

# **SECTION XI**

## **PARK AREA RULES AND REGULATIONS**

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**HOLLEYBROOKE HOMEOWNERS ASSOCIATION, INC.**

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## **SECTION I - INTRODUCTION**

The park is for the enjoyment of all residents and guests. Every person is responsible for their own actions and agrees to abide by the Holleybrooke/Cobblestone Association, Inc. (hereafter called the Association) Bylaws, Rules and Regulations governing the use of this facility. The Association adopted the following rules and regulations to ensure the safety and the health of its residents. The cooperation of all residents and guests abiding by these rules and regulations affords everyone the opportunity to enjoy time spent at the park. Parents are requested to caution their children to observe and adhere to the rules and regulations. Failure to comply shall be considered sufficient cause for any action deemed necessary by the Association to remedy the situation, including the suspension of Member privileges.

## **SECTION II- COMMON AREAS POLICY**

In consideration of using the play areas, all residents expressly agree to assume the risk of accidents of personal injury that any applicant may sustain while using the facilities. The residents hereby agree that the owners, Association and its Board of Directors will in no way be held liable for any injury. Residents agree to indemnify and hold harmless the same for any accidental injuries sustained by any guests while using the facilities.

## **SECTION III - PARK RULES**

1. Children under 6 years of age must be accompanied and supervised at all times by an adult 18 years or older. The adult must remain with the child during the entire time the child is at the playground.
2. Guests are always welcome.
3. Proper attire is required to use the area.
4. All trash must be placed in the trash containers located on the playground. Your help in keeping the park and surrounding areas clean is greatly appreciated.
5. No glass containers are allowed in the park area.
6. The use of intoxicants and/or drugs of any type anywhere on common grounds are strictly prohibited. Persons who behave in a manner associated with such use will lose their homeowner privileges.
7. Dogs must be on a leash and pet owners are responsible to clean up after their pets.
8. The Association and their employees are not responsible for the loss or damage to any personal property of any kind.
9. The use of obscene, vulgar, loud or boisterous communication of any type will not be tolerated.
10. Playground equipment will be used with caution.
11. Park area is closed from dusk till dawn.
12. Vehicle use is prohibited on the non-paved common areas. Please load and unload supplies from the parking lot to avoid damage to the grass.

13. Required mobility aids are always welcome.
14. No commercial solicitation on the grounds including the parking area and the pool.
15. Residents are asked to call the Sheriff to report any disturbing or dangerous situation that may occur at the park and playground area.
16. Defacing or destroying property is strictly prohibited.
17. The Association will award any person \$200.00 for reporting any crime that leads to the conviction of vandals.

## **SECTION IV - PAVILION RULES AND REGULATIONS (TERMS AND CONDITIONS)**

1. Reservation agreements will be accepted starting January 1st and ending December 31st of each year. Pavilion hours are from 8:00am to 10:00pm. The pavilion is a private facility and is available for residential events such as birthdays and family gatherings ONLY. Restrooms are not available. The reserved time of each event at the pavilion shall not exceed 4 (four) hours. The pavilion may not be reserved during the time of a previously scheduled HOA event. (This includes but is not limited to Pool Parties). Please check with the HOA for the holiday schedule. Reservations must be submitted at least ten (10) days prior to the event in writing to the HOA's address herein. Requests will not be granted to residents who have exhibited unacceptable behavior during a previous use of the facility.
2. Securing Party must be a resident of Holleybrooke/Cobblestone, must be at least 21 years of age, in good standing with the HOA (dues currently paid and no ACC violations) and must be present at all times during the event.
3. The Securing Party is to ensure all attendees comply with all park rules and regulations set forth by the HOA.
4. The Securing Party will be responsible for any and all damage during the occupancy of the facility. Malicious destruction or careless use of the facility that causes property to be stolen or damaged will be penalized by the amount of the cost to repair or the replacement costs connected thereto.
5. NO alcoholic beverages, drugs or glass containers are allowed on park property.
6. If the Sheriff's department must be called to the event for any reason, all residents present will lose their homeowners privileges.
7. All cancellations must be submitted to the HOA 48 hours prior to the reservation.
8. No more than 40 people are allowed in the pavilion area at any one time. The HOA reserves the right to deny any reservation application if the expected attendance will exceed the safe capacity of the facility.
9. Grills of any type are NOT allowed on park property. However, hot plates, crock pots and the like are permitted. Electrical outlets are available at the user's risk and must not be overloaded at any time. In case of inclement weather, electrical outlets may not be available. Please check with the HOA before the event to make these arrangements. (Electrical outlets will NOT be available unless they are requested).

10. Groups composed of individuals less than eighteen (18) years of age MUST have one adult in attendance for every ten (10) persons less than eighteen (18) years of age while using the facility.
11. Proper and orderly behavior shall be maintained at all times. All damages made to the pavilion or park property shall be the financial responsibility of the Securing Party.
12. The pavilion will be left clean and, in the arrangement, as upon arrival. Any materials or decorations brought in by the Securing Party and Group MUST be removed and properly disposed of at the end of the event. Confetti of any sort will NOT be allowed on park grounds. Only tape will be used to hang objects on the pavilion, there will NOT be any use of staples, tacks, nails, etc. on the pavilion. The use of the above-mentioned items will result in a restitution fee to cover the repairs. All tables must be reasonably cleaned (no sugar residue) and all trash must be picked up and hauled off park property. A \$50 maintenance/cleaning fee will be charged to the homeowners account, payable within 30 days. Excessive damage, as determined by the HOA, will be rebilled to the owner at the prevailing rates charged by the HOA contractor of choice, payable on receipt. (The use of tablecloths are HIGHLY recommended).
13. The Securing Party and Group acknowledge the pavilion is located on private property and use therein is restricted to the pavilion and playground area. The pavilion reservation does not exclude use of the playground area by other residents.
14. The HOA reserves the right to cancel this contract or make a decision on any situation not covered herein.
15. The HOA and their agents and employees assume NO responsibility, financial or otherwise, for accidents or injuries sustained by individuals or groups using the facility.
16. Any music must be maintained at reasonable levels so as not to disturb fellow residents and surrounding neighbors.
17. Vehicles are not allowed off the parking lot area for any reason.
18. The individual use of bounce houses or amusement apparatuses is strictly prohibited.
19. The use of animals for entertainment (i.e., petting zoos, pony rides, horse drawn carriages, etc.) is strictly PROHIBITED.
20. The use of unlicensed vehicles is prohibited (go-karts, mini-bikes, ATV's) in the park and parking lot.
21. It is prohibited for any individual or group to discriminate on the basis of race, color, national origin, religion or sex during any event/activity held on park property.
22. The HOA shall have the right to restrict the use of the pavilion or grounds when determined that such use shall be detrimental to the general use of the park and/or facilities.

THESE RULES AND REGULATIONS (TERMS & CONDITIONS) ARE FOR EVERYONE, REGARDLESS IF THE PAVILION IS RESERVED OR NOT.