

Turtle Creek East Owners Association, Inc.

Application for Approval of Kayak Storage

The undersigned unit owner(s) in Turtle Creek East, hereby applies for the approval of the use of the kayak rack. Limit 2 kayaks per household

Annual fee: \$100 per kayak due January 1st. Check made payable to Turtle Creek East Owners Association.

Date: _____

Owner's Name: _____

Unit No.: _____ Email Address: _____

Mailing Address: _____

City, State, Zip: _____

Home Phone (____) _____ Cell Phone: (____) _____

Kayak 1. Brand/Type: _____

Color and Description: _____

Kayak 2. Brand/Type: _____

Color and Description: _____

Agreement:

I/We agree to use only our assigned rack for storage of our kayak(s).

The Association shall not be liable for personal injury, loss of life, property loss or property damage to the Owner's property due to fire, theft, vandalism, collision, windstorm, rain, hurricane, or other casualty loss, or the ordinary acts of the association, its employees, agents or third parties. The Association shall not be liable for any acts beyond its control.

The Owner for himself/herself, his/her family, guests, employees, agents, heirs, and assigns hereby releases and agrees to indemnify and hold harmless the Association and all of its employees and agents for any and all liability for personal injury, loss of life and property damage:

June 1, 2018

Turtle Creek East Owners Association, Inc.

The Owner expressly acknowledges that kayaking and paddle boarding are activities with inherent risks of injuries to persons and property. Owner understands these risks and to the fullest extent possible assumes the same. Owner agrees to abide by all US Coast Guard and Florida Department of Natural Resources regulations and guidance regarding the safe operation of a kayak or paddleboard and regarding the unlawful discharge of pollutants into navigable waterways.

Hurricane policy: Owners will be required to remove the kayak/paddleboard from the storage racks in preparation for a hurricane at the direction of Campbell Property Management and the Owner shall fully comply with all such directions.

Owner is responsible for any damages to the Association's property (including, but not limited to the kayak racks) as well as any damages to other vessels, kayaks or paddleboards within the area caused in whole or in part by the negligence, omission or intentional act of Owner, Owner's guests, agents or invitees.

The annual fee must be paid in full before the Owner may commence the use of the Kayak rack. If legal action is required to collect any amount due under this agreement, the Owner agrees to pay all costs of sale or collection and reasonable attorney's fees.

Agreed,

X _____

X _____

Print Name: _____

Print Name: _____

Official Use Only: Kayak Rack # _____

Check # _____

Kayak Rack # _____

Check # _____

June 1, 2018

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Turtle Creek East Owners Association, Inc.

RULES OF CONDUCT WHEN STORING, PADDLING, LAUNCHING AND DISEMBARKING AT TURTLE CREEK EAST

Kayak racks:

Every member of the Turtle Creek East community shall be required to sign acknowledgement of these rules before using the kayak racks and when launching and disembarking kayaks or other vessels.

1. When paddling in the channel, kayakers will stay to the side of the channel.
2. Paddlers must yield to power and sailboats when maneuvering in the river.
3. Launching of kayaks should only take place between sunrise and sunset unless proper lighting is shown.
4. Guests are not allowed to use an owner's device without the owner being present.
5. The donning of life jackets shall be mandatory while launching and disembarking kayaks or SUPs, and while paddling in and out of the area.
6. Only kayaks/SUP's registered with our association will be stored on the assigned rack space and must be kept in a neat manner.
7. Paddles, life jackets, or other accessory items shall NOT be stored in the kayak rack.
8. The use of the kayak racks are intended for residents of Turtle Creek East.
9. All kayaks and SUPs must be removed and stored indoors by their owner (or appointed representative) when not in residency and when a tropical storm or hurricane WARNING is issued by NOAA (or similar agency).
15. Any continued disregard for these rules may result in revocation of the privilege to utilize the kayak/SUP racks.

X _____ X _____

Print Name: _____ Print Name: _____

June 1, 2018