

2019 BGP POOL MEMBERSHIP APPLICATION

The Briargrove Park Pool season begins in May. Any Briargrove Park ("BGP") or Briar Court ("BC") property owner or resident must be current in the payment of his/her annual Briargrove Park Property Owners Inc. (the "Association") fees to be eligible for BGP Pool membership.

Please check one:

Pool Membership Card

Please check if applicable:

Replacement Membership Card \$10

A BGP or BC property owner or resident Pool Membership extends to his/her grandparents, parents, grandchildren and adult children who do not live in BGP or BC if accompanied by the BGP Pool Member.

Please print, complete and return this application, in person or by mail, to the Association subdivision office (address below).

BGP Pool Members may schedule pool parties at least two weeks in advance at www.haveapoolparty.com and click on Briargrove Park.

A copy of the "BGP Pool Rules" - General Rules, Rules of Conduct and Private Party Rules - is available at the Association subdivision office and on the website www.briargrovepark.org. **FAILURE TO ABIDE BY THE BGP POOL RULES MAY RESULT IN EXPULSION FROM THE BGP POOL FACILITIES, SUSPENSION OF BGP POOL USE PRIVILEGES AND/OR REVOCATION OF THE BGP POOL MEMBERSHIP AND THE RIGHT TO FUTURE USE OF THE BGP POOL FACILITIES.**

MEMBERSHIP CARDS MUST BE PICKED UP AT THE ASSOCIATION SUBDIVISION OFFICE.

ID REQUIRED.

Membership # _____
(Will be completed by BGP office)

Briargrove Park Property Owners, Inc.
2301 Seagler
Houston, TX 77042
Pool phone: 713-782-5193

Full Name of BGP Pool Member (Cardholder #1): _____

Full Name of BGP Pool Member (Cardholder #2): _____

Home Address of BGP Pool Member: _____

Home Phone Number: _____ Emergency Phone Number: _____

E-Mail Address: _____

Members of Household Residing With and Dependent Upon BGP Pool Member:

<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE (CHILDREN)</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

By signing below I acknowledge I have read and understand the BGP Pool Rules – General Rules, Rules of Conduct and Private Party Rules, which are incorporated herein, and, as a part of my BGP Pool membership, I will be required to sign a copy of such rules. By signing below, I also agree and understand that all household members listed above, and their guests, must abide by all of the BGP Pool Rules which govern the use of the BGP Pool, BGP Pool Facilities and adjacent recreational areas.

Date

BGP Pool Member Applicant's Signature

APPROVED _____
Briargrove Park Property Owners, Inc.

DATE: _____

GENERAL RULES - BRIARGROVE PARK SWIMMING POOL

The Board of Directors (the "Board") of Briargrove Park Property Owners, Inc. (the "Association") has formulated these General Rules and the attached Rules of Conduct and Private Party Procedures (collectively, the "BGP Pool Rules") of the Briargrove Park Swimming Pool (the "BGP Pool") for the benefit of all Pool members. Issues regarding these General Rules must be discussed with the Board, not the BGP Pool manager.

PART I - MEMBERSHIP; FEES

Membership Requirements: All persons wishing to use the BGP Pool must be current in the payment of the Association Annual fee or other charges assessed under the current deed restrictions against the BGP or BC property owner's, tenant's or resident's property. A Briargrove Park ("BGP") or Briar Court ("BC") property owner, resident or tenant who wishes to use the BGP Pool must complete and submit a Pool Membership Application and sign a copy of the BGP Pool Rules. Any non-resident must pay an amount equal to the Association's annual fee.

Fees: A \$10 fee will be assessed for a lost BGP Pool Membership Card. The BGP Pool membership is for the BGP Pool season, generally from late May through early September.

Membership Number and Cards: A single membership number will be assigned to each BGP Pool membership, regardless of the number of family members.

BGP/BC Residents' Membership: The BGP Pool membership of a BGP or BC property owner or resident will be extended to such Pool Member's grandparents, parents, grandchildren and adult children who do not live in BGP or BC when accompanied by the Pool Member.

PART II - POOL ENTRY PROCEDURE

Pool Members must register their names and pool membership numbers upon entering the BGP Pool fenced area. All guests must register and be accompanied by a Pool Member. Pool Members must present membership cards when asked by pool management or BGP personnel. No Pool Member may loan his/her pool membership card to a person who is not a Pool Member.

PART III - POOL HOURS; MANAGEMENT; RULES OF CONDUCT

Hours: The regular BGP Pool hours are posted at the BGP Pool entrance gate.

