

## A MOTION to Revise the Highland Lake Rules and Regulations

Organization: Highland Lake Property Owners Association (HLPOA)

Meeting Date: November 21, 2022

**Whereas**, the Highland Lake Property Owners Association previously adopted Highland Lake Community Rules and Regulations as of March 30, 2021, and

**Whereas**, the 2009 Lake County Circuit Court Order findings states

- 1) ...the use of one 36 volt electric trolling motor would not cause any environmental or safety hazards on Highland Lake;
- 2) ...that motorboats are an unreasonable use of Highland Lake. The size, tranquility, and customs of the lake all dictate against the use of motorboats, the noise and speed of which would create an unreasonable interference with the peace and tranquility of the lake,
- 3) ...the use of 36 volt electric trolling motors are not an unreasonable use of the lake and will not create the problems associated with motorboats generally.”

**Whereas**, the 36-volt limitation has become technologically obsolete, and trolling motors with lower voltage are capable of speed greater than the 5-miles per hour and “no wake” criteria noted in the court order;

**Whereas**, the speed of a motorized watercraft was measured by three property owners, (Patrick Herendeen, Bob Slipke, and Casey Bloomer) to determine the speed where the watercraft “...would not cause any environmental or safety hazards on Highland Lake” and the noise and speed of which would not “create an unreasonable interference with the peace and tranquility of the lake” and any wake is kept at a minimum; and that speed was determined to be 4 miles per hour;

**Whereas**, the size of motorized watercraft is an important concern for the safety of other users of Highland Lake, including swimmers and non-motorized watercraft;

**Therefore**, The Highland Lake Property Owners Association now revises the Highland Lake Community Rules and Regulations to better coincide with the objectives of the 2009 Court Order with the following motion.

A MOTION to Revise the Highland Lake Rules and Regulations

MOTION: To modify the Highland Lake Community Rules and Regulations #4i, effective upon adoption:

4. i. Motorized watercraft with only a single electric trolling motor are allowed to use Highland Lake if operated at no more than 4 miles/hour and/or creating only a minimal wake; and, because the size of a motorized boat is not limited by the size of the allowed trolling motor, all motorized watercraft are limited to a length of 20 feet, except for any larger boat owned and used on Highland Lake as of September 2022. When watercraft longer than 20 feet are replaced, this exception will expire for that owner. Once these motorized watercraft owned as of September 2022 are replaced, only those motorized watercraft that are 20 feet or less in length will be allowed on Highland Lake.

Motorized watercraft are not allowed on Highland Lake if the motor is noisy or if the watercraft are operated in a manner that is threatening to the environment or safety of swimmers and other users of the lake. Motors fueled by gasoline and other toxic materials are prohibited.

Motion made by: Patrick Herendeen, Rules and Regulations Committee Chair

Seconded by: Debi Hall

Adopted November 21, 2022