

**PINEWOOD LAKE HOMEOWNERS ASSOCIATION
POLICY RESOLUTION NO. 2011-02**

(Pool Rules)

WHEREAS, Article V, Section 1, of the Declaration of Covenants, Conditions, and Restrictions of Pinewood Lake Homeowners Association allows the Association to establish certain limits on the use of the Common Area; and

WHEREAS, Article IX of the Declaration prohibits “noxious or offensive activities” or anything other activity “which may become an annoyance or nuisance to the community; and

WHEREAS, Article VIII, Section 1a of the Bylaws of the Association empowers the Board of Directors to adopt rules and regulations governing the use of the Common Area and facilities and the personal conduct of members and their guests and to establish penalties for their infraction.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors duly adopts the following rules and regulations for the use of pool facilities:

1. Owners are responsible for their family and guests. All pool rules must be obeyed. Breaking the rules may result in ejection from the pool and/or loss of pool privileges.
2. All persons use the pool at their own risk and responsibility. The Association is not responsible for any accident or injury at the pool. However, injuries must be reported to the pool manager.
3. No one is to use the pool unless it is officially open, a guard is on duty, and he/she has a valid Pool Pass, *(laminated card with name, picture, lot number, emergency phone number, and current year)*.
 - a. Pool Pass Applications are available in the PLHA office during regular hours. The owner must sign the application and certify that the individuals on the application are full-time residents and are either the owner, the owner’s family, or the owner’s tenants or contract purchasers.
 - b. Once an individual receives a laminated Pool Pass, it is to be used every year. Residents must pay \$5 to replace it. Each year residents must get a current year sticker on their card. There is no fee for children’s cards that do not accurately represent them or who have changed age *(0-9 or 10-15)*.
 - c. In addition, a non-resident family with a current member of the Pinewood Lake swim team may apply for a Pool Pass after paying an amount determined annually by the Board of Directors.
 - d. Pool pass applications will be checked to be sure all assessments are current and that the resident has not otherwise been suspended from the use of the common area.
4. Everyone must sign in **before** entering the pool and present a current Pool Pass or Guest Pass.

5. Pool hours and times to obtain or update Pool Passes will be published in the May Needle and posted at the Association office:
 - a. Residents with current Pool Passes may purchase guest passes in books of 10 for \$25. Passes are available from office staff in person, by mail or by phone. Payment may be cash (*exact change*) or check. Unused passes may be used the following season.
 - b. Residents who live alone may have one free pass for the pool season. It is a laminated card with the words “guest of *(name)*,” lot number, emergency phone number, and the year on it.
 - c. Residents are responsible for their guests’ behavior; guests must be accompanied by a resident.
 - d. Non-resident holders of Pool Passes may not purchase Guest Passes.
6. No one will be admitted to the pool if they have a skin disease, sore or inflamed eyes, colds, nasal or ear discharge, a communicable disease, excessive sunburn, open sores or bandages of any kind.
7. Swimmers must take a shower before using the pool (*suntan lotion causes the water to be cloudy, eyes to burn, and the filter system to malfunction*).
8. Infants and toddlers must wear plastic or rubber pants or swim diapers in the pool. No wet or soiled diapers should be left in the bathrooms.
9. **Swimmers under the age of 10 must be accompanied by a person 16 years or older for admission to the pool area.**
10. **Non-swimmers must be within arms reach of an adult (*age 18 or older*) swimming in the pool.**
11. **AN ADULT (*age 18 or older*) must be in attendance with any child using the baby pool.**
12. **Swimmers between the ages of 10 and 16 must be accompanied by a person 16 years or older UNTIL s/he passes the lifeguard swim test (swim 25M unassisted and tread water for 2 minutes). The swimmer must schedule a test with the manager.**
13. Children under the age of 16 will clear the pool for the last 15 minutes of each hour.
14. Lap lane(s) for continuous swimming will be sectioned off daily if requested.
15. Patrons may only wear swim suits and swim suits covered with light-colored T-shirts in the water. Patrons may not wear cutoffs or other street clothes. The only footwear permitted is swim shoes.
16. All bikes will be put in the bike rack at the owner’s risk.

