

STONE RIDGE ASSOCIATION, INC.

Community Code No. 9A
POOL RULES

WHEREAS, the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Stone Ridge Association, Inc. (the “Declaration”), the Articles of Amendment and Restatement of Articles of Incorporation for Stone Ridge Association, Inc. (the “Articles”), the Amended and Restated Bylaws for Stone Ridge Association, Inc. (the “Bylaws”), as amended, and Community Codes, collectively known as the Governing Documents, provide that the Lots are subject to the Governing Documents of Stone Ridge Association, Inc. (the “Association”); and

WHEREAS, Article IV, Section 4.1 of the Bylaws of the Association states that the business and affairs of the Association shall be managed by the Board of Directors appointed by the Declarant or elected in accordance with the Articles of Incorporation and the Bylaws; and

WHEREAS, Article IV, Section 4.1 C(4) and (6) of the Bylaws permit the Board to adopt and amend any Community Codes not inconsistent with the Governing Documents, and to enforce the provisions of the Governing Documents, respectively; and

WHEREAS, Article X, Section 10.2(b) of the Declaration stipulates Community Codes shall have the same force and effect as the covenants, conditions, easements and restrictions contained within the Declaration; and

WHEREAS, Section 55-515 of the Virginia Property Owners’ Association Act, Code of Virginia (1950, as amended) (“POAA”), and provisions of the Declaration and Bylaws require that all Lot Owners (hereinafter “Members”) and their tenants, guests and invitees comply with the Governing Documents and all provisions of the POAA; and

WHEREAS, for the benefit and protection of all Members, the Board deems it desirable to formally adopt a Community Code to control the use of the Association pools.

THEREFORE, it is hereby RESOLVED THAT the following pool rules are hereby adopted:

GENERAL

- Section 1. The Pool Area is defined as all that is within the fenced perimeter, pools, spa and bathhouse.
- Section 2. Membership. Membership in Stone Ridge pools is limited to Members of Stone Ridge Association who are current in their assessments.
- Section 3. Pool Use. Use of any Stone Ridge pool shall be limited to Members and their guests and other groups as approved by the Board of Directors. All persons, 5 years of age and older, using the pool are required to present a valid membership card. Members will

sign-in upon entering the pool each day. All guests must be accompanied by a Member and must sign in at the pool desk.

Section 4. Periods of Operation. The normal season for pool use is Memorial Day weekend through Labor Day, seven days a week. The Board of Directors will establish the hours and dates of operation annually. Pool use may be temporarily suspended for inclement weather conditions, maintenance and repairs, or cleanup of defecation or vomit, or when other situations dictate.

Section 5. Special Events. Stone Ridge pools may, under special circumstances, be used as a site for special events. Only the Board of Directors can authorize such events. In addition, the Board of Directors may open the pools for special use before, during, or after the hours reserved for general use.

RESPONSIBILITY OF POOL USERS

Section 1. Risk. **All persons using any Stone Ridge pool do so at their own risk.** The Stone Ridge Association assumes **NO** responsibility for any accident or injury in connection with such use or for any loss and/or damage to personal property.

Section 2. Agreement. Persons using the pools agree not to hold the Stone Ridge Association liable for any actions of whatever nature occurring within the pool area and parking lot.

Section 3. Acts of Others. Members are responsible for the actions of their children, household members and guests, including child care providers.

Section 4. Use Outside of Operating Hours. No person shall use the pool unless it is officially open and lifeguards are on duty. Unauthorized use of the pools after hours will constitute a trespass and violators will be prosecuted.

Section 5. Limitations. For safety purposes the following limitations apply to pool use:

- a. Persons who are 12 years old and younger must be accompanied and closely supervised by a competent person aged 16 years or older (“Responsible Person”) at all times in order to use the pool.
- b. Persons who are 13, 14 and/or 15 years old must be accompanied by a Responsible Person at all times UNLESS the relevant 13-15 year old has satisfactorily passed the Association’s designated swimming test and secured written notice from the lifeguard that the swimming test was passed, provided proof of age and has on file a written authorization from a parent or guardian to utilize the pool without an adult. The swimming test and written notice must be provided to the Association prior to the relevant person’s use of the pool. Qualified 13-15 year old persons who have received permission to use the pool alone may NOT have guests without a Responsible Person also present.
- c. Persons who are 16 years old and older may use the pool by themselves and may bring guests who must follow all Pool Rules.
- d. At no time shall more than three (3) persons age 5 years old and younger be under the care and/or custody of one Responsible Person.

- e. At no time shall more than five (5) persons between the ages of 5 and 15 years be under the care and/or custody of one Responsible Person.

Section 6. Enforcement. Members who fail to comply with the pool rules and/or whose household members, family members, and/or guests fail to comply with the pool rules may be subject to having their pool privileges suspended by the Board of Directors, among other enforcement measures.

GENERAL POOL RULES

Section 1. Pool Management. The pool manager and lifeguards have full authority for the proper conduct of patrons and operation of the pool during scheduled operating hours.

