

**ARTICLE I****Meetings**

**Section 1 - Fiscal Year.** The fiscal year shall begin the first day of October and continue for the ensuing year from that date.

The annual meeting of the members of this club shall be held between the 1st and 30th days of October each year, on a day, hour, and at a place determined by the Board of Trustees designated by giving proper notice thereof.

**Section 2- Special Meeting.** Upon the written request of 20 members, or of the majority of the Board of Trustees, the Secretary shall call a special meeting of the Club. The request, and also the notice for such special meeting, shall state the nature or object of such meeting and no business shall be transacted except as specified therein.

**Section 3 - Notice of Meetings.** Notice of all meetings of the Club shall be mailed to each member by the Secretary at least one week prior to the date of said meeting.

**Section 4 - Quorum.** Twenty-five members present in person shall constitute a quorum for transaction of any business at any called meeting at the Club.

**ARTICLE II****Trustees**

**Section 1 - Powers.** The Board of Trustees shall have full charge of the affairs, funds, property, management and control of the Club, subject only to the action of the members. Consistent with these regulations it may adopt by-laws or rules, and enforce the same, governing the use of the property and privileges of the Club. The decision of the Board of Trustees on any question concerning interpretation of these regulations shall be final.

**Section 2 - Election.** The election of the trustees shall be held at the regular annual meeting of members and a majority vote of the members present or represented by written proxies shall be necessary for election.

Any vacancies occurring in the Board can be filled by a new trustee whom the current Board will select. The new trustee shall be voted to fulfill the remaining term at the next annual meeting. If that term expires at the next annual meeting, the appointed trustee shall have the option to run again.

**Section 3 - Number of Trustees.** The Board of Trustees shall consist of nine (9) members. At the first annual meeting two (2) members shall be elected to serve one (1) year, two (2) members to serve two (2) years, and three (3) members to serve three (3) years. Annually thereafter sufficient trustees shall be elected for a term of three (3) years to fill the vacancies created by retiring trustees.

**Section 4 - Meetings.** The Board of Trustees shall hold regular meetings. Special meetings may be called by the President or by any two (2) trustees. Notice of any regular or special meeting shall be given to each member at least three (3) days prior to the holding of such meeting. Four (4) members shall constitute a quorum of the Board of Trustees at all meetings thereof.

**Section 5 - Non-Performing Officer.** The Board of Trustees can, if it is deemed necessary, remove an elected member of the Board by a majority vote, for non-performance. Non-performance will be evaluated by fellow Trustees. Not attending monthly trustee meetings or failing to perform their designated position on the Board is grounds for non-performance. If a Trustee is removed from office a new Trustee can be appointed per section 2 of this article.

## **ARTICLE V Membership *continued***

~~**Section 5 – Lost, Destroyed or Mutilated Certificates.** If any certificate becomes defaced or mutilated, the Trustees, upon surrender thereof, may order the same cancelled and issued a new certificate in lieu of the same. If any certificate be lost or destroyed, the Trustees may issue a new certificate in lieu thereof to the person entitled to such certificate. Certificates are no longer being issued after 1998.~~

**Section 6 - Inactive, Out-of-Town Members.** If any member is not able to use the Club's facilities but wishes to continue membership in the club, they may do so upon notifying the Board of Trustees in writing before the 1st day of March of any year in which they are desirous of becoming an inactive member, and paying the greater of inactive dues as established in Article IV, Section 1 or any or any current assessment.

Any inactive member who wishes to return to regular member status, must notify the membership chairman in writing on or before the final day of March of any year in which he or she is desirous of becoming a reinstated regular member. Any request received after that first day of March, will be reviewed by the Board of Trustees and approval will be determined by availability of the number of total regular members for that year.

**Section 7-Senior Members.** Members who have participated by paying full dues for twenty or more years, excluding any years under Section 6 of this Article, shall be designated Senior Members and shall be subject to reduced dues as established in Article VI, Section 1.

## **ARTICLE VI**

### **Dues**

**Section 1 -Dues.** The amount of dues to be paid for any year by each member shall be set, upon recommendation of the Board of Trustees, by action of the members at the annual meeting of the Club.

## **ARTICLE VII**

### **Delinquencies**

**Section 1 - Dues.** Annual dues shall be payable on or before May 1 of each year. When the dues of any member shall remain unpaid for a period of fourteen (14) days, the Board of Trustees is authorized to charge a late fee as set by the board of Trustees: for a period of thirty (30) days, the Treasurer shall notify the member and the facilities of the Club will not be available to the member or his family until the arrears have been cleared: in the event the dues remain unpaid for forty-five (45) days the membership may be declared forfeited by majority vote of the Board of Trustees and the member will forthwith surrender his membership.

