

COLONY MARINA POOL AND CABANA RULES (2013 REVISION)

I. GENERAL

- 1. No lifeguard is on duty at any time. No one is permitted in the swimming pool unless he or she is a competent swimmer or accompanied by a competent swimmer.**
2. Enjoyment of the pool and cabana area is voluntary. Any individuals who use this recreation area do so at their own risk and are required to comply with the rules stated herein and posted in the pool area. The Colony Marina Association does not accept any responsibility for injuries or damages sustained by those who avail themselves of the pool and cabana.
3. A key is required for entering and leaving the cabana and pool area. Except for special group events, the two entrances must remain closed at all times when not in use. There is a charge of fifty dollars (\$50) to replace a lost gate key.
4. Hours for the use of the cabana and swimming pool are generally 8:00 AM to 9:00 PM but may be "seasonally" adjusted by the Board. Colony Marina "quiet hours" begin at 10 PM and are enforced throughout the project. The pool and cabana may be reserved for private parties (see Section IV below).
5. Bathing suits are required attire in the pool. Neither nudity nor sexual conduct is permitted. Swimming goggles and safety aids may be worn.
6. With the exception of reserved events, the use of the pool and cabana is on a shared basis.
7. No animals (except those certified to help the disabled) are allowed in the cabana and pool area and no animals are allowed in the pool.
8. A locked, unisex, bathroom is provided in the cabana. Each unit is provided with a key. The bathroom must be left clean and locked after use.

II. CONDUCT

1. Diving, cannonballs, pushing, use of skates or any other vehicle and excessive splashing or horseplay in general are not permitted in the pool area.

Full enjoyment of the pool is encouraged but excessive or noisy activity, which is unsafe or detracts from the enjoyment of others, is not allowed.

2. Swimming aids and floating toys (excluding auto inner tubes) are permitted except when they interfere with the safety, comfort or pleasure of others.

3. Only battery-operated radios or other audio devices with individual headphones are permitted except for reserved events.

4. Climbing on the equipment, gates, walls or cabana roof is strictly prohibited.

5. Lounges, tables and chairs should be returned to their places after use.

III. SAFETY, NEATNESS AND CLEANLINESS

1. In general, pool users should observe good health and safety practices and be cognizant of and sensitive to others.

2. Individuals using the pool and cabana are responsible for the removal of everything brought into the area and for the neatness and cleanliness of the area.

3. No glass or other breakable food or beverage containers are allowed in the uncovered area around the pool and care should be taken when serving or eating food in the covered cabana area to avoid danger from cuts or slipping by barefooted bathers.

4. All persons are required to shower before entering the pool. A shower is provided for this purpose outside the Koko Head (east) pool entrance.

5. Individuals using sun lotion or oil must re-shower prior to entering the pool.

6. Spitting, blowing one's nose or urinating are not permitted in the pool. The first two, without the use of a tissue or handkerchief, are prohibited anywhere in the pool area.

7. Persons having any rash, open sores, skin disease, eye inflammation, nasal discharges or other communicable conditions are not permitted in the pool.

8. All hairpins, barrettes and the like must be removed before entering the pool as they can cause expensive damage to the filtration system. A bathing cap is recommended for individuals with long hair.

9. Footwear must be worn while walking to the pool to avoid bringing grass, dirt or other debris into the pool area.

IV. RESERVATIONS

1. The cabana and pool may be reserved by residents through a designated Board Member (see sub-section e below) for private parties, subject to the rule indicated above and the following specific provisions:

- a) Reservations are on a first come, first served basis and are limited to a four (4) hour period.
- b) The pool may not be reserved on any two consecutive days and not on State or Federal holidays.
- c) Only one reservation is permitted on any single day and it must be made by the registered unit owner and accompanied by a fifty dollar (\$50) deposit. The deposit will be fully returned provided the pool and cabana are left in a state of good order and cleanliness as determined by a designated Board member. If such is not the case, all or part of the deposit will be expended to achieve this.
- d) In addition to the cleaning deposit, the resident making the reservation is responsible for any damage or other expenses incurred during the reservation period.
- e) Reservations may be made up to fourteen (14) days in advance and no later than three (3) days prior to the reservation date. They can be made by contacting the President, Vice-President, Treasurer or Social Chair of the Board.
- f) Residents must be present throughout the event and are responsible for the safety of their family members, tenants, guests, licensees and invitees at the swimming pool, cabana, and all common areas.
- g) Appliances to keep food cool or warm are allowed but cooking is not permitted anywhere in the pool-cabana area.
- h) All surplus food, garbage, etc., must be placed in plastic bags, sealed and disposed of in the garbage containers provided. The sink and other areas used for the event must be cleaned and left in good condition.
- i) The Board member making the reservation, following the receipt of the deposit, is responsible for posting notice of the reservation date and time on the

bulletin boards. This must be done at least 2 days in advance in order to minimize any inconvenience to other residents.

V. COMPLIANCE

1. All new Colony Marina owners and renters receive the current Pool and Cabana Rules and are responsible both for being aware of their contents and also for compliance with the rules indicated therein.
2. The Colony Marina Board of Directors is authorized to enforce the Pool and Cabana Rules for the general enjoyment and safety of all residents.
3. Any misunderstandings or conflicts in interpretation regarding these rules should be submitted to the Board of Directors in writing.

Any conflict between these rules and the bylaws shall be resolved in favor of the by-laws.