports Regulations (2026)

POA lakes, dams, parking lots, and parks are private property owned by the Bella Vista Property Owners Association. They are for the exclusive use of POA Members and their guests. Violations of Bella Vista POA regulations may result in the suspension of member privileges and a Boating Violation Fee. POA Members and their guests must have in their possession either a POA issued Activity Card, Member Card or Guest Pass always while using POA lakes, dams, parking lots, and their associated parks. Guests are not required to have a Guest Pass if they are physically present with a member that has in their possession a POA issued Activity Card or Member Card. Arkansas Game and Fish Commission and Arkansas State Boating Regulations must be always followed. For more information, reference the Handbook of Arkansas Boating Laws and Responsibilities. Bella Vista lakes and parks are patrolled by POA Lakes & Parks Rangers. POA Lakes & Parks Rangers can be reached from 7a.m. - 10 p.m. daily by calling (479) 876-9581. After hours, contact the non-emergency Bella Vista Police Department (479) 855-3771

GENERAL

1. POA Members must carry their POA issued Activity Card or Member Card to present to a POA Lakes & Parks Ranger when requested. Children, age 6 years and older, must have in their possession or their parent's possession, a POA issued membership card. Members can request Guest Passes through Member Resources or by submitting a Guest Pass request form which is available on the POA's website (bellavistapoa.com/members). Guests of POA Members who are not physically accompanied by a member, age 6 years and older, MUST have a POA Guest Pass with them and pay a daily use fee as noted in the annual Fee Schedule. The daily use fee for unaccompanied Guests should be paid in advance at Member Resources (479-855-8000, opt. 2).

2. The POA is not responsible for loss of, or damage to, personal property while on common property.

3. POA Members and guests using any of the common properties, do so at their own risk. Members are responsible for their guests. Violations by their guests may result in loss of membership privileges.

4. All trash must be deposited in the proper containers. All dogs must be on a leash and dog waste must be picked up and disposed of properly.

5. No open fires will be permitted, except in POA provided cookers, self-contained grills, or fire rings.

6. Fish cleaning stations are provided at various locations on Bella Vista lakes. All fish remains should be deposited in the lake, except at London Landing on Lake Windsor. Additionally, at

some lake locations a bucket has been provided for fish remains. Fish remains shall NOT be disposed of in trash receptacles.

7. Overnight camping or sleeping is prohibited at parks, lakes, and trailheads, with the exception that camping and RVing is allowed at Blowing Springs Park (479-855-8075).

8. Fireworks may not be used on POA common property without the express permission of the POA.

9.Additional information on boating laws and responsibilities can be found on the website for the Arkansas Game & Fish Commission (agfc.com).

LAKE REGULATIONS

1. ALL WATERCRAFT MUST BE REGISTERED WITH THE POA. Watercraft includes, but is not limited to, hard-bottomed or inflatable boats, kayaks, canoes, and stand-up paddle boards. A current POA issued Activity Card is required for annual registration of watercraft with the POA.

2. An annual POA watercraft registration shall be obtained by presenting a current Boat Registration Certificate from the state of Arkansas, or any other state provided it is current, at Member Resources and paying the appropriate POA registration fee. Annual POA watercraft registration stickers shall be obtained from Member Resources and must be affixed adjacent to the state issued Validation Decals on both sides of the watercraft. Soft bottom or inflatable kayaks, canoes, and stand-up paddle boards have the option to attach the annual POA watercraft registration sticker to a small plastic or metal placard, which can then be attached to the kayak, canoe, or stand-up paddle board. Watercraft trailers shall have the current year's POA stickers attached to each side of the frame neck. Individuals without a trailer, but using the lakes, shall have the current year's POA sticker attached to the back window of their vehicle in the bottom left corner. Any watercraft located, moored, stored, or operated on or above any POA lake or its adjacent shorelines must have a current year POA registration sticker properly displayed on or before March 31 of each year. Violators identified by POA Lakes & Parks Rangers shall be assessed a late penalty fee of 10 percent of the annual registration fee or $5 per month following the March 31st deadline, whichever is higher. It is the registrant's responsibility to be familiar with local, state, federal, and Bella Vista laws and regulations.

