

**LINN VALLEY LAKES PROPERTY OWNERS ASSOCIATION**  
**Motorized Watercraft Rules & Regulations**  
**(Revised 03/16/2013)**

1. Only members and/or rental members who have paid all of their obligations to the Association may bring their Boats, Pontoons and Personal Watercraft (generalized as "Motorized Watercraft" in the body of this document) into Linn Valley Lakes and operate on Linn Valley Lakes property. Motorized Watercraft belonging to the guest of members may not be operated on the lakes.
2. Kansas State laws applying to ownership and operation of Motorized Watercraft are applicable, and Watercraft shall carry U.S. Coast Guard approved life-saving equipment for each passenger. Type BI Fire Extinguisher (Coast Guard Approved) shall be carried on all Motorized Watercraft.
3. All Motorized Watercrafts are required to be registered with the Property Owners Association Office prior to being placed into the water. Identification numbers are required to be placed on both sides of the Watercraft just below the gunnel, or as close thereto as possible. The identification numbers are to be issued by the POA Office when the craft is registered. Proof of ownership must be shown when registering the Watercraft (bill of sale, tax receipt, etc.). Proof of horsepower must also be shown when registering the craft. Due to insurance requirements for the POA, all boats 16 feet and over or with an engine of 20 horsepower or over and all personal Watercraft are required to have liability insurance and a copy of such must be on file in the POA Office.
4. All Motorized Watercraft permitted on the main lake shall have not more than 160 horsepower. All motors must have adequate exhaust and noise abatement systems.
5. Maximum boat length and allowed is 22 feet (maximum pontoon length is 30 feet) on the main lake. Small boats are permitted on the smaller lakes. Boats should be of the size that two people can hand carry the boat to the water's edge.
6. Motorized Watercraft traffic on the main lake is required to travel only in a counter-clockwise direction. Each Motorized Watercraft owner is responsible for their wake, as well as, for the Watercraft itself. (See Map).
7. All boating activities creating a wake are required to stay at least 100 feet from the shore line and the docks and within the "no wake zones". It is also the boater's responsibility to ensure their skiers & tubers comply with the 100' boundary & "no wake zones". All motorized watercrafts shall proceed at idling speeds in approaching or leaving a docking area and to a point beyond the "no-wake" buoys. All Motorized Watercraft must obey the "no-wake zones" located in the lake. Coves are "no-wake zones". POA is responsible for purchase & placement of all buoys— unauthorized movement of POA Buoys and/or placement of personal purchased buoys is prohibited.

8. Operating Age: To operate any Watercraft exceeding 10 horsepower the following is required.
- 14-15 years of age ... to operate a Watercraft unsupervised they must have passed the Kansas Boater Education Course (<http://www.boat-ed.com/kansas>) "and" attend & pass the boater safety "on the water" course sponsored by the Linn Valley Police Dept. Boater Safety Class will be conducted on Linn Valley's main lake. Contact POA office for scheduled times. Register Certificates at the POA office. This is a one-time certification.
  - 16-20 years of age must pass the Kansas Boater Safety Course (<http://www.boat-ed.com/kansas>) prior to operating a Watercraft unsupervised.
  - It's allowable for an uncertified boater to operate a Motorized Watercraft if an adult over the age of 21 or a boater certified (in accordance with Kansas Law) is on the same Watercraft during its operation.
9. Water skiing is permitted only from 9:00 AM until sundown. While towing a skier, tube, aqua-board or object of any kind, it is required that there be a rear-facing observer at least 12 years of age or an operational rear view mirror on the watercraft.
10. Boats & Pontoons are required to proceed at no more than 10 mph between sundown and 9:00 AM. All boats are required to have appropriate running lights on when operating after dusk or before dawn.
11. Motorized Watercrafts shall not be used for sleeping nor shall they have toilet facilities.
12. Reckless/unsafe operation of a Motorized Watercraft shall be the basis for the revocation of lake privileges and/or fines.
13. Sailboats, canoes, paddleboats and rowboats always have the right-of-way.
14. For the safety of the Swimmers & Boaters- water toys, floatation play sets, PWC anchors, etc. shall not be placed farther than 25' from the shore when unoccupied.
15. Motorized Watercraft shall only be docked, launched and stored at authorized places. All Watercraft may be docked at the Association facilities only when they are in use at owner's risk. Any other docking or storage of Watercraft at the Association facilities or property is a violation of this rule and the Watercraft will be removed and stored by the Association at the owner's risk and expense.

