

# BRIGHTLEAF COMMUNITY ASSOCIATION

## SWIMMING POOL UNGUARDED HOURS WAIVER

Swimming under this waiver releases all members of the Brightleaf Community Association (“HOA”), Brightleaf Board of Directors, the association’s contracted pool management company, Aquatics Management Group and Cedar Management Group (“CMG”) and Wake County from any responsibility in the event of any injury incurred while swimming outside of scheduled pool hours. The Brightleaf pool is a SWIM AT YOUR OWN RISK facility and lifeguard services are not provided. Swimming under this waiver is also subject to all conditions as described in the Pool Rules & Regulations. By signing this waiver, I have read, fully understand, and am responsible for complying with the Pool Rules & Regulations and schedule. Additionally, I certify that:

- This waiver covers access to the pool only from 6:30 AM until guarded hours begin (10:00 AM/ or 4:30 PM). This waiver is null and void between the pool’s scheduled closing hour and 6:30 AM daily. At 8:30 PM exactly, I must leave or I will be considered trespassing. When the pool maintenance company must vacuum or perform maintenance, I may not interfere and will get out of the pool if they deem necessary.
- Those under 18 may not be in the pool area during unguarded hours without a parent or guardian present. IMPORTANT: If any minor from your household is caught using the pool without a parent or guardian present, unguarded hours and possibly all pool privileges will be revoked for the entire household for the entire season.
- I am a member in good standing with the HOA for use of the swimming facilities and I am age 18 or older. My assessments are paid in full.
- I am swimming totally at my own risk and will be solely financially responsible for any injuries or disabilities suffered while swimming outside of scheduled pool hours when there are no lifeguards on duty.
- I understand that swimming alone is prohibited and that I must have another person with me who is a resident and has signed this same waiver. Those owners who have signed this waiver will have key fobs that can open the gate beginning at 6:30 AM. Non-resident guests are not permitted to enter the pool area during unguarded hours. I will keep my fob safe from access from unauthorized users. The hours of 6:30 AM until guarded hours begin (10:00 AM/ or 4:30 PM) are reserved for lap swimming and no user shall interfere with lap swimmers during those hours.
- Prior to swimming, I will check the pool phone for a dial tone to verify its correct operation. I will notify CMG immediately and not enter the pool if the pool phone is not functioning. This waiver is valid only for the pool season and is null and void if the facilities must close due to weather, mechanical, chemical, Health Department, or other reasons.

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Signature of Member

Printed name of member

Street Address #

Key Fob #

Return to CMG: Fax: 704-509-2429 Mail: P.O. Box 26844, Charlotte, NC 28221 or e-mail (scans only, showing full signature, no typed/ font “e-signatures” allowed): [support@mycmg.com](mailto:support@mycmg.com)