

# TERRY LAKE RECREATION ASSOCIATION

(Updated April 6, 2016)

## RULES AND REGULATIONS

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### **1.0 OVERVIEW**

This document is intended to make explicit the Terry Lake Recreation Association (TLRA) rules and regulations. First, it covers some terminology used throughout the document. Then it covers: who can use the lake, what you can do, what you can't do, how to become a member, membership fees, TLRA guest policy, animal control policy, swimming guidelines, boating restrictions and registration, safety guidelines, fishing regulations, building regulations and other important information.

These rules and regulations were established to facilitate the enjoyment and safety of TLRA active members and their guests in their recreational use of Terry Lake and the surrounding greenbelt. These rules and regulations also endeavor to protect private property and to ensure adherence to the terms of the TLRA lease of Terry Lake and Terry Lake leased property from the Larimer Weld Reservoir Company (LWRC).

**2.0 TERMINOLOGY**

*Terry Lake ...*

A privately owned reservoir with the primary function of storing irrigation water for farming purposes.

*LWRC .....*

The **Larimer Weld Reservoir Company**, which is the company who owns Terry Lake.

*Lease Area ...*

Terry Lake and the land between Terry Lake and the surrounding fence-line.

*TLRA .....*

The **Terry Lake Recreation Association**, a non-profit organization formed of homeowners in communities surrounding Terry Lake to maintain a cost effective lease of Terry Lake and the surrounding land up to the fence-line from the Larimer Weld Reservoir Company for exclusive recreational use by its active members, and to facilitate rules needed to protect property and promote the safe enjoyment of the lake property by its active members.

*TLRA Fiscal Year ...*

April 1<sup>st</sup> through March 31<sup>st</sup>

*Active TLRA Member....*

The owners, and family members residing at the same address, of an eligible property who at one time paid the initiation fee and has prepaid the annual active membership dues for the current TLRA fiscal year. (see "WHO CAN USE THE LAKE") **Active members have full recreational use of the leased area subject to the TLRA rules and regulations.**

*Inactive TLRA Member ...*

The owner of an eligible property who has at one time paid the initiation fee and who has for the current TLRA fiscal year and all intervening years prepaid the annual inactive membership dues. **Inactive members cannot access or use the lease area in any way, but reserve the right to upgrade to active membership status without paying the initiation fee.**

*Non-Member ...*

The owner of an eligible property who has not yet paid the initiation fee and does not pay annual dues. **Non-members cannot access or use the lease area in any way, and must pay the membership initiation fee plus annual dues to become a member.**

*PFD...*

Personal Floatation Device (a buoyant device worn to assist in remaining afloat, such as a life jacket or swim belt)

**3.0 WHO CAN USE TERRY LAKE AND THE SURROUNDING LAKE PROPERTY?**

Terry Lake is a private lake and is leased by the Terry Lake Recreation Association (TLRA) for the exclusive use and enjoyment of its active members and their guests when accompanied by an active member. Inactive members and non-members may not use the TLRA lease area for any purpose. Guests may not use the lake or greenbelt except when accompanied by an active member.

Only properties as specified in Article IV, Section 3, of the By-Laws are eligible for membership. See "MEMBERSHIP FEES AND APPLICATION FOR MEMBERSHIP" for details on how the owner of an eligible property can join the TLRA.

#### **4.0 APPROVED ACTIVITIES ON THE LEASE AREA**

Per the terms of our LWRC lease, only recreational use of the lease area is permitted. This includes such activities as fishing with line and hook, walking, jogging, swimming, picnics, cross-country skiing, ice-skating, sailing, rowing, canoeing, kayaking and other similar recreational activities. If in doubt about a desired activity, contact your neighborhood TLRA Board of Directors liaison.

