

# BEAR'S BEST ATLANTA GOLF CLUB

## RULES AND REGULATIONS

These Rules and Regulations (“Rules”) are designed to protect the rights and privileges of Members and their families (collectively, “Members”) and the enjoyment of the Club by Members and their guests. The obligation of enforcing these Rules lies primarily with the management and staff whose principal responsibility is to assure Members of all the courtesies, comforts and services to which they are entitled. It is also the duty of the Members to know the Rules and to cooperate with management and staff in the enforcement of these Rules. These Rules may be modified or amended from time to time by Owner on behalf of the Club.

### GENERAL

**Hours/Days of Operation:** The Club’s hours and days of operation will be established and published by the Club. The Owner reserves the right to modify the hours and days of operation as Owner deems necessary from time to time.

**Conduct:** Members are to conduct themselves in a manner which will not interfere with the enjoyment of the Club by other Members or guests. Anyone on Club premises acting in a disorderly, disruptive, or offensive manner will be asked to leave. Members are responsible for the conduct and dress of their family members and guests and will be held accountable for their actions. The General Manager may take appropriate action for unbecoming behavior and behavior which may result in the disturbance of , or damage to, Club property. Members guilty of conduct prejudicial to the welfare of the Club or other Members, or in violation of these Rules, or policies may be subject to disciplinary action.

**Dress Code:** It is expected that Members will choose to dress in a fashion befitting the surroundings and atmosphere provided in the setting of the Club and will advise their guests accordingly. Dress throughout the Club is causal attire in good taste. Bathing attire and other inappropriate dress shall not be permitted in the clubhouse such as tank tops, cutoffs, running shorts, or the like. Tennis or golf attire may be worn. From time to time, exceptions to the dress rules may be made for certain special events.

**Associate Club Privileges:** The Club shall participate as an "Associate Club" offering two-way privileges in the Associate Club International Program (the "ACI Program") as set forth in the Clubs and Resorts Guide section of *Private Clubs* magazine. All Members of the Club qualify for use of the private Associate Clubs listed in the most current roster of *Private Clubs* magazine, subject to the applicable terms, conditions and restrictions (including radius restrictions) of the ACI Program and the appropriate level of ACI benefit. The participating Associate Clubs may have additional limitations and participant's are requested to pay all usage fees as may be required under the rules and regulations of a particular Associate Club. The terms, conditions and restrictions of the ACI Program and the participating Associate Clubs shall be subject to change from time to time. The radius restriction

applicable to the Club and the Members shall be seventy-five (75) miles from the Club and each Member's residences and businesses. At present, the Associate Club benefits include Associate Gold and Associate Bronze privileges which are subject to change from time to time pursuant to the ACI Program.

**Guest Privileges:** All Members shall be entitled to guest privileges subject to any applicable guest fees and any additional guest policies established from time to time by Owner. As a general rule, guests must be accompanied by a Member. Under certain circumstances, the General Manager may approve unaccompanied guest usage and guest passes may be issued. Generally, unaccompanied guest usage is limited to house guests of a Member. Members will need to familiarize their guests with these Rules. Members are responsible for the conduct and dress of their guests as well as the charges incurred by their guests and any damage caused by their guests. Guests may use the same facilities the sponsoring Member is entitled to use. Guest privileges to any individual may be denied, withdrawn, or revoked at any time for reasons considered sufficient in the sole and absolute discretion of the Owner. Persons who have been suspended or expelled from the Club are not entitled to guest privileges.

**Minors:** Members are directly responsible for the actions of their children and children of their guests. Minors under the age of twelve (12) must be accompanied on Club property at all times by an adult except while participating in a specific program designated for their use. In the event of violation of Club rules or policies by a minor, restrictions may be imposed on the minor's use of the Club facilities. Owner reserves the right to limit the use of certain Club facilities by minors. Minors are not permitted in the bar area unless accompanied by a parent.

