



# TRCER

## Three Rivers Competition Riders



"Western Pennsylvania's Premier Off-Road Club"

[www.trcr.org](http://www.trcr.org)



Member PA Off-Highway  
Vehicle Association

<http://www.paohv.org>

## February 2009 NEWSLETTER

### THREE RIVERS COMPETITION RIDERS

President - Steve Stiller [stevestiller@comcast.net](mailto:stevestiller@comcast.net)  
Vice President - Jason Lipscomb [lipscomb2@zoominternet.net](mailto:lipscomb2@zoominternet.net)  
Treasurer - Nicholas Milan [kathleenmilan@yahoo.com](mailto:kathleenmilan@yahoo.com)  
Secretary - Keith Marburger [kmarburger59@comcast.net](mailto:kmarburger59@comcast.net)  
Legislative Affairs/USFS Liaison - Mike Babusci [babusci@pbworld.com](mailto:babusci@pbworld.com)

### EVENT CALENDAR

Visit [www.district5ama.org](http://www.district5ama.org) for updated HS, MX, GNCC & AWRCS race schedules

**Club Meetings** meetings start at 8pm

**March 2** Cycle Gear 4848 William Flynn Hwy (Route 8), Allison Park, PA. 15101  
724-444-7260 (please bring your own chair if you want to sit)

**April 6** TBA

**May 4** TBA

## Upcoming Events

The Pine Hill Riders Assn. AKA Vince Kabay, Mike Villalpando, Tom Finello, BJ Trettle, Don Paulson & crew are planning the trip to Hatfield. Looks like we're going May 7th thru 10th. All are welcome. For more info contact Mike Villalpando 412-953-3099

## Ride Reports

My name is Rob Yahnite and I own and operate HILLTOP LODGE TRACK AND TRAIL riding area in Cameron Co. Pa. 15834. I wanted to get the word out about my unique riding area. I rent out my 116 acre lodge with a former 1970's AMA motocross track on approx. 50 acres and an additional 50 acres with woods trail riding. I rent by the Week, Weekend and Midweek to families or groups of riders or people who just want a family vacation in the Pennsylvania Wilds Region above Penn State University in North Central Pa. The lodge is about 3000 sq. ft. and has most amenities.

HILLTOPLODGE is a 116-acre PRIVATE DIRT BIKE AND MOTOCROSS RIDING AREA located in Cameron County Pa. 15834. You rent the entire 116 acres plus the lodge. Rent by the Week, Weekend or Mid-Week. Great for families or groups. The lodge SLEEPS 14+, has 3 bedrooms/2 Lofts/2 Full Baths + a separate kitchenette, on the 2<sup>nd</sup> floor, Dining Room, 2 Sun Porches. Free High Speed Internet WIFI, air, 3 TV'S, DVD, VCR, and CD. POOL TABLE/PINGPONG, WASHER/DRYER, 5 BURNER GAS GRILL, FIRE PIT, and WOOD BURNING FIRE PLACE. 3 LEATHER SOFAS and 2 ROCKER/RECLINERS. HARDWOOD FLOORS throughout.

I was wondering if you could provide a link for riders to visit. Please check my website out at [www.hilltoplodge.com](http://www.hilltoplodge.com). If you go to my locations page--I have a GOOGLE MAP that will show you Hilltop Lodge is located. If you click the SATELLITE on the map you can zoom in and out and see our motocross track etched out along the mountainside. Thanks in advance for anything you can do.

Sincerely,

Rob Yahnite

Cell 609-214-7817

[www.hilltoplodge.com](http://www.hilltoplodge.com)

[hilltoplodge1@comcast.net](mailto:hilltoplodge1@comcast.net)

## Race Report

### Other Business    **Urgent message!!!**

Dear fellow motorcycle enthusiasts:

Please open the link I have provided below and read it over.

<http://www.racersonline.com/article/urgent-a-call-to-action-from-mx-sports.aspx>

This is a for real and everyone can help and it is very easy to do.

The link labeled tomyself.com half way down the article takes you to an automated site where you fill in your name and hit submit, it literally takes less than 10 seconds. The second link at the bottom of the article requires you print out a form letter, sign it and send it in. Even if you only do the first one it will help.

Please forward this to anyone that you think would sign it.

