

# VILLAGES AT LAKEPOINTE ASSOCIATION, INC.

## WAIVER/RELEASE (USE OF SWIMMING POOL)

I acknowledge receipt of the Pool Rules ("Rules") governing the use of the swimming pool at **VILLAGES AT LAKEPOINTE**. I have read the Rules, I understand them, and I agree to comply with them. I agree that my use of the **VILLAGES AT LAKEPOINTE** swimming pool will be on a **SWIM AT YOUR OWN RISK BASIS AND WITHOUT BENEFIT OF A LIFEGUARD**. I fully understand that in utilizing the pool without the benefit of a lifeguard, that there are risks of injury or death to myself or others, whether or not I swim alone or with others present. I understand that without the presence or the benefit of a lifeguard, there is a possibility of injury or death by drowning or other risks. I am voluntarily using the swimming pool **WITHOUT BENEFIT OF A LIFEGUARD AND ON A SWIM AT YOUR OWN RISK BASIS** with full knowledge of the dangers involved, fully assuming all risks of injury and death.

I understand and agree that the Association, its managing agent, and/or the respective affiliates, directors, officers, agents, and employees of the Association and/or its managing agent (collectively, the "Released Parties") are not responsible for any injury, death, damage, loss of property which I may suffer as a result of my use of the swimming pool for any reason whatsoever. I expressly waive any and all claims against, and release the Released Parties, jointly and severally, of and from any claims of injury or death, damages, or any causes of action whatsoever arising from my use of the swimming pool on a **SWIM AT YOUR OWN RISK BASIS AND WITHOUT THE BENEFIT OF A LIFEGUARD**, irrespective of whether any such injury, death, damage, or cause of action is a result of the acts, omissions, or negligence of the Released Parties in whole or part. This waiver and release shall be binding upon by heirs, assigns, and estate representatives. Further, to the extent permitted under the Rules, in the event that I allow or bring a guest or invitee or my child or children (or child or children of any guest or invitee) into the pool area, I agree that (i) I shall accompany such guest(s), invitee(s) or children at all times while in the pool area, (ii) I shall make each such guest(s), invitee(s), and child aware that there is no lifeguard present and that their respective use of the pool is on a **SWIM AT YOUR OWN RISK BASIS WITHOUT THE BENEFIT OF A LIFEGUARD**, (iii) I shall at all times supervise and assume full responsibility to ensure compliance with all of the Rules by such guest(s), invitee(s) or children, and (iv) I shall be liable for, and release and indemnify the Released Parties of and from any claims or damages whatsoever (including those resulting from injury or death) brought or asserted by such guest(s), invitee(s), or child or children (or their parents, guardians, heirs or estate representatives), arising from the use of the swimming pool on a **SWIM AT YOUR OWN RISK BASIS WITHOUT THE BENEFIT OF A LIFEGUARD**.

### Pool Rules

- **Pool Entry**

Restricted to Residents with active pool card(s). Only 2 non-resident guests are allowed per household at one time, only if accompanied by a resident. Pool gate must be locked in closed position after entry and cannot be left open. Children under 18 years of age must be accompanied by a responsible adult. Anyone in the pool after 9:00 pm or when the pool is closed will be considered trespassing and subject to arrest and/or loss of pool privileges.

Swim at your own risk – No lifeguards

Pool is open 6:00 am till 9:00 pm every day.

- **Pool Parties Prohibited at ALL Times**

The pool, as well as the adjacent parking area, cannot be used for parties. Violators will be subject to penalties.

- **General Behavior in the Pool Area:**

No running or rough play, No diving. Only small floating items permitted.

No Alcoholic beverages or glass containers.

No pets allowed.

No loud music, No BBQ grills, No plug-in electrical appliances.

Trash Must be disposed in proper receptacles.

# Villages at Lakepointe

## Pool Card Form

There are no lifeguards at the pool, swim at your own risk. Pool parties are not allowed. **There is a fee of \$35 per pool card, only 1 card per household. Only check or money order is accepted made out to "Villages at Lakepointe".**

**IF YOU ARE RENTING YOU MUST PROVIDE A COPY OF YOUR LEASE AGREEMENT**

Owner/Resident Name: \_\_\_\_\_

Property Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Email Address: \_\_\_\_\_

Home Phone # \_\_\_\_\_ Cell Phone # \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Emergency Contact: \_\_\_\_\_

Emergency Contact Phone Number: \_\_\_\_\_

\*\* Pool open year-round (6am to 9pm) every day.

Owner/Resident Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**PLEASE DO NOT WRITE BELOW THIS LINE- FOR OFFICE USE ONLY**

Access Card # \_\_\_\_\_ Check or Money Order # \_\_\_\_\_

Acct paid in full: Yes No Amount: \_\_\_\_\_

Date: \_\_\_\_\_ Rcvd: \_\_\_\_\_