

MT. PLEASANT GOLF CLUB

BY-LAWS

As Amended December 1, 2022

Reprinted for 2023

Incorporated December 1910

OFFICERS 2022-2023

President
Donna McMahon

Vice-President
Pat Donovan

Secretary
Bob McLeod

Treasurer
Sean Moriarty

DIRECTORS

Golf Course Committee Chair
Jim Moriarty

House Committee Chair
Diane Murphy

Golf (Tournaments) Committee Chair
Brian Gleason

Communications Committee Chair
Shaun McCarty

Advisor
Dennis Moriarty

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AGREEMENT OF ASSOCIATION

We, whose names are here unto subscribed, do, by this agreement, associate ourselves with the intention to constitute a corporation according to the provisions of the one hundred and twenty-fifth chapter of the Revised Law of the Commonwealth of Massachusetts, and the Acts in amendment thereof and in addition thereto.

The name by which the Corporation shall be known is Mt. Pleasant Golf Club.

The Corporation is constituted for the purpose of promoting social intercourse, out-of-door exercise, tennis, golf and other athletic sports.

We hereby waive all requirements of the statutes of Massachusetts for notice of the first meeting of organization, and appoint the third day of December, 1910, at eight o'clock P.M., at 600 Wyman's Exchange in Lowell, Mass., as the time and place of holding said first meeting.

In Witness Whereof, we have hereunto set our hands this third day of December in the year nineteen hundred and ten.

William H. Wilson
William M. Sherwell
Fred L. Knapp
Josiah Butler
George D. Hawley
William E. Hall
Herbert D. Burrage

FIRST MEETING OF THE SUBSCRIBERS

The first meeting of the subscribers to an agreement organizing the Mt. Pleasant Golf Club was held at No. 600 Wyman's Exchange, Lowell, Mass., on the third day of December, 1910, at eight o'clock P.M., notice of said meeting having been waived by all of the subscribers in writing, as appears by the Agreement of Association, and the time and place of said meeting having been fixed as aforesaid in said waiver of notice, all of said subscribers being present to wit:

William H Wilson	George D. Hawley
William M. Sherwell	William E. Hall
Fred L. Knapp	Herbert D. Burrage
Josiah Butler	

Upon motion duly seconded William H. Wilson was elected Chairman of the meeting

Upon motion duly seconded it was VOTED: To proceed to the election by ballot of a Temporary Clerk.

Whole number of votes cast	7
Necessary to choice	4
Fred L. Knapp had	6

and was elected and sworn, as appears by the following certificate of the oath:

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Lowell, December 3, 1910

Then personally appeared the above-named Fred L. Knapp and made oath that he would faithfully and impartially perform the duties incumbent upon him as Temporary Clerk of the Mt. Pleasant Golf Club,

Before me,

Warren W. Fox
Justice of the Peace

Upon Motion duly seconded it was VOTED: To adopt the following by-laws as:

BY-LAWS
of the
MT. PLEASANT GOLF CLUB
of
LOWELL, MASS.

ARTICLE I - Name

Section 1: This club shall be known by the name of Mt. Pleasant Golf Club.

ARTICLE II - Purposes

Section 1: The club is constituted for the purpose of promoting and developing golf and other athletic and social activities.

ARTICLE III - Membership

Section 1 - Applications for membership shall be made in writing to the Secretary and shall be endorsed by at least two (2) members of the Club in good standing. Members shall be elected by a majority vote of the Board of Directors provided two-thirds of such directors are present to elect.

Section 2 - Classes of Membership:

REGULAR A
REGULAR B
SENIOR A
SENIOR B
JUNIOR
JUNIOR LIMITED
YOUTH
LIMITED
SENIOR LIMITED
HONORARY
SOCIAL

REGULAR A

Any person twenty-four (24) years of age and older may be elected a Regular A member. The total Regular A membership shall not exceed two hundred seventy-five (275) except when necessary to accommodate former Junior members who have been Junior members in good standing for the preceding three (3) years and who, in the opinion of the Board of Directors, should become Regular A members.

REGULAR B

The spouse of any Regular A member, upon request, may be elected a Regular B (restricted) member. This membership shall also include the unmarried sons and daughters up to age eighteen (18). Upon the death of the Regular A member, the Regular B member may elect to become a Limited member.

