

## Warrington's Mary Barness Community Pool Disclaimer

Mary Barness Community Pool

### MEMBERSHIP LIABILITY WAIVER AND RELEASE

I understand and agree, for myself and/or for any minors in my care, that use of facilities and/or participation in any activities and programs at the Mary Barness Community Pool (the "Pool") could result in injury to myself, minors in my care and/or to personal property owned by me or such minors. In consideration for being permitted use of Pool facilities and/or participation in Pool activities and programs, I agree, for myself and/or for any minors in my care, to fully and completely release, promise not to sue, defend, discharge and hold harmless the Township of Warrington, its employees, officers, directors, managers, boards, departments, agents, volunteers, and affiliated entities from all claims, liabilities or actions for any injuries to me, injuries to minors in my care and/or any loss or damage to my personal property or the personal property of any such minors arising from our admission or participation in any activities and programs at the Pool. I understand that this release includes any claims based on the actions, omissions or negligence of the Township, its employees, agents and representatives. I also understand and agree, for myself, and/or for any minors in my care, that I am solely responsible at any sole cost and expense for furnishing medical or other insurance to cover any expenses related to any such personal injuries or property damage.

I understand that participation in any activities or programs at the Pool involves risk of injury. I understand these risks are entirely my responsibility. I expressly assume these risks. In particular, I am aware of the risks and hazards inherent upon entering a Pool area, including but not limited to the risk of communicable illnesses such as MRSA, influenza and COVID-19 and I choose to voluntarily enter the premises, knowing the conditions might become more hazardous and/or dangerous for myself and I voluntarily assume all such risks, losses, damages, or injury that may be sustained by entering the Pool.

I agree, for myself and/or for any minors in my care, to comply with all Pool rules and regulations, including any rules and regulations governing any programs for which I, and/or any minors in my care, have registered, and understand and agree that noncompliance with any such rules and regulations by me, or any minors in my care, may result in termination of the privilege to use the Pool facilities and participate in any Pool activities and programs, and that there may be no reimbursement if privileges are terminated for cause. I further understand and agree, for myself and/or for any minors in my care, that the Township of Warrington, its employees, boards, departments, agents, and other parties engaged in Pool activities and programs, are not responsible for injuries to me and/or any minors in my care or for any loss or damage to my personal property

or the personal property of any such minors.

I further agree, for myself and/or for any minors in my care, that I will furnish a certified birth certificate or proof of birth upon request by the Pool, as may be required for participation in any Pool activities and programs.

I hereby give my permission to Township of Warrington to use any photograph/likeness of my child/family member for use on the Township of Warrington, Pool website and/or newsletter.

Intending to be legally bound hereby, and with full authority, I acknowledge, agree to and accept the terms of this Liability Waiver and Release, and the Pool Conduct Policy on behalf of myself and/or on behalf of any minors in my care.

#### MEMBERSHIP CODE OF CONDUCT

The Township of Warrington is committed to promoting and providing a safe and wholesome environment for all pool staff, members and their guests. In order to assure safety and comfort for everyone, staff, pool members and their guests are expected to act appropriately at all times.

While at the Pool, individuals are expected to act maturely, behave responsibly, and respect the rights and dignity of others. The Mary Barness Code of Conduct is not limited to the rules of the Pool. The Code of Conduct includes any other inappropriate behavior including, but not limited to:

- ~ Hazing, bullying, harassment or intimidation by words, gestures, body language, or any other type of menacing behavior;
- ~ Verbally abusive behavior, including angry or vulgar language, swearing, shouting, or name-calling;
- ~ Physical contact with another person in an angry, aggressive or threatening way;
- ~ Ethnic intimidation and gender harassment;
- ~ Theft or behavior that results in the destruction or loss of property;
- ~ Inappropriate, immodest, or revealing attire;
- ~ Inappropriate use of cameras, including camera cell phones, while on pool property;
- ~ Smoking – Warrington’s Mary Barness Community Pool is a smoke-free facility; and
- ~ Using and/or abusing alcohol or any other controlled substance.

Swim team members shall display the utmost respect and sportsmanship toward coaches, officials, and fellow competitors. Swim team members shall not only act in accordance with the Mary Barness Code of Conduct, they are also expected to abide by the rules and regulations of other facilities while representing the Mary Barness swim team as well as the BuxMont League Code of Conduct.

Members and guests are encouraged to take responsibility for their personal comfort and safety by asking any person whose behavior threatens their comfort to refrain from such behavior, however, depending on the nature of the

offending behavior, a member can report the behavior to the manager on duty. Pool members should not hesitate to notify a staff member should a problem arise.

The Pool Manager shall investigate all reported incidents of inappropriate behavior. Depending on the severity of the violation, the Pool Manager shall enforce a sanction ranging from sending the offending individual home for the day to the revocation of the individual's membership.

I understand that participation in any activities or programs involves risk of injury. I understand these risks are entirely my responsibility. I expressly assume these risks. In particular, I am aware of the risks and hazards inherent in participating in organized activities, including but not limited to the risk of communicable illnesses such as MRSA, influenza and COVID-19 and I choose to voluntarily enter the premises, knowing the conditions might become more hazardous and/or dangerous for myself and I voluntarily assume all such risks, losses, damages, or injury that may be sustained by utilizing the facility

I certify I have read the Mary Barness Code of Conduct and agree to abide by the Code of Conduct as set forth above and acknowledge that the failure to do so can result in my or one of my family members being subject to disciplinary actions.

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SIGNATURE

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PRINT NAME

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DATE SIGNED

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