**Policies.** Owner may adopt and publish Club policies from time to time relating to various Club matters. Some policies are incorporated into these Rules. Each Member has a duty to keep informed of and abide by Club policies as published.

**Membership Cards:** Each Member may be issued a membership card which must be carried while on Club premises. Members shall not lend or give their membership cards to others for any reason. Violation may result in expulsion from the Club. Loss of a membership card should be reported immediately in writing to the Club Administration Office. Until the Club receives notification of the loss or theft, the Member shall be responsible for all charges placed on the account. A fee may be charged for replacement of membership cards. Membership cards shall remain the property of Owner at all times and must be returned to Owner on demand.

**Charge Privileges:** Presentation of the membership card is required for all purchases and activities at the Club and verification of identity may be requested for charges to the Member's billing account. Owner reserves the right to suspend or place limits upon a Member's charging privileges at the Club or to require a deposit from a Member. Should collection of Member's account become necessary, Member agrees to pay all reasonable costs of collection.

**Late Charges:** The Club account of each Member shall be due and payable upon receipt of the monthly statement. Accounts unpaid thirty (30) days after the billing date are delinquent and the Club may assess the delinquent Member a late charge of the lesser of (i) fifteen dollars (\$15.00) or (ii) fifteen percent (15%) of the past due balance, but in no event more than the maximum amount allowed by law for handling past due accounts for each billing period on an amount that is delinquent. Payments on

delinquent accounts shall be applied first to reduce late charges and monthly golf fees, then to food and beverage charges, and then to any other charges.

**Credit Cards:** The Club reserves the right to require members to furnish the Club with a valid credit card number (MC/V or Amex) and to authorize its use by the Club for past due accounts. Members are required to provide the Club with credit card renewal information annually or prior to the expiration date of the credit card furnished.

**Food and Beverages:** Members may not bring food or beverages of any kind onto Club premises nor may Members remove food or beverages of any kind from the Club premises without the approval of the General Manager.

**Parties/Special Functions:** Certain facilities of the Club may be available for private parties or special functions and Club employees will be available to assist Members in planning events. In addition, the Club will host certain dinner dances, men's and women's club banquets and special social functions from time to time. Owner, in its sole discretion, may use certain Club facilities for private parties, weddings, special functions and may conduct outside tournaments on the golf course.

**Alcoholic Beverages:** The Club intends to comply with all federal, state and local laws pertaining to the sale and service of alcoholic beverages. Violations may result in the loss of the Club's liquor license. No alcoholic beverages shall be brought onto or removed from Club premises. Club employees may refuse service of alcoholic beverages to any individual they feel is intoxicated or on the verge of becoming intoxicated. Members should not attempt to leave the Club and operate a motor vehicle in an intoxicated condition.

**Cellular Phones:** Out of respect for Members and their guests, the use of cellular or digital portable phone and other forms of electronic communication equipment is discouraged in any public areas of the Club (including the golf course) or anywhere other Members or guests may be disturbed.

**Pets:** No dogs or other pets, except for seeing-eye dogs and other qualified handicap service dogs, are permitted on Club property (including the golf course) at any time, unless special policies or certain exceptions are adopted by the Club. Members are responsible for any damage caused by their pets.

**Parking/Traffic:** All Members must drive and park motor vehicles within designated areas in accordance with applicable laws and posted regulations. Parking in the Club's parking areas is undertaken at the driver's own risk. Owner is not responsible for personal injury, property theft or damage. Vehicles which are parked in reserved, restricted, or unmarked areas may be removed at the expense of the responsible Member. Bicycles, motorbikes and all-terrain vehicles (or the like), including roller blades, are not permitted on the golf course, cart paths, or driving range at any time.