## **ARTICLE VIII**

### **Guests**

**Section 1.** A member must register all guests in the guest book before using any Club facility. All guests must be accompanied by a member. City guests will be required to pay a guest fee.

House guests: required to be overnight guests that reside outside of Summit County, are permitted at all times, free of charge.

## **ARTICLE IX**

### **Discipline**

**Section 1.** If the conduct of any member or his family shall appear to be in willful violation of the rules and regulations of the Club, or prejudicial to the interests of the Club, the Board of Trustees, may, by the affirmative vote of 3/4 of the entire Board, suspend or expel such member. The member shall be given the opportunity to be heard before the Board in defense.

**1. THE CLUB MANAGER HAS COMPLETE RESPONSIBILITY FOR THE ENFORCEMENT FOF ALL RULES AND REGULATIONS.**

Any person interfering with the enjoyment or jeopardizing the safety of others may have their swimming privileges suspended. Any complaints or suggestions concerning the operation of the pool can be given to the manager for consideration by the Pool Committee.

2. The pool hours, weather permitting, will be M-F 12-8 PM, Sat 11AM-8PM, Sun 11AM-9PM. Exceptions to these times include swim lessons, swim meets, splash parties and any time that the pool is being treated with chemicals. The pool cannot be used when unattended by a lifeguard.

3. All members and guests must sign in prior to using the pool.

4. The Club accepts no responsibility for items left on the premises.

5. Persons using the lockers must bring their own locks. Locks must be removed daily and immediately before leaving the Club grounds. Valuables should not be left in the lockers.

6. There will be no smoking permitted on the grounds of the facility

**7. All children in the pool area 12 years of age and younger MUST BE ACCOMPANIED BY A PARENT OR GUARDIAN** present in the pool area.

8. Children under 16 years of age must vacate the pool by 5:00 PM unless a parent or guardian is present on the Club property.

9. Persons having any skin disease, bad colds, and cuts requiring stitches, open sores, athlete's foot, infections or contagious diseases are not permitted in the pools.

10. All bandages must be removed before entering the pool.

11. Playing tag, wrestling, pushing, running, throwing persons in the water, towel snapping, and all other objectionable conduct or language is prohibited.

12. Small inflated "beach balls" and "splash balls" will be allowed. No tennis balls or baseballs are allowed. Basketballs are only for the water basketball under the supervision of the lifeguard. No balls will be allowed on crowded days.

13. Use of rafts must be approved at the discretion of the lifeguard on duty.

14. No diving in shallow end of pools.

15. Only use ladders to climb out of the deep area of the pool. There is no swimming under the diving boards.

16. The baby pool is for the use of children under 5 years of age or younger. A parent or guardian must be with a young child in the enclosed baby pool area at all times. There is no lifeguard supervision of the baby pool.

17. Check with lifeguards or manager on duty with any questions or problems experienced.

18. No glass is permitted in the pool area.

19. In case of thunder or lightning, the pool deck area must be cleared. Pool patrons may not re-enter the pool deck area until the area is deemed safe by the pool manager on duty.

**ARTICLE III**

**Officers**

**Section 1 - Officers.** Immediately following the annual membership meeting, the Trustees shall meet, organize, and elect a President, Vice-President, Secretary and Treasurer who shall be elected for one (1) year or until their successors are elected and qualify. The President and Vice-President must be members of the Board of Trustees; the Secretary and Treasurer need not be Trustees.

**Section 2 - Duties.** The duties of the officers shall be such as generally pertain thereto, and they shall be subject to the direction and control of the Board of Trustees. The President of the Club shall also be Chairman of the Board of Trustees. Duly elected officers shall perform there like duties for the Board of Trustees.

**ARTICLE IV**

**Committees**

**Section 1 - Committees.** There shall be six (6) standing committees: (1) Grounds, (2) Swim Programs (swim team and synchronized swimming, (3) Tennis, (4) Membership, (5) Finance and Budgets, (6) Communications/Social.

The President, with approval of the Board of Trustees, shall appoint the members of such committees; however, the Chairman of each committee shall be a member of the Board of Trustees.

**ARTICLE V**

**Membership**

**Section 1 - Classification.** Membership shall consist of three classes: Senior Members as defined in Section 7 below, Single Members, and Regular Members. Regular Members are limited to 290 unless otherwise provided by the Board of Trustees. Persons who shall qualify as otherwise provided herein, are eligible to membership.

The membership of any person extends the privileges of the Club to all members of the immediate family including any unmarried sons or daughters living at home. Certificates of Membership are not transferable.

**Section 2 - Qualification.** Any person, married or single, 18 years of age or older, meeting requirements as provided herein who has been approved by the Membership Committee of the Club, may be elected by majority vote of the Board of Trustees present in meeting. Application for membership must be made in writing and filed with the Membership Chairperson.

