

EAGLE RIDGE RECREATION ASSOCIATION RULES AND BY-LAWS

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No Loitering on ERRA Property after operating hours.

EAGLE RIDGE RECREATION ASSOCIATION (the "Association")

Rules and Regulations

The following Rules and Regulations (the "Rules") are for the protection and benefit of all members. The Board of Directors (also referred to herein as the "Board") to assure the safe and sanitary operation of the Association families has established these Rules and Regulations. Parents are requested to caution their children to observe all rules and instructions of the Director of Operations and/or other Association employee.

Any failure to comply with these rules and regulations shall be considered sufficient cause for censure or suspension or compelled resignation from membership in accordance with Article III, Section 13 of the By-Laws.

The Board of Directors has hired a salaried Director of Operations. The Director of Operations shall report to the Board of Directors and conduct themselves in accordance with the by-laws and ensure adherence by all members of the and Rules of the Association.

I. MEMBER OBLIGATIONS

- a. All dues and assessments must be paid in full prior to granting of Association privileges.
- b. Members must properly identify themselves upon request.
- c. Membership privileges are not transferable.
- d. Cost of any property damage will be charged to the responsible member family.

- e. Register all guests using Association facilities (see Section III).
- f. Use of the Association's facilities is at one's own risk. The Association is not responsible for accident or injury incurred while on Association property.
- g. An adult, as referred to in these Rules and Regulations, is defined as a person past the seventeenth (17th) birthday or a person under the age of seventeen (17) who is gainfully employed at a full-time job during the summer months.
- h. Each family will be asked to contribute 4 hours of adult labor at the direction of the Buildings and Grounds Committee. Those member families who are unable to comply will be assessed a fee, set by the board to defray the expense of the maintenance program for the Association.
- i. Members are requested not to park cars on Timberlake near walk to Association property.
- j. Income producing activities by members, without the prior written consent of the Board, is prohibited. No person in a member family shall engage in any activity on the Club's property which directly results in the generation of income for that person. Any consent issued will apply only to the calendar year in which it is issued and may be made subject to any conditions which the Board determines to be appropriate.
(Babysitting is exempt from this policy.)

II.CONDUCT

- 1. Members shall drive vehicles slowly and carefully on approach roads and in parking lots.
- 2. Bicycle riders shall give right-of-way to all pedestrians.
- 3. Bicycle riders shall use designated storage space for bicycles.
- 4. Abusive language is prohibited.
- 5. Unregistered vehicles are prohibited on Association property, such as motor bikes, go-carts, ATVs, snowmobiles, etc.
- 6. Skating of any kind is prohibited on the tennis courts.
- 7. All activities on Association facilities must terminate not later than 11:00 p.m., except for authorized social events.
- 8. Use of the pool, at times other than authorized by the Board of Directors, shall result in expulsion of member.
- 9. All animals are barred from Association Property.

III. GUESTS

- 1. A guest is any non-member of the Association who uses Association facilities.
- 2. All guests must be accompanied and registered by the sponsoring ADULT member in writing.

3. Guests are subject to the same Rules and Regulations and by-laws as members.
4. The conduct of each guest is the responsibility of the sponsoring member family.
5. Sitters, who are not members, will be allowed use of the Association facilities for performance of their duties, if the following conditions are met:
 - i. upon registration at Pool Office as sitter for a member.
 - ii. only when acting as sitter for a member.
 - iii. conduct of sitter is the responsibility of employing member.
6. Guest Rates are posted on the Association website. These rates do not apply to houseguests whose permanent residence is greater than 100 miles from Eagle Ridge. Without prior Board approval, no guest shall use the Association facilities more than seven (7) times per year (or for more than two weeks in the case of out-of-town houseguests).
7. Pavilion
 - i. The pavilion is for use by all members.
 - ii. Larger parties may use the facilities for a fee on a first-come first-serve basis and should contact the Director of Operations at least one week in advance and complete a reservation form found on the website.
 - iii. Fees for use of the pavilion are posted on the Association website.
 - iv. Guest fees, as posted on the Association website, apply to each non-member on association property. The guest fee is in addition to the fee for using the pavilion.
 - v. Non-members must be signed in by the sponsoring member(s).

