Pool Rules Committee
Beebe Draw Farms Authority
4 March 2013

Objective: To support community compliance with and consistent interpretation of Pool Rules.

Overriding Principle: To balance the protection of Authority assets with the community's enjoyment of amenities.

A. **Research.** Our current Rules and a copy of the Indemnity Agreement were submitted to the SDA Pool through Debbie Gibbons, Executive Vice President of Charles T. Wilson Insurance Service. What follows is a summary of the comments received from the Loss Control Department of the SDA Pool:

1) Requiring a Pool Use Waiver and Indemnity Agreement is good practice.

2) No diving, no glass or running are also good standards.

3) Not permitting large inflatable devices is also good practice since, a) large inflatables do not and should not take the place of supervision of children and, b) they obstruct a clear view of the pool. The major liability issue for the SDA Pool is the prevention of drowning, especially of children under the age of 14.

4) The controlled use of alcohol, given rules and procedures in place for its use, has not been an issue.

B. **The Current Rules.** Certain Rules are open to a variety of interpretaions. The areas of concern begin on page three of the existing rules: (A complete copy the existing Rules as approved May 2012 by the Authority and the Indemnity Agreement are attached as Appendix 1.) It seems reasonable that we work first toward achieving some agreement on what is covered by the Rules. The text in blue are questions which may help to further refine the issues. Any text in parentheses that follows is **not** part of the current existing Rules.

<u>Guest Privileges:</u>

Members are permitted to bring non-resident guests; however a guest may not enter or remain in the facility without the sponsoring member unless authorized by the Pool Manager. Guests are limited to a maximum of five (5) per family membership at any one time. More than 5 guests constitute a "party", which must be scheduled with the Pool Manager. *(Should this section be eliminated, or should the number of guests be increased to constitute a "party"?. If it should be increased, what is the correct number of total members and guests before that*

causes the gathering to be a "party" thus requiring the event be scheduled in advance with the Pool Manager?)

Pool Parties

(Two kinds of parties are contemplated in this section. The first part of the section quoted below governs a party of up to 20 people to be held while the pool is open to the public. No provision is made for serving alcohol.)

(I.) Pool parties must be arranged in advance with the Pool Manager. *(If the BBQ area is to be used on a "first-come, first-served" basis, should there be the option to schedule a party with the Pool Manager? Could the BBQ area be used on a "first-come" basis until 5PM and then have scheduled, pre-arranged parties after 5PM? If the BBQ is used on a "first-come" basis until 5PM should this affect staffing of the pool since additional "clean-up" may be necessary?)*
Written requests must be received by the Pool Manager at least 10 days in advance of the desired date of the party. (*Is 10 days too much lead time? Should this be shortened to a week or three days? Can requests be made in person or over the phone?)*
Party requests will be on a first-come/first-serve basis. Requests will only be accepted from persons who are at least 21 years of age. The person requesting the party is responsible for proper supervision and clean-up after the party. General pool parties can be scheduled for a maximum of twenty (20) guests(*members and guests? total number of people attending?)*at any time during regular operating hours. Please note: the pool will remain open to the public. A non-refundable fee of $30.00 is required and must be paid in advance. *(Is 20 people the correct number for a maximum since this section of the Rules contemplates a "party" while the pool is still open to the public? Should there be a charge for this kind of "party"? If so, is $30 reasonable?)*

(The second part of this section contemplates a private party, i.e., the pool is closed to the public, held after 5PM where alcohol is permitted.)

(II.) Private pool parties can be arranged from 5:00 - 9:00PM any evening. A $100 non-refundable fee and a separate $25.00 cleaning deposit must be paid in advance for a private pool party. (*Are these charges reasonable?)* The person reserving the private party will be responsible for proper supervision and after-party cleanup. The cleaning deposit will be returned if the Pools, Playground, Picnic Area, Grill and Pool Facility are left in a clean, undamaged condition. Balloons are not allowed at the pool at any time.(*They clog the pool filters.)*
If consumption of alcoholic beverages is desired, it will only be permitted at a private, non-public event. (*Should there be a separate section within the Rules that spells out when and where alcohol can be present? Now it is mentioned briefly in the Rules under "Food and Beverages" Since the recreational use of marijuana is now legal in Colorado, should it be considered in the Rules?)* The person requesting the private party must also obtain specific written permission

from the Pool Manager as part of the request. (*This appears to refer to the use of alcohol at a "private party". Is this necessary?)* Only non-glass containers are permitted and strict compliance with all laws regarding the purchase, consumption, and provision of alcohol is required. (*Again, is this better dealt with in a separate "alcohol" section of the Rules?*

C. **Other questions.** The following issues related to pool operation came up during discussions:

1) If a pool staff member needs help in enforcing or clarifying the Rules with members and the pool manager is not available, who should they call?

2) Should the gas to the BBQ which is controlled from a valve inside the pool building be left "on" so anyone can use the BBQ at any time?

3) How much "clean-up" should the pool staff be expected to do following parties?

4) If it is decided that scheduled pool parties take place, should there be a bulletin board which shows upcoming scheduled parties so members can plan accordingly and necessary pool staffing be provided?