

# COLONIA VERDE HOMEOWNERS ASSOCIATION

## POOL RULES AND REGULATIONS

The pools are owned, operated and maintained by members of the Colonia Verde Homeowners Association for their personal enjoyment and recreation. The following rules and regulations have been approved by the Board of Directors to ensure the continued safe enjoyment of these facilities in peace and tranquility and must be observed by all members, renters, other residents, visitors and guests. (CC&Rs. Article III. 3.2.4; Article V. 5.6; Article XIII. 13.1-13.7) These rules also incorporate applicable Pima County Health Department Regulations on page 4.

Use of the pool and pool area is a privilege granted by the Association to its members according to the following conditions:

When issued a key to use the pools and pool areas unit owners must agree in writing to abide by all Pool Rules and Regulations approved by the Colonia Verde Homeowners Association. By such acceptance unit owners make themselves responsible for applying the rules to their families and other unit residents. Renters, caregivers, houseguests and visitors of their units not accompanied by a unit owner are required to sign a "Pool Hold-Harmless Agreement" at the CVHOA office for each such individual prior to permitting them to use the unit owners' pool access key. (See attached Hold Harmless Signers and Agreement).

Failure of members and those for whom they are responsible to abide by these and any subsequently approved Pool Rules may result in loss of pool and pool area privileges.

### GENERAL

1. **Conditions of Pool Use.** The main pool is open for member use from 6:30 a.m. to 10:30 p.m. every day the pool is in operation (normally, weather permitting, seven days per week). The main pool is heated during the winter. The temperature will normally be maintained in accordance with that used by similar pools in the area. The larger pool is unheated and is open only during warmer months of the year.
2. **Disturbance.** Members and guests using the pools in the evening must be considerate of others particularly as regards noise of any kind.
3. **Hours of Closing.** Both pool areas are closed to all members between 10:30 p.m. and 6:30 a.m. without exception.
4. **Consideration of Others.** Members and their guests are required to be considerate of other pool users at all times. Roughhousing, running, deliberate or aggressive splashing, loud strident voices, objectionable language and any other unruly or disruptive behavior is prohibited in the pool areas at all times.

5. **Noise.** Radios, compact disc players and other sound-producing devices brought to the pool areas must be used only with earphones and should at no time be audible to other pool users or area residents.
6. **Smoking and Drinking.** Smoking is permitted only on the clubhouse deck at the main pool. Drinking is not permitted in the pools by anyone when in contact with the pool water or sitting or standing on the pool rim.
7. **Glass & Beverage Containers.** Glass containers of any kind are prohibited in the pool areas. Beverages in non-breakable containers are permitted except as noted above.
8. **Attire.** Pool users are required to wear proper swimming attire at all times. Undergarments, cut-offs, and jeans are prohibited as swimwear in the pool. Nude swimming is also prohibited.
9. **Skin Oils & Lotions.** Tanning and skin-care product use:
  - a. Cream-based sun blockers may be used provided excess cream is removed before entering the pool;
  - b. Use of tanning oils, baby oils, and other skin care oils is prohibited in the pool or pool area at all times. (Please note that oils are extremely harmful to the pool filtration system. Oils create a hazardous slippery film on the handrails and stain tiles and pool furniture.)
10. **Pets.** Pets are prohibited from the pool areas at all times. Trained service dogs are permitted.
11. **Floating Objects.** Mattresses, surfboards or other large floating objects may not be used in the pools when other members or their guests are in the water.
12. **Departure Checks.** On leaving the pool areas members and their guests are requested to check that:
  - a. Furniture that has been moved is returned to its proper location;
  - b. All personal items are removed from the area;
  - c. Trash (paper cups or other litter) is placed in the receptacles provided;
  - d. Ash trays used on the clubhouse deck are emptied into the trashcan and left clean;
  - e. Showers are fully turned off;
  - f. Lights in the pool areas and changing rooms are turned off;
  - g. Pool covers are replaced according to posted signs depending on time of year;
  - h. Gates are left closed and locked.
13. **Unauthorized Persons.** Unauthorized persons in the pools or pool areas may be asked to leave.
14. **Dangerous Weather Conditions.** All persons in a pool or pool area shall be required to leave the pool immediately during lightning and thunderstorms.

## CHILDREN

1. **Adult Supervision Requirement.** A responsible adult must accompany children (under 14) at all times.
2. **Leak-proof Panties.** Children who are not fully toilet-trained must wear leak-proof panties.

