



BENT CREEK HOMEOWNERS ASSOCIATION

Pool Rules

Adopted by the Board of Directors *April 2019*

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The following rules apply to anyone using the Bent Creek pool and its surrounding facilities. These Rules provide guidance for the lifeguards and others in authority. However, lifeguards and others in authority may use their discretion in dealing with any situation that they deem unsafe or inappropriate.

Summer Schedule

1. **Swim Proficient Users Only for Lap-Swimming (No Lifeguard on Duty):** The pool will be open from 6:30 AM - 9:30 AM for adults and swim proficient persons only for lap swimming. No lifeguard service will be present. **Swimming is at your own risk**, and you are responsible for your safety. **Swimming alone is not recommended.** Persons under the age of fourteen (14) must be accompanied by an adult.
2. **Lifeguard Preparation:** The lifeguard(s) will work from 9:30 AM - 10:00 AM to get the pool ready for the day. Swimming is not allowed during this time.
3. **Swimming Lessons:** Swimming Lessons will be offered 8:00 AM to 9:30 AM, Monday thru Friday by Swim-RX only. Scheduling for lessons must be done through Swim-RX. Swim lessons will take place on one side of the pool to allow for lap-swimmers on the other side.

AT POOL CLOSING TIME EVERYONE MUST EXIT THE POOL AREA AND BUILDING.

Pool Access

The pool is for the use of Bent Creek Residents and their Invited Guest(s) only. Residents **MUST HAVE** a key-fob with them to enter the pool area.

PLEASE NOTE: Lot owners must be in good standing. Otherwise, no resident in that home/Lot may use the pool or its facilities. To be in good standing, you must:

1. Be current on all Homeowner Assessments;
2. You must have a current, signed key-fob form on file with the Management Company.

Lost key-fobs will be replaced for a replacement fee of \$35.

The gates are to remain locked at all times. The pool can be accessed with a pool key-fob, and under no circumstances should the gate(s) be propped open. **DO NOT OPEN THE POOL GATE FOR ANYONE OTHER THAN YOUR FAMILY OR YOUR GUESTS.** The fence and gate that surround the pool area are for the residents' protection.

A resident may allow the usage of their pool key-fob to another person in the household. The household may have up to **six (6) guests total**, depending on pool capacity. A resident must be present with the guests at all times. Children of a resident may use the pool with a caregiver, and the caregiver will be considered a guest of the household and treated accordingly. Children under the age of twelve (12) years old should be accompanied by an adult or swim proficient minor at least sixteen years old (16) who is responsible for monitoring the child(ren) at all times.

General Requirements and Rules

- Obey lifeguard directions at all times.
- No running permitted on the pool deck.
- The lifeguards should not be considered babysitters.
- Residents must supervise their children and are responsible for their behavior and safety.
- Children under 12 years of age must be accompanied and supervised by an adult or swim proficient minor at least sixteen years old (16) at all times.
- All swimmers must shower before entering the pool.
- All swimmers must wear proper swimming attire. Lewd or revealing swimwear will not be permitted.
- Toddlers and infants are required to wear swim diapers. Dispose of diapers in restroom trashcans only.
- Profanity, abusive name calling, rough-housing, teasing, towel snapping, excessive splashing, dunking, spitting, or throwing items are prohibited.
- Swimmers must remove Band-Aids, metal hair clips, and pins before entering the pool.
- Swimmers in the water have the right of way. Those entering the water must make certain that the area where they are entering is free of other swimmers.
- Use of tire tubes, air mattresses, beach balls, and all other flotation devices are prohibited, except swimming-assisting flotation devices and only in the shallow end of the pool.
- Absolutely no diving or flips into the pool are allowed at any time.
- No shoulder stands or throwing persons from shoulders into the pool is allowed.
- No food may be eaten in the pool. All food items should be kept away from the pool.
- No glass containers inside the pool fence.
- Garbage must be disposed of in the provided trash containers.
- No smoking or vaping of any kind allowed inside the pool fence. This includes, but is not limited to, cigarettes, cigars, or vaporizers.
- No bikes, skateboards, scooters, or roller blades are allowed inside the pool fence. Bikes, skateboards, scooters, roller blades, or any similar device must be safely stored so as not to create a hazard for any person. Bikes should be locked in the bike racks in front of the Pool House.
- The pool area and pool house may only be entered through the designated entrance. Climbing over the wall or fence is not permitted.
- The Homeowners Association will not be responsible for any money or property loss sustained by residents or their guests when using the pool or pool facilities.
- The pool phone is for emergencies and pool management use only.
- Lower umbrellas when leaving a table to avoid wind damage.
- No person shall distract a Lifeguard on the Lifeguard stand except in cases of an emergency.
- Persons with communicable diseases or discharges are prohibited from using the pool.
- Accidents should be reported to the Lifeguard immediately so that a report can be filled out.

Apparent Intoxication

Any apparently intoxicated individual will be asked to leave the pool area. Failure to do so will result in the notification of the proper authorities.

