



SWIMMING POOL/PLAYGROUND RULES AND REGULATIONS

Access to all recreational facilities is governed by the Declaration of Protective Covenants for Berkeley Walk, as amended (the "Covenants"), and by any rules and regulations that may be promulgated by the Berkeley Walk Community Association (the "Association") under the provisions of the Covenants and the Association's Bylaws. For purposes of these Rules and Regulations, the term "Resident" shall include (1) any resident of property subject to the terms of the Covenants (this property is commonly known collectively as the Berkeley Walk Community) and (2) any resident of a home in the Berkeley Commons Community whose owner has exercised the right to use the Association's recreational facilities.

The swimming pool and related facilities may be used by:

1. Residents of property for which all fees due and payable to the Association have been paid in full.
2. Accompanied guests of permitted Residents, limited to four per home. However, **Residents who would not otherwise be permitted access are not permitted as guests.**
3. Additional guests may be permitted by prior arrangement with the Association's designated representative.
4. The Association's designated representatives shall have the authority, whenever they deem necessary, to expel anyone at any time for misbehavior, interference with other's enjoyment of the pool, use of abusive language, or apparent intoxication. Any individuals so expelled may not return to the pool area until the following day. At the sole discretion of the Association, any individual expelled repeatedly may be barred from any further use of the Association's facilities.

REGULATIONS

1. **Children under the age of 14** are not permitted to swim under any circumstances without an adult (age 18 or older) present. The ratio of children to responsible adults will not be greater than five to one.
2. **Nobody is allowed in the pool unless at least one other person age 14 or older is present.**
3. All Residents using the pool are required to be familiar with these Rules and Regulations. Adult Residents must assure that their children comply with all pool rules. **Parents, whether or not they are at the pool, are responsible for their children.**
4. For safety reasons there can be **no running, pushing, jumping in on others, dunking, holding others under the water, or other unsafe behavior.** Loitering in or around the bathhouse area is not permitted. **No diving is allowed.**
5. Babies in diapers **must** also **wear rubber pants.** An adult must supervise every child in the wading pool.
6. **All trash must be placed in trash receptacles.** Disposal of food, cigarette butts, and any other items brought into the pool area by the Resident and guests are the responsibility of the Resident. **Not allowed: gum, glass, chinaware, items in breakable containers. SOILED DIAPERS MUST NOT BE DISPOSED OF IN TRASH CONTAINERS AROUND POOL OR PLAYGROUND.**
7. **Not allowed in the pool and pool area:** pets, bicycles, skateboards. **Not allowed in the pool:** cut-offs and other clothing not designed as swim wear. No one will be allowed to swim with open or infected wounds.
8. Flotation devices and other pool accessories that interfere with the use and enjoyment of the pool by others are prohibited.
9. No smoking is permitted in the pool area.
10. Playground equipment must not be used improperly. Bare feet are not permitted in playground area. Adult supervision is required for use of playground area.
11. **No alcoholic beverages are allowed for anyone under the age of twenty-one (21). Consumption of alcoholic beverages is a matter of personal preference; however, containers must be kept concealed.**
12. The health and safety of Residents and their guests is the responsibility of the homeowners not the Association. Residents and their guests can have no claim against the Association for any accident or injury. The Association is not responsible for loss of or damage to personal property.
13. Use of the pool and related facilities is limited to the swimming season as announced annually by the Association.