IV. SWIMMING

GENERAL:

1. The pool will be open from Memorial Day weekend through Labor Day Weekend. The Association newsletter and/or Association website will announce specific dates.
2. Weather permitting, the pool will be open to the general membership during hours established annually by the Board. These hours will be posted on the Association website. Any changes in these hours will be announced in the newsletter and/or posted on the Association website.
3. Group swimming lessons will be offered. Dates times and details will be made available on the Association's website.
4. Swim team practice will be announced in the newsletter and on the Association website.
5. Lifeguard employees for the Association will be permitted to give private swimming lessons to members outside of their working hours. An adult member may make individual arrangements with whichever guard he/she chooses. Guards are responsible for collecting their own private lesson charges.

6. The pool may be closed for maintenance, health, weather or other reasons deemed sufficient by the Director of Operations.
7. Use of the pool is prohibited at any time unless an authorized lifeguard is on duty.
8. All complaints should be made in writing to the Club manager and/or the Board of Directors. The complaint, if dissatisfied with the decision or handling, may be appealed, in writing, to the Board of Directors.
9. Any infraction of the pool rules shall be reported to the Pool Office for consideration and action.
10. There will be no member swimming during swim meets.
11. Diapered infants shall not be allowed in either pool.

CHILDREN'S USE OF POOL:

1. All persons under the age of 14 years of age, as a condition to use the pool, must pass the basic swim test: swim two lengths of the pool using any certified stroke and tread water for one minute.
2. Children who have not passed the basic test may use the pool only when accompanied by a responsible adult or designated sitter.
3. Children under age 14, who have passed the basic test, may use the pool unaccompanied by a parent, provided written permission has been filed with the Director of Operations.
4. Use of the wading pool shall be limited to children 6 years of age and under and accompanied by an adult.

HEALTH AND SAFETY:

1. Glass containers of any sort are always prohibited inside fenced pool area.
2. Metal, wood, sharp objects, or any other potentially hazardous toys are prohibited inside the fenced pool area.
3. All bathers must shower before entering either pool.
4. Use of the pool shall be refused any persons with head colds, inflamed eyes, infections, open cuts, bandages, etc., at the discretion of the Director of Operations or any Association employee.
5. Expecterating is prohibited in the pool and on pool promenade. It is prohibited on all other areas of the Association property as well.
6. Running, pushing, wrestling, or causing of undue disturbance in or about the pool is prohibited.
7. Swimming accessories judged to be hazardous by the Director of Operations are prohibited in the pools.

8. Members should refrain from any unnecessary talking to lifeguards while guards are on duty.
9. Groups of swimmers will not congregate between lifeguard stations and swimming area.
10. Lifeguards will make a pool check when deemed necessary.
11. Throwing of any object in pool or pool area is prohibited. The foregoing prohibition does not include the basketball net and ball; water volleyball and softball for "gutter ball", however, the use of each of these is at the discretion of the lifeguards on duty. Lifeguards have the right to prohibit throwing of any object at any time.

TENNIS REGULATIONS

Tennis courts are available for member use on a first come first serve basis. Members should limit their playing time to one hour to allow others on the court. If there are no members waiting to use the court, playing time can be extended past one hour.

Tennis courts will be available for use during club hours, except during any and all club lessons, team and other additional club related tennis program activities. Tennis lessons will be offered. Information will be available on the club website.

VII. SECURITY

1. The Association grounds are closed from 11:00 p.m. until dawn. Any member found on the Association grounds during that period who has not been specifically authorized to be there by the Board of Directors in advance, will be automatically suspended for a minimum of two weeks for the first offense and for a longer period for subsequent offenses, as determined by the Board of Directors.
2. If anyone is found damaging Association property, the following steps will be taken:
 - a. The matter will be reported to the police and the person or persons will be prosecuted.
 - b. If the vandal belongs to the Association, the vandal and his/her family must pay for all damages immediately or forfeit membership, and: For a first offense, the vandal will be suspended from membership for a period to be determined by the Board. For subsequent offenses, the Board may impose more severe penalties. No vandal will be re-admitted without completing a Board-prescribed number of hours of work for the benefit of the Association. Members are urged to report security violations to the President or any other Board member. The Board may also take other appropriate steps to detect and apprehend violators of these security regulations.

BY-LAWS OF EAGLE RIDGE RECREATION ASSOCIATION, INC.

Article I — Organization

Section 1. The Association is incorporated under the laws of the State of New York as Eagle Ridge Recreation Association, Inc. Its object is the promotion of swimming, tennis, and other outdoor sports and social events for its members and the ownership and maintenance of the grounds, improvements, and appurtenances necessary for these purposes.