Additional from Mike:

## **Consumer Product Safety Commission to Ban Sale of Small ATVs, Bikes on February 10**

### **History and Background**

On August 14, 2008, Congress enacted the **Consumer Product Safety Improvement Act of 2008 (CPSIA or Act)**. The Act was primarily in reaction to the influx of lead-tainted toys that resulted in numerous recalls and significant public outcry for more stringent government standards. The CPSIA requires manufacturers of “Children’s Products,” defined as those products designed or intended primarily for children 12 years of age or younger, to meet increasingly stringent lead paint and lead content standards and to certify, based on third party testing, that the products meet the Act’s requirements. Products that fail to comply with the prescribed lead limits are considered a “banned hazardous substance” and cannot be sold or offered for sale. Violations of the prescribed limits can result in severe civil and criminal penalties. The law was targeted at toys that could be chewed or mouthed by children.

Some alloy materials commonly used to manufacture motor vehicles may inherently contain levels of lead that are (or ultimately will be) above the current, or future more aggressive, limits set forth in the Act. Components of the drive train and wheels are affected in small ATVs and motorcycles.

The Consumer product Safety Commission is charged with regulatory oversight of the Act.

A strict application of the law has led the CPSC to capture small OHVs in the scope of the ACT. Still, the law provides for exclusions for inaccessible components and authorizes CPSC to grant petitions for exclusions under certain conditions, but CPSC has not granted any for ATVs and motorcycles.

**Consequently, under present interpretation of the Act, the sale of new and used ATVs and motorcycles designed for use by children will be prohibited as of February 10, 2009.** Inaction by the CPSC will strand dealer’s investment in the inventory for new and used product. Dealers will not be permitted display these models on a showroom floor, distribute brochures, or advertise them on a web site. Consumers will be severely restricted in their ability to engage youth in OHV recreation.

### **Action Needed**

Write Immediately to the CPSC.

1. Ask that the CPSC exercise its power under the Act to exempt ATVs and Motorcycles from application of the law.
2. The petitions for exclusion should cite existing European Union studies and analogous exemptions for lead in components of motorized vehicles and motorcycles. Research has been conducted elsewhere that has determined that these machines pose no health threat.

3. Comments must be filed by February 9 with the CPSC at

CPSC Comment Page

<http://www.cpsc.gov/cgibin/info.aspx>

4. Write your member(s) of Congress asking the Member write to the CPSC seeking the exemption as well. Letters from Members of Congress could be influential in securing relief.

**How to...**

No submission

**President's Report**

By Steve Stiller, Club President

**Secretary's Report**

By Keith Marburger, Club Secretary

The February club meeting was hosted by Schulz Cycle in Bridgeville. Thanks Darryl for the space, soda and pizza. The turnout was light with only 11 members and 2 officers. There wasn't much to discuss except the holiday party and the upcoming AWRCS racing series.

**Minutes of [last] Membership Meeting**

By Keith Marburger, Club Secretary

- Nick provided the treasury report
- Post holiday party discussion

**Treasury report**

By Nick Milan, Club Treasurer

- Treasury balance is \$1981 after party expenses
- Current paid members-20, Officers-5, Legacy members-7
- Holiday party cost was \$2114. The price of attendance covered the caterer and room rental. The club covered the prizes and beer, \$804.

**Legislative Report**

By Mike Babusci, Club Legislative Officer

PAOHV Quick Notes

1-24-09

I attended the Pennsylvania Off-Highway Vehicle Association (PaOHV) meeting on Saturday, January 24, 2009 in Harrisburg. Below are a couple of quick notes from the meeting. Please keep in mind these are my personal recollections of issues discussed and are limited to my ability to accurately report what transpired. THESE ARE NOT THE OFFICIAL MINUTES FOR THIS MEETING.

The PaOHV is still responding to and providing testimony at municipal meetings in opposition to a number of ordinances that have been springing up which ban or restrict the use of ATVs in

townships and boroughs across the state. These ordinances are usually initiated in response to isolated quarrels between two neighbors which is bumped up to the executive level. The Township Supervisor's or Borough Council respond by attempting to pass new ordinances to handle the dispute. The ordinances tend to be very restrictive and discriminatory as they pertain to ATVs and other "noisy" motorized recreational vehicles. Typical ordinance language usually establishes hours of permitted operation, length of permitted operation, and the allowable distance from property lines to such a point where it's impossible to start a machine to load it onto a vehicle in an effort to take it elsewhere to ride. The PaOHV usually tries to get a number of enthusiasts to the public meetings to let the supervisors or council members know there are a significant number of residents who oppose the ordinance. While the residents express their personal opinions of the ordinance the PaOHV tries to argue the unenforceable aspects of the proposed ordinance and point out the discriminatory nature of ordinance. Sometimes we can convince the supervisors or council members of the folly and sometimes we can not.