3. Weekly and monthly watercraft registrations (temporary passes) are available to individuals holding a POA issued Activity Card, Member Card, or Guest Pass. Fees are defined in the Fee Schedule and permits are available at Member Resources and The Marina at Lakepoint. Weekly and monthly permits shall be displayed in the towing vehicle's windshield on the driver's side, and a copy must be carried on the watercraft.

4. All towing vehicles must be parked in designated parking areas. Please be courteous so that other members can launch or re-trailer their watercraft.

5. When a POA registered watercraft is sold, the seller must advise Member Resources within five business days of the sale. The seller must remove all POA stickers before the transfer. If the new owner is a POA Member, they must register the watercraft in the proper name with Member Resources, within five business days.

6. Any person scuba diving or snorkeling must have another person on the surface to warn watercrafts that there are divers below in the area. The Diver Down flag must also be displayed in the diving area.

7. Personal watercrafts are prohibited on all POA lakes, unless otherwise stated as being allowed. Personal watercraft means a vessel less than sixteen feet (16') in length propelled by a water jet pump or other machinery as its primary source of motor propulsion and which is designed to be operated by a person sitting, standing, or kneeling thereon rather than being operated by a person sitting or standing inside the vessel.

a). Personal watercraft such as Jet Skis, Wave Runners, Sea-Doos, and other similar types of personal watercraft are prohibited on all POA lakes.

b). Personal watercraft such as motorized surfboards, e-foils, hydrofoils, and other similar types of personal watercraft are prohibited on all POA lakes.

c). The watersports industry continues to invent new and different types of personal watercraft, and it is challenging to list every type of personal watercraft that is prohibited. Therefore, unless a personal watercraft is expressly stated as being allowed in these regulations, then the personal watercraft is prohibited.

d). Exception. Motorized personal watercraft such as kayaks, canoes, and stand-up paddle boards are allowed on all POA lakes, provided they travel no faster than 5 miles per hour. The 5 miles per hour restriction includes areas of Lake Ann, Lake Windsor, and Loch Lomond where a wake is otherwise allowed.

8. Additional restrictions on all POA lakes. a). Seaplanes are prohibited. b). Watercraft which provide permanent sleeping facilities, are constructed with a permanently enclosed kitchen for food preparation or are constructed with a bath or toilet facilities, are prohibited. c). Motorized watercraft measuring 26 feet in length or longer (Class II boats), are prohibited. Any motorized watercraft registered with the POA as of December 31, 2020, that is 26 feet in length or longer will be allowed to continue to renew their annual registration until the watercraft is sold, provided their POA annual registration never lapses.

9. Swim at your own risk. We encourage the buddy system while swimming in Bella Vista lakes. When a swimmer is more than 100 feet from the shore or a watercraft, the swimmer must be towing a lightweight float with a flag attached so they are visible to the operators of watercrafts in the area. Proper swimming attire is required. Children twelve years of age and younger must be accompanied by an adult.

10. On Lake Ann, Lake Windsor, and Loch Lomond, watercraft that stop and have individuals swimming by the watercraft are encouraged to take advantage of the "no wake" zones of the lakes. Swimming is discouraged in the section of the lake where water skiing and the towing of individuals is allowed, even when swimming takes place close to a stopped watercraft. Swimming is allowed near docks and within 100 feet of the shoreline.

11. When a watercraft is towing a person or persons, the watercraft must turn left when retrieving the person or persons after they have fallen into the water. Watercraft must allow for a safe distance when following a watercraft, since individuals can fall unexpectedly. Observe caution by maintaining a safe distance of at least 200 feet from the watercraft in front of you.

12. Watercraft may not travel faster than 5 miles per hour nor may they create a wake in zones marked as "no wake". The following lakes are considered "no wake": Lake Avalon, Lake Brittany, Lake Norwood, and Lake Rayburn.

