

# Swim At Your Own Risk Hours – Beginning May 27th, 2023

Sunday through Saturday 6:30 a.m. to CLOSE

(Exceptions: Swim team Practice & Swim Meets; please check before heading to the pool please see <https://southampton.swimtopia.com> for team practice times and schedule)

## LIFEGUARDS ARE NOT PRESENT

- A) The pool will close for half an hour prior to regular pool hours to allow for vacuuming, cleaning, etc. (Participants may remain on the grounds, but must be out of the water and not be in the lifeguards' way)
- B) Anyone under the age of 18 MUST BE ACCOMPANIED and WATCHED by an adult (age 18 and above)
- C) Any homeowner that violates this requirement WILL HAVE THEIR POOL ACCESS SHUT OFF FOR THE REMAINDER OF THE SWIM SEASON (pool access to swim at your own risk hours AND pool access to normal hours)
- D) Anyone using the pool during the swim at your own risk hours must be able and willing to verify their age if requested.
- E) This form should be emailed or faxed to Superior Management. [Pam@superioram.net](mailto:Pam@superioram.net) or Fax (704) 875-7177
- F) Out of respect for surrounding homes, no music should be played.
- G) These swim at your own risk hours are ONLY FOR COMMUNITY MEMBERS. No Guests are allowed during these hours.
- H) Normal hour pool rules continue to apply, for example, no running, diving, etc. (failure to follow the rules can result in pool rights revocation for the remainder of the swim season)

## Liability Release and Acknowledgement of Liability

This Liability Release and Acknowledgement ("Release") is made on the date noted below by the undersigned member of The Oxford/Cambridge Home Owners Association, Inc. ("Association") in favor of Association, its officers, directors, committee members, agents, managers, employees, and members (collectively the "Association Released Parties"). In consideration of the Association allowing me or my child or ward under the age of 18 to participate in the use of its swimming pool and facilities during the Swim At Your Own Risk Hours, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each of the undersigned, on behalf of himself or herself and, if applicable, acting as parents and/or guardians for his/her/their child or ward, hereby agrees and acknowledges as follows:

- 1) I, acting in my individual capacity and/or as parent or guardian for minor child or ward, hereby acknowledge that we understand the normal Association "Pool Rules" as well as the additional rules stated above (A-H) and agree to strictly adhere to all provisions, conditions and requirements contained therein. I further agree that it is my sole responsibility to make certain that all other persons admitted by me/my children/my ward(s) thereof are also made aware of these rules, and I assume complete and total responsibility and liability for ensuring the strict adherence to such rules by me/my children/my ward(s).
- 2) I, acting in my individual capacity and/or as parents or guardians for minor child or ward, hereby acknowledge the risk inherent with use of Association's swimming pool area and the restricted areas of its facility. I freely assume complete and total responsibility for my own safety, actions, and behavior as well as for those actions of my children/ward(s), and all other persons whom my children ward(s) or I may admit into the swimming pool area/restricted areas. I acknowledge that my minor child or ward may not be a fully capable swimmer.
- 3) I, acting in my individual capacity and/or as parents or guardians for minor child or ward, understand and acknowledge that **LIFEGUARDS ARE NOT PRESENT** at the swimming pool during the Swim At Your Own Risk Hours.
- 4) I, acting in my individual capacity and/or as parent or guardian for a minor child or ward, hereby acknowledge that it is my sole responsibility to admit only those persons into the swimming pool area, or it associated restricted area, who are authorized users and for whom I assume personal responsibility. I further acknowledge that I am personally liable for the actions of my children, ward(s), members and any guests thereof, who I/my children/my ward(s) may admit into the swimming pool area. I further acknowledge that I am personally responsible and liable for the safety, actions, and behaviors of any person entering in to the swimming pool area through my/my children's/my ward's negligence or failure to strictly adhere to the applicable pool rules.
- 5) I, acting in my individual capacity and/or as parents or guardians for minor child or ward, agree not to open, or allow my children or ward(s) to open, the pool gate for other Association members, their children, ward(s), or guest(s).
- 6) I, acting in my individual capacity and/or as parent or guardian for a minor child or ward, understand that use of Association facilities is a membership privilege which may be revoked at any time by the Association's Board of Directors at their discretion or for the violation of any of the above-mentioned items.
- 7) This form will be valid for only one swim season. A new form must be submitted each year.
- 8) I, acting in my individual capacity and/or as parent or guardian for a minor child or ward, hereby forever release, acquit, discharge, indemnify, and hold harmless Association Released Parties of and from any and all causes of action, claims, suits, damages and demands of every kind of nature, known or unknown, anticipated or unanticipated, related to the use of Association's swimming pool, and its associated restricted area, for all reasons stated above, unless caused solely and directly by the gross negligence or willful misconduct of Association.

IN WITNESS WHEREOF, this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

Home Owner's Address: \_\_\_\_\_

Email Address: \_\_\_\_\_ Phone # \_\_\_\_\_

Emergency Contact (name & telephone number): \_\_\_\_\_

Printed Name: \_\_\_\_\_ Signature \_\_\_\_\_

Witness Printed Name: \_\_\_\_\_ Witness Signature: \_\_\_\_\_