

# OOI POOL AND CLUBHOUSE RULES

The Board of Directors reviewed and approved the Pool and Clubhouse Rules. These Rules have proven to be both informative and helpful to homeowners and OOI staff alike. Please read these Rules and file them for later use.

## OOI RULES

### Introduction

To assure user safety and enjoyment, and fair and equitable use, all persons must follow the Rules while at the clubhouse facility. The "clubhouse facility" refers to the clubhouse and adjacent walkways, office, upper deck, lower pool deck area (includes the ping pong area, main pool and wading pool), grassy area (includes horseshoe pits and picnic table area), basketball area, volleyball area, parking lot, storage sheds, fencing, landscaping and bathrooms.

### A. Clubhouse Facility/Pool Rules

1. Every Member or authorized tenant desiring to use the clubhouse facility must complete a pool information card in order to receive a Pool Pass. New Members or authorized tenants are required to provide proof that they currently reside within Old Orchard 1. Acceptable forms of proof include, but are not limited to, a current electric bill or gas bill.
2. Tenants must present a current letter from the Member stating that the Member assigns to the tenant the Member's right to use of the clubhouse facility for the current season. The Member or authorized tenant can register and use the clubhouse facility, but not both. Members are responsible for assuring family members, guests, and authorized tenants comply with these Rules. Henceforth, any reference to a Member(s) will also include authorized tenant(s).
3. All persons entering the clubhouse facility shall present Pool Passes or check in with Association staff on duty.
4. A Member or family member must accompany invited guests. Family members only include individuals who reside in Old Orchard I. Members are solely responsible for their family members and guests using the clubhouse facility. Members may host up to ten (10) guests at the clubhouse facility. Hosting larger groups requires prior notice and approval from the Association staff on duty. The privilege of inviting guests extends to Member's children 14 years and older.
5. A guest pass is required for each guest with the exception of guests of a Member who has signed a Clubhouse Rental Agreement and is associated with said rental. Guest passes are available at the office for 25 cents each or 5 for a \$1.00. A Member may purchase guest passes on the day of use or in advance. A guest pass is only valid for one day.
6. No one is allowed to enter the main pool unless a lifeguard is on duty except as permitted during (a) rest periods or (b) Association approved activities. Rest periods will be announced each hour by the lifeguard(s) on duty. During these rest periods, there is NO LIFEGUARD

ON DUTY and no one under 16 may enter the main pool. The rest periods will be the last 15 minutes of each hour, and from 7:30-8:00 p.m.

7. Children must be 8 years or older to enter the lower pool deck area without a babysitter or adult.
8. Babysitters must be 14 years or older to bring children to the clubhouse facility. Written permission from a parent or legal guardian cannot waive this rule. Association staff on duty may not be used by any person as a babysitter. Babysitters are not permitted with more than three children.
9. The wading pool has no lifeguard supervision. A parent, responsible adult or babysitter must accompany children using the wading pool and be responsible for them. Only children 6 and under are allowed in the wading pool.
10. Anyone using the main pool may be asked to pass a swimming proficiency test to the satisfaction of a lifeguard(s) on duty. The swimming proficiency test consists of swimming the width of the pool and back without stopping AND treading water for 15 seconds.
11. No diving is permitted in the shallow end without prior permission of the Association staff on duty. Shallow shall mean five (5) feet or less in depth.
12. Back dives, front flips or back flips are prohibited off any side of the main pool.
13. Wet bathing suits or towels are not permitted inside the clubhouse.
14. Spitting, spouting water, or blowing the nose are prohibited in the main or wading pool.
15. Incontinent individuals are not allowed in the main pool. An incontinent individual is any person who does not have complete control of his or her bodily functions. For example, children must be completely toilet trained to enter the main pool. Individuals in diapers of any kind, including but not limited to, disposable diapers, water diapers, swim diapers, or rubber pants, are prohibited in the main pool.
16. Only normal swimming attire is to be worn while in the main pool. T-shirts worn for sun protection are acceptable. Permitted swim attire must be clean. Thong-like swimwear is prohibited in the clubhouse facility. There shall be no nude sunbathing or swimming in the clubhouse facility.
17. No eating is allowed in the lower pool deck area except during swim meets or annual Association sponsored events (e.g., July 4th, Luau). Annual Association sponsored events do not include swim team practices or any private parties (e.g. birthday parties).
18. No gum is allowed in the main or wading pool.
19. Swim fins, masks, balls, diving rings, snorkels, swim buoys, beach balls, pool rings, Torpedoes, Splash Bombs, Hydro Football, and kickboards may be used with the approval of the lifeguard(s) on duty or as a training device or teaching aid used in a regularly scheduled activity or class. Lifeguard(s) shall have the authority to allow use of the aforementioned items based solely on their discretion. (As amended November 5, 2009)