**Prohibited Activities:** (i) The Club shall have the right and power to prohibit any games, sports, or other activities, which it may, in its sole determination, consider harmful to the interests of the general membership and/or the Club; (ii) illegal activities are prohibited; violation of gambling laws could cost the Club its liquor license; (iii) solicitation of Members, petitions and commercial advertisements posted or circulated on Club property are prohibited without prior approval of the Club,

and (iv) use of the Club's name, logo or stationery for any purpose is prohibited without prior approval of the Owner.

**Damage to Club Property:** Members will be responsible, and may be subject to disciplinary action, for any Club property abused, removed, damaged, or destroyed by a Member, as well as for all Club property abused, removed, damaged, or destroyed by their guests.

**Liability:** Members and guests shall use Club facilities at their own risk and shall assume sole responsibility for personal injury, personal property, and property damage. The Owner, its officers, employees, representatives, and agents shall not be held liable for personal injury to any person while on Club premises, nor for loss or damage to personal property, brought onto, used, or stored on Club property, whether in lockers or elsewhere.

**Reporting Injuries and Property Damage:** Any injury to persons or damage to property shall be reported immediately to the General Manager or other responsible staff member. Personal injury or property damage caused by a golf ball is the sole responsibility of the golfer striking the errant ball.

**Club Employees:** Employees of the Club are to be treated in a courteous and considerate manner. No employee shall be reprimanded in any way by a Member or guest. Any complaints regarding service, behavior, or inattention to duty by Club employees should be immediately brought to the attention of the General Manager or the manager on duty. Members may be requested to state the complaint in writing. Owner will take such disciplinary action as it deems necessary.

**Complaints/Grievances:** Member complaints/grievances concerning other Members or the Club or its facilities shall be held in strictest confidence, made in writing, and submitted only to the General Manager, who shall handle the complaint/grievance. The General Manager shall investigate the complaint/grievance and determine the action, if any, to be taken by the Club.

**Firearms/Fireworks:** Firearms, lethal weapons, and ammunition are not allowed on Club property. The General Manager must approve the use of any fireworks.

**Club Lakes:** No fishing, playing, or retrieving of golf balls shall be allowed in or around Club lakes.

**Smoking:** Smoking may be prohibited in certain areas.

**Supervision of Play:** Club staff, acting under the supervision of the General Manager, will have the responsibility for supervision and control of all matters relating to play on the golf course. Golf course privileges may be refused to anyone who, in the judgement of the golf professional, violates any of these Rules, the rules of play, etiquette and/or dress code. Responsibility for such supervision may be delegated to pros, starters, marshals, or other individuals designated by the General Manager.

**Personal Instruction:** Instruction in golf is offered under the supervision of Club's staff. No Member shall authorize anyone other than provided by the Club to train, teach, or give golf lessons. No charges will be assessed if a scheduled lesson is canceled 24 hours or more in advance. If a Member cancels a lesson less than 24 hours before it is scheduled, or fails to appear for a scheduled lesson, the Member may be charged the lesson rate then in effect.

## INFRACTIONS

Infractions. Any Member who violates any of the conditions set forth in these Rules and Regulations may be subject to suspension of membership privileges.

## GOLF COURSE RULES

In setting these rules for use of the golf course, the Club management is in no way attempting to restrict the enjoyment obtained from playing the course. It is, in fact, necessary to follow certain procedures to insure maximum enjoyment of the golf course and grounds for all Members. The Club reserves the right, from time to time, to establish rules governing access to the golf course. All rules shall be applied on a fair and equitable basis. Pride in the Club, together with the thoughtfulness and consideration we afford our fellow golfers, will make the enforcement of any rules unnecessary.

1. Rules and Etiquette of Play. Members are required to familiarize themselves, their family and their guests with the rules and etiquette of golf, as outlined in the United States Golf Association handbook which shall apply at all times except when in conflict with any local rules or these Rules. The USGA handbook is available for review in the golf shop. Excessive noise, golf club throwing, or profanity will not be permitted.