Article II — Organization

Section 1. CLASS — All memberships will be granted on a family basis. There shall be two classes of Membership: REGULAR and ASSOCIATE. Regular membership includes full club privileges. Associate membership has certain requirements for admission and limited club privileges. To be eligible for Associate membership, the member must have been a member of the club for at least ten years by May 1 of the year of eligibility and have no children using the club living at home. An Associate member pays one-half the annual dues. The Board of Directors at its sole discretion will determine the number of new Associate members to be admitted each year, up to a maximum of twenty-five total Associate members at any one time. No new Associate memberships will be offered when the Regular membership is not at capacity. The Chairperson of the Membership Committee will maintain a wait list (the “Associate Wait List”) of eligible members, sequenced chronologically according to longevity in the club. Should a member not be offered Associate membership when eligible, that member shall take the next available place on the Associate Wait List. Should an eligible member decline an offered Associate membership, that member is placed at the bottom of the Associate Wait List. An Associate member wishing to have Regular membership restored is placed at the bottom of the wait list for Regular memberships.

Section 2. VOTING PRIVILEGES — All families in good standing shall enjoy voting privileges and each shall be entitled to one vote per family.

Section 3. FAMILY DEFINED — The person or persons whose principal permanent place of residence is the household of a family in good standing shall be members of the Association.

Section 4. APPLICATION — Memberships may be procured only from the Association and shall not be transferable. Every family desiring to become a member must make an application in writing to the Association on a form approved by the Board of Directors. All applications will be considered strictly in chronological order of receipt of both the application and payment of a non-refundable application fee, the amount of which shall be set annually by the Board of Directors. Upon acceptance into membership, the full Initiation Fee (as hereinafter defined), as set by the Board of Directors, shall be paid promptly.

Section 5. ROSTER — A membership roster book shall be kept online and maintained by the Chairperson of the Membership Committee (as hereinafter defined) in addition to all pertinent information and applications of members and applicants.

Section 6. DETERMINATION OF DUES AND FEES—By the first day of March of each year, the Board of Directors shall formulate an estimate of the probable costs of operation for the next succeeding season and shall determine the dues to be charged for membership, Initiation Fee (as hereinafter defined) and the non-refundable application fee to notify all families in good standing of the dues for membership for that year. Each year, the Board shall also determine the percentage of membership dues that shall be set aside for capital expenditures, which percentage shall not be below 5% of the then current membership dues.

Section 7. PAYMENT OF DUES — By the 15th day of April of each year, member families must notify the Board of Directors of their intention to maintain their membership for the current year by remitting to the Association dues paid in full by April 15.

Section 8. NUMBER — On or after April 15th of each year, the Board of Directors shall determine whether enough memberships have been maintained to defray the estimated operating costs of the Association for the year. If it is determined that an insufficient number of such memberships have been

maintained, the Board of Directors shall issue sufficient additional membership. The Board of Directors

shall issue no more memberships than 185 unless ratified and approved by a majority of voting members present in person or by written proxy at a regular meeting or at a special meeting called for the purpose of considering the same. New families elected to membership during any fiscal year shall pay pro-rated dues from the effective date of their membership as fixed by the Board of Directors.

Section 9. SPECIAL ASSESSMENTS — The levy of special assessments over \$250 against members shall require ratification and approval by a majority of voting members present in person at a regular meeting or at a special meeting called for the purpose of considering the same.

Section 10. FORFEITURE FOR DELINQUENT PAYMENTS — When the dues or other indebtedness of any member family shall remain unpaid for a period of thirty days after notice thereof, a second warning shall be sent to the delinquent member. If such indebtedness remains unpaid ten days after the second notice is sent, the member family shall stand suspended and the Board of Directors may forfeit the membership, in which event said family shall cease to be a member of the Association. It shall be mandatory upon the Board of Directors to forfeit the membership of a member family within forty days from the date of the notification of the second warning notice. A member family whose membership is thus forfeited may be reinstated within three months after such forfeiture, upon payment of all arrears and by five affirmative votes of the Board of Directors, provided the membership does not exceed 185. A notice by the Association to any such member by mail to the last Post Office address on record or by e-mail to the last e-mail address on file for the member family shall be sufficient notice hereunder.