It was noted that Polaris and Yamaha are probably going to cut back on their individual grant programs.

The PaOHV, through the Snowmobile ATV Advisory Committee (SAAC), continues to push for trail linkages between systems and to public facilities. Most of the locations where this is being discussed are in the central and northcentral parts of the state.

Bud George introduced a bill that would transform abandoned mine lands to trails. The DCNR is looking at two other facilities (similar to Rock Run) in the Hazelton-Wilkes Barre, area and in Western PA perhaps Beaver County (don't ask me where). We have been told that the DCNR is reluctant to provide too many details on these projects (even to SAAC members) and get too many people involved with the process too early for fear that negotiations would break down.

It was noted that the PaOHV is working through Fred Brown and the SAAC to modify the language in the Recreational Use of Water and Land Act<sup>1</sup> (RUWLA) which would allow land owners to recover court costs if they successfully defend themselves under the act. While this may sound like a "no-brainer" it appears that the trail attorneys association (keep in mind that most legislators started and will probably finish their working careers as attorneys) have objected to this change and have so far been able to prevent the legislation from being introduced. It appears that the attorney's association doesn't support any type of legislature that discourages frivolous lawsuits. Fred will be making another attempt this year to get this legislation introduced.

It was also noted that the DCNR is long overdue for their next audit. The last audit (completed in 2005) showed a number of discrepancies. Unfortunately there doesn't appear to be any penalty associated with these discrepancies.

The PaOHV has introduced a riding area page on their website. Go to [www.paohv.org](http://www.paohv.org) and click on the "Where to Ride" link. Currently there are 30 or so places listed for Pennsylvania. If you know of a place to ride (public, private, race track, etc.) please let us know so it can be added to the list. There should be instructions on the site letting you know how to report the information. If not, contact Don McClure at [s-marc@pa.net](mailto:s-marc@pa.net).

PaOHV is planning on having an information both at the Motorama Exhibit and Show in

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<sup>1</sup> Most people refer to the RUWLA as the Land Owner Liability Act.

Harrisburg on February 20 and 21, 2009. PaOHV is also planning a booth at the upcoming Allegheny Sportsmen's Show in the Pittsburgh area. If you find yourself at either show, make sure you stop by to say hello.

Jack Clark from Lehigh Valley ATV club (long time member of PaOHV and the SAAC) was elected as Chairperson of the SAAC at their last meeting.

DCNR expressed a concern that interest in the SAAC was beginning to wane and they wanted to cut back on the number of meetings from four to two. The members pointed out that the number of meetings have already been cut back from six to four and if interest is waning, cutting back on the number of meetings will only make the problem worse. Some SAAC members convened a meeting to discuss new or revised direction for SAAC. Jack Clark reported the following opinions from this meeting

- The SAAC members felt the DCNR was advancing decisions and taking actions on too many issues regarding ATVs without SAAC involvement. SAAC members felt the DCNR should to engage SAAC's involvement on more issues. SAAC members feel they are being notified of activities and decision and not being consulted.
- The SAAC members want the DCNR to identify a point person or liaison to the committee who can actually make it to the meetings. John Quigley (Chief of Staff for Secretary of DCNR, Michael DiBeradinis) has been identified as the Secretary's liaison for the SAAC but hasn't been able to attend many of the meetings. Vanyla Tierney has been acting in this position but apparently has little authority to speak on behalf the DCNR. The members suggested that future meetings be schedule so John can at least make it to part of the meeting.
- DCNR has been reporting accident data for ATVs at the SAAC meetings. The SAAC members feel the crash data reporting procedures need to be reviewed and possibly reformatted. Accident (or crash) data for ATVs comes from a variety of sources in nearly as many formats. A common reporting format for ATV related accidents that focuses on issues germane to ATV safety and operation should be developed and distributed to all accident reporting agencies.
- Members felt that trail expansion and trail connections should be treated and dealt with as tourism news issues.
- The DCNR should provide quarterly updates on maintenance and operation issues associated with the state owned trails so this information can be passed along to ATV enthusiasts in the state so they can see where and how the restricted receipts funds are being expended.
- Members felt that any trail expansion, planning, or construction projects should be discussed with members of the SAAC.
- Members felt that an investigation and/or modification of the grant process should be instituted to make better use of the money. Make sure the money is spent.
- Members felt that DCNR should develop a better accounting system to provide better detail in financial reporting.
- Members felt that the DCNR should revisit the role of the committee in processing grant applications and monitoring project progression. In the past we were told this may be a conflict of interest. The members felt if they were more aware of the status of the various grant projects they would be in better position to offer more germane advice.

