

MARKUP #1 ->

Monday – Friday (Schooldays) Swim At Own Risk
Saturday 11:00 a.m. – 7:00 p.m.
Sunday 11:00 a.m. – 6:00 p.m.

Exception:

Monday, September 2 (Labor Day) 11:00 a.m. – 6:00 p.m.

September 3 – September 30 Swim At Own Risk

- (vi) **Swim Attire:** Swimsuits shall be worn in the pool. No cut-off jeans or street clothing shall be allowed in the pool. Fibers from non-swimwear material interfere with the filter system.
- (vii) **Swim Diapers:** Young children who are not potty-trained **MUST** wear rubber pants over a swim diaper.
- (viii) **Diving:** NO diving in areas 5 feet or less in depth. **ALSO, SEE DEEP END and DIVING BOARD RULES in Section (c) below.**
- (ix) **Flips / Back-Dives:** Flips and diving backwards are permitted only from the diving board; no flips or diving backwards are permitted off the side of the pool. **ALSO, SEE DEEP END and DIVING BOARD RULES in Section (c) below.**
- (x) **No Running:** Running and rough play shall not be permitted.
- (xi) **No Glass:** **NO GLASS permitted in the pool area.**
- (xii) **No Pets/Animals:** NO dogs or other pets shall be permitted in the pool area.
- (xiii) **Lane Starting Block:** NO using the swim lane starting blocks to exit the deep end.
- (xiv) **Lane Ropes / Swim Team Flags:** NO hanging on swim lane ropes or swim team flags is permitted.
- (xv) **Illnesses:** Admission to the pool shall be refused to any persons having a contagious disease or an infectious condition.
- (xvi) **Vomit or Fecal Matter:** When there is vomit or fecal matter in the pool, the pool will be closed and treated in accordance with local health authority rules and regulations. If a child has an “accident” in the pool, causing pool closure, the parent/guardian of the child, will pay all related costs.
- (xvii) **Other Closures:** The pool may be closed for maintenance, health conditions, weather, or any other reason deemed necessary by the Lifeguard or Pool Director.

ISSUE #1

MARKUP #1 · CONFLICTS WITH FED LAW

BOARD & COUNSEL REVIEW

Sec. (c) (p. 8): Flag or flagpole restriction fails to include statutory exemption for the United States flag under the Freedom to Display the American Flag Act.

Statutory / Legal Reference: 4 U.S.C. § 5 Note (Freedom to Display the American Flag Act of 2005) & O.C.G.A. §§ 44-3-220 to 44-3-235 (Georgia Property Owners' Association Act)

Statutory Comparison: The federal Freedom to Display the American Flag Act of 2005 (4 U.S.C. § 5 Note, Pub. L. 109-243) prohibits community associations from adopting or enforcing any policy that prevents a member from displaying the flag of the United States on residential property to which the member has a separate ownership interest or right to exclusive possession or use.

CURRENT WORDING IN DOCUMENT:

- (xiv) Lane Ropes / Swim Team Flags: NO hanging on swim lane ropes or swim team flags is permitted.
(xv) Illnesses: Admission to the pool shall be refused to any persons having a contagious disease or an infectious condition.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

In accordance with the Freedom to Display the American Flag Act of 2005 (4 U.S.C. § 5 Note, Pub. L. 109-243), any homeowner may respectfully display the official United States flag on residential property under their ownership or exclusive use.