

8925 Deer Creek Blvd. Montgomery, AL 36117  
Phone: 334-270-3337 Fax: 334-270-3379 E-mail: info@deercreek.net

**POOL / SPLASH PARK RENTAL AGREEMENT**

**THE POOL/SPLASH PAD IS AVAILABLE FOR RENTAL SUNDAY EVENINGS FROM 6PM-9PM.**

**Security Deposit Required \$100.00**  
**Rental/Lifeguard Fee \$25.00/hour per lifeguard - 2 hours min**

**Lifeguard service is required for all parties. Regulations require a minimum of two (2) lifeguards for each party. In addition to the two (2) lifeguards, parties with more than fifty (50) guests will be required to have one (1) additional lifeguard for each additional twenty-five (25) people on the pool deck.**

Rental/Lifeguard Fee includes all expenses related to the rental of the Pool / Splash Park and cannot be waived. Payments must be received from Deer Creek Members only. Cash and Credit Cards are NOT accepted. Security Deposit and Rental/Lifeguard Fee checks should be made payable to Deer Creek HOA, Inc. Two (2) separate checks are required for Security Deposit and Rental/Lifeguard Fee. A Pool / Splash Park rental agreement must be completed and all rental payments received by the Information Center Staff fourteen (14) days after the date the reservation is made, or five (5) days prior to the reservation date, whichever comes first. Failure to complete an agreement and submit fees within the specified time will result in cancellation of the reservation.

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DEER CREEK HOA MEMBER NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ E-MAIL: \_\_\_\_\_

TODAY'S DATE: \_\_\_\_\_ DATE OF EVENT: \_\_\_\_\_

TIME RESERVED: \_\_\_\_\_ TYPE OF EVENT: \_\_\_\_\_

ACTUAL TIME OF EVENT: \_\_\_\_\_ # OF GUESTS: \_\_\_\_\_

FOOD & BEVERAGE: YES / NO  
(If yes, please refer to Pool / Splash Park Rental Agreement information and Rules & Regulations.)

ARE YOU RENTING THE POOL AND THE CLUBHOUSE: YES / NO  
(If yes, please complete a Clubhouse Rental Agreement and submit applicable fees.)

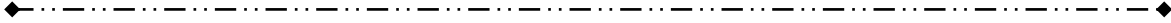
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**Post Event Pool / Splash Park Checklist for Homeowner:**

If at any time the Pool / Splash Park or restroom facilities require attention for maintenance or cleaning issues, please notify a lifeguard.

- \_\_\_\_\_ Trash has been disposed of in trash receptacles provided.
- \_\_\_\_\_ Items used for decorating have been removed and/or properly disposed of.

\_\_\_\_ Food items have been removed and/or properly disposed of.



***Please note the following important information:***

- Make note that the Pool/Splash Park may only be reserved for private parties AFTER REGULAR POOL/SPLASH PARK HOURS.
- Reservations are available to Members of the Deer Creek Homeowners' Association. Management may request proof of residency before a reservation can be made. Reservations will not be made for Members with outstanding HOA dues.
- Reservations can be made by contacting the Information Center at 270-3337 at least fourteen (14) days prior to requested reservation date to check availability or you may e-mail your request to info@deercreek.net. If you are e-mailing your request, please put "Pool / Splash Park Reservation" in the subject line. (Email request will not confirm the requested reservation. Members must comply with all reservation guidelines for a reservation to be confirmed.) If the requested date and time are available, a reservation will be made. A rental agreement, rental fee and security deposit must be on file for the reservation to be confirmed. Deer Creek must have confirmation from the lifeguard service before a rental will be confirmed.
- A Pool / Splash Park rental agreement must be completed and all rental payments received by the Information Center Staff fourteen (14) days after the date the reservation is made, or no later than five (5) days prior to the reservation date, whichever comes first. Failure to complete an agreement and submit fees within the specified time will result in cancellation of the reservation. Security Deposit & Rental Fee must be two (2) separate checks. In the event homeowner is reserving the Pool / Splash Park and the Clubhouse, a Clubhouse Rental Agreement must be completed also and all fees collected as outlined on the Clubhouse Rental Agreement.
- Deer Creek Pool / Splash Park Rules & Regulations must be followed by Members. Failure to adhere to these rules may cause the loss of pool privileges. (See attached.)
- Set up and take down time for an event is a part of the reserved time. Therefore, any time needed to set up or take down for an event must be within the designated reservation time. Members will not be allowed to access the Pool / Splash Park until their designated reservation time. Please note that times allowed for set up are included in the reservation time and will be charged at the regular hourly rate. No exceptions.
- Lifeguard service is required for all parties. Regulations require a minimum of two (2) lifeguards for each party. In addition to the two (2) required lifeguards, parties with more than fifty (50) guests will be required to have one (1) additional lifeguard for each additional twenty-five (25) people on the Pool/Splash Park deck. The hourly rate **for each lifeguard is \$25.00.**
- **Cancellation of Reservations** – In the event that the HOA Member is not going to be able to use the amenities as reserved, Member must notify the Information Center at 270-3337 or at info@deercreek.net so that arrangements can be made with the companies that service the amenities. All cancellations must be made at least ten (10) days prior to the event. If Management does not receive appropriate confirmation of the Pool/Splash Park cancellation within ten (10) days prior to the event, the homeowner will forfeit \$50.00 of the Security Deposit.