Management: Pool management will designate special hours for competitive activities. The BGP Pool management and its lifeguard staff are responsible for maintaining the safety of the swimmers and spectators and maintaining order within the BGP Pool and adjacent fenced area and are authorized to enforce the rules as needed, in their discretion.

Rules of Conduct: The BGP Pool Rules of Conduct are attached as Exhibit "A" and made a part of the BGP Pool Rules for all purposes.

PART IV - BABY POOL

The "Baby Pool" has **NO LIFEGUARDS** and persons in the Baby Pool and Baby Pool area enter and **SWIM AT THEIR OWN RISK**. The person(s) accompanying children in the Baby Pool is (are) fully responsible such children's safety. BGP Pool management and BGP are not responsible for guarding or protecting the Baby Pool and its users.

PART V - NO LIABILITY; DAMAGE; INDEMNITY

No Liability for Damages: Neither the Association nor the BGP Pool management are responsible for damage to or loss of personal property brought into the BGP Pool and fenced pool area and/or personal injury sustained as a result of using or entering the BGP Pool, the fenced pool area, and related facilities and equipment (collectively, the "BGP Pool Facilities"). The cost to repair or replace of any BGP Pool Facilities because of damage arising from intentional or malicious acts or the failure to act by a Pool Member will be the responsibility of the Pool Member.

Indemnity: A Pool Member is solely responsible for the safety and well being of the Pool Member and his/her family members, guests and invitees using the BGP Pool Facilities. In consideration of the use of the BGP Pool Facilities, by signing these BGP Pool General Rules the Pool Member expressly agrees to defend, indemnify and hold harmless BGP and its officers, directors, agents and employees against the consequences, claims, injury, causes of action and/or liability arising in connection with the Pool Member's use and/or his/her family members', guests' and invitees' use of the BGP Pool Facilities, including but not limited to, such parties' negligence, gross negligence and willful and malicious conduct, regardless of whether such negligence, gross negligence and willful and malicious conduct was the sole, proximate or producing cause or the joint and concurrent proximate or producing cause of the consequences, claims, injury and liability to persons or property sustained as a result of the Pool Member's use and/or the Pool Member's guests' use of the BGP Pool Facilities.

Venue: Attorneys' Fees: Should it become necessary for the Association or the Pool Member to institute any action to enforce the provisions of these General Rules, such action shall be instituted in the courts of competent jurisdiction of Harris County, Texas and shall be construed under the provisions of the laws of the State of Texas. The prevailing party may recover all costs of suit and all reasonable attorneys' fees incurred in connection with any such action.

PART VI - ADULT SWIM TIME

Times for adult swim will be posted at the BGP Pool.

PART VII - SWIMMING LESSONS

The BGP Pool lifeguards may give lessons during regular pool hours to Pool Members only. Swim coaches or other individuals may give lessons during regular pool hours to Pool Members provided such coaches or instructors carry adequate liability insurance.

PART VIII - LOST AND FOUND

Lost and found items will be kept in the pump room until the end of BGP Pool season, at which time they will be disposed of. Please check with the BGP Pool manager for items that are lost or found.

PART IX - PRIVATE POOL PARTIES

Pool Members may hold private pool parties at the BGP Pool Facilities. A schedule of BGP Pool private party fees and private party registration forms are available in the Association subdivision office. The Private Pool Party Procedures are attached as Exhibit "B" and are made a part of the BGP Pool Rules for all purposes. The Pool Members scheduling the private pool party must be in attendance at all times during the party.

PART X - VIOLATION OF BGP POOL RULES

The Pool Member and all household members listed on the Pool Member's Application Form and their guests must comply, and the Pool Member's by his/her signature below hereby agrees to comply and be responsible for such household members' and their guests' compliance with BGP Pool Rules set forth in this Agreement. FAILURE TO ABIDE BY ANY BGP POOL RULE, INCLUDING RULES OF CONDUCT, AND/OR DISOBEDIANCE OF INSTRUCTIONS BY LIFEGUARDS OR THE BGP POOL MANAGER MAY RESULT IN EXPULSION FROM THE BGP POOL FACILITIES, SUSPENSION OF THE BGP POOL USE PRIVILEGES AND/OR REVOCATION OF BGP POOL MEMBERSHIP AND THE RIGHT TO FUTURE USE OF THE BGP POOL FACILITIES.

POOL MEMBER/CARDHOLDER:

Signature: _____

_____, 20__
Date

Printed Name: _____