

Briarcliff Woods Beach Club (BWBC)

Early Swim Program Registration Form & Legal Agreement

April 26, 2019

EARLY SWIM PROGRAM RULES:

All individual member participants of the Adult Early Swim Program agree to adhere to the following rules of the program. Anyone found to have violated any of these rules, can and will be banned from the program.

The continuation of this program is based upon all member participants complying with these rules.

Briarcliff Woods Beach Club (BWBC)

1. Must be a member of Briarcliff Woods Beach Club (BWBC) and 18 years or older. No guests (adult or children not listed in the Membership household), or anyone under the age of 18 are allowed to swim, be on the pool deck or be inside the gated pool area during early morning swim.
2. Must register your name and contact information with the program organizer, Alyson Watson (abelatti@hotmail.com). Each adult member within a household membership must have a waiver on file.
3. Must sign this BWBC waiver releasing the Board and Club of potential legal liability and return electronically to Alyson Watson via abelatti@hotmail.com. For questions, she can also be reached at 770-815-9242.
4. No swimming alone! Must have at least 2 member participants at all times.
5. Must have a personal cell phone available on the pool deck.
6. Problems regarding the early swim program, including the schedule shall be directed to Alyson Watson (abelatti@hotmail.com or 770-815-9242). Alyson will escalate to the Pool Board Member (pool@bwbc.net) if necessary.
7. Only problems regarding the facility, vandalism or violations of these guidelines should be directed to the Pool Board Member via pool@bwbc.net.
8. Any participants given access to the pool pledge to keep their fob private and will NOT pass their fob on to others.
9. NO ONE SHALL SWIM OR BE ON THE POOL DECK DURING LIGHTNING OR THUNDER STORMS.
10. Pool shall only be used for lap swimming. NO DIVING allowed.
11. The pool gate will be locked and left as found at the end of each adult lap swim period. DO NOT prop gate open for any amount of time.
12. Emergency phone is located on the wall under the deck. In case of emergency, call 911. When the situation is stable, notify the Pool Board Member (pool@bwbc.net) or Board President (president@bwbc.net) of the incident.

13. It is each participant's obligation to uphold the early swim program and general pool rules and to report individuals who are not complying with the programs strict safety guidelines.

14. Forms will be kept on file and will require resubmission each year.

15. Early swim hours are 6am - 10am during regular pool season.

16. fob access takes ~1 week for update to be completion

WAIVER OF LIABILITY, ASSUMPTION OF RISK, AND INDEMNIFICATION AGREEMENT

PLEASE READ CAREFULLY BEFORE SIGNING. THIS IS A RELEASE OF LIABILITY AND WAIVER OF CERTAIN LEGAL RIGHTS

WAIVER/RELEASE:

In consideration of permission to use the property, facilities, equipment, and/or services of the Briarcliff Woods Beach Club ("Club") for the pre-opening morning swim program ("Morning Swim"), I do for myself, my spouse, heirs, administrators, personal representatives, and/or assigns, hereby forever release, waive, discharge, and agree not to sue the Club, its board of directors, members, officers, employees, servants and/or agents (cumulatively, "the Released Parties") of and from liability or ordinary negligence by any the Released Parties resulting in personal injury, accident or illness (including death) and property loss arising from, but not limited to, participation in the Morning Swim and/or the use of facilities and equipment at the Club during the Morning Swim.

ASSUMPTION OF RISKS:

I further recognize that participation in the Morning Swim is a physical activity, which, by its very nature, carries with it certain inherent risks that cannot be eliminated regardless of the care taken to avoid injuries. I understand that swimming is a HAZARDOUS activity, and that the risks inherent in the sport of swimming include (but are not limited to) minor injuries, drowning, paralyzing injuries and death. I also understand that, since no lifeguards or other rescue or medical personnel will be present during the Morning Swim, the risk of harm or serious injury is increased. I have read the previous paragraphs and I know, understand and appreciate these and other risks that are inherent in the Morning Swim. Nevertheless, I hereby assert that my participation in this activity is voluntary and that I knowingly assume all such risks.

INDEMNIFICATION AND HOLD HARMLESS AGREEMENT:

I also agree to INDEMNIFY AND HOLD THE CLUB HARMLESS from any and all claims, actions, suits, demands, costs, expenses, damages and liability (including attorney fees) brought as a result of my participation in the Morning Swim and to reimburse the Club for any such expenses incurred.

SEVERABILITY:

The undersigned further expressly agrees that this Waiver Agreement is intended to be as broad and inclusive as is permitted by the laws of the State of Georgia, and that if any portion of this Waiver Agreement is held invalid, it is further agreed that the remaining portions of the Agreement will continue in full legal force and effect.

I HAVE CAREFULLY READ THE ABOVE EARLY SWIM PROGRAM RULES AND WAIVER, FULLY UNDERSTAND ALL TERMS CONTAINED HEREIN, UNDERSTAND THAT I AM GIVING UP SUBSTANTIAL RIGHTS (INCLUDING MY RIGHT TO SUE), ACKNOWLEDGE THAT I AM SIGNING THIS AGREEMENT FREELY AND VOLUNTARILY, AND INTEND BY MY SIGNATURE TO GIVE A COMPLETE AND UNCONDITIONAL RELEASE OF ALL LIABILITY TO THE GREATEST EXTENT ALLOWED BY LAW.

I ALSO AGREE TO COMPLY WITH ALL THE ABOVE SAFETY RULES OF THIS PROGRAM.

NAME: _____

Email: _____

Phone: _____

Cell: _____

Signature: _____

Signature Date: _____

Printed Name: _____

Street Address: _____

Telephone Number: _____