#### **5.1 PROHIBITED ACTIVITIES ON THE LEASE AREA**

The TLRA/LWRC lease expressly prohibits the following activities:

1. No use of the portion of the lease area starting at the most southeasterly portion of the dike and running in a generally westerly direction around the reservoir to and including the inlet. In addition absolutely no access is permitted on top of the dike. See map in "OFF-LIMITS AREA MAP" section of this document. ***Violation of this regulation by members puts our lease with LWRC at risk.***
2. No use of water for irrigation;
3. No structures or planting of any kind may be built in the lease area without prior explicit written approval from the TLRA board of directors. This includes landscaping, planting of trees or bushes, steps, docks (floating or fixed), erosion control and any other structure; Once such a structure is built, it becomes property of LWRC. Structures built on LWRC property may be used by any TLRA active member. ***Plans for any structural or landscaping change to the Lease Area must be submitted to the Board for approval before initiating any project;***
4. No boat with motors exceeding **9.9 hp**
5. No motorcycles, horses, dune buggies, off-road vehicles, jet-skis or any motorized vehicles may be used on the lease area. The exception is that a personal vehicle may be used to load and unload boats. Immediately after the load/unload is complete the vehicle must be removed from the lease area;
6. No disposing of any trash in the reservoir or on its shores. No garbage collection service is provided. ***Pack out whatever you pack in;***
7. No construction of fences on lease property except as required by LWRC for the protection of their property. Required currently are the fence-line demarking personal real estate from the lease area, and the perimeter fence around the rest of the lake;
8. No personal property or construction of recreational structures which in any way inhibit normal operation of the reservoir is permitted on the lease area;
9. No vehicular traffic use of the road on the east side of the reservoir without prior consent of LWRC;
10. Use of the island is prohibited during the Spring months prior to July 1, so that wildlife is not disturbed;
11. Boats, vehicles and other equipment which do not conform to the horsepower and other restrictions stated In this document may not be parked or stored in the lease area.

#### **6.0 MEMBERSHIP FEES AND APPLICATION FOR MEMBERSHIP**

There are two types of membership available in the Terry Lake Recreation Association:

and Inactive. The following fees are subject to change at the discretion of the TLRA Board.

1. Active: Full use of the Lake and Lease area as provided by the Lease. The membership is transferable with the sale of TLRA-eligible property.
  - ➔ Current Active Membership Fee: \$295.00 per year;
  - ➔ Membership Transfer Fee: \$442.00
2. Inactive: No use of the Lake or Lease area, but reserving the right to upgrade to active membership by paying the difference in inactive/active dues, transferable with the sale of the property. The Inactive fee is 40% of Active dues.
  - ➔ Current Inactive Membership Fee: \$147.50 per year (\$147.50 to upgrade to Active)
  - ➔ Membership Transfer Fee: \$442.00
3. **Annual dues are due in early Spring of each year and cover the period beginning April 1<sup>st</sup> of that year until the following March 31<sup>st</sup>. Annual dues will be considered late if payment is not delivered or postmarked by the date specified in the dues billing latter. Any active or inactive members wishing to remain a member who have not paid by that date will be assessed a late fee of \$59.00 (active) \$29.50 (inactive).**
4. A one-time new-member initiation fee of \$2,950.00 (ten (10) times the Active annual dues) will be charged. New member annual dues are pro-rated according to the following schedule:
  - ➔ 100% Annual Dues: April 1<sup>st</sup> through September 30<sup>th</sup>
  - ➔ 50% Annual Dues: October 1<sup>st</sup> through March 31<sup>st</sup>

You must pay the initiation fee *plus* active member dues to begin using the lease area.

5. ***An active or inactive member can lose their membership status if fees are not paid by June 1st of the year due. The new-member initiation fee will be charged of those members who have lost membership status and wish to rejoin.***

Membership applications (request of TLRA Secretary) will be individually considered by the TLRA Board of Directors and must be accompanied by the proper fees and boat registration information for any personal boats you wish to use on the lake.

## **7.0 GUESTS**

Guests of Active members are welcome. However, it is imperative that guests be accompanied at all times by their respective hosts. It is expected that members inform their guests of all TLRA rules and regulations. The TLRA rules and regulations must be abided by at all times.

A guest of an active member host may **not** bring a boat for use on the lake during their stay. Excluded are non-motorized canoes, kayaks, paddle boards and windsurfers.

## 8.0 DOGS

All dogs in Larimer County must be kept under restraint. This means that if a dog is not on a leash, it must be within hearing distance of the owner and must *immediately* obey the owner's command to come to the owner when called, regardless of the presence of other animals or people. If your dog has not been successfully trained to do so, it must be on a leash at all times for the safety of active members, lakefront property owners and their pets and children.

For more detail on animal control law, view Larimer County Ordinance No. R96-23G-96-01 at <http://www.larimer.org/policies/animal.htm>.

