

Hot Springs Village Arkansas Property Owners' Association General Rules & Regulations

5.0 Lakes

5.2.1 Introduction

The lake rules and regulations are focused on ensuring a SAFE and COURTEOUS environment on Hot Springs Village Property Owners Association (HSVPOA) lakes for all users, as well as to protect our precious resources (specifically shorelines, docks, and seawalls of both private and common areas, marinas, beaches, launch ramps, spillways, etc.), and to minimize actions that drive lakes-related maintenance and repairs (such as dredging, rip-rap installation, weed abatement, water treatment, etc.).

- a. Lake use and boat launching areas are monitored by HSVPOA Police, HSVPOA Lakes Management and Compliance personnel, and Arkansas Game and Fish Commission.
- b. Penalties for non-compliance may include loss of member privileges and or monetary fines pursuant to HSVPOA Declaration, Bylaws, Protective Covenants, and Policy Guide.

5.2.2 General Regulations

- a. In addition to Hot Springs Village rules and regulations, all state and federal boating and fishing regulations apply to Hot Springs Village lakes.
- b. No boat, power or sail, in excess of 28 feet in length, shall be allowed on the lakes.
- c. The following watercraft, are not permitted on Hot Springs Village lakes:
 - i. Houseboats (watercraft used as living quarters) or any boats with toilet facilities; "unconventional craft," such as Personal Watercraft (PWC), jet skis, water bikes, wave runners, drag boats, hydroplanes, tunnel boats, power racing boats, and wake boats with

filled ballast; or any motorboats without a muffler.

- ii. Additionally, the use of any mechanical augmentations, or other methods, to generate or shape wakes is prohibited.
- d. No homemade modifications to boats will be allowed without the written approval of the HSVPOA Lakes and Permitting and Inspections Department.
- e. All boats must be maintained and kept in a seaworthy condition. Failure to maintain boats in good mechanical or physical condition shall be cause for removal from the slip upon written notice. These rules apply to all boats stored or used on any lake within Hot Springs Village.
- f. The landing and takeoff of aircraft from Hot Springs Village lakes is prohibited.
- g. Persons under 12 years of age may not operate a boat powered by more than 10 HP except under the direct supervision of an adult.
- h. Persons operating a boat must obey all navigational aids (buoys, signs, etc.).
- i. The tying of boats to buoys is prohibited.
- j. It is against state law and HSVPOA Policy to move, displace, tamper with, damage or destroy any navigational aid. Violators are subject to prosecution and/or HSVPOA penalties.

5.2.3 Safety Regulations

- a. Overloading: No boat shall be loaded with persons or cargo to exceed the weight limits normally applied to a specific class or type of craft.
- b. All recreation boats, and POA equipment, must have one Personal Flotation Device (PFD) for each person on board, plus one throwable device on vessels 16 feet or longer.
- c. Children 12 years of age and younger must always wear a PFD while aboard a boat, except within the area enclosed by railings and only when the vessel is not underway.
- d. You are prohibited from operating any motorboat or other vessel or manipulating water skis or other devices, while under the influence of alcohol, a controlled substance, or both.
- e. Excessive noise after dark is prohibited.
- f. Firearms, air guns, pellet guns, bows and arrows, or other weapons are not allowed in or about any boat on the waters, shoreline, dock or launching ramp, of any lake in Hot Springs Village.
- g. All boats must be properly lighted between sunset and sunrise as prescribed by Arkansas State Law.
- h. Right-of-way:
 - i. Powerboats (over 7.5 HP) shall yield the right-of-way to sailboats, anchored boats, manually powered boats, motor powered boats (under 7.5 HP) and other craft, when necessary, to avoid risk of collision.
 - i. Boats departing from docks, piers or ramps shall have right-of-way over all other watercraft approaching the structure. This applies within 100 feet of the dock, pier or ramp.
- i. Speed:
 - i. “No Wake Speed” is the speed at which a boat does not produce a wake, not to exceed 5 MPH. All travel within 100 feet of shorelines (including islands), designated recreation areas, dams, docks, piers, rafts, floats, or anchored boats must be at NO WAKE SPEED.
 - ii. Racing of boats on Hot Springs Village lakes is prohibited.

iii. Speed limits are as follows:

| <u>Lake</u> | <u>Maximum Speed</u> (MPH) |
|---------------------------------|---|
| Balboa | 35 |
| Coronado | 30 |
| Cortez | 30 |
| DeSoto | 30 |
| Granada – tubing only | 20 |
| Pineda – no water sports | 20 |
| Estrella – no water sports | No wake |
| Isabella – no water sports | No wake |
| Maria – no water sports | No wake |
| Segovia – no water sports | No wake - Electric powered trolling motors only |
| <u>Sophia – no water sports</u> | <u>No wake</u> |
| Lago | WATER RESERVOIR – NO PUBLIC ACCESS |

