

Woods of Shavano Community Association

Keycard Application and Release and Waiver of Liability - Swim at Your Own Risk (SAYOR)

Applicant Information

Full Member Name:	
Property Address:	
Phone Number:	
Email Address:	
Emergency Contact Name/Phone:	
Pool Season/Year:	

Access Credentials

Each household with full membership in the Woods of Shavano Community Association (WOSCA) will be issued one unique pool keycard or Mobile app pass subject to payment of applicable dues or fees, completion of this application, execution of this Release, and compliance with all WOSCA pool rules. The keycard must be used to access the pool during SAYOR/unguarded hours and during lifeguarded hours.

Each household is responsible for retaining its keycard from one pool season to the next. Lost or damaged keycards can be replaced for the fee established by WOSCA. Mobile app access, if offered, is person- and smartphone-specific, may not be shared, and is subject to any fee established by WOSCA.

NEW HOUSEHOLDS ONLY: Please select you preferred access

_____ One magnetic keycard

_____ One Mobile smartphone app access - Email address for app access: _____

Acknowledgment of Rules

I acknowledge that I have received, read, understand, and agree to comply with the WOSCA Pool Rules and Regulations, SAYOR Rules, Swimming Pool Minor Supervision Policy, posted pool rules, keycard/mobile access requirements, and any amendments or additional pool policies adopted by the WOSCA Board of Directors from time to time. I understand that my household members, minors, and guests must also comply with these rules.

In the event of a conflict between the documents listed above, the more restrictive health, safety, supervision, or access-control requirement controls unless the Board expressly states otherwise in writing.

Release and Waiver of Liability

As a full member of the Woods of Shavano Community Association ("WOSCA"), I desire to participate in Swim at Your Own Risk ("SAYOR") at the WOSCA pool. In consideration of being permitted by WOSCA to participate in SAYOR and to access the pool, I agree to all terms and conditions set forth in this Release and Waiver of Liability (the "Release") for myself, my household members, my guests, my children, and any minors under my guardianship, conservatorship, or supervision.

I understand that, subject to the terms of this Release and WOSCA rules, I may be provided access to the WOSCA pool when lifeguards are not present. I may bring guests, children, or minors only as permitted by WOSCA rules, and I accept responsibility for ensuring their compliance with all applicable rules. My participation in SAYOR, and continued pool access for my household, is conditioned on compliance with WOSCA rules by me, my household members, minors, and guests.

I understand that video surveillance may be used at the WOSCA pool and pool area. I understand that video surveillance does not replace adult supervision and does not create any duty by WOSCA to monitor the pool in real time.

I understand that SAYOR is a potentially dangerous activity and involves the risk of serious injury, disability, drowning, or death. I acknowledge that these risks may result from or be compounded by my actions or omissions, the actions or omissions of others, weather, medical conditions, water conditions, equipment, lack of lifeguards, delayed emergency response, or the negligence of WOSCA or others. I understand that WOSCA has implemented measures intended to reduce risk, but WOSCA cannot guarantee that I, my household members, minors, or guests will not be injured or killed while participating in SAYOR or using the pool.

NOTWITHSTANDING THE RISKS, I ACKNOWLEDGE THAT I AM VOLUNTARILY PARTICIPATING IN SAYOR AND USING THE POOL WITH KNOWLEDGE OF THE DANGERS INVOLVED. I HEREBY ACCEPT AND ASSUME ANY AND ALL RISKS OF INJURY, DISABILITY, DROWNING, DEATH, PROPERTY DAMAGE, OR OTHER LOSS ARISING FROM OR RELATED TO MY PARTICIPATION IN SAYOR OR USE OF THE POOL, WHETHER CAUSED BY THE NEGLIGENCE OF WOSCA OR OTHERWISE.