17. No one shall distract the lifeguards while they are on duty; the check-in table is for lifeguards only.
18. Fairfax County law prohibits eating in the pool area. Food is only allowed in the picnic area. No breakable containers are allowed. No private parties (*e.g., birthday, graduation, anniversary*) are allowed during pool hours. No chewing gum is permitted anywhere in the pool area.
19. Flotation Devices: No large inner tubes, rafts, etc. are allowed in the adult pool. Water wings are allowed in the shallow end of the big pool if an adult is in the pool within arms reach of the child. Water wings are not allowed in the deep end of the adult pool.
20. Toys: No beach balls, nerf balls, tennis balls, etc. will be allowed in the adult pool except from 6:00 PM to 8:00 PM on Family Nights. However, exceptions may be permitted at the discretion of the manager on duty. No small toys (such as army men, match box cars, etc.) will be allowed in either pool (they damage the filter system).
21. Everyone is required to clean-up after themselves. **LOST AND FOUND IS KEPT FOR 7 DAYS.**
22. No alcohol, drugs or weapons will be permitted in the pool area.
23. Smoking is not permitted anywhere inside the pool area.
24. Bad Weather Closings: The pool will be closed for the following reasons:
 - a. if the air temperature goes below 69 degrees;
 - b. if rain is so heavy the bottom of the pool cannot be seen clearly;
 - c. if there is thunder (*pool closed for at least 30 minutes*); and
 - d. if there is lightening (*pool closed for at least 45 minutes*).
25. There will be no:
 - a. running;
 - b. pushing;
 - c. wrestling;
 - d. spitting;
 - e. standing or sitting on another's shoulders;
 - f. loud playing of radios;
 - g. continued shouting;
 - h. causing undue disturbances in the pool area;
 - i. misuse of Association property;
 - j. abusive language;
 - k. offensive behavior.
26. Pool passes may be suspended for:
 - a. physical or verbal assault on a lifeguard or pool patron, which includes any unpermitted contact, cursing or abusive language, any threat of physical violence

- or harm, or any threat to a lifeguard or pool patron's physical well being or any use of language intended to create emotional distress by way of insult;
- b. any violation of the alcohol, drug and weapon rule;
- c. allowing unauthorized use of a pool pass;
- d. nonpayment of assessments due the Association;

27. Procedure for Suspensions.

- a. Patrons who live at lots with assessments past due to the Association or with violations of the rules and standards as determined at a due process hearing may not access the pool until those conditions are corrected.
- b. The on-site pool manager may suspend a patron for the remainder of the day for violating Paragraph 26 a-c. The pool manager shall immediately notify the Community Manager of the name and lot number of the violator and shall recommend whether the violator should be suspended for additional days. The Community Manager in conjunction with a Pool Committee member shall then have the authority to suspend the Pool Pass of a resident or guest for up to **3 days**.
- c. A resident or guest who continues to disobey pool rules may be suspended for up to thirty days.
- d. Residents may appeal any suspension of pool privileges to the Board of Directors. A sub-committee consisting of the Community Manager, a Board officer, and a Pool Committee member shall determine whether the violation is serious enough to warrant continued suspension until the next scheduled Board meeting.
- e. As an exception, violations that involve physical assault (as defined in paragraph 26a above) on a life guard or pool patron shall result in an immediate 3 day suspension beyond the day of the assault. A sub-committee consisting of the Community Manager, a Board officer, and a Pool Committee member shall determine whether the patron should be suspended for up to an additional 11 days or whether the Board should conduct a due-process hearing to determine whether to suspend the patron for a longer period.

28. This Resolution shall be effective 30 days after the date of adoption listed below. This Resolution shall supersede Policy Resolution 2008-01, March 13, 2008.

This Resolution was duly adopted this 10th day of March, 2011, by the Board of Directors of the Pinewood Lake Homeowners Association

By: ____/s/William Gleason____
William Gleason, President, Board of Directors