

**WHITE MOUNTAIN LAKE COUNTY RECREATION IMPROVEMENT DISTRICT  
PRIVATE BOAT DOCK POLICY AND SPECIFICATIONS**

This Private Boat Dock Policy and Specifications establishes the criteria for the White Mountain Lake County Recreation Improvement District Advisory Committee, hereinafter “Advisory Committee,” and the White Mountain Lake County Recreation Improvement District Board of Directors, hereinafter “Board of Directors,” for the construction and placement of private boat docks on White Mountain Lake. This policy shall be used to provide guidance for the Advisory Committee and Board of Directors when considering an application for a Private Boat Dock being placed on White Mountain Lake; however the final decision to approve or deny a private boat dock rests solely with the Board of Directors. The Board of Directors shall considered all aspects of an application for a private boat dock when making their decision. It shall be understood that each submission for a private boat dock on White Mountain Lake is unique to each property owner and the property owner’s location on the lake.

The proposed Applicant for a private boat dock must meet the following requirements and specifications in order to receive a recommendation from the Advisory Committee to the Board of Directors for a private boat dock:

- A. All Applicants for a private boat dock must own waterfront property on White Mountain Lake and are allowed only one dock per parcel.
- B. All Applicants that reside in a subdivision with a HOA must first receive approval from their HOA before submitting their plans for a private boat dock to the Advisory Committee. When an Applicant lives within an HOA and needs HOA approval, a written approval letter from

the Applicant's HOA must be included with the application for the private boat dock.

C. No permanent fixed private docks shall be permitted on White Mountain Lake due to the fluctuating lake levels.

D. The only type of private dock that will be allowed on White Mountain Lake shall be either a freestanding portable dock on a roller system with wheels, or a floating dock. Both types of docks must be securely fastened with two anchors and have county building department approval prior to the placement of the dock. Construction materials for the dock shall be limited to composite decking material in a neutral color, or polypropylene in a neutral color, galvanized steel or aluminum frame; and/or composite material floats, if applicable. All docks shall have red or orange reflectors on four corners of the dock facing out towards the water.

E. All private docks shall not be more than twenty (20) feet in length and not more than six (6) feet in width, or a configuration totaling no more than 120 square feet.

F. All private docks shall only be allowed in the water from April 15<sup>th</sup> through October 15<sup>th</sup> of each year.

G. All Applicants shall be responsible for adjusting their floating and portable docks throughout the aforementioned season of April 15<sup>th</sup> through October 15<sup>th</sup> to adjust and adhere to the changing water levels. Applicants shall ensure any dock located in White Mountain Lake is parallel to the water no more than 48 inches above the lake surface.

H. All Applicants must store their portable private dock in a location off the water and out of sight from the shoreline when the boat dock is not in the water.

I. All Applicants shall obtain proper liability insurance coverage of not less than \$500,000.00 and provide proof of said coverage each year to the District. All applicants shall add

White Mountain Lake County Recreation Improvement District as an additional insured on any private boat dock policy.

J. Applicant agrees to indemnify, defend, save and hold harmless Navajo County, the Board of Directors, the Advisory Committee, and their respective directors, officers, officials, agents and employees (hereinafter referred to as "Indemnatee") from and against any and all claims, actions, liabilities, costs, losses, or expenses, including reasonable attorney's fees, (hereinafter collectively referred to as "Claims") arising out of actual or alleged bodily injury or personal injury of any person (including death) or loss or damage to tangible or intangible property caused, or alleged to be caused, in whole or in part, by the negligent or willful acts or omissions of Applicant or any of Applicant's directors, officers, agents, employees, volunteers or subcontractors. This indemnity includes any claim or amount arising or recovered under the Workers' Compensation Law or arising out of the failure of Applicant to conform to any federal, state or local law, statute, ordinance, rule, regulation or court decree. It is the specific intention of the parties that the Indemnatee shall be indemnified by Applicant from and against any and all Claims. It is agreed that Applicant will be responsible for primary loss investigation, defense and judgment costs where this indemnification is applicable.

