

ARTICLE IV. SWIMMING POOL RULES AND REGULATIONS

A. GENERAL INFORMATION

The District welcomes property owners and guests to the swimming pool ("Pool"). These rules and regulations will provide for a more enjoyable experience while visiting the Pool.

1. Membership Eligibility All owners of real property within the District and individuals residing within the District and non-residents of the District who have paid a fee for membership as set forth in these Rules and Regulations are members (each, a "Member"). In order to verify membership, the District requires the following:

- a. Property owners provide proof of membership by providing a copy of a deed granting the owner fee simple title to a privately owned site. Membership will automatically include all immediate family members who are residents of the District.
- b. In addition to property owners, those persons whose primary residence is in the District (renters from property owners) may have rights to use assigned to them by having completed a copy of the "*Consent To Tenant*" form and "*Renter Information Sheet*" and returning these forms to the Management Company (defined below).
- c. Non-residents of the District may pay a fee for use of the Pool and its facilities in amounts set forth in Exhibit A attached hereto (the "Annual Membership Fees"). The Annual Membership Fees may be changed from time to time in the District's discretion by resolution of the Board. Annual Membership Fees must be paid on or before December 1 of each year. If a non-resident Member fails to pay the Annual Membership Fees, the Board has the authority to suspend the rights of all individuals of the non-resident Member's household to use the Pool and pursue any other available remedies.

2. Membership Keys.

- a. The Pool facilities main gate will be locked at all times. One gate key will be issued per household by a District representative. The gate key must not be duplicated. In the event a gate key is lost, there is

a \$25 charge for a new key. Subsequent losses will result in a \$50 charge for each replacement key.

- b. Membership keys must be returned when property is sold. A Member who sells their property and is under contract for another property within the District may be eligible to retain membership during this period. Contact a District representative for further details.
 - c. Membership keys issued to non-residents of the District under Section A.1.c above and are good for the period of one year and must be renewed on an annual basis or returned.
3. Children at the Pool. **THERE IS NO LIFEGUARD AT THE POOL.** Members are reminded that parents are responsible for the *behavior and safety* of their children. Children (12 years of age and younger) must be supervised at all times by a responsible adult. Neither the District nor the Management Company assumes or accepts responsibility for supervision of children.
4. Guests at the Pool must be accompanied by a Member in good standing. Members are responsible for their guest's actions, including but not limited to, any damage to the Pool. In general, each Member is limited to no more than five guests per day. Any single activity, which will involve more than five guests and any other special occasions, must be pre-approved by a District representative. All guests must be accompanied by their Member host at all times when using the pool.
5. Limitations on Use. The Pool may not be used to conduct any activity, program or other event for profit by any Members, business or other person.

B. GENERAL OPERATION RULES AND PROCEDURES

1. The District has contracted with CRS of Colorado ("Management Company") for the administration, management and operation of the Pool. Any inquiries pertaining to the operation and/or management of the Pool should be directed to:

Community Resource Services of Colorado LLC
7995 East Prentice Avenue, Suite 103E
303-381-4960

2. The Pool will be open from 9:00 a.m. to 9:00 p.m. daily (9:00 am to 10:00 am is reserved for adult swim only). Entering the Pool facilities during closed hours will subject the Member to a warning or suspension of Pool privileges. Restriction of hours for non-resident access may be adopted by the Board from time to time to relieve congestion at the Pool. Entering the pool before or after hours without District approval is considered trespassing.
3. The Pool will open the Saturday the week immediately preceding Memorial Day and close on Labor Day. Opening and closing dates may vary each year, depending on weather.
4. No animals will be allowed with exception of trained assistance dogs in the Pool fenced area.
5. The District is not responsible for lost or stolen articles.
6. The District is not responsible for any accident occurring on property owned and operated by the District.

C. POOL RULES

The following are rules and regulations for specific areas of the Pool. Additional rules and regulations may also be posted in specific areas. The District has implemented these rules and will in all cases seek Pool user cooperation in abiding by these rules to ensure the safety of all Pool users. It is impossible to list every rule and standard, so it must be understood that a District representative is empowered to make decisions, make judgment calls and enforce rules in an effort to prevent accidents.