- a. Persons unable to demonstrate swimming proficiency to the lifeguards are not permitted in deep water (water deeper than 3.0 feet). Swimming proficiency is defined as the ability to swim one length of the main pool without resting; and the ability to tread water for one minute. Persons unable to demonstrate swimming ability must be within arms reach of a parent, guardian or Responsible Person at all times.
- b. Lifeguards may require any swimmer to take a rest break if, in the lifeguard's judgment, the swimmer needs a break in order to continue swimming safely.
- c. All persons must obey the instructions of the pool manager and lifeguards.
- d. All persons must stay clear of guard stations and not loiter at the check-in desk.
- e. Radios are permitted, but must be used in conjunction with earphones or kept at a low volume, which is not objectionable to others. The lifeguards may revoke this privilege if abused.
- f. No unauthorized person is allowed in the pump or chemical rooms or in the guard office.

Section 2. Health and Sanitation.

- a. All persons who use the pool must wear appropriate swim attire such as a bathing suit.
- b. All persons must take a soap shower prior to entering the pool.
- c. Persons who have a cold, cough, inflamed eyes, infections, or who are wearing bandages must not use the pool.
- d. Spouting of water out of one's mouth, blowing one's nose in the pool, and other similar unhygienic actions are not permitted.
- e. Parents of children not yet toilet-trained must ensure their child has snugly fitting rubber pants or swim diapers. *Pampers or any type disposable diapers are not permitted to be worn in any pool.*

Section 3. Children.

- a. Persons who are twelve (12) years old and younger must be accompanied and supervised at all times by a parent, guardian, child care provider or other Responsible Person sixteen (16) years of age or older.
- b. Persons who are sixteen (16) years and older may use the pool without adult supervision.

- c. Persons of all ages must exit the main pool for fifteen (15) - minute breaks, every hour, to provide a rest period. Only lap swimming is permitted at this time. The lifeguards will control these breaks.

Section 4. Guests.

- a. Persons who are 15 years old and younger may not bring guests without a Responsible Person also present at all times during pool use.
- b. Persons who are 16 years old and older may bring guests.
- c. All guests must obey Pool Rules at all times. All enforcement measures stated herein apply to guests, including potential ejection from the pool in the event of unacceptable behavior.
- d. All guests must be signed in by an Association Member.
- e. The number of guests will be limited to five (5) per household per pool visit per day.

Section 5. Food and Drink.

- a. Food may be consumed in designated areas only.
- b. Drinks may be consumed on deck, but only if persons are sitting back by the fence. If any beverage other than water is spilled on the deck, a guard must be notified immediately.
- c. All trash and recyclables must be placed in containers provided for this purpose.

Section 6. Prohibited in Pool Area.

- a. Smoking and the use of tobacco products are not allowed in the pool area.
- b. **NO** alcoholic beverages are permitted. Persons suspected of possessing alcohol or being intoxicated will not be permitted in the pool area at any time.
- c. Illegal drugs, drug paraphernalia, and/or weapons are not permitted.
- d. **NO** ice cream or gum will be permitted in the pool area.
- e. Glass containers and breakable objects are not permitted in the pool area.
- f. Playpens and wheeled vehicles are not permitted in pool area, except wheelchairs and baby strollers.
- g. Pets are not permitted in the pool area, except service animals.
- h. Cotton T-shirts are **not** permitted to be worn in the swimming pool.
- i. Running, pushing or rough play will not be permitted in the pool area.
- j. Physical or verbal abuse will not be tolerated. Violators will be subject to immediate ejection from the pool.
- k. ***Dive sticks and dive rings are not permitted.***

SAFETY RULES

Section 1. Main Pool. The following rules apply in the main pool area. Generally, when two guards are in the stands, conditions may be too crowded for the use of toys and their use may be allowed or disallowed at the discretion of the manager-on-duty.

- a. ***Running on the deck is prohibited.***

- b. Dunking, splashing, snorkeling, use of swim masks and either standing or sitting on another's shoulders is prohibited.
- c. Somersaults, jumping in backwards, playing on pool ladders or other careless actions from the pool edge are prohibited.
- d. Toys, with the exception of nerf balls are limited to the roped-off shallow end. Lifeguards have the authority to require that all toys be removed from the pool on crowded days.
- e. Children using approved floatation devices (i.e., water wings or USCG approved life vests) must be within arms reach of a parent, guardian or Responsible Person at all times.
- f. Life preservers, inner tubes, rafts or play equipment are not permitted in the main pool except at the discretion of the pool manager.
- g. Basketball rules include NO dunking and NO hanging on the basketball rim.
- h. Kickboards are for kicking in the lap lanes only.
- i. Children younger than three (3) years of age will be allowed in the main pool area only if under direct and constant supervision of the child's parent, guardian, child care provider or designated Responsible Person. Children who are not toilet trained are not permitted in the main pool.

Section 2. Wading Pool Area.

