

**FOX CREEK HOMEOWNERS ASSOCIATION
POOL RULES AND REGULATIONS**

The following rules and regulations are for the protection and benefit of all to assure the safe and sanitary operation of the pool facilities. Your cooperation in abiding by these conditions will afford pleasant relaxation and recreation for all concerned. Parents are requested to caution their children to observe all rules and regulations and obey instructions of all employees. Any failure to comply with these rules shall be considered sufficient cause for any action necessary by the Homeowners Association (HOA), including the barring of violators from the use of the pool area. The pool will be in the charge of a qualified lifeguard.

All persons over the age of 5 using the pool will be required, to present a valid pool pass. See numbers 13 and 14 below for rules regarding children. Your assistance is not only needed but required to make this pool an enjoyable and safe facility. These rules may be revised or additional rules established at any time by the Management.

1. All persons using the pool area do so at their own risk and sole responsibility. The HOA does not assume responsibility for any accident or injury in connection with such use. The user covenants and agrees with the HOA and/or owners for, and in consideration of, the use of the pool as an added facility and other good and valuable consideration, to make no claim against the HOA and/or owners for, or on account of, any temporary or sustained loss or damage of life, limb, or property.
2. The users agree to hold harmless the HOA and/or owners from any and all liabilities and actions of any nature by guest or guests of the owner growing out of use of the pool area.
3. Users will be held responsible for their own actions and those actions of their guests. **Maximum of 4 guests per household unless prior approval by Management.**
4. The cost of any property damage will be charged to the responsible party.
5. The HOA will not be responsible for loss or damage to any personal property of any kind.
6. The use of the pool and pool area is permissive only.
7. The HOA reserves the right to refuse entry or deny pool privileges to anyone at its sole discretion.
8. All bathers must shower before entering the pool.
9. Admission will be refused to all persons having any infectious disease, sore, or inflamed eyes, colds, nasal or ear discharges, or any communicable diseases of any kind.
10. Spouting of water or similar unhygienic actions will not be permitted in the pool.
11. No abusive or profane language or breach of the peace will be tolerated.
12. Residents are permitted to bring their own outdoor chairs into the pool area. All furniture brought into the pool deck area must be removed by the owner when leaving the pool facility each day. Failure to remove said furniture will result in the disposal of said furniture.
13. **Children under 12 years of age must be accompanied by an adult for admission to the pool area. For every 4 children between the ages of 4 and 12, there must be 1 adult.**
14. Children under 4 years of age will be allowed in the main pool area only if under direct and constant supervision of an adult. **Children under 3 years of age must wear items specifically sold as infant/toddler swimmer diapers.**
15. Diving, running, pushing, wrestling, ball playing, or causing undue disturbance in or about the pool area will not be tolerated.

16. Smoking in the pool area or pool clubhouse will not be permitted.
17. No life preservers, inner tubes, or play equipment may be used in the pool (except at the discretion of the Pool Management during periods of minimal use).
18. No wheeled vehicles (i.e. bicycles, scooters, etc.) are allowed in the pool area (strollers and wheelchairs are permitted).
19. Pool furniture removed from the cement apron to the grass area must be returned to the cement apron after use.
20. Beach-type footwear will be permitted on the concrete apron portion of the pool area only. No footwear will be allowed in the pool unless approved by the lifeguard.
21. No pets are allowed in the pool area. Seeing-eye animals are allowed, when properly attended, if maintained by state, county and local ordinances.
22. No food may be brought onto the concrete area of the pool. Food may be consumed in the grass area adjacent to the pool. Beverages may be brought into the pool area only if they are in plastic or aluminum containers. **No glass containers will be permitted in the pool area. No alcoholic beverages will be permitted in the pool area.**
23. Trash and refuse must be placed in the receptacles provided.
24. Owners who do not reside in Fox Creek may transfer pool privileges to their renters. However, in doing so, the owner gives up his/her right to pool privileges.
25. Renters may use the pool only if the property owner has transferred his/her privileges to the renter.
26. Guests will be permitted to use the pool when accompanied by a registered owner or renter. The number of guests will be limited to four (4) per household at any given time.
27. The lifeguard is responsible for the strict enforcement of the rules and any perceived interpretations of the rules. He/she has authorization to temporarily deprive any owner/renter use of this facility. A written statement is to be filed with the HOA within 24 hours if such action is taken.
28. The pool may be closed at any time due to feces or vomit accidents, mechanical breakdown, inclement weather, or other operational difficulties as mandated by County Health regulations and at the discretion of the lifeguard.
29. Only Pool Management staff and authorized personnel are permitted in the office area at any time.
30. A 15-minute adult (18 years and older) swim period will be held every hour on the hour at the discretion of Pool Management.
31. Depending on favorable weather conditions, the pool will be open daily from Saturday of Memorial Day weekend in May through Monday of Labor Day weekend in September during the hours posted.
32. Persons under the influence of intoxicants are not permitted in the pool area.
33. The use of attachable water wings and masks will be permitted at the discretion of Pool Management.
34. Pool privileges shall be suspended to any unit owner should their assessments become past due.