Section 12. BONDS AND INITIATION FEES

12.1 INITIATION FEE — Each member who joins the Association shall pay an initiation fee plus sales tax fixed thereon, if applicable, as fixed and determined annually by the Board (the “Initiation Fee”). The Initiation Fee is nonrefundable and shall be used solely for capital improvements of the Association.

12.2 REDEMPTION VALUE OF BOND — The initiation fee for members who joined prior to January 1, 2024, was referred to as a “bond” (the “Bond”). The redemption value of a member's Bond for members whose application for membership was received prior to February 23, 1975, shall be the originally paid full value of the bond (without accrued interest or other income). The redemption value of a member's Bond for members whose application for membership is received on or after February 23, 1975, shall be as follows: 0 to 12 months - 100%; over 12 to 24 months - 88%; over 24 to 36 months - 76%; over 36 to 48 months - 64%; over 48 to 60 months - 52%; over 60 months - 40%. The redemption value of a member's Bond for members whose application for membership is received on or after February 23, 2010, shall be as follows: 0-12 months = 50%, over 12 months the redemption value shall be \$1. Any member who joined on or after January 1, 2024 is required to pay the Initiation Fee in accordance with Section 12.1 above. In the event of dissolution of the Association, this section is superseded by Section 15 of this Article.

Section 13. TERMINATION OF MEMBERSHIP — Any member family, which desires to resign from the Association, shall tender a written notice to the Chairperson of the Membership Committee of the Association. Upon receipt, the Association shall terminate such membership.

Section 14. RIGHTS UPON TERMINATION — Any family who, for any cause shall cease to be members shall forfeit all rights, interest and equity in the Association and its property except as otherwise may be provided in these By-Laws.

Section 15. DISSOLUTION OF THE ASSOCIATION — In the event of dissolution of the Association, all assets remaining after all liabilities and obligations of the Association have been paid, or adequate provisions made therefore, shall be distributed in equal shares to member families of the Association at the time of dissolution. Obligations, referred to above, shall include the Bonds held by members, provided, however, that should the total of all such Bonds exceed the net assets available; the net assets will be prorated among the bondholders in relation to the redemption value of the Bond held.

Article III — Management

Section 1. BOARD OF DIRECTORS — The control and management of the Association and its affairs and property shall be entrusted to a Board of eight (8) directors (each, a “Director”).

Section 2. OFFICERS — ELECTION AND TERM — The officers of the Association (each, an “Officer”) shall be a President, Vice- President, Secretary and Treasurer and such others as the Board may designate. They shall be elected by the Directors at the first regular meeting or special meetings of the Board of Directors after the annual election of Directors and shall hold respective offices for one year, and/or until their successors are elected and qualified. The officers shall be subject to the control of the Board of Directors and may be removed by a majority of the Directors at any regular meeting or at any special meeting called for the purpose of considering the same.

Section 3. TERM OF DIRECTORS AND VACANCIES — The Board of Directors shall be elected at the Annual Member Meeting (as defined in Article V, Section 1) and shall be in office for three years and until their successors are duly elected and qualified. Four Directors will be elected in odd numbered years and four Directors will be elected in even numbered years. The Board of Directors shall have the power to fill any mid-term vacancy that may occur in their own number and in any office of the Association. The Directors or Officers so elected shall serve until the next annual election.

Section 4. DIRECTOR'S QUORUM AND EXPENSES — Four members of the Board of Directors shall constitute a quorum for the transaction of business and the action of four Directors of such quorum shall be the action of the Board of Directors. A less number may meet from time to time. Officers and Directors shall serve without compensation, provided, however, that they shall be entitled to out-of-pocket expenses necessarily incurred by them in the performance of their duties.

Section 5. SCHEDULING BOARD MEETINGS — The regular meetings of the Board of Directors shall be scheduled by the Secretary. Special meetings may be called on the motion in writing of three Directors. At least two days' notice of such special meeting, specifying its object, shall be given by mail, e-mail or telephone to each Director.

Section 6. DIRECTORS' ATTENDANCE AT BOARD MEETINGS — If any Director fails to attend four meetings of the Board in any fiscal year, the Board may, at its discretion, declare the office vacant.

Section 7. NOMINATION OF DIRECTORS — At least 30 days before the Annual Member Meeting, the Board of Directors shall appoint a nominating committee consisting of six members of the Association, two of whom shall be continuing Directors. Such nominating committee shall endeavor to nominate at least twice as many candidates for the Board of Directors for the succeeding fiscal year as there are positions to fill. At least 15 days before the Annual Member Meeting, the Secretary shall provide a list of the nominees to each voting member of the Association. Members may nominate any other Association member as a candidate for the Board of Directors by filing with the Secretary at least ten days prior to the Annual Member Meeting a written nomination with support from at least fifteen voting members. The Secretary will promptly provide notice of any additional nominations to all members.