**Section 3 - Admission.** In addition to the yearly dues, each new member will be charged an initiation fee. This fee is set by the Board and evaluated yearly. The initiation fee may be split over two years. This fee, along with the yearly dues, must be paid in full by the second year in order to become a "member in good standing." Failure to pay the entire initiation fee within the first two years will result in a loss of membership. Your membership in the club is valid as long as your dues are paid in full for each year. By doing so, you are deemed a "member in good standing " for that year.

**Section 4- Resignations.** All resignations must be presented in writing to the Secretary of the Club.

## **ARTICLE X**

### **Ownership and Equity**

**Section 1.** The holders of the Certificates of Membership or members, who are deemed "members in good standing" per Article 5 Section 3, are the owners of the Club property and all assets of the Club. All rights of a member in the Corporation or its property shall cease upon the termination of his membership. In the event of dissolution of the Club, all assets will be converted into cash and after payment of all debts, including bonded indebtedness, the funds, if any, will (1) be divided on a pro-rate basis among the holders of the Certificates of Membership and if and when each holder has been paid a total of one hundred dollars (\$100), then (2) the remaining cash will be divided among the members who have, maintained continuous active membership for five (5) years.

### **Amendments or Repeals**

**Section 1.** This Code of Regulations may be amended or repealed by a 3/4 vote of those members present or represented by written proxy at an annual meeting of the Club or a special meeting called for that purpose.

## **ARTICLE XII**

### **Order of Business**

**Section 1.** The order of business at all meetings, both of members and of trustees, shall be:

1. Reading of minutes.
2. Report of officers.
3. Report of Committees.
4. Election.
5. New or miscellaneous business.

Adopted: April, 1956.

Amended: April, 1957; April, 1958; March, 1960; March 1962; March, 1973; March, 1976; April 12, 1979; January 18, 1980; January 12, 1981; January 18, 1982; January 15, 1985; January 2001, January 2002, August 2003

## **THE**

### **FAIRLAWN SWIM AND TENNIS CLUB, INC.**

**P.O. Box 5136**

**Fairlawn, OH 44333**

Organized and incorporated as a non-profit corporation under and by virtue of the laws of the State of Ohio. (Incorporated September, 1955)

This directory is to be handled as confidential and privileged information. Disclosure of all or part of the directory to non-listed individuals is strictly prohibited. Correspondence that solicits business, seeks information or espouses a cause (however worthy, advisory or informational in character) to all or part of the directory is also strictly prohibited.

## TENNIS COURT RULES - 2010

1. Tennis shoes must be worn at all times. No shoes with ridges, cleats, heels or hard soles permitted. This rule pertains to all players and spectators.
2. Proper tennis attire is required at all times.
3. Court 4 is on a reservation system from 9:00 AM to the period ending 45 minutes before dark everyday except on Tuesday mornings. Reservations for one-hour periods can be made by calling the tennis pro (330-864-8828) If no answer, please call the manager on duty to make a reservation. No one person may be involved in more than one hour of reserved court time per days.
4. Adults 18 and over have court preference after 5:00 PM on weekdays, and all day on weekends and holidays.
5. Overnight house guests are welcome any time, no guest fee. Other guests pay the current prevailing guest fee, per person, to lifeguard on duty. Same rules apply to preseason and postseason play.
6. The Club Management, Tennis Pro or court maintenance personnel are the only ones authorized to open the courts for play. Further, if the courts are closed due to weather, no persons should enter upon the courts until re-opened for play.
7. No Alcoholic beverages are permitted in the courts. All food and beverages shall be kept in the tennis shelter area. Courts are for tennis only. No bicycles, skateboards, in-line skates, or other sports are permitted.
8. Please dispose of all waste materials (tennis ball cans/lids, etc.) in a proper trash receptacle. Please be respectful of other members and leave the court in good condition. Members are permitted to use the court brooms and line brushes. However, if a member uses a court broom or line brush that piece of equipment should be returned to the proper storage place.
9. Proper language and conduct is required at all times. Common sense rules of decency and respect, which we all should know, apply.
10. All tennis players must sign in at the guard shack or with the tennis pro on duty.
11. In case of thunder or lightning, the tennis courts must be cleared. Tennis patrons may not return until the area is deemed safe by the pool manager on duty.

## Facility RULES - 2010

1. The use of cell phones and recording devices in the locker rooms is prohibited.
2. Picnic tables and grills are for use on a first-come, first-serve basis.
3. Parking on the grass area is prohibited at all times except for the grassy parking area adjacent to courts #4, 5, and 6.
4. Anyone who chooses to park on the grass adjacent to the parking lot will be ticketed and towed at the owner's expense.
5. For purposes of staffing lifeguards, all parties must be approved by the Club Manager in advance.
6. Fairlawn Swim and Tennis is a non-smoking facility.