

The Whaler on Ka'anapali Beach AOA
Bicycle Storage Policy
Sept 25, 2009 Revised

Whereas:

- The AOA Board of Directors has approved the use of part of the space in the southeast room in the basement of Tower II for the storage of Owner bicycles; and
- The AOA also provides bicycle racks in the garage for the temporary parking of bicycles during an Owner's or guests stay; and
- The AOA wants to have effective, fair and transparent policies and procedures to insure appropriate use of the temporary bike racks and bike stalls, and to make the bike stalls available to every owner on a space-available basis; and
- As with similar costs associated with the development of any common space provided for the good of all owners, the cost to purchase lockable bike racks, the maintenance of the space, and the administration of the bike storage program will be borne from the Whaler's Operating Budget.

Be it resolved that the following policies will apply to the assignment of bicycle storage space:

- A bicycle shall be defined as a two-wheeled non-motorized vehicle with one or two seats and one or two sets of pedals. It can include a front or rear basket, but can not be equipped with trailer, sidecar, or side surfboard rack.
- **Garage bike racks** are primarily for the convenience and temporary parking of owners' and guests' bicycles only. Bicycles left in the garage racks must be used at least once per week excepting that the General Manager may assign a garage bicycle rack stall to an Owner for up to three months, providing there are sufficient stalls for this temporary use.
- **Designated bicycle stalls** may be provided for Owners who stay at the Whaler at regular intervals and who wish to own and use a bicycle during their stays.
- The bicycle storage location can be from time-to-time reassigned to another area of the property by the Board of Directors.
- 87% of the stalls shall be assigned to full owners and 13% shall be assigned to TIOA owners.
- Owners must submit an application to the AOA General Manager (or designate) to request assignment of a bike stall and will be assigned a stall if available, or placed on a waitlist.
- Owners may apply for a maximum number of two stalls per apartment owned and the stalls are to be used by the assigned owner only and are not reassignable. If available, additional stalls can be assigned to an apartment at the General Manager or Board of Directors' discretion.
- Owners may only retain their stall for as long as they are active users of the stall. An active user is defined as someone who uses their bicycle at least once every two years, who maintains their bicycle in a mechanical condition acceptable to the General Manager, and who has a bicycle on property for at least 11 months of each year.

- All stored bicycles must be identified with name, apartment number, and interval letter (if applicable) and are stored at the owner's risk.
- A copy of key(s) or combination(s) for all locks used must be deposited with the AOA security office.
- The initial set of spaces will be assigned to Owners who already have bicycles identified and stored at the Whaler, provided they apply for a bike space within the deadline set by the Board.
- Owners who sell their apartment or time interval will relinquish all assigned bicycle stalls immediately. The stalls are not transferable upon apartment sale.
- Owners shall store their bicycles only in their own assigned stalls, in their apartments, or in an assigned storage locker and in accordance with any policies and procedures that may be developed by the General Manager to effectively manage the use of common area.
- The AOA General Manager (and/or designate) shall be responsible for assigning stalls, maintaining a waitlist in order of application dates, and developing administrative procedures to implement the above policies including, but not limited to, an application form, indemnification form, assignment list, and waitlist.
- The AOA General Manager shall ensure that this policy, relevant procedures, and application form is placed in the Owners' Manual and on the AOA Website and shall keep it current. The AOA Manager shall include information encouraging Owners to check with the County of Maui regarding registration requirements.
- At his or her discretion, the AOA General Manager shall remove, sell, donate, or dispose of all bikes that are either non-compliant to this policy or are not properly authorized to be located in the bike storage space and the owners will forfeit their assigned stall.