- The DCNR should revise the DCNR website and make it easier to find the link to the SAAC page.

Next PaOHV meeting, Saturday, May 2, 2009.

If you have any questions regarding these notes please feel free to call me at 412-352-6029

**CLASSIFIED** - (ad will run for 3 months only, unless renewed)

Oversize gas tank KTM 400/450/525 EXC Clarke 3.2 gal, black \$125  
Keith Marburger 412-276-6567 evenings

1989 Honda NT650 Hawk. 22K Very nice condition. Original. Rare and collectible. Aluminum perimeter frame, with single sided swingarm. New battery. Tires almost new. Has a small windshield and a flyscreen included. Small tank bag. Outstanding runner. These are becoming cult bikes here, and have been for years in Europe. \$4000. Call Rob Blais @ 330-720-4624

**TRCR's DISCOUNT DEALERS** Please be sure to visit these dealers, accessory shops, and other service providers. By showing your TRCR membership card you receive a discount from the bike and accessory shops. Most give 10%.

**BOB TRACEY'S World of Cycles** 604 Narrows Run Rd Moon Twp, 412-269-9999  
<http://www.worldofcycles.com>

**BOHN CYCLE** 2015 Saw Mill Run Blvd Pittsburgh 412-882-4330 <http://www.bohncycleshop.com>

**CROSSROADS MOTORSPORTS** 5375 William Flynn Hwy, Gibsonia, PA 724-444-6555  
<http://www.xroadsmotorsports.com>

**CYCLE GEAR** 4848 William Flynn Hwy. Allison Park, PA. 15101

**GOLDSMITH & OGRODOWSKI, LLC**, Attorneys at Law, 247 Fort Pitt Boulevard, 4<sup>th</sup> Floor, Pittsburgh, PA 15222 (Fred Goldsmith) 412-281-4340, [www.golawllc.com](http://www.golawllc.com)

**INSTIGATOR RACING** ATV Tires, Wheels, Bumpers, skid plates & accessories, Freeport PA, Mike Fajbik 724-295-3707 [www.instigatorracing.com](http://www.instigatorracing.com)

**MATTHEWS WALL ANCHOR SERVICE** piering, waterproofing service Inc., 7250 Big Beaver Blvd., Beaver Falls, PA 800-284-7471 Bud Norton Sr. 724-462-0082, Bud Norton Jr. 724-462-0091  
[www.wallanchor.com](http://www.wallanchor.com)

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**SCHULZ CYCLE & ATV** 234 Millers Run Rd., Morgan, PA Parts & access. 15% off, ATK, Husqvarna, Gas Gas, Kasea parts/service 412-257-3188 <http://www.4schulzcycle.com>

**STILLER MOTORSPORTS LLC** 13488 U.S. Route 422, Trader Horn Plaza, Kittanning, PA (Steve Stiller,) KTM bikes, Kawasaki bikes and quads, Can Am quads 724-545-1070  
[www.StillerMotorsports.com](http://www.StillerMotorsports.com)

**TEN GRAPHIX** Signs & Vehicle Markings, Thomas E. Nebel, 1800 Sheridan St., North Braddock, PA 412-824-8889 [www.tengraphix.com](http://www.tengraphix.com)

**VEHICLE MAINTENANCE CENTER** (TRCR member Dan Martin), 68 Camp Horne Road (near Ohio River Blvd.), Emsworth, PA 412-761-1666. Auto and cycle repairs and inspections.



