

RULES AND REGULATIONS  
OF  
THE SUNDANCE  
TENNIS AND SWIM CLUB

These revised Rules And Regulations are enacted pursuant to Section 11.01 of  
The Sundance Tennis And Swim Club Bylaws.

November 12, 2020  
(date)

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**RULES AND REGULATIONS  
OF  
THE SUNDANCE TENNIS AND SWIM CLUB**

**ARTICLE I – RELEASE AND WAIVER OF LIABILITY**

As a condition to the use of the facilities of the Club, all persons or (in the case of persons under the age of 18 years) the parent or guardian of such person, shall sign and provide to a Club official on duty a release and waiver of liability (“Release And Waiver Of Liability”) in the form attached hereto as Exhibit A. Members shall only be required to execute a Release and Waiver of Liability on their own behalf or on behalf of any particular person under the age of 18 years once in any calendar year. The Club may provide an on-site electronic method for such signatures.

**ARTICLE II – GENERAL LIMITATIONS**

**2.01. Hours of Operation.** The dates of Summer and Winter season openings and closings will be posted on the Club website, <https://sundancetenniswimclub.com/location-hours>.

**2.02. No Excessive Use of Intoxicants.** Excessive use of intoxicants is not permitted at any time. The Club official or officials on duty are authorized to require anyone excessively using intoxicants to leave the Club premises. After being warned by a Club official, anyone continuing or repeating the excessive use of intoxicants will have his/her privileges suspended.

**2.03. No Rude or Risky Behavior.** Rude or risky behavior is not permitted at any time. Anyone continuing to engage in rude or risky behavior after having been warned by a Club official will have his/her privileges suspended.

**2.04. Short Term Use and Special Events.** Short term use of the Club by non-Members and use of the Club for special events are not permitted, except with the consent of the Board of Directors and subject to such conditions (including fees) as the Board of Directors may impose.

**2.05. Parking.** There are no parking facilities at the Club. Members and their guests are not permitted to park on the streets adjacent to the Club nor (except for residents thereof) in the parking facilities at the neighboring condominium complexes.

**2.06. No Smoking.** Smoking is not permitted at any time. Anyone continuing to smoke after having been warned by a Club official will have his/her privileges suspended.

**2.07. Pet Policy.** Although pets are not prohibited on Club property, members are encouraged to leave their pets at home. Vicious (known to attack or bite), non-social, or uncontrollable dogs are prohibited from the Club. The Board of Directors has the authority to ban any exotic pet (a species other than dog or cat) or a problem pet. Pets must be with and under member/guest control at all times and are not allowed to approach unwelcoming Club users. Those bringing problem pets must remove them immediately from the Club when instructed by a Club official. Depending on the situation at the Club at any given time, any Club official has the discretion and authority to limit when, where and how pets can visit. The pet owner/handler must immediately pick properly and dispose of pet waste.

### ARTICLE III - GENERAL RULES FOR SWIMMING

**3.01. Swimming Pool Hours.** The swimming pool will be open for swimming on the dates and during the hours posted on the Club website. Adult swim times will be held periodically as posted at the Club or on the Club website. Lap swimming is permitted only at these times.

**3.02. Registration.** All persons or (in the case of persons under the age of 18 years) a parent or guardian of such person shall register at the pool area and shall have signed or (in the case of persons under the age of 18 years of age) had signed on their behalf the Release and Waiver of Liability before swimming.

**3.03. Children.** No children under 9 years shall be permitted in the pool area unless accompanied and supervised by a responsible adult.

**3.04. Nonswimmers.** Nonswimmers are not permitted in water more than chest deep. Water wings, life preservers and rings can give nonswimmers a false sense of security and can be dangerous if the swimmer falls off or the item deflates. They should be used only in shallow water, where the child can stand, under a parent's supervision. .

**3.05. Solitary Swimming.** The buddy system is required at all times. The Club does not employ a lifeguard. Swimmers use the pool at their own risk.

**3.06. Inner Tubes, etc.** The use of inner tubes, rafts, etc., is allowed only with permission of a Club official.

**3.07. Hygiene.** All persons must shower before entering the water. Persons with Band-Aids, and open sores, as well as persons wearing oil-based suntan lotion are not allowed in the water.

**3.08. Food.** No food or beverages shall be permitted in the pool area,

except in areas (if any) specifically designated therefore. No glass of any type shall be permitted in any part of the pool area.

**3.09. No Diving.** Diving is not permitted at any time. Anyone diving after having been warned by a Club official will have his/her privileges suspended.

**3.10. Running.** Running, pushing, shouting, and similar activities shall not be permitted in the pool area. After being warned by a Club official, anyone consistently misbehaving will have his/her privileges suspended.

**3.11. Additional Rules.** Swimmers and persons accompanying swimmers shall observe all rules and regulations posted in the pool area.

#### **ARTICLE IV - GENERAL RULES FOR TENNIS COURTS**

**4.01. Reservations.** Use of the Club's tennis courts shall be by reservation; provided that unreserved courts may be used at any time on a first-come basis. Reservations may be made up to one week in advance, and a Member may reserve only one court for one hour per day. Waiting players may use a reserved court, but shall yield immediately to players with reservations. Court play shall commence each hour on the hour, and courts shall be released promptly on the hour.

