

Western Oaks Property Owners Association

POLICIES, RULES AND REGULATIONS
FOR THE
WESTERN OAKS SWIMMING POOL FACILITY

Adopted by the Board of Directors

June 10, 2009

PURPOSE OF THIS BOOKLET

The following are policies, rules, regulations and forms of the Western Oaks Property Owners Association (WOPOA) pertaining to the Western Oaks Swimming Pool Facility.

These have been established to ensure the enjoyment, safety and well being of all residents and their guests who use the pool, as well as to ensure the tranquility of the neighbors whose properties border the pool facility.

Failure to comply with these rules and regulations may result in loss of pool privileges.

TABLE OF CONTENTS

Western Oaks Swimming Pool Rules and Regulations	3
Western Oaks Pool Use Agreement.....	5
Rules and Regulations for Use of Swimming Pool for Parties ..	6
Western Oaks Agreement for Use of Swimming Pool for Parties.....	7

WESTERN OAKS SWIMMING POOL RULES AND REGULATIONS

1. The Western Oaks Property Owners Association swimming pool (hereafter referred to as “pool”) is operated on a “SWIM AT YOUR OWN RISK” basis unless lifeguards hired by the Association are present only.
2. The pool gate must be kept closed and locked at all times. Do not use your key to let someone into the pool area that does not have a key.
3. Children under age 15 must be accompanied by a parent or other responsible adult in order to be in the pool area or to swim.
4. Parents with children age 15 and older that allow their child(ren) to use the pool without adult supervision assume full responsibility for their child(ren)’s safety and conduct as well as the safety and conduct of their child(ren)’s guests.
5. Children who are not toilet trained must wear **swim** diapers in the Western Oaks pool(s).
6. No diving.
7. Running, shoving, pushing, dunking, or other horseplay of any kind is prohibited.
8. The use of profanity, vulgar or obscene language or conduct is prohibited.
9. Loud and excessive noise is prohibited.
10. Absolutely no glassware is permitted within the fenced area.
11. No food or drink may be consumed while in the pool. Food or drinks are permitted only on the grass areas or under the gazebo.
12. The board does not condone consumption of alcoholic beverages on WOPOA property. Minors shall not be provided nor be allowed to drink alcoholic beverages within the pool area.
13. The use of tobacco in any form is strictly prohibited in the pool or pool area.
14. All trash must be properly disposed of in trash receptacles or carried away.
15. No pets are permitted within the fenced pool area.
16. Swimmers are requested to shower before entering the pool. This helps reduce the amount of chemicals needed to maintain water quality.
17. Only proper swim attire is permitted in the pool. Cutoffs and disposable diapers are prohibited because they can cause damage to the pool filter system.
18. Western Oaks pool safety equipment should be used for rescue purposes only.
19. Except in the case of an officially scheduled party, guests that are not members of the resident’s family should be limited to four persons or the members of a single family.
20. The pool is not to be used during inclement weather. At the first sound of thunder, the pool shall be considered closed and evacuated immediately. The pool will remain closed to all swimmers until 30 minutes after the last sound of thunder and all danger of lightning has passed.
21. All persons in the pool or pool area must abide by the Western Oaks Swimming Pool Rules and Regulations currently in force.
22. Anyone observing an infraction of any WOPOA swimming pool rules or regulations should call the pool manager by calling 328-6100. pool manager by calling 328-6100. the

Association President or Chair of the Pool Committee and report the violation(s). Current numbers are posted on bottom of the Rules sign on the pump house.

23. Only residents, age 21 or older, or resident parents, age 18 or older, may be authorized to complete a pool use agreement and to obtain a pool key.
24. Only eligible Western Oaks residents, their families and guests, and others authorized by the association board of directors are allowed within the pool facility.
25. It is strongly recommended that all swimmers employ the buddy system and do not swim alone.
26. The pool may be closed for cleaning, inclement weather, biological or other hazards, or for any other reason designated by the association board of directors.
27. Any safety concerns or issues should be reported immediately by calling 328-6100.
28. For example, should a child cause fecal contamination of the pool or should some other biological hazard be noticed (such as a dead animal or blood or vomit in the pool), a parent or other responsible person must warn all swimmers to evacuate the pool and then immediately inform the Association President or Chair of the Pool Committee and report the violation(s). Current numbers are posted on bottom of the Rules sign on the pump house. pool manager by calling 328-6100. If such an incident happens outside of regular business hours, follow the emergency referral instructions at that number. In order to protect the health of swimmers who may arrive later, a warning sign should be posted at the gate stating that the pool will be closed until further notice due to contamination.
29. Pool use information and changes to these rules and regulations will be published in the neighborhood newsletter.

WESTERN OAKS POOL USE AGREEMENT

In conjunction with receipt of a key to the Western Oaks Property Owners Association (WOPOA) Swimming Pool Facility and for and in consideration of the privilege granted to me as a resident to enjoy use of the WOPOA Swimming Pool Facility, I hereby acknowledge that I have received, read and understand the WOPOA Pool Rules and Regulations. I agree that I will keep informed of all changes the board may make in the rules and regulations regarding pool use as published in the neighborhood newsletter. In addition, I accept full responsibility for ensuring that I, my family and guests understand and will abide by the terms of this agreement and the rules and regulations currently in effect at the time of the exercise of said pool privileges.

I will ensure that children under age 15 will be accompanied by a parent or responsible adult when using the pool facility.

