

# **JOINT POOL FACILITY REGULATIONS**

The pool facility, located at 5458 Crystalford Lane and owned by the Walney Mills Homeowners Association, is operated for the benefit of the property owners of the Englewood Mews, Walney Glen, and Walney Mills developments. The pool facility is controlled by a five member Pool Committee comprised of representatives appointed by the respective Boards of Directors of the three Homeowners Associations. Control and costs are shared among the three developments per a Deed of Easement created in 1989.

The following regulations are for the protection and benefit of all to ensure safe and sanitary operations of the pool and its facilities. Your cooperation in abiding by those conditions will afford pleasant relaxation and recreation for all concerned. Parents are requested to caution their children to observe all regulations and obey instructions of Pool Management personnel. These regulations may be revised or supplemented at any time by the Pool Committee.

Failure to comply with these regulations is sufficient cause for ejection or suspension from the pool facility by the Pool Management or the Pool Committee and a potential forfeiture of pool facility privileges by the respective Homeowners Associations.

For purposes of this document, the term "adult" is defined as a member who is at least sixteen (16) years of age and the term "member" is defined as an individual entitled to and registered to receive pool privileges.

- 1) No person, except the Pool Management, Pool Committee, Homeowners Associations Boards of Directors and Committees, and their authorized agents and contractors, shall enter the pool facility unless it is officially open and lifeguards are on duty. Only members and their guests shall use the pool facility. Violators will be prosecuted and their pool privileges will be suspended, subject to reinstatement only in accordance with Paragraph 9 below.
- 2) All members using the pool facility do so at their own risk and sole responsibility. The Pool Management, Pool Committee, and Homeowners Associations do not assume responsibility for any accident or injury in connection with such use. The members and guests, or any other person or persons covenant(s) and agree(s) with the Pool Management, Pool Committee, and Homeowners Associations for and in consideration of the use of the pool facility to make no claim against the Pool Management, Pool Committee, and Homeowners Associations for an account of any loss or damages of life, limb or property sustained.
- 3) **POOL PRIVILEGES SHALL BE SUSPENDED TO ANY UNIT OWNER AND/OR THEIR TENANTS SHOULD THEIR ASSESSMENTS BECOME PAST DUE** and shall be reinstated only upon payment of such fees to the appropriate Homeowners Association.
- 4) All members using the pool facility consent to any necessary emergency medical care and are required to provide contact telephone numbers and third party emergency contact information at the time of registration. Owner(s) or Tenant(s) will be the emergency contact for any Nanny that they have registered and are responsible for maintaining the appropriate emergency contact information for such Nanny.
- 5) All members using the pool are required to present their passes to the lifeguard upon entering the pool facility. Passes will be returned when members leave the pool facility.

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- 6) Only property Owner(s) or Tenant(s) (if owners have transferred their privileges) will be permitted to bring guests. The Owner(s) or Tenant(s) must remain on the premises as long as guests are using the facility. Guests will only be admitted with valid guest passes and provided there is sufficient room in the pool, as determined by the Pool Management.
- 7) Members are responsible for all actions of their guests. Owners are responsible for the actions of their tenants and their tenants' guests. The cost of any property damage incurred by a guest of a tenant will be charged to the responsible hosting member and/or homeowner as the case may be. Parents are responsible for the safety and conduct of their minor children.
- 8) The Pool Management, Pool Committee, and Homeowners Associations are not responsible for loss of or damage to any personal property of members or guests.
- 9) The Pool Management is responsible for the strict enforcement of all regulations established by the Pool Committee and all Fairfax County Ordinances applicable to the pool facility. All members must obey the instructions of the lifeguards, who have the authority to eject and temporarily suspend the pool privileges of any member or guest, if such person has violated these regulations or ordinances. The Pool Management will submit a written statement to the Pool Committee and Homeowners Associations explaining the reasons for the suspension. The suspension will be reviewed at the next scheduled Board of Directors meeting where a decision will be made regarding restoration of pool privileges.
- 10) Any person vandalizing or removing pool property will be prosecuted and their pool privileges will be suspended, subject to reinstatement only in accordance with Paragraph 9 above.
- 11) Children, twelve (12) years of age and under must be accompanied by an adult member and the adult member must remain with the children during the entire time they are at the pool facility. Children thirteen (13) years of age and older are permitted to use the pool unaccompanied by an adult member, with parental permission and when they can comply with minimum water safety standards as determined by Pool Management.
- 12) Children may use the wading pool only when accompanied by an adult member. No child over eight (8) years of age is permitted in the wading pool. No lifeguard is specifically on duty for the wading pool. Adult members are responsible for the safety of their children in the wading pool.
- 13) Children under two (2) years of age and those who have not been toilet-trained must wear swim diapers and plastic protective pants in all pool areas and while in the pool.
- 14) A 10 minutes adult-only swim period may be held every hour on the hour at the discretion of the Pool Management.
- 15) The pool may be closed at any time due to breakdown or other operational difficulties, inclement weather, emergency, and/or at the discretion of the Pool Management, Pool Committee, or Walney Mills Homeowners Association.

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- 16) Anyone wearing bandages, or who has skin abrasions, infections, or open sores is prohibited from using the pool facilities.
- 17) All bathers must shower before entering the pool or after using the toilet.
- 18) No pets will be allowed within the boundaries of the Walney Mills pool facility property. Assistance animals are allowed, when properly attended, and if maintained and/or trained in accordance with state, county, and local ordinances.
- 19) No wheeled vehicles are allowed in the pool area except wheelchairs or ambulatory transport devices and strollers.
- 20) Proper swimming attire is required. No cutoffs or shorts.
- 21) Lost articles not claimed by the owner within twenty (20) days will be disposed of.
- 22) Residents are permitted to bring their outdoor chairs into the pool area. All furniture brought into the pool facility must be removed each day. Failure to remove said furniture may result in the disposal of said furniture.
- 23) No alcohol is allowed in the pool facilities. Persons under the influence of alcohol are not permitted in the pool facility.
- 24) No food is allowed in the pool facilities (by order of the Fairfax County Virginia Department of Health).
- 25) All trash, cigarette butts, matches, etc., must be put in the designated containers.
- 26) No excessive noise (including music), running, pushing, wrestling, or other activity that disturbs the enjoyment of other users shall be permitted.
- 27) The use of balls, water wings, facemasks, and other swimming equipment will be permitted at the discretion of the Pool Management.
- 28) Only lifeguards are permitted on the lifeguard's observation chairs.
- 29) Diving is not allowed.
- 30) Abusive language or unsanitary practices will not be tolerated.