***For health reasons and courtesy to other members, clean up after your dog.***

## 9.0 SWIMMING

***NOTE: USE OF THE LAKE AND TLRA LEASED PROPERTY IS AT THE INDIVIDUAL'S OWN RISK!***

***THERE ARE NO LIFEGUARDS ON DUTY - BE CONSIDERATE AND CAUTIOUS AT ALL TIMES!!!!***

It is suggested that adults accompany children and that all persons utilize the "buddy system" when swimming (swim with a partner and watch out for each other). During the irrigation season (Spring and Summer), severe undertows are likely to develop at the outlet. There shall be no activity within 300 feet of the outlet area, which is north of the gatehouse on the dike at the south end of the lake. ***Warning buoys are deployed to identify this area in non-Winter months. Do not pass between these buoys and the dike for any reason.***

## 10.0 BOATING

### **10.1 Boat Registration and Identification**

All boats on TLRA leased property must properly display the current year TLRA sticker (displayed at right) on or after June 1<sup>st</sup>, or the prior year TLRA sticker prior to June 1<sup>st</sup>. To receive TLRA stickers for your boat(s), register them with the TLRA secretary. Guest boats need not display a TLRA sticker, but must have a TLRA boat-guest-pass on board and available for inspection by the TLRA courtesy patrol at all times

The TLRA sticker must be properly displayed and visible (do not obscure it with a boat cover) at all times when your boat is on TLRA leased property. Two stickers are provided for each boat registered with TLRA. Place a TLRA sticker on *both* the port and starboard (left and right) side of the boat near the bow (front) as close to the top deck as possible. Sailboat owners whose mast is always deployed may choose to place a single sticker on the mast instead of two stickers on the bow. Windsurfers should have one sticker on the



board, and one on the mast.

A current or prior year TLRA sticker must be displayed on all trailers parked on TLRA property. Place the trailer sticker near the trailer tongue. Register your trailers with the TLRA secretary when registering your boat.

***Boats or trailers not bearing a current or prior year TLRA sticker may be removed from the leased area.***

**TLRA provides a different color annual decal each year to make it easy to identify registered boats from a distance. The membership registration name is on the sticker to assist in identifying and returning lost boats around the lake. It also assists the TLRA courtesy patrol in determining if a boat is in fact authorized to be on the lake.**

In addition to TLRA registration, boat owners are encouraged to comply with regulations and registration as required by Colorado State Law.

<http://parks.state.co.us/boating/regulation.html>  
<http://parks.state.co.us/boating/registration.html>

"Effective July 1, 2016: Any boats new to Terry Lake that have a live well or outboard motor must present a quagga & zebra mussel-free certificate from the state of Colorado when making application to TLRA for a boat sticker."

State inspection stations for Larimer County are located at Boyd Lake State Park, Carter Reservoir, and Horsetooth Reservoir. Website for additional inspections sites, instructions, fees and other information.:

<http://cpw.state.co.us/thingstodo/Pages/BoatInspection.aspx>

\*For sites not listed or for additional information please contact the CPW program office at 303-291-7295.

## **10.2 Boat Type and Horsepower Restrictions**

Terry Lake watercraft are subject to the following restrictions:

1. Sailboats, paddleboats, canoes, rowing shells, iceboats, kayaks, fishing boats, and pontoon boats are permitted;
2. The total horsepower of all motors in operation at one time on a given boat may not exceed 9.9 horsepower;
3. Inflatable boats are permitted only when each passenger is wearing a Coast Guard

- approved PFD.
4. A "Jet-ski" and similar type of personal watercraft of any size are prohibited.

Boats which do not conform to the above restrictions may be removed from the lease area.

### **10.3 Boat & Trailer Storage**

Only boats that are owned by active TLRA members and which conform to the TLRA boat type restrictions may be stored on TLRA leased property. ***All others may be removed from the leased area.***

No trailers are to be stored on TLRA leased property without a boat, however boat storage on trailers is permitted.

High Colorado winds can cause significant damage to or wind blown boats, particularly canoes and catamarans. Boats on TLRA leased property should be securely tied down when not in use. .

All watercraft and trailers stored on TLRA leased property must be in good working order.

Miscellaneous watercraft parts, supplies, or accessories may not be stored on TLRA leased property.