## GUESTS

1. **Guest Limitation Guideline.** Residents are requested to limit the number of guests invited to the pool to four (4) at any time. A resident must accompany guests at all times unless a “Pool Hold Harmless Agreement” applicable to each such guest is on file in the CVHOA office (see item 2, below).
2. **Pool Guest “Hold Harmless” Agreements.** Residents are required to complete, sign and file with the CVHOA office a “hold harmless” agreement with Colonia Verde Homeowners Association prior to allowing day visitors, houseguests, caregivers, or house sitters to use pool facilities.
3. **User Conduct Responsibility.** Residents are responsible for the conduct of family members, guests or other residents of their unit that they invite to use the pool. Unit owners must ensure that renters and guests are aware of Pool Rules and Regulations and that they abide by them.

## COMPLIANCE

1. **Legal Obligation.** Members of Colonia Verde Homeowners Association are legally bound to abide by all pool rules and regulations.
2. **Sanctions.** Failure to do so may result in sanctions being applied against the responsible unit owner by the Board of Directors.

**PIMA COUNTY HEALTH REGULATIONS**  
(Pima County Pool and Spa Code, Title 8, Section 32)

**Instruction Signs.** All persons entering the pool or pool area are required to observe posted pool regulations at all times. (8.32.090)

**Excluded Persons.** Persons with sore or inflamed eyes, colds, nasal or ear discharges, boils or other acute or obvious skin or body infections, or cuts shall be excluded from the pool.

**Prejudicial Acts.** No person in or at the swimming pool shall be permitted to commit any act prejudicial to the life or health of any other person using the pool. (8.32.110)

**Animal Exclusion.** Animals shall be excluded from the pool and pool area at all times. (8.32.120)

**COLONIA VERDE HOMEOWNERS ASSOCIATION**

**POOL RULES & REGULATIONS**

*Acknowledgement Receipt*

**PLEASE SIGN BELOW TO INDICATE THAT YOU HAVE READ THESE POOL REGULATIONS AND AGREE THAT YOU, MEMBERS OF YOUR HOUSEHOLD AND GUESTS WILL ABIDE BY THEM; AND YOU ALSO UNDERSTAND THAT FAILURE TO FOLLOW THESE REGULATIONS MAY RESULT IN SUSPENSION OF POOL AND POOL AREA ACCESS PRIVILEGES AND OTHER SANCTIONS.**

I (We) accept these Pool Rules and Regulations and agree that I (we), other members of the household and my(our) guests will abide by them. I(We) further understand that failure to follow these regulations may result in suspension of pool and pool area access privileges:

Member signature(s): \_\_\_\_\_ Date: \_\_\_\_\_

Member signature(s): \_\_\_\_\_ Date: \_\_\_\_\_

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

\_\_\_\_\_

Initials for receipt of pool key: \_\_\_\_\_ Date: \_\_\_\_\_

***Check one:***

Member Copy

CVHOA File Copy

**COLONIA VERDE HOMEOWNERS ASSOCIATION**

**POOL GUEST “HOLD HARMLESS” AGREEMENT**

*(Please note that a separate form is required for each individual)*

The CVHOA resident listed below requests approval to permit the following named guest to use the pool key issued to the unit owner in order to access pool facilities at Colonia Verde in the absence of the resident. “Guest” is defined for the purposes of this release and acknowledgement to include but is not be limited to any houseguest, house sitter, caregiver or other short-term visitor/resident of the unit.

Expected period of use:

Month\_\_\_\_\_ Day\_\_\_\_\_ Year\_\_\_\_\_ to Month\_\_\_\_\_ Day\_\_\_\_\_ Year\_\_\_\_\_

Each of the undersigned hereby releases Colonia Verde Homeowners Association and its agents from responsibility for any and all personal injury to the guest listed below who will be given permission to use the pool facilities while the resident is not present.

The undersigned resident agrees to pay in full the cost of repairing any damage caused to the pool premises by the guest named below.

\_\_\_\_\_/\_\_\_\_\_  
Resident Name (Please Print) Guest Name (please Print)

\_\_\_\_\_/\_\_\_\_\_  
Resident Signature Guest Signature

\_\_\_\_\_  
Address

\_\_\_\_\_  
Colonia Verde Representative

\_\_\_\_\_  
Date