Lifeguards

Bent Creek contracts with a pool management company who provides certified lifeguards during designated times only. Appropriate suits, identifying them as lifeguards, will be worn. Lifeguards will receive a copy of the pool rules. Lifeguards have authority to enforce pool rules, remove anyone from the pool who violates the rules or is creating an unsafe situation, close the pool or portions of the pool if they believe an unsafe situation exists, or call law enforcement authorities for assistance. Two qualified lifeguards shall normally be on duty. Exceptions may be made during periods of low usage as approved by the pool management company.

Unplanned Pool Closures

From time to time, there will be unavoidable pool closures due to certain circumstances, including but not limited to:

- | | |
|-----------------|--|
| 1. Fecal Matter | Mandatory 24 hours |
| 2. Blood | Mandatory 2 hours |
| 3. Vomit | Mandatory 2 hours |
| 4. Weather | 30 minutes for each instance of thunder or lightning at Lifeguard's discretion |

Other instances of closure may occur at the Lifeguard's discretion if an unsafe condition exists. For any closure, all patrons must leave the pool and pool deck. It is advisable to leave the pool altogether, but waiting in the Lobby or parking lot is allowable.

Wading Pool Use

The wading pool will be open during regular swim times. The maximum age for use is six (6) years of age. Each child must be supervised by an adult or swim proficient minor at least sixteen years old (16) at all times.

House Sitters

Residents may authorize the use of the pool key-fob by a house sitter during the resident's absence. The resident must submit in writing to the pool committee the name(s) of the house sitter and the period of the resident's expected absence.

Lost and Found

All items left at the pool will be gathered into a lost and found area. Lost and found items will be discarded on the first Monday of every month.

Parties and Reserved Use

For parties or special events, the resident is responsible for giving Timmons Properties **seven (7) days** prior notice in writing. Please include the following information when scheduling your event:

- The time and date of the party - Please be courteous to your surrounding neighbors.
Scheduled parties are allowed for up to **15** people. Parties for children under 12 years old must have **one (1) adult** to supervise every **five (5) children**.
- Any special admission instructions.

The following rules will apply:

- All Pool Rules must be followed.
- Food and drink are allowed at the tables, but not around the pool.
- No glass is allowed inside the fenced pool area.
- Noise must be kept to a minimum and not cause nuisance to surrounding homes.
- The resident arranging a party is responsible to ensure that everyone follows the rules.
- Participants at the party must adhere to the lifeguard's instructions.
- All trash and items brought must be removed from the pool area. The pool trash containers should not be used for the party's trash.
- At no time should the pool be used for commercial or for-profit purpose or for any illegal purpose.
- At no time shall any alcoholic beverages or illegal substances be used in the pool by any Lot Owner, Resident, invitee, or guest.

If the Property Management Company approves the Lot Owner's request to reserve the pool for the Resident's exclusive use, the Resident shall execute a release and indemnification/hold harmless agreement releasing Bent Creek from any liability for said use. Bent Creek shall provide the agreement to the Lot Owner for execution prior to the date of the event.

To schedule and obtain a permit for a pool party, please contact Timmons Properties. Persons scheduling parties are required to send a \$50.00 refundable deposit to Timmons Properties to secure against damage to the pool and facility. Please make check out to Bent Creek HOA and submit with your request promptly upon scheduling your date.

To reserve the facility please contact:

Timmons Properties
Attention: Bent Creek Property Manger
1114 17th Ave S. Suite 101
Nashville, TN 37212
(615) 383-1777

Violations of Rules

- When Lifeguards are on duty, they are "The Authority" at all times.
- Any individual violating these rules or any reasonable instruction from a lifeguard or person in authority will be subject to disciplinary action. Disciplinary action will generally include the following:
 - 1st Offense – Verbal Warning
 - 2nd Offense – Exit Pool for ten (10) minutes
 - 3rd Offense – Asked to leave the pool for the day (If the offender is under 18 years old, the Association Board and the offender's parents will be notified.)
 - 4th Offense (upon returning to pool) – Banned from pool and pool area for one (1) week (If offender is under 18 years old, the Association Board and the offender's parents will be notified.)
 - Further violations could result in suspension of pool use privileges for remainder of season.

Nothing herein shall prohibit a Lifeguard from requiring immediate removal from the pool and pool facilities if in their sole discretion the conduct creates an unsafe condition.

Lifeguards are expected to enforce these rules and are permitted to call law enforcement authorities if their instructions are ignored or to request assistance in dealing with any unsafe or unusual situation.

Any violation of these rules should be reported to the Pool Manager and the Bent Creek Board, giving complete details of the incident in writing. The Pool Management Company and the Board will investigate each incident and take such corrective action as they deem necessary.

Bent Creek reserves the right at any time to require any user to sign in with an attendant or Lifeguard and to present picture identification to enter the pool.

Residents, guests, and users of the Bent Creek pool understand and acknowledge that the pool, the pool area, and the pool house are monitored by security cameras 24 hours per day and that such cameras can be monitored remotely. The viewing of this live or recorded feed is limited to Board members and law enforcement as necessary. The area is video-monitored to protect the interest of Bent Creek and its residents.

RULES ARE SUBJECT TO CHANGE DURING THE SWIM SEASON TO MAINTAIN A SAFE ENVIRONMENT. CHANGES WILL BE POSTED AT THE POOL AND CIRCULATED VIA THE BENT CREEK NEWSLETTER.