I understand that if my child(ren) age 15 or older use(s) my key—with or without my knowledge or permission—to swim without adult supervision, I am responsible and accountable for their safety and conduct while at the pool, as well as the safety and conduct of their guests.

The board does not condone consumption of alcoholic beverages on WOPOA property. I will ensure that my family and guests who are minors will not be provided nor be allowed to drink alcoholic beverages within the pool area.

I understand that the pool is for the use and enjoyment of all residents of Western Oaks and that I and my family or guests are responsible for picking up and properly disposing of all trash resulting from our use of the pool facility.

I acknowledge the right of any resident of Western Oaks or any official or agent of WOPOA to make any and all judgments regarding excessive noise emitted from the pool area and any violations of current pool rules and regulations.

I assume full responsibility for any person that I or my family and guests allow to enter the pool area.

I assume full responsibility for the conduct of my family and guests in use of the pool and pool area and I agree to assume any and all liability for any damages resulting from our use of the pool facilities.

I understand that while the WOPOA provides maintenance of the pool and regular testing of the water quality, the WOPOA cannot guarantee the water quality at any given time.

Signature

Key Deposit Amount (or Exchange)

Signature

Date

Address

Telephone Number

Printed Name(s) of Resident(s)

RULES AND REGULATIONS FOR USE OF SWIMMING POOL FOR PARTIES

The Western Oaks pool facilities may be used for parties by eligible residents on a first-come, first-served, non-exclusive, **“SWIM AT YOUR OWN RISK”** basis, subject to the following requirements:

1. Only adult residents of Western Oaks that are eligible to use the pool **under the “SWIM AT YOUR OWN RISKS” policies** may schedule a party at the pool for up to a maximum of one **three (3) hour four-hour** period. A resident desiring to schedule use of the pool for a party must make arrangements directly with the association manager at least five business days in advance of the desired party date. **Lifeguards shall be provided at the resident’s expense at a ratio consistent with State requirements (minimum of 2). Such lifeguards shall be arranged for through the SW YMCA. This requirement applies even when Association provided lifeguards are present.**
2. A scheduled party has rights to the exclusive use of the gazebo, but must share the pool and all other facilities with any other resident and their guests that otherwise are authorized to use the pool.
3. Parties at the pool may be reserved **for 3-hour periods during any normal operation hours when not otherwise reserved. <Note: restriction of parties on weekends and holidays was removed as of June 17, 2008>** Parties may be held between the hours of 10:00 a.m. and 10:00 p.m. No party may continue past 10:00 p.m. No more than one party may be scheduled for the same time. A resident cannot schedule a party if someone from his or her household already has a party scheduled.
4. A refundable deposit fee of \$50 is required to complete registration for a party. If the Association has to hire someone to clean the area after the party, the \$50 fee will be retained.
5. **All rules and regulations pertaining to the use of the Western Oaks pool must be observed.**
6. The host resident must be present **for the duration of the party.**
7. The host resident accepts full responsibility for the conduct of those attending the party and agrees to pay the association for any damage resulting from abuse or misuse of WOPOA property or equipment by party attendees.
8. No admission fee may be assessed for those attending the party. The purpose of this restriction is to prohibit the use of the Western Oaks pool as a profit-making or fund-raising activity via swim parties.
9. The Board of Directors of Western Oaks Property Owners Association reserves the right to deny use of the pool for parties or to impose additional restrictions and limitations for such use at any time.
10. At no time may the resident leave the gate to the pool facility **open or unsecured unlocked.** The host resident is responsible for the conduct and safety of all guests. Any person allowed to enter under the authority of the host resident is considered to be a guest of the host resident. Western Oaks Property Owners Association does not provide lifeguards; however, a resident may have one or more certified lifeguards in attendance during the party if desired.

**WESTERN OAKS
AGREEMENT FOR USE OF SWIMMING POOL FOR A PARTY**

I have received and read a copy of the Western Oaks Property Owners Association Rules and Regulations For Use of Swimming Pool for Parties as well as a copy of the Western Oaks Pool Use Rules and Regulations and I confirm my acceptance of all provisions and agree to abide by all of the rules and regulations stated therein. I understand that any of these provisions may be amended or revised at any time by the WOPOA Board of Directors and agree that I will stay informed of and abide with any changes that may occur that are published in the neighborhood newsletter.

I certify that I have signed a Western Oaks Pool Use Agreement and am authorized to use the Western Oaks pool facilities **under the conditions described in the Western Oaks Swimming Pool Rules and Regulations on the basis of "SWIM AT YOUR OWN RISK."**

The WOPOA does not condone alcoholic beverages in the pool area. I agree that no alcoholic beverages will be allowed or made available to any individual under the age of 21 at the WOPOA Swimming Pool Facility.

I understand that WOPOA provides maintenance of the pool and regular testing of the water quality, but WOPOA cannot guarantee the water quality at any given time.

I understand that the pool is for the use and enjoyment of all residents of Western Oaks and that I, my family and guests are responsible for picking up and properly disposing of all trash resulting from our use of the pool facility.

I acknowledge the right of any resident of Western Oaks or any official or agent of WOPOA to make any and all judgments regarding excessive noise emitted from the pool area and any violations of current pool rules and regulations.

I assume full responsibility for the conduct of my family and guests in use of the pool and pool area and I agree to assume any and all liability for any damages resulting from our use of the pool facilities.

Date and Time of Party

Print Name

Expected Number of Adults Attending

Signature

Expected Number of Children/Age Group

Date