2. Dress Code. At all times on the golf course and practice areas, men and women (i) must wear collared shirts, (ii) shorts must be of Bermuda-length or a style made for and designed for golf; (iii) slacks are acceptable. The following types of clothing are prohibited on the golf course: inappropriate denim, short shorts, cutoffs, tennis shorts or running shorts, tennis-length skirts, tee-shirts, tank tops, sweatshirts and warm-up suits. If you are in doubt concerning your attire, please check with the golf shop.

3. Golf Shoes. To maximize the playing condition of our golf course and practice areas, all players must wear nonpenetrating, spikeless shoes subject to approval by the golf shop. Players assume the risk of injury associated with utilizing spikeless shoes under all conditions. To minimize the risk of slipping or falling, be careful when walking in wet conditions or on hills or steep slopes, dead grass, bridges, platforms, steps and railroad ties, or on hard smooth surfaces or in golf cars.

4. Hours. The hours and days of operation of the golf course(s), golf shop and practice range will be set by the Director of Golf and posted at the golf shop. Hours may need to be adjusted for weather, maintenance, and special events

5. Registration. All Members and all guests must register in the golf shop at least ten (10) minutes prior to tee time; otherwise the golf shop may not be able to hold tee times for groups who appear after the registration cutoff time.

6. Starting. All play must start on the No. 1 tee, unless directed to start elsewhere by the golf shop or Starter. "Cutting-in" is not permitted at any time. Under no circumstances are players permitted to start play from residences adjacent to or bordering a golf course.

7. Tee Times. Tee times will be required each day the golf course is open for Member play and may be reserved through the golf shop. Starting times may be made by telephone during hours and on days as posted in the golf shop. Members will need to provide the names of players in their group at the time of reservation.

8. Cancellation. Please notify the golf shop of the cancellation of a tee time as early as possible. Cancellation should be at least 24 hours before the scheduled tee time so that someone else may be able to use the tee time. Failure to timely cancel a tee time may result in a cancellation fee charged to the Member's account.

9. Playing Groups. Members are encouraged to play in foursomes; however, there may be times when groups with less than four players may be filled with twosomes or singles. Single players and twosomes or threesomes may be permitted at the discretion of the golf shop, if such play will not disrupt normal course traffic. Smaller groups should not expect to play through foursomes and should not exert pressure on the groups ahead. Generally groups of more than four players are not permitted.

10. Pace of Play. All golfers are asked to maintain a reasonable pace and should play to complete the course within the time limits posted in the golf shop. If your group falls behind by one clear hole, please speed up or let the group behind you play through.

11. Slow Play. Each player should do their part to make a round of golf at the Club a pleasant experience for everyone and slow play hinders that enjoyment. Tips to keep play moving:

- Anticipate the club or clubs you may need and go directly to your ball. Always be near your ball to play promptly when it is your turn.
- Study and clear the line of your putt while others are doing the same.
- Mark your scores on the way to the next tee or while the others in your group are playing from the next tee.
- If possible, repair ball marks and divots while waiting for other players.
- When approaching a green, drive your golf car to the side or rear of the green on the best direct path to the next tee. Do not leave the golf car in front of the green where you will have to go back to get it.

12. Rangers/Marshals. Golf rangers or marshals may be on duty to help regulate play and enforce golf car regulations. They have full authority on the golf course and will enforce all rules and speed of play. Your cooperation is appreciated.

13. Practice. Members are to use the designated areas, driving range and practice putting green. Under no circumstances are the regular tees, greens, or fairways to be used for practice.

14. General. Each player must have his or her own set of golf clubs and bag. Members are reminded that they are not to leave golf bags or personal belongings unattended on Club property. The Club is not responsible for lost, damaged, or stolen property.

15. Children. Children under the age of six are not allowed on the golf course.

16. Guests. Members must adhere to the policies adopted by the Club for limiting guest play. All guests must be accompanied by a Member unless approved by the Director of Golf.