I HEREBY EXPRESSLY RELEASE ANY AND ALL CLAIMS, NOW KNOWN OR HEREAFTER KNOWN, AGAINST WOSCA AND ITS OFFICERS, DIRECTORS, COMMITTEE MEMBERS, EMPLOYEES, CONTRACTORS, VOLUNTEERS, AGENTS, SUCCESSORS, AND ASSIGNS (COLLECTIVELY, THE "RELEASEES") ARISING OUT OF OR ATTRIBUTABLE TO MY PARTICIPATION IN SAYOR OR USE OF THE POOL, WHETHER ARISING OUT OF THE NEGLIGENCE OF WOSCA OR ANY OTHER RELEASEE OR OTHERWISE. I AGREE NOT TO MAKE OR BRING ANY SUCH CLAIM AGAINST WOSCA OR ANY OTHER RELEASEE, AND I FOREVER RELEASE AND DISCHARGE WOSCA AND ALL OTHER RELEASEES FROM LIABILITY UNDER SUCH CLAIMS.

This Release does not extend to claims for gross negligence, willful misconduct, or other liabilities that Texas law does not permit to be released by agreement.

I shall defend, indemnify, and hold harmless WOSCA and all other Releasees against any and all losses, damages, liabilities, deficiencies, claims, actions, judgments, settlements, interest, awards, penalties, fines, costs, or expenses of whatever kind, including reasonable attorney fees, incurred by WOSCA or any other Releasee arising out of or resulting from any claim of a third party related to my participation in SAYOR, my use of the pool, my violation of WOSCA rules, or the actions or omissions of my household members, minors, or guests.

Minor Acknowledgment and Responsibility

For minors under eighteen (18) years of age, I, as parent, guardian, conservator, or sponsoring/responsible adult, take full responsibility for such minors and agree that they are subject to this Release, the Pool Rules and Regulations, the SAYOR Rules, and the Swimming Pool Minor Supervision Policy. I acknowledge that all minors must be accompanied by a Responsible Adult during SAYOR/unguarded hours. I further acknowledge that during lifeguarded hours, minors under age fourteen (14) must be accompanied by a Responsible Adult.

A Responsible Adult must remain with a child in the baby pool and within physical reach of any non-swimmer at all times. Lifeguards, when present, are responsible for general pool safety and rule enforcement, but they are not a substitute for parental, guardian, member, or Responsible Adult supervision.

Please list the names and ages for each Minor in your household:

Name	Age

Enforcement and Access Deactivation

WOSCA may issue a verbal warning, written warning, temporary suspension, keycard or mobile access deactivation, guest privilege suspension, or termination of pool privileges depending on the nature and severity of the violation. WOSCA may take immediate action, including removal from the pool area or temporary suspension of access, when conduct creates a safety concern, involves unauthorized access, involves damage to property, violates health or sanitation rules, or otherwise threatens the safety or orderly use of the pool.

Woods of Shavano Community Association

Pool Rules and Regulations

These Pool Rules and Regulations apply to all use of the Woods of Shavano Community Association (WOSCA) pool and pool area unless a rule expressly states that it applies only during SAYOR/unguarded hours or only during lifeguarded hours. These rules supplement and are incorporated into the SAYOR Release and the Swimming Pool Minor Supervision Policy.

1. Definitions

Adult. A person eighteen (18) years of age or older.

Minor. A person under eighteen (18) years of age.

Responsible Adult. An Adult who is authorized to supervise a Minor; has signed the SAYOR Waiver; remains inside the pool enclosure while the Minor is present; is attentive to the Minor's safety and conduct; is not impaired by alcohol, drugs, or other substances; and is capable of responding in an emergency.

SAYOR or Unguarded Hours. Swim At Your Own Risk hours when lifeguards are not present and actively working during their assigned schedule.

Lifeguarded Hours. Hours when lifeguards are present in the pool area and actively working during their assigned schedule.

Pool Area. The pool, baby pool, pool deck, restrooms, pool enclosure, and any other area controlled by WOSCA for pool access or pool operations.

2. Hours of Operation and Closures

SAYOR/unguarded access is generally available between 7:00 a.m. and 8:00 p.m. from April 1 through October 31, unless changed by WOSCA. Lifeguarded hours, if offered, will be established and published by WOSCA and may vary by season, staffing, school calendar, events, weather, or operational needs.

No swimming or pool access is permitted before or after scheduled SAYOR/unguarded hours or lifeguarded hours. WOSCA may change pool dates, hours, lifeguard schedules, access methods, or closure periods at the discretion of the Board or its designee.