### **Special Personal Watercraft (PWC) Regulations**

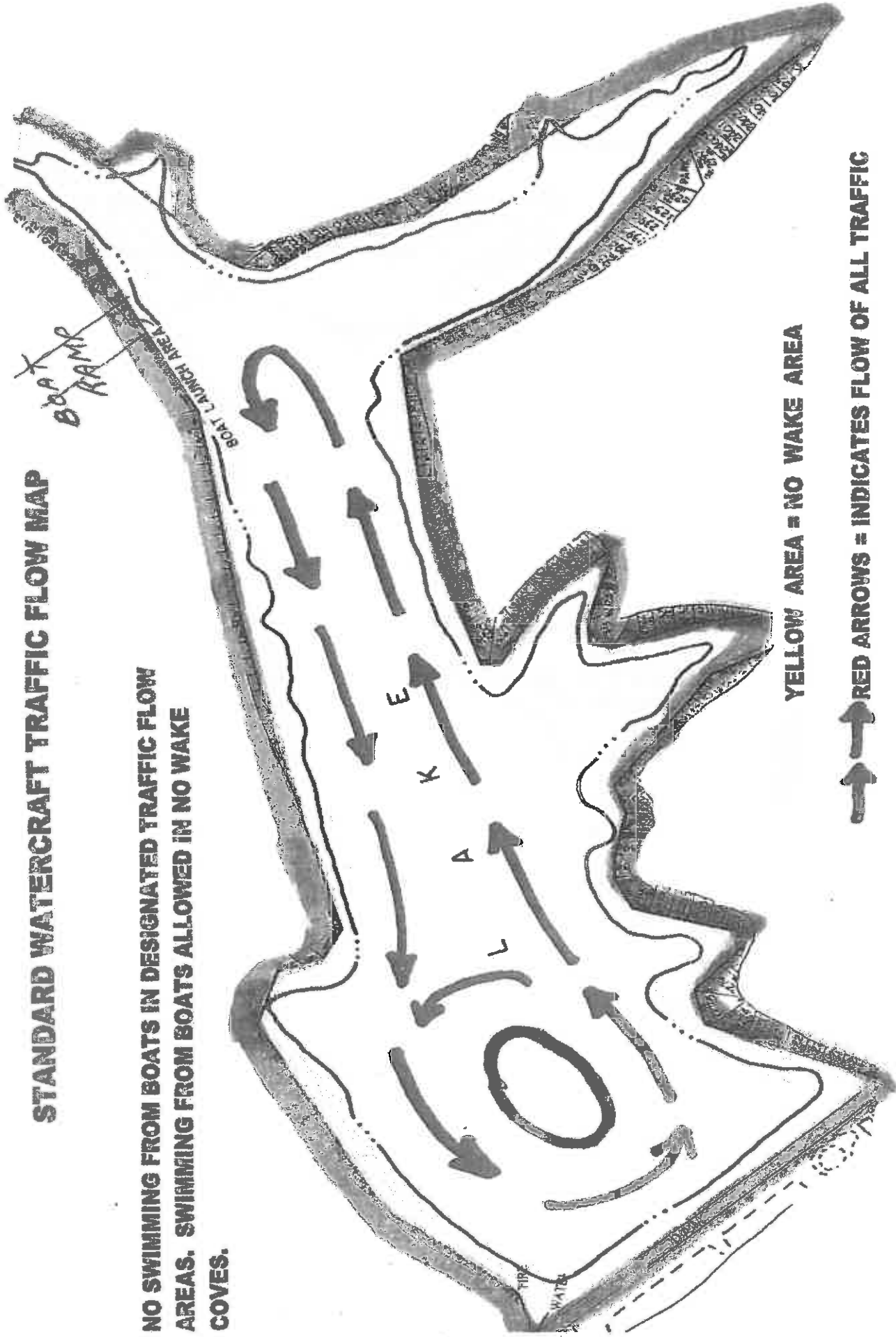
1. PWC may be operated on the main lake only.
2. PWCs hours of operation: 10:00 AM until 6:00 PM.
3. PWC must travel in a counter-clockwise direction. Operators must obey the posted buoys. Freestyle and stunts are limited within an area west of the Clubhouse designated by four (4) yellow buoys. This area is specifically set aside for personal watercraft.
4. PWC shall not be operated around the Association boat docks, swimming beach or around the buoys in the water.
5. Following the wake of another Motorized Watercraft is prohibited.
6. PWC must obey the same "no-wake zones" rules.