17. Care of Course. To help maintain turf conditions, and as a courtesy to other players, all golfers are responsible for picking up tees, repairing their golf ball marks on the greens, filling divots made in the fairways and carefully raking sand traps after use. For players' convenience, sand bottles or buckets are provided in the golf cars or at each tee.

18. Driving Range. The hours of the driving range will be posted in the golf shop. The driving range may be closed by the golf shop at any time to permit recovery of range balls or due to inclement weather or poor turf conditions. Each player using the driving range must first obtain range balls from the golf shop. Range balls are for use on the driving range only and are not permitted on the golf course. Golf cars are not permitted on the tee area. Parking of golf cars is allowed in designated areas only. For safety reasons, range balls must be hit from designated areas only; no hitting is permitted from the rough or sides of the range.

19. Lightening. Players are expected to exercise reasonable prudence and common sense when severe weather, e.g., thunder or lightning, is reported or observed in the area and are requested to leave the golf course and seek appropriate shelter. Players expressly assume all risk of injury while on the golf course due to lightning or other adverse weather. Players should not rely on the accuracy, reliability or adequacy of any storm systems implemented by the Club. The Club may suspend or cancel any tournament or scheduled play, if in the sole judgement of its Golf Professional or management, weather conditions create a clear and present danger of personal injury or death.

*Lightning Safety Tips:*

*Avoid: Open areas, water, metal wire fences, overhead wires and power lines, isolated trees, elevated ground, maintenance machinery and golf cars (golf cars are NOT lightning proof).*

*Seek: The Clubhouse, maintenance buildings, automobiles and on-course buildings.*

**Note:** Raising golf clubs or umbrellas above the head increases the risk when lightning is near.

19. Handicaps. Handicaps are computed under the supervision of the Director of Golf in accordance with the current USGA Handicap System. Members are responsible for the accurate posting of their scores following each round of golf. All scores are subject to review by the Director of Golf to determine any violations.

20. Junior Play. The Club wishes to encourage junior play, but reserves the right to establish additional policies relative to junior play as it may deem necessary. Juniors are expected to follow the rules and etiquette of golf and conduct themselves in a gentlemanly/ladylike manner.

21. Violations. Violation of any golf rule, including continued violation, may result suspension of golfing privileges.

## **RULES FOR OPERATION OF GOLF CARS**

1. The Club maintains a fleet of golf cars for rental by Members and their guests for use only on the course and practice areas while playing.
2. Members are strictly responsible for their guests, their families, and their own safe operation of the golf cars so as not to interfere with fellow players' enjoyment of the game, and at all times guard against injury to persons or damage to property, especially the playing surfaces of the golf course. The Club assumes no responsibility for accidents or damage caused by golf cars.
3. Members shall be responsible for any damage, including misuse, to their assigned golf car or a golf car assigned to their guest(s) and damage to any equipment on the golf cars or damage to Club property caused by themselves, their family or their guest(s) while operating a golf car.
4. Reckless driving or violation of golf course rules may result in forfeiture or suspension of the privilege of golf car usage and the privilege of playing golf on the course itself.
5. Operators must have a valid driver's license and operate the golf car at their own risk. Operating instructions on each golf car should be read prior to usage.
6. Golf car operators shall observe safe driving procedures at all times and must observe and obey signs, stakes, and other markers used to guide golf cars, and shall stay on golf car paths where they are provided, and without exception on Par 3 holes.
7. No more than two players and two bags shall be permitted on any golf car.
8. For the safety of infants and small children under the age of six, they are not permitted to ride in any golf car.
9. Please do not operate or park a golf car within thirty (30) feet of any tee, green, bunker (or their shoulders), or beyond designated markers. Cars should not be parked on property owned by homeowners.
10. Every effort should be made to avoid bare spots, wet or soft areas, and areas under repair. Never drive through a hazard.
11. Golf cars must be returned to the staging area and any malfunctions and needed repairs reported to the golf shop.