

Acknowledgement of Bent Tree Bluffs Pool Fob and Unsupervised Hours Policy

1. Two fobs are provided per household to the **homeowner of record**. Homeowners must coordinate with renters, if necessary.
2. Homeowners are responsible to tender the pool fobs back to the Pool Committee during property sales, or exchange both fobs with the new owners at closing or by leaving them in the home in a conspicuous location. If old owners tender the fobs back to the Pool Committee, the new homeowners must coordinate with the Pool Committee for pickup.
3. To properly safeguard the fob and communication, the homeowner shall provide a valid phone number and email to the Pool Committee (note fields in form below to complete).
4. Loss of a key fob will be communicated promptly to discontinue the access; replacement will be at the homeowner's expense at a cost of \$50 per fob, or \$100 per household should both need replacement. Fobs are not issued annually and should be retained/not thrown away.
5. Unsupervised hours are defined as any swim time allowed by the Bent Tree Bluffs Swim Committee in addition to the regular hours when there is a lifeguard on duty.
6. Please refer to the BTB Swim Club Newsletter for the current year for definitions of specific regular and unsupervised hours.
7. All swimming is considered "swim at your own risk".
8. All regular hours pool rules apply during unsupervised hours.
9. Residents must have on file a properly executed BTB pool policy acknowledgement form before receiving the fob access, and therefore access to the pool during unsupervised hours.
10. Residents agree to scan their pool fob when entering the pool area. There shall be no admittance of any person on a fob that is not associated with their household unless a guest pass has been purchased. Guest passes can be purchased/paid for in advance with coordination with the pool committee or on site at the pool with the lifeguard. Cost of guest passes is \$10 for a 10 visit punch card.
11. At no time and under no circumstances are guests allowed in the pool area during unsupervised hours. Unsupervised hours are a **member's only benefit**.

By signing this agreement, I acknowledge and voluntarily assume the risks that my family, including child(ren), may incur while on site at the pool and that such exposure or infection may result in personal injury, illness, permanent disability, and death. I understand that the risks at the pool may result from the actions, omissions, or negligence of myself and others, including, but not limited to, the HOA Board and pool management company's employees, volunteers, and program participants and their families. I voluntarily agree to assume all of the foregoing risks and accept sole responsibility for any injury to my child(ren) or myself (including, but not limited to, personal injury, disability, and death), illness, damage, loss, claim, liability, or expense, of any kind, that I, my family and my child(ren) may experience or incur in connection with my child(ren)'s attendance at the pool or participation in pool activities ("Claims"). On my behalf, and on behalf of my children, I hereby release, covenant not to sue, discharge, and hold harmless the HOA Board and the pool management company and their employees, agents, and representatives, of and from the Claims, including all liabilities, claims, actions, damages, costs or expenses of any kind arising out of or relating thereto. I understand and agree that this release includes any Claims based on the actions, omissions, or negligence of the HOA Board and the pool management company and their employees, agents, and representatives, should any incident occur before, during, or after participation in pool facility activities.

The Bent Tree Bluffs HOA Board and the BTB Pool Committee will jointly enforce these rules. Violators may have their unsupervised hours swim privileges immediately revoked. Failure to cooperate with an investigation by the HOA Board and/or Pool Committee may result in unsupervised hour swim privileges being immediately revoked. BTB residents have

KEEP THIS PAGE FOR YOUR RECORDS

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an obligation to report any suspected violations of pool rules to the Pool Committee immediately, either to the committee members or the pool email, benttreebluffspool@gmail.com.

This policy document will be posted at the pool house and is subject to change. Revisions to this policy will be communicated via the Bent Tree Bluffs pool email distribution and are subject to change at any time.

I undersigned hereby acknowledge the receipt of my key fobs (two per household), as well as understanding and agreement to uphold the guidelines of this policy. My agreement below holds for myself, as well as my entire household.

Printed: _____

Signed: _____

Date: _____

Email: _____

Phone: _____

RETURN THIS PAGE TO BTB POOL COMMITTEE AT OR PRIOR (ELECTRONICALLY) TO FOB PICKUP

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]