SENIOR A

Any member who has been a Regular A member in good standing for forty (40) years shall become a Senior A member. Any member who has been a Regular A and/or Senior A member for fifty (50) years shall not be required to pay dues.

SENIOR B

The spouse of a Senior A member, upon request, may be elected a Senior B (restricted) member. Upon the death of the Senior A member, the Senior B member may elect to become a Limited member.

JUNIOR/JUNIOR LIMITED/YOUTH

JUNIOR

Any person between the ages of eighteen (18) and twenty-four (24) may be elected a Junior member. Any Junior member who is a full-time student may apply for reduced dues. A Junior member who desires to become a Regular A or Limited member at age twenty-four (24) must make application for membership.

JUNIOR LIMITED

Any person between the ages of eighteen (18) and twenty-four (24) may be elected a Junior Limited (restricted) member. A Junior Limited member who desires to become a Regular A or Limited member at age twenty-four (24) must make application for membership.

YOUTH

Any person under the age of eighteen (18) may be elected a Youth member. A Youth member who desires to become a Junior or Junior Limited member at age eighteen (18) must make application for membership.

The combined total of Junior, Junior Limited and Youth memberships shall not exceed fifty (50), except when necessary to: A) accommodate former Youth or family members who have been Youth or family members for the preceding three (3) years and who, in the opinion of the Board of Directors, should become Junior members; or B) accommodate eligible children of deceased Regular A and Senior A members who held family membership at the time of death.

LIMITED

Any person twenty-four (24) years of age or older may be elected a Limited (restricted) member. The Limited membership shall not exceed fifty (50), except when necessary to accommodate Regular B or Senior B members who are surviving spouses of deceased Regular A or Senior A members.

SENIOR LIMITED

Any member who has been a Limited member in good standing for forty (40) years shall become a Senior Limited member. Any member who has been a Limited and/or Senior Limited member for fifty (50) years shall not be required to pay dues.

HONORARY

In recognition of prior services to the club, a person may be elected to Honorary Membership if he or she first be nominated by the Nominating Committee and then receives the affirmative vote of not less than 75% of the votes cast by paper ballot for Honorary Membership. Honorary members shall have full club privileges.

SOCIAL

Any person over eighteen (18) years of age may be elected a Social member. Social members shall have the privileges of the clubhouse, but shall not be entitled to use of the golf course, except as guests and paying the regular fees.

Section 3: Only Regular A, Senior A and Honorary members shall be entitled to vote. Regular A, Senior A and Honorary members shall be entitled to hold office.

Section 4: The Board of Directors shall determine restrictions regarding the use of the course and Club facilities for each membership classification. All age requirements for membership classifications shall be determined as of April 1st.

ARTICLE IV - Officers

Section 1: The officers of the Club shall be a President, a Vice-President, a Secretary, a Treasurer and five Directors, who shall together constitute the Board of Directors of the Club. Any Regular A, Senior A or Honorary member in good standing in the Club may be nominated and elected from the floor, in the manner hereinafter provided to complete the Board of Directors. They shall be elected by a plurality of the votes cast by the quorum at the Annual Meeting and shall serve for one (1) year or until their successors are elected and qualified.

Section 2: The Board of Directors shall have full management and control of all property, effects and assets of the Club, shall exercise a general superintendence of its interests and welfare, and shall make such regulations relative to the use of the Club grounds and house as they may think proper. The President or a majority of the members of the Board of Directors may call meetings whenever they shall deem it expedient. Notice of such meetings shall be given to all Board Members either orally or in writing at least one (1) day prior thereto. A majority of the Board of

Directors shall constitute a quorum. Said Directors may fill vacancies in its own number until the next Annual Meeting of the club or until their successors are elected and qualified. The Board of Directors shall not purchase any item, nor undertake any endeavor, whose cost exceeds five percent (5%) of the previous year's club operating expenses without the approval of the majority of members voting at a Special or Annual Meeting of the Club.