### **10.4 Boat Mooring**

Any member who wishes to moor their watercraft on the lake must coordinate the location with the individual designated as the Buoy and Mooring Coordinator. The name and contact information of that individual is located on the Officers page of the website ([www.terrylakerecreationassn.org](http://www.terrylakerecreationassn.org)). Buoys must be of sufficient size to be readily visible so as not to present a hazard to watercraft and must have the owners name clearly printed in a waterproof manner. This is to ensure that the mooring is safe, out of sailing traffic lanes and away from underwater obstacles.

### ***11.0 STORAGE OF MISCELLANEOUS PERSONAL PROPERTY ON TLRA LEASED PROPERTY***

Those with lake use privileges may place picnic tables, lawn chairs, benches, grills, etc. on TLRA leased property for use when using TLRA leased property. All such personal property must be in good working order. Other personal property may **not** be kept on TLRA leased property. If there is a question consult a TLRA board member.

### ***12.0 BOATING AND LAKE AREA SAFETY***

Absolutely no activity is permitted within 300 feet of the dike outlet on the south side of the lake. This area is extremely dangerous and is subject to strong undertow currents. Buoys mark the area during non-winter months. Boats and swimmers must not enter this area for any reason. Also do not sail around these buoys.

**There are no rescue facilities available and no monitoring of winter ice depth. Extreme caution is advised at all times. Never swim in the lake or traverse the ice alone.**

There is no representation made as to the quantity or quality of water in Terry Lake. Be aware of the changing water level and the hazards which might appear when the water is low. Also be



aware of the health issues surrounding swimming in a lake with a large goose population and significant algae level.

Each boat must carry one PFD or life preserver for each passenger. For your safety, it is suggested that PFD's be worn when boating.

Remember that a boat under sail always has right-of-way over a boat under power.

Learn proper boating safety rules. Visit <http://parks.state.co.us/boating/regulation.html> for more information.

### ***13.0 FISHING AND BOAT REGISTRATION REGULATIONS***

Even though Terry Lake is a private lake and stocked with private funds, all Colorado State laws governing recreational activities apply. This includes boat registration and fishing licenses.

### ***14.0 FENCE REQUIREMENT***

The lease with the Larimer Weld Reservoir Company requires TLRA to ensure that members with a property line along the perimeter of the Lake area (i.e., lake front property) maintain a fence along that property line. The fence can be split rail or as preferred by the owner, but if a fence is not maintained along any property line, the LWRC may erect a standard double strand barbed wire fence on LWRC property.

### ***15.0 QUIET HOURS***

Members and their guests should observe quiet hours between 10:00 PM and 7:00 AM. It is not intended to prevent or restrict use of the lake or the surrounding greenbelt during those hours. As the term "quiet hours" implies, loud music should be turned down to a quiet listening level and voices should be at a conversational level.

### ***16.0 CONSTRUCTION ON TLRA LEASED PROPERTY***

An active member desiring to erect or install any structure or device (floating or Fixed) on the lake or lease area will obtain permission for such structure or device from both the Board of Directors of TLRA and the Board of Directors of the Larimer & Weld Reservoir Company (owner). Any structure or device, including shore erosion protection for which construction costs exceed \$500 will be designed and approved (stamped) by a Colorado Professional Engineer. Further, the member obtaining such permission will agree in writing to remove such structure or device (including shore erosion protection) at his/her cost if, in the opinion of either the TLRA Board of Director[s], such structure or device has become a hazard to the safe use of the lake or lease area or has deteriorated to the point that it is aesthetically unacceptable.

### ***17. TENANTS AND/OR NON-OWNER OCCUPANTS***

Tenants and/or non-owner occupants may be granted lake use privileges by owners who maintain an Active membership in TLRA. Those owners who do so are required to provide the TLRA Board of Directors a list of the names and contact information (phone numbers and email addresses) of all the tenants and/or non-owner occupants to whom lake use privileges have been granted.

### **18. INSURANCE CERTIFICATE REQUIREMENTS**

“TLRA shall require all contractors it hires to provide a certificate of insurance with Terry Lake Recreation Association listed as a named insured. This should be provided to the Board of Directors or one of its members prior to beginning work.