1. A District representative shall have jurisdiction over rule enforcement based on potential and preventable hazards and accidents. Appeals of any such enforcement may be made to the Board of Directors.
2. No running is allowed within the fenced pool area or other wet/slippery areas.
3. Swimmers may not hang on any lap swim lane ropes or any safety ropes that may be installed.
4. Food and drinks will be allowed on the pool deck area. Glass bottles and containers are not allowed in any area at the Pool.

5. Proper swimming attire must be worn by all swimmers. No cut off pants are allowed. All children under 3 years must wear approved swim diapers in the pool.
6. No spitting while in the Pool, Hot Tub, or on the Pool deck.
7. No flips, twists, cannonballs, can openers, back dives, back jumps or any other unsafe entry into the water will be allowed from the side of the Pool.
8. Diving into the Pool is prohibited at all times
9. Showers are recommended before entering the Pool in accordance with Colorado State law.
10. Inflatable beach balls, flotation devices and other items designed for community swimming pools are allowed. Swimming pool play items should not interfere with the use or enjoyment of the Pool by others.
11. Smoking is not allowed within the Pool fenced area.
12. Children (under 12) must be supervised at all times by a responsible adult.
13. Community members are not to attempt to reserve chairs by leaving personal items on the chairs unless they expect to return promptly.
14. During inclement weather, use reasonable caution. If lightning is apparent, please vacate the pool.

D. HOT TUB RULES

1. No children under the age of 12 are permitted in the Hot Tub unless accompanied by a parent or guardian.
2. Proper swimming attire must be worn by all swimmers. No cut off pants are allowed. All children under 3 years must wear approved swim diapers.
3. Shower before using the hot tub.
4. No alcohol, beverages, or food are permitted in the hot tub area.
5. No smoking in the hot tub.

SAFETY ADVISORY: Members and Guests with heart disease, diabetes, high or low blood pressure or any serious illness, and pregnant women should not enter the hot tub without prior consultation with their physician. People with skin, ear, genital or other body infections, open sores or wounds, should not use the hot tub due to the possibility of spreading infection. Do not allow the hot tub's water temperature to exceed 104 degrees Fahrenheit (40 degrees Celsius). Do not soak for more than 15 minutes at one sitting in 104 degree Fahrenheit (40 degree Celsius) water. Do not use the hot tub alone or while consuming alcoholic beverages or during/after using over-the-counter or prescribed medications that may cause sleepiness, drowsiness, or raise or lower blood pressure. Do not use the hot tub while under the influence of medication or immediately after consuming a heavy meal. Illegal drug use is strictly prohibited. Enter the hot tub slowly and cautiously.

E. CODE OF CONDUCT

Disorderly conduct will result in immediate disciplinary action. Such discipline may include a minimum of one month's suspension at the Board's discretion. If a District representative deems it necessary to involve law enforcement authorities, a minimum suspension of 30 days from the Pool will be mandatory. Disorderly conduct may include, but is not limited to the following:

1. Threatening, profane, indecent, coercive or disrespectful actions, gestures, words or language to District representatives, fellow Members or guests;
2. Fighting (verbal or physical), scuffling or horseplay within the Pool or on District property;
3. Possession or consumption of alcoholic beverages while utilizing the Hot Tub;
4. Illegal drugs within the Pool or on District property;
5. Smoking within the Pool fenced area;
6. Unacceptable loitering within the Pool or on District property or any District facilities deemed to be destructive or offensive;
7. Dress code violations posted for the Pool facilities;

8. Failing to obey any directive given by a District representative in accordance with these Rules and Regulations;
9. Theft or attempt to remove equipment or items belonging to the District, its Members or guests;
10. Damage or vandalism to Pool equipment or facilities;
11. Failure to obey posted safety rules;
12. Committing illegal or criminal acts in violation of state, local, or federal laws or regulations;
13. Actions or activities that are not respectful of the well-being of other persons and/or property.