

ELM PARK COMMUNITY ASSOCIATION
SECTION 9
POOL/SPA RULES

- 9.1 Pool Facility Hours:** **6:00 AM to 10:00 PM Sunday – Thursday**
 6:00 AM to 11:00 PM Friday & Saturday
- 9.2 Reservations**
- ❖ Individual Owners may not reserve pool area facilities for exclusive use.
- 9.3 Pool Manager**
- ❖ Any problems should be reported immediately to management.
- 9.4 General Pool Facility Rules**
- 9.4.1 Owners are permitted to host no more than ten guests in the pool area at any given time provided the resident sponsors and their guests are courteous of the neighbors and control noise.
- 9.4.2 Use the pool at your own risk. The Association assumes no responsibility for any accident or injury in connection with such use or for any loss or damage to personal property. This also applies in the event that a lifeguard is staffed on the premises. Children under the age of 13 must be must be accompanied by an adult resident at all times.
- 9.4.3 If Owner elects to rent or lease his/her Dwelling Unit and gives right of access to pool area facilities to Lessee, the Owner relinquishes his/her access rights.
- 9.4.4 Use of the pool facilities and Common Property is a privilege which is enjoyed by all Owners or occupants, however, consideration of others concerning noise is also important.
- 9.4.5 Conduct by an Owner or occupant which deprives any other Owner or occupant use of the pool/spa/wader or Common Property shall not be allowed.
- 9.4.6 Pool Furniture is available on first come, first serve basis and may not be taken out of the pool area for any reason at any time.
- 9.4.7 Owners are not permitted to bring additional furniture and/or equipment into the pool area.
- 9.4.8 Guests may make use of the swimming pool only when accompanied by the resident host. Guests not accompanied by a resident host will be asked to leave the premises immediately.

- 9.4.9 All swimmers must shower before entering the pool and must wear a bathing suit (no ragged-edged garments are allowed.) Showers are only for persons using the facilities and not for individual personal hygiene not related to use of the facility.
- 9.4.10 Swim diapers and plastic pants, specifically for pool use, must be worn in the pool by all users with incontinence issues and children who wear diapers.
- 9.4.11 Any individual with a condition or disease which may be transmitted through pool water or open sores will not be permitted to use the pool facilities.
- 9.4.12 For shoulder length hair or longer, it is recommended that hair be tied back, braided or cap worn (hair clogs the drains.)
- 9.4.13 The following rules shall apply:
- i. No running or "horse play" on pool deck.
 - ii. No "horse play" in the swimming pool.
 - iii. No ball/Frisbee or object throwing.
 - iv. No gum in pool area.
 - v. No skateboards/bicycles/tricycles/skates/roller blades/ scooters or the like inside fenced area.
 - vi. No toys in pool area.
 - vii. No glass bottles or other glass containers/objects inside fenced area.
 - viii. No pets or animals inside fenced area.
 - ix. No unduly loud or disturbing noise inside the fenced area.
 - x. No radios/playback sound devices without headsets inside the fenced area.
 - xi. No diving from benches, tables or other facility structures inside the fenced area.
 - xii. No rafts, inflatable toys, or diving rings during busy periods, which shall be at the discretion of the lifeguard (if staffed) or roving patrol.
Lifejackets are always allowed.
 - xiii. No "boogie boards".
 - xiv. No smoking.
 - xv. No pool furniture in the pool.
 - xvi. Anyone urinating or defecating in the pool is subject to immediate removal from the pool and pool area and imposition of appropriate discipline, after notice and hearing, which may include suspension of privileges to use pool area facilities, monetary penalties and charging residents with all costs of draining and cleaning of pool. Residents are also subject to discipline, including but not limited to, imposition of fines, for such actions by themselves or their guests.
 - xvii. Alcohol is strictly prohibited in the pool area.
- 9.4.15 Any damage to equipment or furnishings must be reported promptly. Residents responsible for the damage will be required to immediately reimburse the Association for losses related to the damage.