In addition, a member who sponsors an event on Terry Lake leased property for or with an outside organization (for example, a school district, Boy Scouts, an event organized in conjunction with another lake association, etc.) shall be responsible not only of obtaining prior approval for the event from the Board of Directors, but also shall be responsible for obtaining and submitting to the Board of Directors, at least two weeks prior to the event, a certificate of insurance with the Terry Lake Recreation Association and the Larimer and Weld Reservoir Company listed as named insureds.”

### **19. “ATTRACTIVE” HAZARDS**

Members or individuals with lake use privileges shall not install anything on TLRA leased property that can be construed as an “Attractive” hazard. For example, a rope swing hanging from a tree over the water would be considered such a hazard. If there is any question, then the Board should be consulted prior to installation for a final determination.

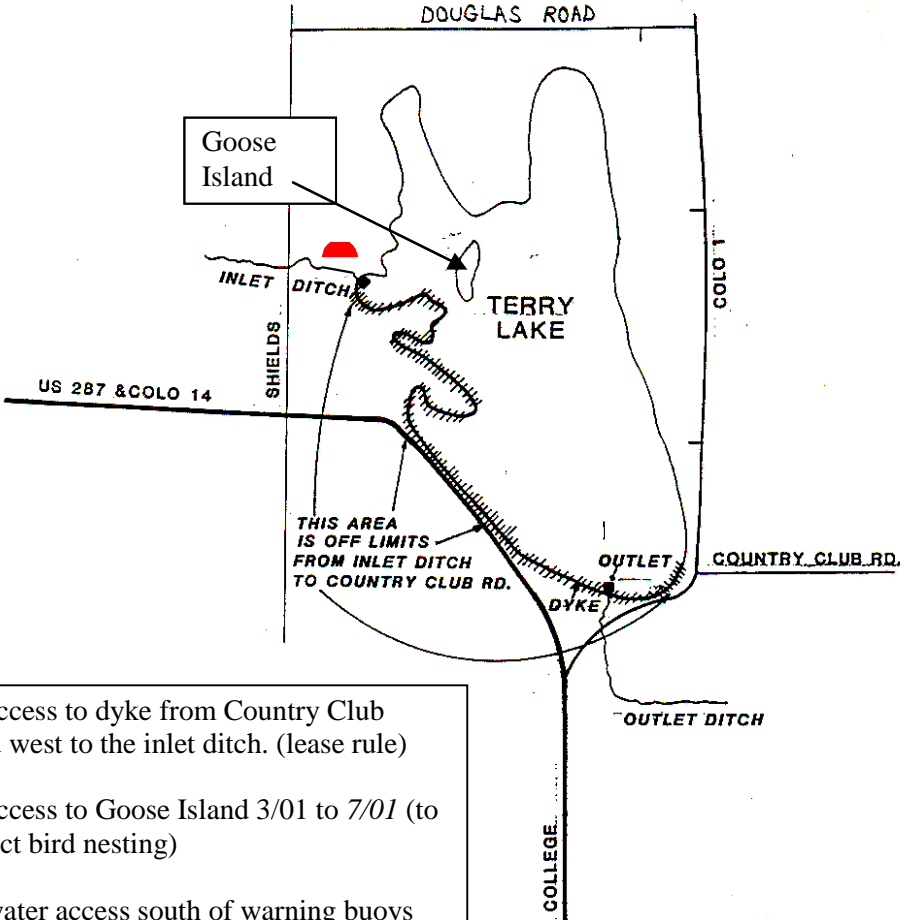
### **20. USE OF TLRA LEASED PROPERTY BY CONTRACTORS OR MEMBERS FOR MEMBER PROJECTS**

If a member (or a contractor they hire) wants to use TLRA leased property to access their lot for any type of project (construction, home improvement, landscaping, etc.) or for an approved project on TLRA leased property (erosion control, dock construction, etc.), then the member/owner: (1) must get permission from Board prior to work beginning (2) must provide the board with certificates of insurance from contractors before work begins (3) and will assume responsibility for insuring that any damage to leased property is repaired after work is completed.

### **21. OTHER IMPORTANT INFORMATION**

All members are required to abide by the articles and bylaws of the Terry Lake Recreation Association. See the TLRA web page or request a copy from the TLRA secretary.

**22.0 OFF-LIMITS AREA MAP**



No access to dyke from Country Club Road west to the inlet ditch. (lease rule)

No access to Goose Island 3/01 to 7/01 (to protect bird nesting)

No water access south of warning buoys near the outlet (dangerous undertow).

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