5.2.4 Towing Water Sports

- a. Towing water sports (e.g., skiing, tubing, wake boarding, etc.) are allowed on Lakes Balboa, Coronado, Cortez, and Desoto in areas specifically marked for skiing. Tubing is allowed on Lake Granada in the main body of the lake.
 - i. Boats towing persons on water skis or similar devices must stay in the main body of water and NOT ENTER COVES, keeping the boat and towable 100 feet from the shoreline, docks, marina, launch ramps, floating markers, other craft and any areas so designated.
 - ii. Towing of empty tubes outside of designated ski areas is permissible only at NO WAKE speed.
 - iii. Wake surfing is prohibited.
- b. Boats towing persons on water skis or similar devices must have, in addition to the driver, an observer (at least 12 years of age) or a wide-angle mirror to observe the person being towed.
- c. All towing water sports traffic pattern must be in a counterclockwise direction.
- d. Towing water sports are permitted from ½ hour after sunrise until ½ hour before sunset.
- e. Boat operators and skiers must conform to all state and Coast Guard regulations pertaining to the operation of the boat and equipment such as belts, life preservers, tow ropes, etc.
- f. Parasailing is prohibited.

5.2.5 Swimming

- a. Swimming is not allowed near boat launching and storage areas.
- b. Swimming more than 100 feet from shore, or anchored boat, is not advisable.

5.2.6 Fishing

All rules and regulations of the Arkansas Game and Fish Commission apply to anyone fishing

the lakes and streams of Hot Springs Village including, but not limited to the following:

- a. A valid Arkansas Fishing License is required by all persons 16 years of age or older who wish to fish. Local regulations relative to limits and size of fish caught may be adopted from time-to-time by the POA, and such regulations will be posted.
- b. Rod-and-reel fishing only.
- c. Trotline, limb line, yo-yo, jug fishing, hoop nets, or use of commercial nets is prohibited.
- d. Spear fishing and bowfishing are prohibited.

5.2.7 Littering

- a. No person shall deposit, place or throw from any boat, raft, dock, marina, shoreline, etc., any cans, paper, bottles, cigarette butts, shrubbery, trimmings, grass cuttings, leaves, weeds, tree limbs, garbage or general refuse, nor solid or liquid waste, into the waters of any Hot Springs Village lake, or into any drainages leading to lakes.
- b. Brush piles may be established for fish habitat under the direction of the Lakes Ecology & Fisheries Manager.
- c. The planting of aquatic plants is prohibited.

5.2.8 Boat and Trailer Registration

- a. Lake use is any boat (powered or unpowered) used in a Village lake, or any boat sitting upon or suspended above the lakes within HSV, or any boat trailer sitting within the parking area of any HSV boat launch area. Examples of powered boats include, but are not limited to aluminum and fiberglass fishing boats, ski boats, pontoons, sailboats with motors, etc. Examples of unpowered boats include, but are not limited to kayaks, canoes, paddle boats, paddle boards, Jon boats, row boats, sail boats without motors, etc.
- b. The HSVPOA requires all property owners to purchase and display an annual lake use decal on all boats (powered or unpowered) and trailers used on HSV lakes. Decals must be affixed to the boat before it is used on any HSV lake. Trailered boat access is limited to designated boat launch areas. Decals must be fixed to the transom of applicable boats, left of center and above the water line; left rear and above the water line of boats without a transom; and on the top of trailer tongues. Decals on boats that remain covered shall be fixed in the identified location and below the cover to be visible while the cover is in place.
- c. Any lake user that does not have an annual lake use decal is required to purchase a daily lake use permit, available at each boat ramp or the HSVPOA Administrative office. For extended temporary lake users, a 7-day lake use permit is available at the HSVPOA Administrative office. Failure to purchase decals or lake use permits will be considered noncompliance and is subject to suspension of privileges and/or fines.
- d. Long-term renters (defined as renters who have a lease of six months or longer) may purchase and display the same lake use decals available to property owners. To purchase a decal, the renter must present a copy of his or her lease. The fee will be established in the annual fee schedule as approved by the Board of Directors.
- e. Failure to properly display a decal may result in the suspension of privileges and an administrative fee. Failure to produce and display a daily or extended lake use permit will result in the violator being asked to purchase the registration or leave the lake.

- f. Work passes do not grant access to lakes for recreational use of any kind. This includes fishing from shore, beach access, or any other lake activity. Work pass holders that require lake access to complete a project for an owner can purchase daily lake use permits at each ramp. Violations may result in removal of work pass access, administrative fees, and could include complete revocation of work access.

5.1 Beaches

- a. No lifeguard on duty/swim at own risk.
- b. No pets allowed on the sand areas of the beach except service animals.
- c. Profanity will not be tolerated.
- d. No smoking.
- e. No glass containers.
- f. No loud music.
- g. Children cannot be left unattended.
- h. Stay within buoy area.
- i. Beach closes no later than sundown.
- j. Beach Patrol staff has the final authority.