- 9.4.16 The “buddy system” is recommended to be used by all swimmers at all times. For safety no one should swim alone.
- 9.4.17 All gates must remain closed and locked at all times.
- 9.4.18 Any resident or resident’s guest caught jumping the fence to any gated facility will be asked to leave the facility for the day. If the same person is caught jumping the fence for a second time, they will be asked to leave the facility for the day and a letter will be sent to the Owner. Non-resident violators will be turned over to the police as trespassers.
- 9.4.19 Violation of these rules may result in a verbal warning, time-out period, ejection for the day or suspension of privileges.

9.5 Spa

- 9.5.1 Persons under the age 13 years old or under must be accompanied by an adult resident at all times.
- 9.5.2 Children 5 years old or younger may not use the spa at any time.

9.6 Cabanas/Barbecue Area

- 9.6.1 The kitchen cabana is available on a first come, first serve basis.
- 9.6.2 The lounge cabana is available on a first come, first serve basis.
- 9.6.3 The barbecue(s) are available on a first come, first serve basis Monday thru Thursday or by reservation Friday thru Sunday. Reservations are limited to one (1) time per month per resident.
- 9.6.4 Residents are responsible for clean-up and/or damages after use of the facilities.

ELM PARK COMMUNITY ASSOCIATION
SECTION 10
PARK/TOT LOT RULES

- 10.1 Park hours are from dawn until dusk, unless reserved by the Association for special events.
- 10.2 Children under the age of 12 should be supervised by Resident parents/guardians/persons at all times.
- 10.3 Use of the Common Property shall be subject to the provisions of the CC&R's and the Rules and Regulations, and to any limitations imposed by any other Association Documents.
- 10.4 The Park area is for the use of Association Residents and their guests. Guests must be accompanied by a Resident at all times. Resident shall be responsible for the conduct of their guests.
- 10.05 The Park may not be used for commercial purposes other than those endorsed by the Association.
- 10.6.1 Regularly scheduled community events, specifically Elm Park Community functions, have priority for park and facility use.
- 10.06.2 Designated BBQ areas and tables may be reserved Friday through Sunday as available. Resident must complete a reservation form and submit the required refundable deposit of \$50.00 before a BBQ area is confirmed reserved. Deposits will not be refunded if excessive damage or cleaning to the area occurs. Checks should be made payable to Elm Park Community Association. If payment and the signed reservation form are not received within seven (7) business days from the date a reservation is made, then that reservation time will be forfeited and made available to other residents. You may obtain the reservation form by contacting management directly. **A RESERVATION DOES NOT INCLUDE POOL AREA.**
- 10.06.03 BBQ and picnic areas are available for a maximum of 25 guests by reservation only, BBQ area may only be reserved on Friday thru Sunday. BBQ area reservations must be reserved no less than fourteen (14) days in advance of the event. Cancellations of an event, if received in writing seven (7) days prior to an event, will result in a full refund of the reservation deposit. Cancellations received less than seven (7) days prior to an event will result in no refund of the reservation deposit, unless approved by the Board of Directors.
- 10.06.04 Residents may only reserve the BBQ area once a month. Residents wishing to reserve the area more than once a month must seek approval from the Board of Directors. Residents may only reserve area in four (4) hour increments. Hours

available are as follows: 9:00 A.M. to 1:00 P.M., 1:30 P.M. to 5:30 P.M., and 6:00 P.M. to 10:00 P.M.

- 10.7 All Residents hosting a (either by reservation or on a first come first served basis) shall be completely responsible for his/her own set-up and clean-up. All clean-up shall be completed prior to leaving the area. Should any damage, above the normal wear and tear, that occurs to the facility, including failure to adequately clean up the area used by the Resident, the Association shall have the right to hold a hearing and thereafter assess the Resident and to withhold some or all of a deposit to cover any damage and/or clean up to the facility that results from the Resident's reservation and/or use of the facility.
- 10.8 Management reserves the right to close the park at any time in order to repair, clean and maintain premises.
- 10.9 Skate boarding, roller blading, and motorized equipment (i.e. scooters) are prohibited at all times.
- 10.10 Residents who procure a bounce house must name the Association and the Management Company as additional insured by endorsement to their Owner's policy and the bounce house company's policy. Copies of such endorsements shall be provided to the Association before any bounce house is placed.