Section 8. DETERMINATION OF SEASON — The Board of Directors shall determine the days upon which all or some of the Association's outdoor facilities are open to members. The number of days that substantially all such facilities are open shall be the primary factor used by the Board in determining the length of the "season" for purposes of pro-rating membership dues for members joining or terminating during the year.

Section 9. DUTIES OF THE PRESIDENT — The President shall be a Director. The President shall preside at all meetings of the members and the Board of Directors and shall be the general executive officer of the Association, subject to the direction and control of the Board of Directors. The President and Secretary shall sign on behalf of the club, all instruments in writing, contracts, deeds, notes, mortgages and other legal documents which it may become necessary for the club to execute after authorization from the Directors.

Section 10. DUTIES OF THE VICE PRESIDENT — The Vice President shall be a Director. The Vice President shall perform the duties of the President in the President's absence.

Section 11. DUTIES OF THE SECRETARY — The Secretary shall: (i) keep true and correct records of all the meetings in a book or books of the Association provided for that purpose; (ii) give all notices herein provided for or required by law, or that may from time to time be necessary or expedient; (iii) have custody of the corporate charter, By-Laws, and records; (iv) shall conduct the correspondence of the Association, except such as belongs to the office of the Treasurer; and (v) shall perform such other duties as are usual to the office or as may be required by the Board of Directors. The duties of the Secretary shall always be subject to the direction and control of the Board of Directors.

Section 12. DUTIES OF THE TREASURER — The Treasurer shall be the custodian of the funds, securities and property of the Association and shall keep regular books of account, which at all time shall be open to the Board of Directors; shall render an accounting from time to time as requested by the Board and an accounting of the Association's financial status at the Annual Member Meeting; shall ensure the Association's IRS Form 990 is filed annually; shall deposit the funds to the credit of the Association in such bank or trust company as the Board shall direct and shall make disbursements only in accordance with procedures set forth by the Board. The Treasurer shall also perform such other duties as are usual to the office or may be required by the Board of Directors.

Section 13. MISCONDUCT CHARGES — The Board of Directors on its own motion, or on complaint of any member, filed with it, or on complaint of any committee, may cite any member of the club to appear before such Board of Directors for any supposed misconduct, or any conduct injurious to the order, peace, interest, or welfare of the Association, or at variance with its objective, By-Laws, or Rules. Any such complaint made by a member or by a committee shall be in writing and signed by such member or by the Chairperson of the Committee, or where action is taken by the Board of Directors, it shall be by resolution of such Board. In any or either case, the Secretary, shall, in writing, notify the member so

cited, furnishing him with a copy of such complaint or resolution, giving the member at least five days' notice to appear before the Board of Directors to answer thereto. The investigation of such supposed conduct or misconduct shall be conducted in manner or form as the Board of Directors may see fit. If upon inquiry and hearing, the Board of Directors shall be satisfied that the cited member is guilty of such conduct or misconduct, it may censure or suspend the member family or, if in its judgment, the interest of the Association demands such action, it may ask the member family to resign — or compel such resignation — which last action, shall carry with it the termination of such membership. The Board of Directors shall be the sole judge of what constitutes misconduct or what constitutes conduct at variance with objective, By-Laws, or Rules of the Association. The Board of Directors will be the sole judge of the sufficiency of the evidence of such violation. A member family under suspension will be denied access to Association facilities and the privileges concurrent thereto. An affirmative vote of at least five Directors at a bona fide meeting will be necessary to expel a member. If applicable, the redemption value of its Bond will be refunded to any member family, which is expelled. If the member paid an Initiation Fee, the Initiation Fee will be nonrefundable if the member is expelled. Any notice, complaint or copy of a resolution from the Board of Directors to a member relative to suspension or expulsion as described in these By-Laws, duly mailed or e-mailed to the address of such member, as shown in the books and records of this Association, shall be considered as sufficient notice and binding upon the member so addressed.

Article IV — Committees

Section 1. The President may appoint such committees (each, a “Committee”) and delegate to them such powers and duties, as he may from time to time deem expedient. Chairpersons (each, a “Chairperson”) of each Committee appointed by the President shall prepare and submit to the President a list of Committee members to serve on their Committees for the succeeding year.