Section 3: The Board of Directors shall select a Nominating Committee of seven (7) members and three (3) alternates for the purpose of expediting nominations of club officers at the Annual Meeting. Such Nominating Committee members shall be selected from the alphabetical listing of all Regular A, Senior A and Honorary members in good standing in the Club, at least two (2) months prior to the Annual Meeting, in the following manner:

1. For the first year of a three (3) year period the first one-third (1/3) of the alphabetical listing of the membership entitled to vote in accordance with Section 3 of Article III shall be separated. For the second year of the three (3) year period the second one-third (1/3) of such membership shall be separated. For the third year of the three (3) year period the last one-third (1/3) of such membership shall be separated.
2. From this separated listing, the Board of Directors, by a vote of each name, shall select the twenty-five (25) members having the largest number of votes.
3. From the twenty-five (25) members' names a Nominating Committee shall be selected as a result of a blind draw with the first seven (7) to constitute said committee and three (3) alternates appointed in the order of the draw.

Section 4: Once the Nominating Committee has been formed, any Regular A, Senior A or Honorary member in good standing who desires consideration for a specific position on the Board must so notify the Nominating Committee at least twenty (20) days prior to the Annual Meeting. If not selected by the Nominating Committee, the name of the candidate, upon request, will be posted along with the choice of the Nominating Committee the usual ten (10) days before the Annual Meeting. Any Regular A, Senior A or Honorary member in good standing not nominated by the Nominating Committee must be nominated and seconded by two (2) voting members in order to be eligible for election to the Board of Directors. All names would then be put before the membership at the meeting for a plurality vote. The Nominating Committee shall be responsible for the nomination of persons for Honorary Membership to be voted on by the membership at the Annual Meeting of the Club. Not more than one person shall be nominated for Honorary Membership at any Annual Meeting.

Section 5: The President shall be the Chief Executive Officer of the Corporation. The President shall exercise general supervision of all Club property and personnel, and shall preside at all meetings of the Club and of the Board of Directors and, in the absence of the President, the Vice-President shall so preside. The President shall have custody of the Treasurer's bond.

Section 6: The Treasurer shall, subject to the supervision of the Board of Directors, have general charge of the financial concerns of the corporation and the care and custody of the funds and

valuable papers of the corporation except the Treasurer's bond, and shall have power to endorse for deposit or collection all notes, checks, drafts and other obligations for the payment of money, payable to the corporation or its order, and to accept drafts on behalf of the corporation. The Treasurer shall keep, or cause to be kept, accurate books of accounts which shall be the property of the corporation and shall give bond for the faithful performance of his duty. The Treasurer shall render a report for the year at the Annual Meeting of the Club after an outside audit of all books and income records is conducted by an accredited accountant chosen by a majority of the Board of Directors. The Treasurer shall also file such financial reports or forms as are required to be filed by Federal, State or Local laws. The Treasurer's books shall be open to the inspection of voting members at all reasonable times.

Section 7: The Secretary shall keep the agreement of association, an attested copy of the articles of organization and articles in amendment of said agreement or of said articles and of these By-Laws and all amendments thereof, and a true record of all meetings of members, and of the Board of Directors, in a book to be kept therefore, which book shall be kept at the principal office of the corporation and shall be open at all reasonable times to the inspection of any voting member. The Secretary shall also keep or cause to be kept the stock and transfer books of the corporation, which shall contain a complete list of all stockholders, their residence, and the number of certificates held by each at the principal office of the corporation. The Secretary shall also keep or cause to be kept a complete list of all non-certificate members and their addresses, and shall perform other duties as may be required by the Board of Directors or by these By-Laws.

ARTICLE V - Meetings

Section 1: The Annual Meeting of the Club shall be held on the first Thursday of December in each year, if it not be a legal holiday, and if it be a legal holiday, then on the same hour on the next succeeding day not a legal holiday. The purpose for which an annual meeting is to be held, additional to those prescribed by law, by the agreement of association and by these By-Laws, may be specified by the Board of Directors. If such annual meeting is omitted on the day herein provided therefore, a Special Meeting may be held in place thereof, and any business transacted or elections held at such meeting shall have the same effect as if transacted or held at the Annual Meeting.