WOSCA may close the pool or suspend access at any time due to weather, lightning, water quality, contamination, maintenance, staffing, safety concerns, swim team activities, private WOSCA events, regulatory requirements, or other conditions determined by WOSCA. When the pool is closed, no member, household member, minor, guest, or unauthorized person may enter the pool area.

3. Access Control

- The gate shall remain locked, and keycards or approved mobile access credentials must be used to enter the pool area during both SAYOR/unguarded hours and lifeguarded hours.
- Members must close the gate immediately when entering or exiting the pool area. Propping the gate open, tailgating, bypassing access controls, or allowing unauthorized entry is prohibited.
- Members may not transfer, loan, copy, share, or provide keycards or mobile access credentials to unauthorized persons.
- Members must display their keycard or confirm their access credential upon request by WOSCA officers, directors, committee members, employees, contractors, lifeguards, or other authorized representatives.
- Keycards and mobile credentials may be deactivated for rule violations, nonpayment of applicable fees, unauthorized sharing, safety concerns, or other reasons authorized by WOSCA rules or governing documents.

4. Member and Guest Responsibility

Each guest must be sponsored by a WOSCA member. The sponsoring member is responsible for ensuring that the guest complies with all pool rules. If the guest is a Minor, the sponsoring member is responsible for ensuring that the Minor is supervised by a Responsible Adult as required by these rules.

Members are responsible for themselves, their household members, minors, and guests in the pool area. Members are liable for damages, cleanup costs, replacement costs, or other charges caused by themselves, their household members, minors, or guests while using WOSCA facilities.

5. Minor Supervision

During SAYOR/unguarded hours, all Minors must be accompanied by a Responsible Adult. During lifeguarded hours, Minors under age fourteen (14) must be accompanied by a Responsible Adult.

A Responsible Adult must remain with a child in the baby pool and within physical reach of any non-swimmer at all times. Lifeguards, when present, are responsible for general pool safety and rule enforcement, but they are not a substitute for parental, guardian, member, or Responsible Adult supervision.

A Minor who violates the supervision requirements may be required to leave the pool area and may return only when accompanied by a Responsible Adult as required by these rules.

6. Safety Rules

- Members and guests must observe all posted warning signs and follow all WOSCA pool rules.
- No diving is permitted during SAYOR/unguarded hours. Diving off pool equipment, fencing, lifeguard stands, furniture, or other structures is prohibited at all times.
- No climbing or sitting on lifeguard stands, fencing, gates, pool equipment, or other structures not intended for climbing or seating.
- No bicycles, skateboards, scooters, rollerblades, or similar wheeled devices are permitted on the pool deck, except mobility devices used by persons with disabilities.
- Horseplay is prohibited, including running, wrestling, dunking, pushing, throwing others into the water, unsafe jumping, or other conduct that endangers others.
- The pool must be cleared immediately at the first sound of thunder, sight of lightning, instruction from lifeguards or WOSCA representatives, or other emergency direction.
- No person may tamper with, move, damage, obstruct, or misuse emergency equipment, safety equipment, pool equipment, cameras, gates, locks, signs, or access-control systems.
- Use of U.S. Coast Guard-approved personal flotation devices is permitted. Use of flotation devices does not replace required adult supervision.

7. Health, Sanitation, and Conduct Rules

- No person may enter the pool while experiencing diarrhea, vomiting, open wounds, communicable illness, or any condition that may contaminate the pool or endanger others. WOSCA may require any person to leave the pool area for health or sanitation reasons.
- Children who are not fully toilet trained must wear commercial swim diapers at all times while in the baby pool or swimming pool. Parents, guardians, or sponsoring members may be responsible for cleaning, closure, remediation, or other costs caused by contamination.
- Children above age six (6) are not permitted in the baby pool unless approved by WOSCA as an accommodation or for safety reasons.
- No food or beverages may be consumed in the pool. Food and beverages, if permitted elsewhere in the pool area, must be in non-breakable containers. Glass containers and glass furniture are prohibited anywhere within the pool area.
- Members and guests must keep restrooms clean and dispose of all trash in designated receptacles.
- Smoking and vaping are not permitted within the pool area or clubhouse at any time.
- Pets and domestic animals are not permitted in the pool area, except as required by applicable law for service animals. Service animals are not permitted in the pool water.

