

**Herald Harbor Citizens Association, Inc. (“HHCA”)**  
**2021 Kayak Storage Application and Agreement**  
**2021 Fee: \$100.00**

Please provide the following information:

HHCA Member’s address: \_\_\_\_\_

HHCA Member’s name(s): \_\_\_\_\_

HHCA Member’s phone number and email: \_\_\_\_\_

Number of kayak’s to be stored: \_\_\_\_\_

Make/model/description of kayak: \_\_\_\_\_

We/I, the above-named residents understand and agree to be bound by the following terms:

- HHCA provides kayak racks for rental by approved, current members of the HHCA who are in good standing and current on dues and who are residents of Herald Harbor.
- Members of the HHCA wishing to use the kayak storage rack shall submit a signed application and agreement to HHCA.
- All applications shall be submitted to HHCA by mail or in person at a general meeting or open house.
- HHCA will begin accepting applications on September 1<sup>st</sup> of each year for the following year. Renewal signed application and agreement and annual fee all must be received by October 31<sup>st</sup> to keep your current storage space.
- Kayak storage spaces shall be assigned yearly based on the order in which HHCA receives the signed application and agreement and annual fee.

- Once the agreement is signed by the member of the HHCA, a HHCA board member and a kayak storage space is assigned, the fee is non-refundable.
- The agreement will renew annually on upon payment of the required fee unless cancelled by HHCA or the member of the HHCA.
- Kayaks may not be stored on HHCA property or racks without an executed and approved application and agreement.
- Unauthorized property or kayaks displaying expired HHCA identification tags may be removed by HHCA without notice
- Storage is limited to a maximum of (2) kayaks per membership of HHCA and with a residential address located within Herald Harbor.
- There shall be an annual storage fee of \$100 per rack, with a maximum of 2 kayaks per rack, payable to HHCA.
- No other property may be stored at an assigned HHCA kayak storage space without the express written permission of HHCA and if other property is stored it is at the member's sole risk.
- Approved applicants shall be issued an identification tag. Members must display an identification tag provided by HHCA on their assigned storage space.
- Kayak must be secured and locked in an assigned rack space when not in use.
- Members using the HHCA kayak rack shall be responsible for any damage to HHCA property or any other member or resident's property including but not limited to vehicles or homes adjacent to the racks provided by HHCA and shall indemnify and hold HHCA harmless for any manner for the loss of or any damage to their kayak and/or associated equipment, and HHCA's reasonable attorneys' fees and costs of defense.
- Members using the HHCA kayak rack expressly agree that HHCA shall not be liable for any damages, loss of property or personal injury to themselves or guests nor any others resulting from use of HHCA's real property or the kayak racks.
- Member expressly agrees to hold harmless, defend and indemnify HHCA for all claims, costs, demands, losses, and damages, including attorney's fees, arising out of or related to their use of kayak and/or equipment or facilities provided by HHCA.

- HHCA may terminate the kayak storage agreement for noncompliance, for nonpayment of the annual fee, or without cause, upon 30 days written notice. Should the agreement be terminated, kayak(s) and any other items must be removed within five (5) days from the date of termination, or within such deadline as may be provided in the notice of termination and HHCA may dispose of the kayak in a suitable manner including sale, donation or disposal, if not timely removed.

We/I agree to the aforementioned kayak storage requirements (all titled residents must sign):

\_\_\_\_\_  
Homeowner Printed Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Homeowner Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Homeowner Printed Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Homeowner Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
HHCA Approval

\_\_\_\_\_  
Date

\_\_\_\_\_  
Assigned HHCA ID Tag #