K. All Applicants shall submit complete and detailed plans for the building materials, construction and placement of the proposed private dock on the homeowner's property, along with a picture of the proposed dock with their application.

L. Any approved private boat dock installed on the Applicant's property shall be in good working order and be properly maintained. Failure to keep the dock in good working order

and be properly maintained, shall give rise to the Board of Directors revoking the Applicant's authorization to place a private boat dock on their property. If the Advisory Committee believes the Applicant's private boat dock is not operating in good working order or has fallen into disrepair, the Advisory Committee shall provide the Applicant written notice, by certified mail, of any deficiencies in workmanship or maintenance requirements. The Applicant shall have thirty (30) days to correct any deficiencies. If the Applicant fails to comply within the thirty (30) day time period, the Advisory Committee has the right to revoke the Applicant's private boat dock authorization by written letter to the Applicant and the dock shall be removed, at the Applicant's expense, from the water within ten (10) days.

M. The Waterfront Property Owner may only transfer their interest in their boat dock in its entirety and only with the prior written consent of the Advisory Committee, which shall not be unreasonably withheld. Any transfer of less than the Applicant's entire interest or without the Advisory Committee's prior written consent, shall be of no force and effect. It is understood that the Advisory Committee will consent to a transfer of the Applicant to a subsequent Waterfront Property Owner upon the sale of the real property, but only upon being satisfied that the new Waterfront Property Owner is willing to assume and perform all of the Applicant's obligations herein.

N. All Applicants applying for a private boat dock authorization shall be current on their real estate taxes as per Navajo County Treasurer tax assessments, and continue to be current on their real estate taxes prior to putting in their portable dock each and every year thereafter.

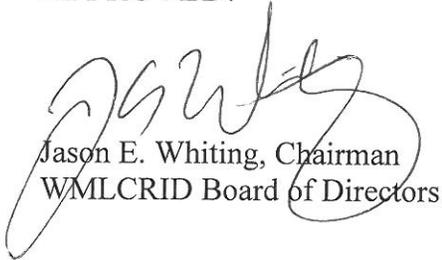
O. All Applicants shall pay an annual boat dock fee of \$50.00 to the White Mountain Lake County Recreation Improvement District no later than April 15<sup>th</sup> of each year.

P. Any structural modifications that a homeowner wishes to be made to an existing private boat dock must first be presented to and approved by the Advisory Committee. If an Applicant's proposal is approved by the Advisory Committee, then the application shall be submitted to the Board of Directors for approval.

ADOPTED on this 26<sup>th</sup> day of July, 2016, by the White Mountain Lakes County Recreation Improvement District Board of Directors.

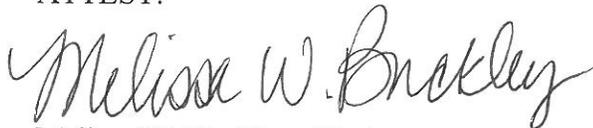
APPROVED:

DATED: July 26, 2016



Jason E. Whiting, Chairman  
WMLCRID Board of Directors

ATTEST:



Melissa W. Buckley, Clerk  
WMLCRID Board of Directors

ACKNOWLEDGEMENT OF APPLICANT

I, \_\_\_\_\_, Applicant herein, do hereby state that I have read the above and foregoing White Mountain Lake County Recreation Improvement District Private Boat Dock Policy and Specifications dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_; that I fully understand and shall abide by all of the terms and conditions set forth herein.

Dated: \_\_\_\_\_  
\_\_\_\_\_ Applicant

Applicant Address: \_\_\_\_\_  
\_\_\_\_\_

ACKNOWLEDGEMENT OF SUBSEQUENT APPLICANT  
UPON SALE OF REAL PROPERTY

I, \_\_\_\_\_, Subsequent Applicant herein, do hereby state that I have read the above and foregoing White Mountain Lake County Recreation Improvement District Private Boat Dock Policy and Specifications dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_; that I fully understand and shall abide by all of the terms and conditions set forth herein.

Dated: \_\_\_\_\_  
\_\_\_\_\_ Applicant

Applicant Address: \_\_\_\_\_  
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Applicant Address: \_\_\_\_\_  
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