**4.02. Attire.** All tennis players shall wear appropriate tennis attire, including regulation tennis shoes. Black-soled shoes, swimming attire, and cut-offs shall not be permitted on the courts at any time.

**4.03. Children.** No children under 10 years shall be permitted on the courts unless accompanied and supervised by a responsible adult. Non-tennis playing children shall be accompanied by a responsible adult, and their conduct shall be supervised to avoid distraction or annoyance to other players.

**4.04. Equipment.** All racquets and other equipment shall be used in such manner as to avoid damage to the courts.

**4.05. Food.** No food or glass containers are allowed on the court.

**4.06. Other Activities.** Use of the tennis courts for activities other than tennis (e.g. basketball, pickleball) shall not interfere with use of the tennis courts for tennis and shall be subject to the authorization of the Club official or officials on duty.

#### **ARTICLE V – INITIATION FEE, DUES AND MEMBERSHIP**

**5.01. Initiation Fee.** As a condition of becoming a Member (other than pursuant to a transfer of shares by a Member to a successor in interest in connection with a transfer of such Member's condominium unit in accordance with Section 3.03 of the ByLaws), the Initiation Fee established by the Board of Directors from time to time shall have been paid. The Board of Directors may permit the Initiation Fee to be paid in equal semi-annual or quarterly installments, provided that the first installment is paid

immediately upon joining and the entire Initiation Fee is paid within 12 months. The current Initiation Fee is \$4,000

**5.02. Annual Dues.** The Board of Directors may determine from time to time the amount of annual dues payable to the Club by Members. Dues shall be payable at such times as the Board of Directors may determine. Dues or any portion thereof not paid when due shall earn interest at the rate of one and one-half percent per month.

**5.03. Membership Privileges.** Each Member, and the spouse and children (under 21 years) of such Member, shall be entitled to use and enjoy the facilities of the Club in accordance with the rules and regulations set forth herein, provided that all dues, assessments, and fines are paid current and provided that such Membership privileges are not otherwise suspended.

**5.04. Transfer of Shares.** No Member shall have the right to transfer any shares of Common Stock without the prior written consent of the Board of Directors and in accordance with the provisions of the ByLaws. Any Member intending to transfer any shares of Common Stock shall give written notice thereof to the Board of Directors. In addition to any other conditions that it may require, the Board of Directors may levy and collect a transfer fee as a condition of the transfer of any share or fractional interest in a share of Common Stock. The current transfer fee is \$500 upon transfer of ownership of a Member's Unit. Upon application to the Board of Directors, this fee may be waived or reduced in the event of transfer of a Unit by inheritance or to a member of the Member's immediate family, or when a fractional ownership share of a Unit is sold or transferred.

**5.05. Short Term and Special Event Fees.** The fees for any short term use by non Members or special event permitted by the Board of Directors will be set by the Board of Directors in each case.

## ARTICLE V I – GUESTS

**6.01. Occupants of Members' Units.** Persons occupying a Member's condominium unit may use the Club's facilities in the owner's absence provided that such persons are properly registered and have signed or (in the case of persons under the age of 18 years) have had signed on their behalf the Release and Waiver of Liability in accordance with Article I. The Member shall at all times be responsible for the conduct of those persons using the Club's facilities by virtue of the occupancy of that Member's unit.

**6.02. Registration of Persons Occupying Members' Units.** Properly registered persons with respect to whom a Release and Waiver of Liability has been signed occupying a Member's condominium unit in the Member's absence need not be accompanied by a Member, provided that such persons shall at all times have in their possession an identification card to be provided by the Club at the time of registration or properly identified condominium key or other form of identification satisfactory to the Club official or officials on duty.

**6.03. Guests Accompanied by Members.** A Member or an adult occupant of a Member's unit may authorize use of the Club's facilities by his/her guests provided such guests are accompanied by the Member, the spouse of a Member or an adult occupant of a Member's unit and provided such guests are properly registered and have signed or (in the case of persons under the age of 18 years) have had signed on their behalf the Release and Waiver of Liability in accordance with Article I.

## **ARTICLE VII – AMENDMENTS**

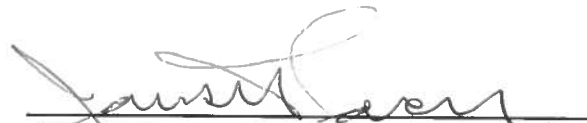
The Board of Directors shall at all times have the right to amend, modify, or rescind the rules and regulations herein set forth and to promulgate additional rules and regulations.

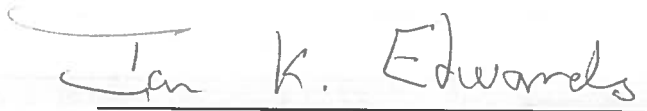



**SIGNATURE PAGE**

IN WITNESS WHEREOF, the Board of Directors, by each of its Directors, has executed these Rules and Regulations the 12<sup>th</sup> day of November, 2020.


**BOARD OF DIRECTORS:**

  
\_\_\_\_\_  
Jim Facer, President

  
\_\_\_\_\_  
Ian Edwards

  
\_\_\_\_\_  
Ruth Jenkins

  
\_\_\_\_\_  
Chuck Kusek

  
\_\_\_\_\_  
Clary Olmstead