20. No flotation devices, including, but not limited to, floaties, rafts, boogie boards, life jackets, or air mattresses are allowed in the main pool. Noodles, inner tubes or Association purchased water vests are permitted when used as an aid in a regularly scheduled activity or class (e.g., swim team practices, water aerobics, July 4th).
21. No toys are permitted in the main pool. Examples of such prohibited toys include, but are not limited to, water guns or Frisbees.
22. Individuals with infectious diseases, suffering from a cough, cold or sores, contagious or communicable conditions or open wounds are prohibited from using the main or wading pool.
23. Running, horseplay, pushing, shoving or any activity which might be injurious to any person is not permitted in the clubhouse facility.
24. Excessive splashing is not allowed in the main pool. The lifeguard(s) on duty has sole discretion to determine whether any splashing is excessive.
25. No glass containers of any type are permitted in the lower pool deck area. Paper, plastic or metal containers are permitted in the lower pool deck area.
26. Profanity, abusive language and/or behavior, or loud music is not permitted.
27. All of the following apply to diving board use:
  - a. One person at a time is permitted on the diving board.
  - b. Divers must be responsible for the safety of any swimmers in the vicinity of the board.
  - c. Divers must leave the board in a forward direction only.
  - d. Hanging onto the diving board is not allowed.
  - e. Only two bounces on the board are allowed.
  - f. No one is allowed to jump off the diving board into another individual's hands/arms except as part of a regularly scheduled class.
28. No animals are allowed in the clubhouse facility except service animals. Service animals are animals that are trained and must work for the benefit of a disabled person. In addition, the disabled person must demonstrate a medical need for the animal.
29. No sitting or standing on the shoulders of another individual in the main or wading pool is allowed.
30. Smoking or chewing tobacco is prohibited in the clubhouse facility. Individuals must not discard or otherwise dispose of smoking materials anywhere in the clubhouse facility.
31. No illegal activity or substance is permitted at any time in the clubhouse facility.
32. No bike riding, skateboarding, riding razors, roller-blading, or other similar activities is allowed inside the first gate. All bikes must be kept in the bike rack. The Association shall not be responsible if any equipment used in connection with any such activity is lost or stolen.

33. No sliding or hanging from the handrails in the steps in the shallow end.
34. One lane of the pool will remain open to Members, family members, or guests during afternoon swim practice. Hanging on a lane line is not allowed.

#### **B. Miscellaneous Rules**

1. Littering is prohibited in the clubhouse facility. All trash must be disposed of prior to leaving the clubhouse facility.
2. No Association property or equipment is to be removed from the clubhouse facility without prior written approval of the Clubhouse Manager. At the conclusion of its usage, the Member who borrowed any such property or equipment must return it to its normal storage location. The Member is responsible for any damage or loss to such property or equipment.
3. Safety equipment must remain in the pool area at all times and cannot be used except in an emergency.
4. All clubhouse facilities or equipment must be used for their intended purpose only.
5. During home swim meets, the wading pool will be closed and the main pool will be available only to swim meet participants. Dates for home swim meets will be posted in advance in the *Acerca del Pueblo* and at the clubhouse office. When possible, accommodations with other HOAs may be made.
6. No one other than Association lifeguards and comparably-certified Dolphin Swim Team coaches may offer swim lessons. (Revised June 7, 2007)
7. Lost and found articles will be held until the end of the summer season.
8. Bounce Houses/Air Jumps are prohibited within the clubhouse facility unless the Clubhouse Manager has granted prior written approval. If approval is granted, the Member must provide proof of insurance naming the Old Orchard Association as an additional insured. Proof of insurance must be on file two working days prior to the event.