***HOLD HARMLESS AGREEMENT***

I, \_\_\_\_\_ am a Member of the Deer Creek Homeowners' Association, Incorporated and am desirous of using a Deer Creek Amenity for an event to be supervised by me and my appointees; I have received and agreed to the items listed above and the attached Rules and Regulations of the Association. I further agree to indemnify and hold harmless the Association, its Directors, its Members, its Employees, its Agents, the Developer, its Agents and its Employees from any and all claims, losses, suits, damages, judgments, expenses, costs, and charges of every kind and nature, from any injury and damage to me or my guests resulting from the use of the amenities.

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Signature of Member

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Date



**DEER CREEK HOMEOWNERS' ASSOCIATION, INC.**  
**AMENITY CENTER RULES & REGULATIONS**

### **KEYCARD ACCESS**

Prior to the use of the Deer Creek Pool/Splash Park, Fitness Center, Tennis Courts, Playground, Clubhouse/Gathering Hall or Lakes each Member must execute or have current in effect a Deer Creek Homeowners' Association, Inc. Amenities Usage and Indemnification Agreement. Admittance to some of the Deer Creek amenities is by keycard access. One (1) keycard will be given to each Member. A maximum of three (3) keycards can be assigned to a Member's property. Extra, lost or damaged keycards may be replaced at the expense of the Member. Keycards may not be loaned under any circumstance.

### **IDENTIFICATION/ PROOF OF RESIDENCY**

Prior to the issuance of any keycard or the ability to use any facility or amenity owned or operated by the Association, each Member and each adult person living at the household of a Member will need to submit photo identification to the Association staff accompanied by appropriate application and written evidence of the location of residency at the Member's property.

In no event shall any Tenant of a Member be permitted to use any facility or amenity unless and until the Member shall have completed and filed with the Association a Notice of Transfer signed by the Member and only after the Tenant shall have further complied with all Rules & Regulations for use of the facilities and amenities owned or operated by the Association for its Members including, but not limited to, submission of photo identification and proof of tenancy.

### **POOL RULES**

1. Access to the pool area is by use of a keycard.
2. Swim at your own risk.
3. Children ages 13 and up that can swim the length of the pool may swim unaccompanied by an adult. These children may be asked by the lifeguard, at any time, to demonstrate the ability to swim the length of the pool. An adult 18 or older must accompany Members and guests of Members the age of 12 and under using the swimming pool. Children ages 8 -12 years old, that can swim the length of the pool, may swim unaccompanied as long as a parent or guardian is on the pool deck at all times. Children age 7 and under must be accompanied in the water by a parent or guardian at all times.
4. Users of the wading pool must be accompanied and supervised by an adult at all times.
5. The pool is open when lifeguards are on duty. Instructions given by lifeguards must be obeyed at all times. Members cannot be on the pool/splash park deck or inside the pool if a lifeguard is not on duty.
6. Diving is not allowed.
7. Please shower before entering pool.
8. Pool hours will be posted and/or are available at the Information Center. Loitering at the pool for any reason other than sunbathing and swimming will not be permitted.
9. Profane language and shouting are prohibited. Public intoxication and/or disorderly conduct will not be tolerated. Running, shoving or rough play will not be allowed. No objects may be thrown in the pool or on the deck area.
10. Glass containers and bottles are not allowed in the pool area. Please help keep the pool deck clean and dispose of all trash.