- a. Wading pool use is limited to children five (5) years and younger.
- b. Children must wear cloth diapers with rubber pants **or specifically designed swim-diapers underneath appropriate swimwear such as a bathing suit.** Regular disposable diapers that are not specifically designed to be worn in water are not permitted. Non-compliance with this provision must result in a requirement that the child in question and his/her parent, guardian, child care provider or Responsible Person leave the pool area until proper attire is obtained and worn at the pool.
- c. No lifeguards are posted at the wading pool. Children using the wading pool must be accompanied by the child's parent, guardian, child care provider and/or designated Responsible Person at all times.
- d. Toys must be limited to small floating and unbreakable items.
- e. All furniture must remain on pool deck and must not be placed in the water.

Section 3. Lap Lanes.

- a. Lap lanes are intended for daily use by persons who wish to swim laps. Priority will be given at all times to those who swim laps.
- b. Swimming over or across lap lanes, or using the lane dividers in a manner that causes damage in any way is not permitted.

ENFORCEMENT

Section 1. General. These rules have been developed for the safe operation of the pool in the best interest of the Members. If Members feel that the pool is not being operated in the best interest of the Association, Members are encouraged to discuss the situation with the pool manager, not the lifeguards, or contact the Stone Ridge Association office.

Section 2. Suspension.

- a. Failure to comply with these rules, or any part thereof, must be considered sufficient cause for members to be deprived the use of the pool by the pool manager or manager-on-duty for a specified period. **This includes families who do not comply with required diaper covers for children who are not toilet-trained and parents or Responsible Persons who do not keep their children within arms reach at all times.**
- b. Any person who deliberately damages pool furniture or the pool structure, who poses a safety hazard, who is physically or verbally abusive, and/or who commits any illegal act will be automatically suspended by the pool manager, manager-on-duty or Association management until the next regularly scheduled Board of Directors meeting. At that meeting, the Board of Directors in its discretion may suspend pool privileges for the remainder of the pool season, and the person in question (if an Association Member) may be heard regarding said suspension.
- c. Loudoun County law enforcement assistance will be obtained, if necessary, to remove from the premises any individual who refuses to leave the facility after being directed to do so by the pool manager or the manager-on-duty.
- d. Any inadvertent or purposeful abstention of enforcement of any provision of this Community Code must not be deemed a waiver of all enforcement measures available to the Association.

Section 3. Progressive Penalty Policy for *Minor* Violations:

The violation of any pool rule is considered an infraction.

1st Infraction - warning

2nd Infraction - 15-minute benching. In lieu of a 15-minute benching, the individual *may elect to leave the facility for the remainder of the day but doing so will forfeit the right to return for 48 hours.*

3rd Infraction - The individual will be immediately ejected from the pool facility and that individual's use of any Association pool will be suspended for seven (7) days. Parents, guardians, and/or relevant Members will be notified, if applicable. If the Member would like to appeal this action, they may do so by requesting, in writing, a hearing with the Board of Directors.

2nd Ejection - If inappropriate behavior continues after ejection and seven (7) day suspension, an individual may be ejected a second time by the manager or manager-on-duty. At such time the individual's use of any Association pool will be suspended until the next regularly scheduled Board of Directors meeting. At that meeting, the Board of Directors may suspend pool privileges for the remainder of the pool season.

Notwithstanding the guidelines noted above, the pool manager or Association management may in its discretion, immediately suspend an individual's right to use the pool facility upon a serious or repeated infraction(s) of these rules.

Section 4. **Serious and Repeated Violations.** The Board of Directors will handle serious violations or repeated violations at the recommendation of the pool manager. Disciplinary actions may include, but are not limited to, temporary suspension, permanent suspension, probation, as well as all other enforcement measures available by law and pursuant to the Association's Governing Documents.

**STONE RIDGE ASSOCIATION, INC.
Resolution Action Record**

Community Code No. 9A
POOL RULES

Resolution Type: Community Code Pertaining to: Pool Rules

Duly adopted at a meeting of the Board of Directors held MAY 19, 2015.

Motion by: MR Rhodes

Seconded by: MS. LEWIS

VOTE

	YES	NO	ABSTAIN	ABSENT
<u>Ms. Harrover, President</u>	<u>X</u>	_____	_____	_____
<u>Mr. Deal, Vice President</u>	<u>X</u>	_____	_____	_____
<u>Ms. Conner, Secretary</u>	<u>X</u>	_____	_____	_____
<u>Mr. Rhodes, Treasurer</u>	<u>X</u>	_____	_____	_____
<u>Mr. McIntosh, Director</u>	<u>X</u>	_____	_____	_____
<u>Ms. Lewis, Director</u>	<u>X</u>	_____	_____	_____
<u>Mr. Sorensen, Director</u>	_____	_____	_____	<u>X</u>

Resolution Effective Date: MAY 23, 2015

ATTEST: I hereby certify that a vote was duly taken and the Board of Directors adopted the above Resolution on the 19th day of MAY, 2015.

Beverley Conner
Beverley Conner, Secretary

May 19, 2015
Date

Book of Minutes No. 2

Meeting No. 113