#### **C. Authority**

1. The Board of Directors, Clubhouse Manager, or Association staff on duty has the authority to restrict the use of the clubhouse facility from anyone found to violate the Rules.
2. Association staff on duty has the authority to close the entire clubhouse facility (or any part thereof) at any time due to weather conditions, safety considerations, disturbances, and/or emergency situations.
3. All persons must obey all requests and orders by Association staff on duty.

#### **D. Clubhouse Use Rules.**

1. The right to use any part of the clubhouse facility, except when the interior of the clubhouse has been rented, is nonexclusive and on a first come first serve basis.

2. Members are required to notify Association staff prior to hosting a private party (e.g., birthday party) that includes ten (10) or more guests. SUCH NOTIFICATION IS NOT A RESERVATION OF SPACE. Association staff may alert a host that other individuals have expressed an interest in holding a party at the same time. Association staff will only offer such an alert if known to staff at the time notification is provided AND a host inquires.
3. Set-ups for private parties may be allowed one hour prior to the opening of the clubhouse facility for a \$15.00 fee, if arranged in advance with the Clubhouse Manager.
4. Individuals 13 and under are required to be supervised by an individual (18 years or older) while inside the clubhouse.
5. The pool table cannot be moved at any time. A charge of \$250.00 will be levied against any Member should the Member, family member, or guest move the pool table.

#### **E. Clubhouse Rental Policy**

1. General
  - a. The interior of the clubhouse is available for rent to any Member who is current as to Assessments and who has not been suspended. Owner's tenant may rent the clubhouse if the Owner has assigned Owner's right of enjoyment to the tenant and Owner is current as to Assessments and has not been suspended.
  - b. The privilege to rent the clubhouse only entitles the Member to the exclusive use of the interior of the clubhouse, except the office, subject to the terms of the Clubhouse Rental Agreement (Agreement).
  - c. A Member must complete the Agreement and is responsible for their families, guests and invitees while renting the clubhouse.
  - d. All arrangements, transactions and communications must be made directly with the Member whose name appears on the Agreement and the Clubhouse Manager.
  - e. The Member signing the Agreement must be present during the entire rental period.
  - f. A clubhouse rental requested by a Member for a non-resident is prohibited.
  - g. The clubhouse is unavailable for rental from the Friday before the first league swim meet through the Sunday following the championship meet. Swim meet dates will be posted in the *Acerca Del Pueblo* and at the clubhouse. In addition, the clubhouse will not be available for rental when the clubhouse is open during spring break.
  - h. The Board of Directors reserves the right to deny clubhouse rental for reasons of safety, potential damage to facilities, or previous violation of Association Rules. The Board shall review all rental applications.
2. Rental Purpose.
  - a. Association sponsored events will take precedence over Member rental of the clubhouse.

- b. The clubhouse may not be rented for commercial or promotional purposes.
- 3. Facility Rental Fees.
  - a. A current schedule of the rental fee rates as approved by the Board of Directors for clubhouse rentals is available from the Clubhouse Manager.
- 4. Security Deposit.
  - a. A security deposit of four hundred dollars (\$400.00) is required for all clubhouse rentals. An additional security deposit of one hundred dollars (\$100.00) is required should any Member or authorized tenant require use of the TV set and/or VCR.
- 5. Waiver of Fees.
  - a. The Board may waive the fee for the rental of the clubhouse. A \$50 cleaning deposit will be required for any such group.

**F. Paseo Rules**

- 1. Motorized skateboards are not permitted on the paseos.
- 2. All dogs must be restrained by a leash, not to exceed six (6) feet in length, and in the charge of a person competent to restrain such dog while on Common Area.
- 3. No Owner or person having custody of any animal shall permit, either willfully or through failure to exercise due care or control, any such animal to commit any nuisance by leaving its excreta and allow such nuisance to therefore remain in Common Area.

**G. Meeting Rules.**

- 1. At the start of any meeting, the Board may establish a reasonable time limit for Owners to speak.
- 2. Audio or visual tape recording of any meeting is prohibited without prior Board written approval.

Reviewed, Revised, and Approved June 7, 2007. Rule 19 amended November 5, 2009.