13. Waterskiing, tubing, wake boating, and other similar activities are permitted only on Lake Windsor, Lake Ann, and Loch Lomond, but only within the main body of these lakes. "No wake" and "no ski" zones are strictly enforced as designated by "no wake" and "no ski" buoy markers. Consistent with U.S. Coast Guard regulations, water skiers, tubers, wake boarders, or others utilizing similar devices or engaging in similar activity, shall be towed in a counterclockwise rotation. When a watercraft is towing a person or persons on any type of ski, tube, wake board, or other similar device or activity, or they are "surfing" behind the watercraft, the watercraft shall use a red or orange ski flag measuring no less than 12 inches on each side, in the shape of a square or rectangle, mounted or displayed in such a manner as to be visible from every direction.

14. Safety Education Classes: The watercraft registration fee will be discounted upon receipt of certification from an approved boating safety class. For information about approved classes, contact the Arkansas Game & Fish Commission at www. agfc. com. Discounts will not be given on temporary permits or pro-rated fees of less than $20.

15. The Arkansas Game & Fish Commission requires anyone born on or after 1/1/1986 to have a boating education certificate from an approved Arkansas Game & Fish Commission safe boating course or an equivalent certificate by another state from a boating education course that is approved by the National Association of State Boating Law Administrators (NASBLA). The safe boating classes offered through the POA meet the NASBLA requirement.

16. In 2018, a federal law was enacted requiring that watercraft manufacturers, dealers, and distributors ensure that watercrafts of 26 feet or less overall and whose engines are capable of more than 115 pounds of thrust be outfitted with an engine cut off switch.

17.Between sunset and sunrise and during periods of restricted visibility, all watercrafts must have sufficient lighting to make their presence and location known to other vessels. The required lighting includes: a) Red and green sidelights visible from a distance of one mile away on a dark, clear night. b) An all-round white light and a stern light. These lights must be visible

from a distance of at least two miles away on a dark, clear night. The all-round white light must be at least 3.3 feet higher than the sidelights. c)For kayaks, canoes, and stand-up paddle boards, if the above lighting requirements are not practical, they must have at least one lantern or flashlight shining a white light.

18. Trapping of animals on common property is prohibited without written authorization from the POA for removal of nuisance wildlife as permitted by the Arkansas Game and Fish Commission. Submit requests to the POA Lakes & Parks department for approval.

FISHING

1. To fish on Bella Vista lakes, POA Members must have a current POA issued Activity Card or Member Card. Guests physically accompanied by a member (with Activity Card noted above) do not pay a daily fee. Guests that are unaccompanied must have a POA Guest Pass and pay the appropriate lake use fee as noted on the fee schedule.

2. Anyone, 16 or older, fishing on any lake in Bella Vista must have a current Arkansas fishing license. You must have in your possession either a fishing license or a photo of your fishing license on your mobile device.

3. Arkansas Game & Fish Commission regulations and harvest limits apply to all Bella Vista waters. The POA Fisheries staff and Lakes JAC recommend the following (subject to change):

- Largemouth - Lake Brittany: Catch and Release. All other Lakes: Limit of 10 per day. Harvest of 10–13-inch fish encouraged. Return any fish over 15 inches.
- Bluegill/Redear Sunfish: 15 per day in combination.
- Catfish (Channel and Blue) – Limit of 6 per day.
- Crappie - Limit of 10 per day. Must be 10 inches or more.
- Walleye/Saugeye - Limit of 4 per day. Must be 18 inches or more.
- Hybrid Striped Bass – Limit of 2 per day. Must be 18 inches or more.
- Grass Carp – Please harvest.
- Trout – The combined daily limit of all trout species is five, and only one of those fish may be longer than 14 inches.

4. Jug fishing (free-floating fishing device) is limited to darkness only. All jugs, limb lines, mechanical devices (yo- yo's) and trotlines shall prominently display the Member's name, phone number, address, and current driver's license number or current vehicle tag number. Guests of a Member and public visitors are prohibited from jug fishing.