Section 2: Special meetings of the Club may be called by the Secretary, whenever the Board of Directors shall consider one expedient or in case of the death, incapacity, or refusal of the Secretary, by any other member of the Board of Directors, or by a request in writing to the Board of Directors by ten (10) Regular A, Senior A or Honorary members of the Club in good standing, three (3) of whom must appear at a meeting of the Board of Directors setting forth the purpose for which the special meeting is to be called and to discuss same with said Board of Directors. It shall then be the duty of the Secretary to call such special meeting at the option of the petitioning members.

Section 3: A written notice of each meeting stating the place, day and hour thereof and the purpose for which the meeting is called, shall be given by the Secretary at least ten (10) days before the meeting to each member entitled to vote thereat and to each member who, under the agreement of association or any amendment thereof, is entitled to such notice by leaving such notice with the member or at the member's residence or usual place of business, or by mailing or postage prepaid and addressed to such member at the member's address as it appears on the books of the corporation. In case of death, absence, incapacity or refusal of the Secretary, such notice may be given by any other officer, or by a person designated either by the Secretary or by the person or persons calling the meeting or by the Board of Directors. No notice of the time, place or purpose of any regular or special meeting of the Club shall be required if every member entitled to notice, thereof by writing, which if filed with the records of the meeting, waives such notice.

Section 4: At any meeting of the members, twenty-five percent (25%) of the same entitled to vote upon a question to be considered at the meeting shall constitute a quorum for the consideration of such questions, but a lesser percent may adjourn any meeting from time to time, and the meeting may be held as adjourned without further notice. When a quorum is present at any meeting, a majority if the same shall, except when a different vote is required by law, by the agreement of association or by these By-Laws, decide any question brought before such meeting.

ARTICLE VI - Dues

Section 1: The Board of Directors shall have the power to determine and fix the amount of the annual dues from year to year and the Secretary shall notify each member by mail, postage prepaid, of any change at least one month in advance of the first day of April. Once dues have been established for a given year, the Board of Directors shall not increase the dues, nor levy any special assessment, without the approval of a majority of the voting members, as defined in Section 3 of Article III. The Board of Directors may apply a reasonable surcharge for those members who are in arrears.

Section 2: Ownership Certificate Holders (Bond Holders) shall pay the amount fixed by the Board of Directors to be the annual dues, less five dollars (\$5.00) per annum during the period they remain Ownership Certificate Holders.

Section 3: Annual dues shall be payable at such time or times and on such terms and conditions as the Board of Directors may from time to time determine and, in the absence of such determination, shall be due in three (3) installments, one-third (1/3) on January 15th, one-third (1/3) on March 1st and one-third (1/3) on April 15th of each year. The name of a member whose dues shall not have been paid by these times may be posted by the Treasurer. Such members shall be deprived of all Club privileges until the installment is paid. A member who remains in default after thirty days following the final installment payment may be expelled for such non-payment by a vote of two-thirds (2/3) of the Board of Directors present at a meeting and voting upon such expulsion and the name of a member whose dues shall not have been paid at this time may be posted by the Treasurer.

Section 4: An initiation fee shall be paid upon acceptance to Regular A and Limited membership only, the fee to be determined by the Board of Directors. A Regular A or Limited member who has resigned from the Club in good standing shall, upon reacceptance to membership, pay the then-current initiation fee reduced by the amount of any previously paid initiation fee. Any Limited member, upon acceptance to Regular A membership, shall pay an initiation fee equal to the then-current initiation fee reduced by the amount of any previously paid initiation fee.

ARTICLE VII - Privileges of Club

Section 1: The unmarried daughters and sons under eighteen (18) years of age of Regular members shall be entitled to use the clubhouse and the club grounds at such times and for such purposes as the Board of Directors may so designate, except that golf course privileges apply only to families of Regular B members.

Section 2: Any person, other than members, may, at the discretion of the Board of Directors and upon payment of a fee to be determined by the Board of Directors, use the facilities of the clubhouse and of the golf course at such times as the Board of Directors may so designate.