### **Boat Ramp and Trailer Storage**

1. As a safety precaution - no swimming, or fishing in the vicinity of the Boat Ramp or Dock.
  - Diving isn't allowed in any body of water.
2. Vehicles and trailers are to be parked in the boat area across the road north of the boat ramp on the main lake.
  - All Watercraft trailers, with or without Watercraft, may be stored on Saturday, Sunday, and Holidays in the area across the road from the boat launch ramp on a space available basis without charge. No overnight parking & be respectful to not block the ingress or egress to the Association boat ramps.
  - Dry storage for Watercraft is available to members in the RV Storage area. (Visit POA office for more details)

# STANDARD WATERCRAFT TRAFFIC FLOW MAP

NO SWIMMING FROM BOATS IN DESIGNATED TRAFFIC FLOW AREAS. SWIMMING FROM BOATS ALLOWED IN NO WAKE ZONES.



YELLOW AREA = NO WAKE AREA

RED ARROWS = INDICATES FLOW OF ALL TRAFFIC

BLUE CIRCLE AREA = THIS AREA IS BORDERED BY FOUR (4) YELLOW BUOYS AND IS SPECIFICALLY SET ASIDE FOR PWC (JET SKIS) FOR FREESTYLE AND STUNTS.

ORDINANCE NO. 90

AN ORDINANCE REGULATING USE OF WATER CRAFT UPON BODIES OF WATER  
WITHIN THE CITY OF LINN VALLEY, KANSAS.

IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF LINN VALLEY, KANSAS:

1. DEFINITIONS: "Body of Water" shall mean any lake, pond or any other navigable body of water within the City of Linn Valley which is publicly owned or privately owned, when the owner of said privately owned body of water has filed with the City a formal enactment or affidavit requesting the City to enforce these regulations on such privately owned body of water.
2. It shall be unlawful for any person to operate a boat, a personal water craft ("PWC"), or any other motorized water craft on any body of water within the City of Linn Valley in violation of the following requirements:
  - a. All boats and PWC shall comply with all Federal, State and Local operating requirements.
  - b. All boats and PWC shall carry U.S. Coast Guard approved life-saving equipment for each passenger.
  - c. All boats and PWC shall be registered with the City of Linn Valley in compliance with the following procedures:
    - (1) The registering of boats and PWC for use within the gated region known as Linn Valley Lakes shall be administered by the Linn Valley Lakes Property Owners Association (the "POA"), acting as an agent of the City for this purpose. Records of all registrations shall be retained by the POA, as custodian thereof, and shall be available to the City for audit and review upon request by the City Council.
    - (2) No application for registration shall be accepted from any person or entity who is not a property owner of Linn Valley or a member in good standing of the POA.
    - (3) Applications for registration must be accompanied by (a) proof of ownership of the craft, (b) documentation verifying the horsepower of the craft, (c) proof of current liability insurance on all craft with a length of 16 feet or longer or with an engine of 20 horsepower or more, and (d) proof

of residence or status as a member in good standing of the POA.