5. Fishing Tournaments and other events must be approved and scheduled in advance with the POA Lakes & Parks Department. An annual tournament/ event schedule is established each year; however, additions may be made later in the year if the schedule allows.

WATERCRAFT REGULATIONS

1. General regulation: Operation of a watercraft at such a rate of speed as to create hazardous wake or wash upon approaching or passing watercraft or upon other watercraft, shores, dams, docks, or other structures is prohibited. Watercraft operators are responsible for any damage caused by their watercraft's wake.

2. Children 12 and younger may not operate a watercraft powered by more than 10 horsepower except under the direct and audible supervision of a parent, guardian, or other person 17 or older.

3. Operation of a watercraft while under the influence of alcohol or drugs is prohibited. Arkansas law, pursuant to alcoholic beverages and open containers, applies to watercrafts, as well as motor vehicles. The Bella Vista lakes have a zero-tolerance policy regarding alcoholic beverages.

4. All watercrafts are encouraged to follow a counterclockwise rotation when cruising the lakes, whether the watercraft is towing a skier or not. Like the rules of the road, watercraft should travel on the righthand side of the lake.

5. Operation of a watercraft at a speed exceeding 5 mph "Idle speed" is prohibited within 100 feet of a designated recreation area, dock, pier, raft, float, kayak, boat, shoreline, dam intake structure or other obstruction.

6. Water skiing and tubing – Operation of a watercraft with the intention of pulling a water skier(s) or towing an individual(s) on a tube, mat, or other towable equipment is prohibited within 200 feet of a designated recreation area, dock, pier, raft, float, kayak, boat, shoreline, dam intake structure or other obstruction. Operation of a watercraft with the intention of pulling a water skier(s) or towing an individual(s) on a tube, or other towable equipment are required to operate their watercraft in a counterclockwise rotation within the zones designated for this type of activity.

7. Wake Boats

a) The operation of a watercraft with the intention of creating an enlarged wake is limited to Loch Lomond, Lake Windsor, and Lake Ann.

b) Operation of a watercraft with the intention of creating an enlarged wake is prohibited within 200 feet of a designated recreation area, dock, pier, raft, float, kayak, boat, shoreline, dam intake structure or other obstruction.

c) Provided the watercraft complies with the above two regulations, when operating a watercraft with the intention of creating an enlarged wake, if the watercraft is using a wedge or other similar device to create an enlarged wake, the wedge (or other similar device) must be positioned to direct the enlarged wake toward the center of the lake.

d) Those operating a watercraft with the intention of creating an enlarged wake are required to operate their watercraft in a counterclockwise rotation within the zones designated for this type of activity.

e) The definition of wake boating includes, but is not limited to, the following: the use of devices, equipment or placement of passengers onboard for the purpose of creating an enlarged wake; devices and equipment used to create an enlarged wake include, but are not limited to: exterior panels, wings, or wedges deployed underwater; rubberized, plastic or metal tanks, chests or bags filled with any material; crowding of passengers to the rear; inside the-hull water tanks; or boat hulls designed specifically to enhance the wake.

8. Swimmers are encouraged to stay in no-wake zones. Wake zones can be hazardous for swimming, which includes swimming close to a moored/floating watercraft or with a flotation device near a moored/floating watercraft. Swimming and other activities in a wake zone where watercraft are allowed to travel at speed is inherently dangerous. Such activity is recommended to take place in no-wake zones of the lakes. No-wake zones include areas 100-feet from the shoreline, plus certain designated lakes, and coves. This recommendation does not apply to water skiers, wake surfers, or those towed behind a watercraft on a tube or other towable equipment.

9. Personal Flotation Devices (PFDs)

a) All watercrafts must have at least one U.S. Coast Guard approved wearable PFD (life jacket) for each person on board.

b) In addition to the above requirement, one U.S. Coast Guard approved throwable PFD must be on board watercraft that are 16 feet or longer.

c) Children 12 years old and younger must wear a U.S. Coast Guard approved PFD securely fastened to their persons at all times while on any watercraft.

d) Each person being towed or surfing behind a watercraft on water skis, an aquaplane, wakeboard, or other device must wear a U.S. Coast Guard approved PFD.

e) Besides being U.S. Coast Guard approved, all PFDs must be:

- In good and serviceable condition.
- Readily accessible, which means you can put the PFD on quickly in an emergency.
- Of the proper size for the intended wearer. Sizing for PFDs is based on body weight and chest size.