11. Please use the bathhouse restrooms for changing. Proper swimwear, as determined by Management, must be worn to enter the pool. Un-hemmed cut offs are not allowed. Bathing suits are not allowed inside the Amenity Center.
12. Children's disposable diapers are not allowed in the pool. Appropriate swimming diapers and plastic pants must be worn at all times.
13. Radios, televisions, etc. may be used as long as they do not cause a disturbance to others.
14. The only flotation devices allowed in the pool area are as follows: water wings, swim vests, noodles, small blow up balls and baby swim rings. Floats and boogie boards are not allowed.
15. Emergency equipment is to be used by lifeguards only. Do not play on or around the lifeguard stand.
16. Return all pool furniture to a neat and orderly arrangement. Semi – permanent pool furniture (i.e. picnic tables) should not be moved.
17. If the pool/splash park deck or restrooms need attention, Members should notify the lifeguards.
18. Please be considerate of your neighbors.
19. The bather load is 263 persons for the main pool and 57 persons for the wading pool.
20. Adult Swim – this time is for adult swimming only (for ages 18 and up). Adult Swim will be called by lifeguards.
21. Lifeguards are on duty for the protection of Members and their guests. Do not distract them in any way unless there is an emergency. If a member or guest needs to talk with one of the lifeguards, that member or guest should wait until the lifeguard is no longer guarding and is on break.
22. There is a strict no smoking policy for the pool area. Other tobacco uses are also prohibited.
23. There are NO grills allowed in or around the amenity center.
24. Animals are not allowed on the pool deck unless use is for aid in disability.
25. Management reserves the right to adjust or add any rules as needed. Additional pool rules may be posted at the pool area or may be implemented without notice. Management reserves the right to refuse anyone the use of the pool and its facilities. Failure to adhere to these rules may cause the loss of pool privileges. The Pool guest policy may be revoked or changed at any time by Association Management.

### **POOL / SPLASH PARK WEATHER CLOSURES**

1. The pool/splash park may be closed at times due to inclement weather.
2. The pool/splash park must be cleared immediately at the direction of the lifeguards at the first sound of thunder or sight of lightning. Members and their guests will be told to keep a safe distance from the pool and from all objects that would endanger them from being electrocuted. Members or their guests, are not permitted to go near water, take showers, sit on picnic tables or use the telephone (except in the case of an emergency) until conditions permit.
3. Closure will be until thunder has not been heard and/or lightning has not been seen for at least 30 minutes.
4. Any condition that causes the lifeguard's vision of the bottom of the pool to be distorted is reason to close the pool. This includes raining (without lightning or thunder), increase in algae growth or chemical imbalance. Once the condition is cleared, re-entry will be allowed.

### **SPLASH PARK RULES**

1. Food or drinks are not allowed on the splash pad surface.
2. Pool furniture should not be placed on the splash pad surface.
3. Members and/or guests should not climb on or swing on splash park equipment.
4. Toys and/or sports balls should not be used on the splash pad surface.
5. Manual manipulation of drop buckets is prohibited.
6. All pool rules apply to the splash park area.

## **POOL / SPLASH PARK GUEST RULES**

1. Each Member may have three (3) guests at any one time. All guests must be accompanied by a Member. Members are responsible for the actions of their guests. Guests are defined as anyone other than a Member of the Deer Creek Homeowners' Association, Inc. Guests must follow the pool rules. Violation of this rule can result in the loss of pool/splash park privileges.

## **POOL / SPLASH PARK PARTIES**

1. The pool and designated pool areas may be reserved by Members of the Association for functions AFTER REGULAR POOL/SPLASH PARK HOURS. The Member hosting the function will be responsible for payment of the rental fee and security deposit to secure the party. A copy of the pool/splash park rules will be distributed to the host or hostess of the party and an acknowledgement of terms and conditions must be signed and all payments received before the reservation will be confirmed. The Member hosting the party must be present at the event and party guests must follow the pool/splash park rules. Violation of the rules can result in the loss of pool/splash park privileges.
2. Rental of the pool/splash park is limited to the use of the deck. Use of the common areas, including the tennis courts, veranda, fitness center, playground, Clubhouse, parking lots, and lakes are not included in the rental agreement for the pool/splash park. Other than the Clubhouse, these areas are not available for private event rental. The Homeowners' Association has published procedures and fees for Clubhouse parties.

**If a Member or its Guests violate any of these rules, the Association and / or the General Manager reserve(s) the right to bar the Member from using the Deer Creek Homeowners' Association, Inc. facilities.**