- (4) Upon compliance with the registration procedures herein, owners of craft registered shall be issued two Linn Valley Lakes identification stickers for each craft registered, which shall be affixed to the craft registered, with one sticker on each side of the craft, placed just below the gunnel or as close thereto as possible. Any craft not properly displaying the identification sticker assigned to that craft will be deemed to be unregistered.

d. On any body of water in excess of 100 acres in size, boat motors shall be limited to 160 horsepower and boats shall be limited to a length of 22 feet, with the exception that pontoon boats shall be limited to a length of 30 feet.

e. On any body of water less than 100 acres in size, boats shall be limited to water craft of no more than 16 feet in length, powered by manual means or an electric motor. No other power source shall be permitted. No PWC shall be permitted on any such body of water.

f. On any body of water greater than 100 acres in size, all boat and PWC traffic shall travel in a counter-clockwise direction. No boat or PWC shall approach or leave a docking area nor travel inside any posted "No Wake" area at greater than idle speed. No boat traveling at greater than idle speed shall approach to within 100 feet of any shore line or dock. No craft shall operate near any swimming beach or near any warning buoy.

g. No boat, PWC or any other craft of greater than 10 horsepower shall be operated by an individual under 16 years of age unless that individual is accompanied by (on the same craft) and under the supervision of a person 18 years of age or older.

h. No water skiing shall be allowed before 9:00 AM nor after sundown on any day. Any craft, other than a PWC, towing a skier, tube, aqua-board or any other object of any kind shall have aboard, in addition to the driver of the craft, a rear-facing observer at least 12 years of age.

i. Between sundown and 9:00 AM, no craft shall travel at a speed of greater than 10 MPH. No craft shall operate after dusk or before dawn unless that craft shall have appropriate running lights installed and operating. No PWC shall operate before 12:00 Noon nor after 6:00 PM.

j. No craft shall be used as a residence, temporary or permanent, nor shall any craft be used for sleeping, nor shall any craft with toilet facilities be used on any body of water.

k. All craft shall be docked, launched, and stored only at authorized locations.

l. No swimming, fishing or diving shall be allowed in the vicinity of any boat ramp or in

any location with signs prohibiting swimming, fishing, or diving.

3. All ordinances of the City of Linn Valley, including those in the Standard Traffic Ordinances or the Uniform Public Offense Code, pertaining to water craft or their use, shall apply and be enforceable on any Body of Water as defined herein, within the City of Linn Valley.
4. Conviction of any violation of this ordinance shall be punishable by fines of up to \$500 per violation.
5. This ordinance shall become effective upon its passage and publication in the official newspaper of the City of Linn Valley, Kansas.

ORDAINED THIS 12<sup>th</sup> DAY OF June, 2006.

Ralph S. Feltch  
MAYOR

ATTEST:

Joyce Vucjak  
CITY CLERK

CORPORATE RESOLUTION

WHEREAS, the Linn Valley Lakes Property Owners Association is the owner of record of certain bodies of water within the gated region known as Linn Valley Lakes; and

WHEREAS, said Linn Valley Lakes lies entirely within the city limits of the City of Linn Valley, Kansas; and

WHEREAS, said Property Owners Association desires to provide for the safety and wellbeing of all propertyowners of Linn Valley Lakes as they use said bodies of water within Linn Valley Lakes; and

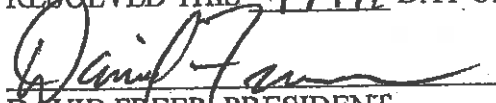
WHEREAS, the City of Linn Valley, Kansas has enacted certain ordinances regulating use of bodies of water within the City; and

WHEREAS, the said Property Owners Association desires that said ordinances be enforced by City Police Officials on the privately owned bodies of water within the gated region known as Linn Valley Lakes;


NOW THEREFORE IT IS HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE LINN VALLEY LAKES PROPERTY OWNERS ASSOCIATION:

1. The Governing Body of the City of Linn Valley, Kansas, is hereby requested to enact whatever ordinances and other enactments may be necessary to allow the Police Department of the City to enforce the ordinances of the City regarding bodies of water within the gated region known as Linn Valley Lakes, and upon all bodies of water owned by the Linn Valley Lakes Property Owners Association.
2. Said enactment and enforcement should begin at the earliest possible date, upon the said enactment by the Governing Body of the City, and upon published notice in the official newspaper of the City.
3. This request shall remain in effect through subsequent revisions of the Standard Traffic Ordinances and subsequent enactments of said revisions, until such time as the Board of Directors of the Linn Valley Lakes Property Owners Association revoke this request in writing and by Resolution, or until the Governing Body of Linn Valley, Kansas repeals said enactments.