10. Operation of any watercraft, water skis, wakeboards, or similar devices in a reckless or negligent manner that endangers any person, shore, or structure is prohibited. If you see a problem, please report it immediately.

a) To report violations or request a POA Lakes & Parks Ranger, call (479) 876-9581. POA Lakes & Parks Rangers are vested with final authority for the interpretation and enforcement of these water crafting regulations.

b) After hours, contact the Bella Vista Police Department at (479) 855-3771 or (479) 855-8030.

c) To report any Arkansas Game and Fish Commission violations, call (800) 482-9262 or the Bella Vista Police Department at (479) 855-3771 or (479) 855-8030. d) For lakes and parks information, contact the Lakes and Parks Department at (479) 855-5068.

BOATING VIOLATIONS FEES

Violations of Fishing, Boating, and Water Sport Regulations will result in the imposition of Boating Violation Fees. Violations must be observed by a Lake Ranger or by other trained and qualified POA Employees for a Boating Violation Fee to be charged. Members are responsible for paying all violation fees and serving suspensions of their guests and short-term renters.

Infraction Tiers

Level One

- Wake violations
- Not using navigation lights at night or during periods of restricted visibility
- Not enough PFDs on the vessel for each person on board
- Operating a watercraft on POA lakes without a current POA registration

Violation Fees & Suspensions – Level One

First offense – Written Warning
Second offense - $100
Third offense - $200 and a 30-day suspension of member privileges

Level Two

- Towing an individual without a PFD (water skier, tuber, wake boarder, etc.)
- Reckless or unsafe boating
- No PFD on a child 12 years or younger

Violation Fees & Suspensions – Level Two

First offense - $100

Second offense - $200 and a 30-day suspension of member privileges
Third offense - $300 and a 30-day suspension of member privileges

Level Three

- Operating a watercraft while Intoxicated (verified by law enforcement personnel)

Violation Fees & Suspensions – Level Three

First and subsequent offenses - $300 and a 30-day suspension of member privileges

Boating Violation Fees are due at the time the POA Member renews their annual boat registration. For instances where a guest or a short-term renter commits an infraction, the POA Member (owner) will be obligated to pay the Boating Violation Fee and/or serve the suspension. It will be up to the Member to collect the Fees from the guest or the short-term renter. Funds collected by the POA from the Boating Violation Fee shall be used exclusively to improve the quality of the lakes.

Members have the option to pay the Boating Violation Fee within 90 days of the infraction to receive a 50% discount on the Fee. If the Member does not pay the Fee within 90 days, they will have to pay the full Fee. Additionally, if they do not pay the Fee within 90 days, they will no longer be considered in good standing and will be prohibited from using Association amenities and getting additional guest passes.

POA members have the right to appeal the Boating Violation Fee to the Lake Violations Committee. Suspensions of member privileges can only be appealed to the POA Board of Directors.

PERTINENT INFORMATION FOR EACH LAKE

ANN - All-Sport Lake. Boat launching ramp located off Windemere Lane.

LOCH LOMOND - All-Sport Lake. Launching ramps are located off Stoneykirk Drive, at Tiree Park, and at Granton Park. Marina (479-855-8182), bait & tackle shop and boat & kayak rentals located off Marina Drive, near Lakepoint Restaurant. Fishing is allowed at the fishing dock at the Marina. Shoreline fishing is not allowed at Lakepoint Restaurant.

WINDSOR - All-Sport Lake. Launching ramps are located off London Drive and at the dam off Cannock Lane. Kayaks/ canoes can be launched at Pontoon Park off Chelsea.

AVALON - Covered picnic area, beach, and launching ramp off Camden Road. Enclosed and heated fishing dock on the dam located off Tamworth Circle. Seasonal rental of kayaks and stand-up paddle boards.

