

BACKWATER SUBDIVISION

RESIDENTS – WAIVER AND RELEASE FOR USE OF THE POOL/PAVILION

THE POOL IS A “SWIM AT YOUR OWN RISK” FACILITY

1. **POSITIVELY NO DIVING IN THE POOL.** Diving may result in serious injury or death. (Also, no flips or somersaults in/into the pool.) **RUNNING ON POOL DECK IS STRICTLY PROHIBITED.**
2. Pool dates and hours may change. Pool hours are 8:00 am to 10:00 pm. (Please be respectful of nearby homeowners during early morning or later evening hours.)
3. **FOOD IS ALLOWED IN PAVILION AREA ONLY.**
4. Less than 14 years of age must have adult supervision present at all times.
5. **Residents must have a community issued key card to enter the pool/pavilion area. Each property owner will be given one key per household.** Only homeowners who are up to date with all Backwater HOA fees will be issued a key. An additional key may be purchased from the HOA for \$100. Any resident who provides their key card to a non-resident will have their pool/pavilion access revoked.
6. **Guests (non-property owners) must be accompanied by a property owner.** A maximum of five (5) swimming guests per household are allowed. Backwater residents are responsible for assuring their guests are aware and informed of pool/pavilion rules.
7. No pets of any kind are permitted in the pool/pavilion area.
8. No smoking is permitted inside the fenced pool/pavilion area at any time.
9. Glass items and chewing gum are not permitted in or around the pool/pavilion area.
10. Violent behavior and/or vulgar language will not be tolerated. Improper behavior may result in the loss of pool rights.
11. Anyone observed breaking rules should be reported to the pool committee. Breaking the rules could result in loss of pool access. Any illegal or dangerous activity should be reported directly to the proper authorities and/or call 911.
12. **DO NOT TAMPER WITH RESCUE EQUIPMENT.** It is for emergencies only.
13. During inclement weather or when bad pool conditions exist, the pool may be closed and swimmers must leave the pool area. Continuous lightning and storm conditions close the pool indefinitely.
14. Trash must be properly disposed of in trash receptacles. Anyone using the grill is responsible for cleaning it after use.
15. Pool furniture is not to be moved outside of the pool fence. If you move pool furniture, please return it to its original location before leaving the pool area.
16. **POSITIVELY NO ONE ALLOWED IN THE POOL DURING CLOSED HOURS. CLIMBING ON OR OVER THE FENCE SURROUNDING THE POOL IS STRICTLY PROHIBITED. VIOLATORS WILL HAVE POOL ACCESS REVOKED AND MAY BE CHARGED WITH A \$50 FINE.**

17. It is not recommended that parents leave the subdivision when their children are at the pool in the event of an emergency.

18. Babies and toddlers must wear swim diapers.

19. Do not tamper with any pool/pump equipment.

20. In order to obtain a key, you must sign and return this Waiver and Release to Pool Committee.

I have read and understand the rules and regulations for use of the Backwater HOA Pool/Pavilion. I agree to abide by the rules contained herein and pool rules posted. I am a property owner in Backwater Subdivision and take full responsibility for insuring the rules are followed during my usage. I release Backwater HOA, their agents, assigns, employees, and contractors of all liability for damage or injury that may occur during my usage or my minor children's usage and I will be responsible for any and all damages, attorney fees, costs, and repairing such physical damage. I understand that if I violate the rules and regulations my Pool/Pavilion access may be suspended or revoked as outlined. I certify that my dues (including any late fees, legal fees, etc.) are current.

Signature of Property Owner _____ **Date** _____

Print Name of Property Owner _____

EMAIL _____

Address of Property Owner _____

Telephone Number _____

Minors Living in my Household _____

Card # _____

Lot # _____

Initials _____