RESOLVED THIS 17th DAY OF June, 2006

  
DAVID FREER, PRESIDENT

CERTIFICATION:

  
BOARD SECRETARY - Robert M. Burns



ORDINANCE NO. 153

AN ORDINANCE AMENDING ORDINANCE NO. 90 BY THE REVISION AND ADDITION OF CERTAIN REGULATIONS ON THE USE OF WATER CRAFT UPON BODIES OF WATER WITHIN THE CITY OF LINN VALLEY, KANSAS.

IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF LINN VALLEY, KANSAS:

Section 1. Section 2, Subsection g of Ordinance No. 90 of the City of Linn Valley is hereby amended to read in its entirety as follows:

“g. Certification or Training is required of under-age operators of boats or PWC.

1. No person under 14 years of age shall operate a boat or PWC greater than 10 horsepower on any Body of Water within the City.
  2. Unless accompanied (on the same boat or PWC) by an adult who is over 21 years of age or by a certified boater, no person who 14 or 15 years of age may operate a boat or PWC unsupervised on any Body of Water in the City until that person has done all of the following:
    - (A) passed the Kansas Boater Education Course (<http://www.boat-ed.com/kansas>)
    - (B) attended & passed the boater safety “on the water” course sponsored by the Linn Valley Police Dept.
    - (C) filed copies of certificates of completion for both courses with the administrative office of the Linn Valley Property Owners Association
  3. Unless accompanied (on the same boat or PWC) by an adult who is over 21 years of age or by a certified boater, no person who is 16 years of age but not yet 21 years of age may operate a boat or PWC on any Body of Water in the City unless that person has done all of the following:
    - (A) passed the Kansas Boater Safety Course (<http://www.boat-ed.com/kansas>)
    - (C) filed copies of certificates of completion for both courses with the administrative office of the Linn Valley Property Owners Association.”

Section 2. Section 2, Subsection h of Ordinance No. 90 of the City of Linn Valley is hereby amended to read in its entirety as follows:

“h. No water skiing shall be allowed before 9:00 AM nor after sundown on any day. Any craft towing a skier, tube, aqua-board or any other object

of any kind shall have aboard, in addition to the driver of the craft, a rear-facing observer at least 12 years of age, or shall have an operational rear view mirror accessible to the operator.”

Section 3. Section 2, Subsection i of Ordinance No. 90 of the City of Linn Valley is hereby amended to read in its entirety as follows:

“i. Between sundown and 9:00 AM, no craft shall travel at a speed of greater than 10 MPH. No craft shall operate after dusk or before dawn unless that craft shall have appropriate running lights installed and operating. No PWC shall operate before 10:00 AM nor after 6:00 PM.”

Section 4. Section 2, Subsection l of Ordinance No. 90 of the City of Linn Valley is hereby amended to read in its entirety as follows:

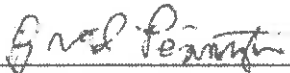
“l. No swimming, fishing or diving shall be allowed in the vicinity of any boat ramp or in any location with signs prohibiting swimming, fishing, or diving. No person shall leave unattended any floating items such as water toys, floatation play sets, or PWC anchors when such items are more than 25 feet from the shore.”

Section 5. Section 2 of Ordinance No. 90 of the City of Linn Valley is hereby amended by the addition of a subsection “m”, which shall read in its entirety as follows:

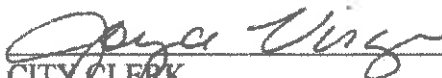
“m. Operators of motorized craft must at all time yield the right of way to sailboats, canoes, paddleboats and rowboats.”

Section 6. This ordinance shall take effect and be in force from and after the publication of its summary in the Linn County News and the publication of the entire ordinance on the City’s official web site for one week following the aforesaid newspaper publication.

ORDAINED THIS 13<sup>TH</sup> DAY OF MAY, 2013.

  
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MAYOR PRO-TEM

ATTEST:

  
\_\_\_\_\_  
CITY CLERK