BRITTANY - Launching ramp at the dam off Ashwell Lane.

NORWOOD - Launching ramp located at the dam off Memorial Drive, behind Harps Food Store.

RAYBURN - Launching ramp located on the dam at Lakeside Drive.

CONTACT

Bella Vista Police Department
Emergencies 911
Non-Emergency ..... (479) 855-3771
or ..... (479) 855-8030
For more information, contact:
POA Lakes & Parks Ranger ..... (479) 876-9581
Lakes Superintendent ..... (479) 855-5068
Member Resources ..... (479) 855-8000 opt. 22025

July 19, 2007
November 15, 2007
November 17, 2011
November 20, 2014
November 17, 2016
November 15, 2018
November 17, 2022
March 23, 2023
April 24, 2025

MEMBER ACCESS TO ASSOCIATION INFORMATION

PURPOSE:

To ensure that the spirit of Bylaw IV.3.F. is followed, thereby ensuring that Members shall be advised of the performance of its Board and management. To also advise the Members of the decisions that are reached and policies adopted on behalf of the Association and its Members. This policy will ensure that Members have appropriate access to information and proceedings of their Association, consistent with the right and need to know, while still enabling the Association to conduct its business and operations to the best advantage of its Members.

I. MEETING OF THE ASSOCIATION BOARD

1. All Board meetings shall be announced as far in advance as practical.

2. Work sessions, regular meetings, and special meetings of the Board which conduct the business of the Association shall be announced to the Members and open to all Members. All formal actions of the Board shall take place only in these meetings, except for those occurring in Executive Session (see I.3 below). The minutes of such work sessions, regular meetings, and special meetings shall be accessible to Members.

3. The Board will hold an Executive Session at the call of the Chairperson, the request of the Chief Executive Officer/President, or upon the written request of at least three members of the Board. Executive Sessions are normally used for Association personnel issues, membership discipline, legal issues, and/or other sensitive issues or topics of which the Board needs to be informed or topics on which the Board may need to give direction. Each Director shall be notified of an Executive Session as far in advance as practical. The Corporate Secretary may attend an Executive Session for the purpose of taking minutes. Formal actions by the Board of Directors may be taken in Executive Session subject to the normal quorum and voting requirements.

Executive Sessions are closed meetings and all minutes of such meetings, the materials used in such meetings, and the discussions occurring in such meetings, shall be kept and remain confidential. The subject of, or general topics discussed at Executive Sessions shall be reported normally at the next regular meeting of the Board. Any action taken by a vote of the Board at an Executive Session shall be reported normally at the next regular Board meeting to include each individual Director's vote on the topic or by a confirming roll call vote.

4. Work sessions of the Board will be open meetings. Formal actions normally will not be taken at such sessions.

5. The Board may hold discussion sessions that will normally not be open to others. No formal action may be taken at such sessions and minutes will not be recorded.

II. COMMITTEE MEETINGS

1. All Association Committee meetings shall be announced as far in advance as practical.

2. Meetings of the Elections, Audit, and Charitable Giving Committees will normally be closed meetings.

3. Meetings of Joint Advisory Committees will be open, and minutes will be accessible to Members. Sub-committee meetings developing recommendations for the full committee may be closed and no minutes of the meeting are required.

4. Meetings of Special or Ad Hoc Committees and Task Forces will normally be open but may be closed at the discretion of the committee chairperson. All recommendations resulting from such committee meetings will be accessible to Members. If the meeting is closed to Members, no minutes will be taken of the meeting.

5. The schedule of all Association meetings, whether open or closed, shall be made widely available in a timely manner. The agendas of all Board meetings shall be widely accessible in a timely manner and as far in advance of such meeting as practical.

III. OTHER MEETINGS

I. Meetings of Association staff, Management, or Directors with other organizations shall be closed, unless mutually agreed to be open.

2. Meetings of Association staff or Management shall not be open unless an exception is made by the Chief Executive Officer.