**TRCR MEMBERSHIP APPLICATION & DUES RENEWAL FORM**  
and  
**ASSUMPTION of RISK, RELEASE, WAIVER of LIABILITY,**  
**and INDEMNITY AGREEMENT**

**PLEASE PRINT NEATLY AND READ CAREFULLY!!!**

Name: \_\_\_\_\_

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

Phone: \_\_\_\_\_ Email address: \_\_\_\_\_

Date of Birth: \_\_\_\_\_ AMA No.: \_\_\_\_\_

(check one) NEW MEMBER \_\_\_\_\_ RENEWAL \_\_\_\_\_ ADDRESS CHANGE \_\_\_\_\_  
*New members only – membership is \$3.00 per month for each month remaining in year*

Single Membership \_\_\_\_\_ \$34.00 annual (Anyone age 18 or over)

Family Membership \_\_\_\_\_ \$35.00 annual (A family includes parents or guardians w/children under age 18)

***Please make check payable to "TRCR" and bring with this fully-signed form to the next meeting OR mail both to:***

Nicholas C. Milan, TRCR Treasurer  
c/o Milan Business Associates LLC  
827 Butler Street, Pittsburgh, PA 15223-1341

**ASSUMPTION of RISK, RELEASE, WAIVER of LIABILITY,**  
**and INDEMNITY AGREEMENT**

**Please carefully read the following. It is a serious and binding legal contract.**

I, on behalf of myself, my heirs, executors, successors, administrators, assigns, personal representatives, next of kin, and estate, and, if applicable, as parent or guardian of a member or other minor participant under the age of 18, and their heirs, executors, successors, administrators, assigns, personal representatives, next of kin, and estate, AGREE AS FOLLOWS:

1. I acknowledge, understand, and appreciate that off-road motorcycle and ATV riding is a hazardous and very dangerous activity with inherent and other risks of serious personal injury, death, and property damage. I voluntarily and knowingly assume full responsibility

for all these risks and dangers arising from or related to participation in any Three Rivers Competition Riders (hereinafter "TRCR") sponsored, coordinated, or organized event, activity, meeting, or party, including the negligence of others and negligent rescue operations.

2. I release, discharge, agree to hold harmless, covenant not to sue or file a lawsuit against, and waive any claim or cause of action against TRCR, its officers, directors, trail leaders and members, and their heirs, executors, successors, administrators, assigns, personal representatives, next of kin, and estates, from and for any and all losses, injuries, claims, costs, attorney's fees, expert's fees, court costs, causes of action, liabilities, judgments, or damages of any type or kind, even if any of the above persons or entities are or are alleged to be negligent (whether solely, partially, concurrently, actively, or passively) or otherwise at fault in any way, on account of any personal injury, death, or property damage which may result, directly or indirectly, from my participation in any TRCR sponsored, coordinated, or organized event, activity, meeting, or party.
3. I agree to FULLY DEFEND AND INDEMNIFY TRCR, its officers, directors, trail leaders and members, and their heirs, executors, successors, administrators, assigns, personal representatives, next of kin, and estates, from and against any and all losses, injuries, claims, costs, attorney's fees, expert's fees, court costs, causes of action, liabilities, judgments, or damages of any type or kind, even if any of the above persons or entities are or are alleged to be negligent (whether solely, partially, or concurrently), or otherwise at fault in any way, on account of any personal injury, death, or property damage which may result, directly or indirectly, from my participation in any TRCR sponsored, coordinated, or organized event, activity, meeting, or party.
4. I agree to follow sensible trail riding principles and ride carefully to ensure my own safety as well as the safety of those with whom I share the trail.
5. I hereby consent to and permit first aid and emergency medical treatment if I am injured.
6. I hereby acknowledge that TRCR is an off-road vehicle club which is dedicated to the furtherance and preservation of the sport. I therefore agree to follow general rules of good conduct and sensible behavior at all club functions and wherever TRCR appears in public in any way.
7. Photocopies, fax copies, or electronic/pdf copies of this signed document are just as enforceable as the original.

***I CERTIFY THAT I HAVE READ, UNDERSTAND, AND AGREE TO BE LEGALLY BOUND BY THE ABOVE TERMS IN THEIR ENTIRETY. I READ AND SIGNED THIS DOCUMENT WHILE NOT UNDER THE INFLUENCE OF ANY DRUGS OR ALCOHOL. I SIGNED THIS DOCUMENT KNOWINGLY, VOLUNTARILY, AND WITHOUT ANYONE'S PERSUASION, INFLUENCE OR COERCION.***

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Witness Signature: \_\_\_\_\_ Witness Printed Name: \_\_\_\_\_