ARTICLE VIII - Certificate of ownership

The Executive Committee are hereby authorized and directed to issue not exceeding one hundred eighty (180) Certificates of Ownership and to dispose of the same, subject to the following provisions (each certificate to have printed thereon the substance hereof, the exact wording of which the Committee are directed to fix):

1. Certificates shall represent an interest, prorata, in the net assets of the club, and shall be of face value of One Hundred Dollars (\$100.00) each, signed in the name of the Club by the Treasurer and attested under its seal by the Secretary.
2. No monies received from the sale of Certificates shall be expended for the current expenses of the Club without its vote so authorizing and shall be kept separate and distinct from other income.
3. Certificates issued and paid in full, shall be transferable by the holder only with the consent of the Executive Committee.
4. The purchaser, who shall be an elected member of the Club, shall pay to the member the market value of the Certificate, fixed as herein provided.
5. A Certificate holder who ceases for any reason to be a member of the Club shall assign the certificate to any person designated by the Executive Committee, upon payment to the holder of said market value, or may return the certificate to

the Executive Committee and, if no purchaser applies for such certificate and pays therefore for a period of one (1) year, the Club shall pay the holder the market value fixed as herein provided and established at the date of such payment.

6. The value of certificates issued shall be fixed annually in the month of February by a committee of three, to be elected by the Club at its annual meeting preceding and shall be known as the Valuation Committee.

7. Any member holding an outstanding bond or note may apply the same at face value, with interest, toward full or part payment for membership certificates.

ARTICLE IX - Expulsion and Suspension

Section 1: All indebtedness of members of the Club, other than annual dues, shall be paid before the fifteenth day of the month following that in which the indebtedness was incurred. The name of any member whose indebtedness has not been paid within this time may be posted by the Treasurer at such time as the Board of Directors may direct and shall receive no further credit until such indebtedness is paid. Any member who remains in default for thirty (30) days or more after the first (1st) day of the month following the date the indebtedness was incurred may be expelled for such non-payment by a vote of not less than a majority of all the members of the Club, entitled to vote, or by a vote of not less than three-quarters (3/4) of such members present and voting upon such expulsion.

Section 2: The President may request any member to appear before the Board of Directors, also if any member be charged by another member, in writing addressed to the Secretary, with conduct injurious to the good order, peace or interests of the Club, or conflicting with requirements of the By-Laws, the Board of Directors shall inform such member of the nature of the complaint in writing and give such member at least ten (10) days notice of a hearing to be held by the Board of Directors on the complaint. If the Board of Directors shall be satisfied, after full hearing, that disciplinary action is warranted, it may, by a vote of the majority of the Board of Directors, suspend the member from use of the Club facilities and participation in the Club functions and activities for a period not to exceed thirty (30) days for the first offense, sixty (60) days for the second offense within a twelve month period, or ninety (90) days for the third or subsequent offense within a twelve month period, or may request the member to resign if the charge against the member is sufficient in the opinion of the Board of Directors to request the member's resignation. If the member fails to resign following a hearing before the Board of Directors, they shall forthwith call a Special Meeting of the Club to take action on the matter, at which meeting and hearing the Club may expel the member by a vote of two-thirds (2/3) of the members present and entitled to vote.

ARTICLE X - Resignations/Leaves of Absence

Section 1: All resignations must be made in writing to the Secretary of the Club on or before March first, and resignation made subsequent thereto shall not discharge the member presenting it from dues of the current year.

Section 2: All requests for leaves of absence must be made in writing to the Secretary of the Club on or before March first. Requests for a leave of absence may be granted by the Board of Directors for one year for medical and/or financial hardship. Requests must include sufficient information verifying medical and/or financial hardship and may be granted only if there are applicants for membership to replace members on leave of absence. Leaves of absence are available one time only. A member on a leave of absence must request reinstatement after one year or will be considered to have resigned. A member requesting reinstatement will be given preference over applicants for membership and will be placed at the top of the waiting list until an opening is available. Notwithstanding Article VI, Section 4, a member reinstated after a leave of absence is not subject to additional initiation fees. A member does not accrue seniority while on a leave of absence.

ARTICLE XI - Amendment of the By-Laws

Section 1: These By-Laws may be amended at any Annual or Special Meeting of the Club by vote of two-thirds (2/3) of the members present, provided notice of the proposed amendments is given to the members of the Club in the notice of the meeting. Proposed By-Law changes must be submitted, in writing and signed by a voting member, to the Secretary at least twenty-five (25) days prior to the meeting.