IV. PRESS ACCREDITATION

For the purpose of assisting in the dissemination of information to the Members, the Chief Executive Officer is empowered to provide media organizations the same access to Association meetings and information as a Member.

V. DOCUMENTS

I. Any document distributed at an open meeting of the Board, an open meeting of a Board Committee, an open Special meeting, a Joint Advisory Committee, or an Ad-Hoc Committee or Task Force shall be deemed an open document and therefore available to the Members. Whenever feasible, copies of such documents shall be made available to attendees at such meetings.

2. "Books and Records" as cited in Bylaw IV.3.F are defined herein as official Association reports, both financial and otherwise, including documents distributed in accordance with item V.1 above. They shall be made accessible to Members electronically and at the Association general offices during normal working hours. Books and Records shall be made electronically available at www.bvvpoa.com. Members desiring personal copies of such documents shall be required to pay for the cost of producing copies, except if such should have been available at an open meeting.

3. Working papers prepared by Association staff or Directors normally will not be available to the Members unless they are presented at open meetings (see V.1 above).

4. While financial reports shall be made accessible to Members (see V.2 above), background documentation and accounting files normally will not be made available to other than Association staff or Directors.

5. Most contracts executed by the Association shall be open to inspection by the Members. Excluded will be personnel-related contracts and those that have non-disclosure provisions or other legally sensitive information, as determined by the Chief Executive Officer in conjunction with the Association's General Counsel.

6. The Association shall not be required to uniquely compile information for a Member unless agreed to by the Chief Executive Officer or the Board. Complying with requests by committees for unique compilations must be approved by Management.

7. Communications between or among Directors, Association staff, or committee members shall be considered private and not accessible to Members, regardless of whether such documents exist in electronic or hard-copy form.

8. Employment information, including social security numbers, addresses, phone numbers, email addresses, wages, salary, performance reviews, disciplinary records, and other information of Association staff members, shall be confidential, except in the instance of required municipal, state, or federal reporting, such as the Internal Revenue Service 990 & 990-T. A copy of the I.R.S. 990 & 990-T will be made available annually on the Association's website.

9. Personal information, including the wages or salary of individual Association staff, shall be confidential.

10. The Chief Executive Officer or the Chairperson of the Board may, at their discretion, permit a confidential document to be made available to Members.

VI. MEMBERSHIP LISTS

Lists of Members are to be used for Association business only. Such lists will not be distributed to Members or to other parties. However, the Association may make a list of Members available for inspection if the requesting party can demonstrate a proper purpose for such request. In accordance with a court case filed in 2009, the Association will review the request to determine if a proper purpose has been demonstrated. The list will contain the Members' names and addresses but will not contain email addresses or phone numbers. Such information will never be sold to a third party.

VII. REASONABLE REQUEST FOR INFORMATION

Members are encouraged to attend Board and Committee meetings to ask questions and have their concerns addressed. Members can also submit questions or concerns to the following email addresses:

infor@b vpoa.com, the email will be forwarded to the correct individual or department.

board@bv p a.com, with the email shared with all Board members.

c o@b vpoa.com, for the Chief Executive Officer.

The Board and Management team will endeavor to respond to emails from Members in a timely manner. Members are encouraged to be reasonable and respectful with their emails. If a Member does not receive a response to an email in a timely manner, the Member is encouraged to attend the next Board meeting to ask their questions or have their concerns addressed.

VIII. ATTORNEY-CLIENT RELATIONSHIP

1. The Association will follow the normal practice of attorney-client privilege with its General Counsel and with outside counsel. This includes written and oral advice and opinions rendered to the Association, Management, its staff, and the Board, which shall be confidential unless released by the Association at its discretion. Directors shall be considered part of the client body and shall have confidential access to such advice and opinions.

VIII. ENFORCEMENT

1. If any member of the Association staff, Management, or the Board violates the provisions of this policy, the Board shall commence any applicable process to discipline such person.