Section 2. Board Advisory Committee — A Committee to serve as an advisory body to the Board of Directors shall be known as the Board Advisory Committee. The members of the Committee and its assignments are to be determined by the Board and assembled as needed by the Board. The Committee's recommendations are not binding on the Board.

Article V — Meeting of Members

Section 1. ANNUAL MEETING — — The Board of Directors shall schedule an annual meeting of the membership each year (the “Annual Member Meeting”). At this meeting it shall report upon general condition of the Association, including an estimate of income and expenses for the current year, as well as conduct the election of the Board of Director of the Association as set forth in Article III, Section 3. The Board of Directors shall request action to be taken upon such matters as may be deemed advisable for the best interest of the Association. Suggestions and recommendations will be solicited from all members for review and implementation within the framework of the By-Laws. All members shall be given at least ten days' notice of the Annual Member Meeting. The Annual Member Meeting shall take place at such time and place as the Board of Directors shall designate.

Section 2. SPECIAL MEETINGS — The Board of Directors may call special meetings of the members at any time. A special meeting shall also be called by the Board of Directors at the request, in writing, of not less than twenty- five voting members. All members shall be given at least five days' notice of any such meeting, which notices shall state the subject of the meeting.

Section 3. QUORUM — At any annual or special meetings of the Association, twenty-five voting

members, present, in addition to a quorum of the Board of Directors, shall constitute a quorum for the transaction of business.

Article VI — Amendments

Section 1. The By-Laws may be amended at the Annual Member Meeting or special meetings of the Association, provided a quorum is present in person. Such amendments require two-thirds affirmative vote of the voting members present. A notice of proposed amendments shall be furnished to the Secretary at least three weeks before the meeting at which it is proposed to consider such amendments. The Secretary shall provide a notice of such proposed amendments with copies of same, to each member with the notice of such meeting.

Article VII – Miscellaneous

Section 1. BORROWING MONEY—The Board of Directors may not borrow or pledge the credit of the Association without the specific approval of at least two-thirds of the votes cast in a special vote, with the affirmative votes totaling at least 40. Voting members will have one week to vote. A detailed notice of the proposed borrowing must be presented to all member families at the special meeting to discuss the borrowing. Within five (5) days after the meeting, the Secretary shall provide to each member family a ballot with the details of the proposal. However, in emergency situations, where there is not time to obtain the members approval, i.e., the occurrence of a casualty loss, the Board of Directors is authorized to borrow funds up to \$10,000 for a term not to exceed one (1) year. In such situation, written notice of the action must be given to the members within 30 days thereafter.

Section 2. INDEMNIFICATION OF THE ASSOCIATION REPRESENTATIVES — Each person who has acted or who is acting as a Director, Officer, registered agent, attorney, accountant or employee for, or on behalf of the Association, shall be indemnified by the Association against any expenses actually and necessarily incurred by such person in connection with the defense of any action, suit or proceeding in which such person is made a party by reason of having acted or now acting in such capacity. Such indemnification shall not be applicable if by such action the person would be adjudged guilty by a court of law of willful misconduct.

Section 3. RULES AND REGULATIONS — The Board of Directors shall promulgate rules and regulations, not inconsistent with the By-Laws governing the operation and use of the Association facilities.

Section 4. CERTIFICATE OF INCORPORATION — These By-Laws are subordinate to the certificate of incorporation.

Section 5. FINANCIALS. — The Board is required to estimate the annual operating expense, set the budget, and manage the cash account so that the cash position of the Association does not drop below 25% of the previous year's total operating expense. In the event the cash position of the Association drops below 25% of the previous year's total operating expense, the Board may levy a special assessment to ensure the cash position of the Association is at least 25% of the previous year's total operating expense. Notwithstanding anything to the contrary herein or elsewhere in these By-Laws, any special assessment levied in accordance with Section 5 of this Article shall not be subject to the requirements set forth in Article II, Section 9 of these By-Laws.

Article VIII —Address

Section 1. The Post Office address of the principal office of the Association shall be that designated by the Board of Directors.

Article IX — Effective Date

Section 1. These By-Laws have been amended in accordance with Article VI, Section 1 of the By-Laws. All revisions approved previously since the Association's inception in accordance with Article VI, Section 1, are inclusive.