April 21, 2016 P 1.03.4
January 19, 2017
September 24, 2020
January 26, 2023
October 24, 2024

CHARITABLE GIVING COMMITTEE

PURPOSE:

It is the purpose of the Charitable Giving Committee to evaluate grant applications to determine which nonprofit organizations will most effectively use the funds to directly impact Bella Vista residents in a positive manner.

I. COMMITTEE ORGANIZATION

1. The Board of Directors will appoint at least three Members to the Charitable Giving Committee. Members of the Charitable Giving Committee will serve three-year terms.

2. The committee will select its chairperson each year.

3. The Chief Executive Officer will serve as an ex-officio member of the committee without voting rights.

4. Minutes of the meetings will be taken by the Corporate Secretary and once approved by the committee, will be posted to the Association's website.

5. In accordance with Policy 1.01 -*Member Access to Association Information,* the meetings of the Charitable Giving Committee will be closed to the Members.

II. CHARITABLE ORGANIZATIONS' ELIGIBILITY FOR GRANTS

To be eligible to receive a grant from the Charitable Giving Committee, each organization must meet all the following criteria:

1. The requesting organization must be a duly organized, validly existing, nonprofit organization in good standing.

2. ~~The nonprofit organization must have an office located in Bella Vista.~~ The nonprofit organization must have a direct and positive impact upon the residents of Bella Vista, demonstrated through the grant application process. ~~Nonprofit organizations either partially or wholly serving Northwest Arkansas, Benton County, or McDonald Country (MO) do not qualify.~~

3. The nonprofit organization must be able to provide the Charitable Giving Committee with a copy of their IRS Letter of Determination to demonstrate their 501(c)(3) status.

4. The nonprofit organization must utilize any funds awarded by the Charitable Giving Committee for its own purposes and cannot donate, re-grant, or re-gift the funds to another organization.

5. The nonprofit organization may not be a political or religious organization.

6. To qualify for a grant, the nonprofit organization must comply with all the above criteria, both by the wording of the policy and by the spirit of the policy.

~~6.~~7. While an organization may meet all the above criteria, this does not guarantee the organization will be selected by the Charitable Giving Committee to receive a grant. The Charitable Giving Committee has the discretion to approve or deny grant applications based upon their assessment of the merits of the applications received.

III. GRANT APPLICATION PROCESS

1. Through the approval of the annual budget, the Board of Directors will allocate funds for the Charitable Giving Committee to distribute through grants. The Board ~~is under~~has no obligation to allocate any funds. Additionally, the Board has the authority to reduce or eliminate the funds at any time.

2. Each May, notices will be posted in the Association's newsletter soliciting grant applications. The Association is under no obligation to specifically notify potential grant recipients. It is solely the responsibility of the nonprofit organization to ensure their grant application is submitted by the deadline.

3. Grant requests must be received by the last day of June.

4. In July or August, the Charitable Giving Committee will evaluate those grant applications that were submitted by the deadline. The Charitable Giving Committee will evaluate each grant application to determine if the nonprofit organization meets the eligibility criteria and will reject those which fail to meet the criteria.

5. The Charitable Giving Committee will rank the grant applications based upon which of the applications are most worthy in accomplishing the goal of using the funds to have a direct and positive impact upon the residents of Bella Vista.

6. The Charitable Giving Committee will formalize their grant recommendations and submit them to the Board of Directors by at least the last day of August.

7. The Board of Directors will review and discuss the recommendations at a Work Session Meeting and, if approved, will vote to approve the recommendations at a Regular Meeting. The Board of Directors reserves the sole authority to approve, modify, or reject any recommendation from the Charitable Giving Committee.

8. Once approved by the Board of Directors, Management will issue the grants in a timely manner.

IV. ADDITIONAL NOTES

1. Any member of the Charitable Giving Committee or Board of Directors, who also serves on the board of an organization requesting a grant, must recuse themselves from any discussion or decision regarding the grant application from the applying organization.

2. Grants are limited to no more than $10,000 per nonprofit organization annually.

3. Grant requests may be for capital projects or to offset administrative expenses.

4. The Charitable Giving Committee is encouraged to award funds that will have the greatest positive impact upon the Member.