- Alcohol may not be consumed in the pool. No person who is visibly impaired by alcohol, drugs, or other substances may enter or remain in the pool area, and no impaired person may supervise a Minor. WOSCA may require any impaired person to leave the pool area.

8. Emergency Procedures

In an emergency, call 911 immediately. Members must know the pool address/location and the location of emergency equipment before using the pool. The emergency phone or emergency summoning device may be used only for emergencies and may not be moved, tampered with, obstructed, or misused.

During SAYOR/unguarded hours, members must have a working cell phone available for their own use in addition to any emergency phone or summoning device provided at the pool.

9. Enforcement

WOSCA may issue a verbal warning, written warning, temporary suspension, keycard or mobile access deactivation, guest privilege suspension, or termination of pool privileges depending on the nature and severity of the violation. WOSCA may take immediate action, including removal from the pool area or temporary suspension of access, when conduct creates a safety concern, involves unauthorized access, involves damage to property, violates health or sanitation rules, or threatens the safety or orderly use of the pool.

Except where immediate action is necessary for safety or property protection, WOSCA will provide written notice of suspension or revocation and a reasonable opportunity for the affected member to submit a written response to the Board or its designated committee.

Revocation of pool privileges includes revocation of guest privileges. A person whose pool privileges have been revoked may not enter the pool area as a guest of another member. If such person enters the pool area, WOSCA may require the person to leave immediately and may suspend or revoke the sponsoring member's guest privileges or pool access.

Suspension or revocation of pool privileges does not entitle the member or guest to a refund of dues, fees, or charges, except as otherwise required by applicable law or WOSCA governing documents.

A person whose pool privileges have been suspended or revoked may request reinstatement in writing after the period stated in the written notice. Reinstatement is at the discretion of the Board and may be conditioned on written acknowledgment of the rules, completion of a new waiver, payment of outstanding charges, or return/replacement of access credentials.

Swimming Pool Minor Supervision Policy

Woods of Shavano Community Association

Swimming Pool Minor Supervision Policy

The swimming pool at the Woods of Shavano Community Association (WOSCA) has specific rules governing use by Minors to help ensure the safety of WOSCA members, their families, and guests. This policy applies to all Minors, whether they are children or relatives of WOSCA members or guests of WOSCA members.

This policy is an addendum to, and is incorporated into, the WOSCA Pool Rules and Regulations and the SAYOR Release. All WOSCA members are required to complete and register the SAYOR Release with WOSCA. Any Minors associated with an WOSCA member should be listed by name on the member's SAYOR Release or other WOSCA registration form.

1. Definitions

Adult. A person eighteen (18) years of age or older.

Minor. A person under eighteen (18) years of age.

Responsible Adult. An Adult who is authorized to supervise a Minor; remains inside the pool enclosure while the Minor is present; is attentive to the Minor's safety and conduct; is not impaired by alcohol, drugs, or other substances; and is capable of responding in an emergency.

Lifeguarded Hours. Hours when lifeguards are present in the pool area and actively working during their assigned schedule.

SAYOR or Unguarded Hours. Swim At Your Own Risk hours when lifeguards are not present and actively working during their assigned schedule.

2. Supervision Requirements

During SAYOR/unguarded hours, all Minors must be accompanied by a Responsible Adult.

During lifeguarded hours, Minors under the age of fourteen (14) must be accompanied by a Responsible Adult.

A Responsible Adult must remain with a child in the baby pool and within physical reach of any non-swimmer at all times.

Lifeguards, when present, are responsible for general pool safety and rule enforcement, but they are not a substitute for parental, guardian, member, or Responsible Adult supervision.

The sponsoring WOSCA member is responsible for ensuring that any guest Minor is supervised by a Responsible Adult as required by this policy.

3. Violations

A Minor who violates this policy may be asked to leave the pool area and may return only when accompanied by a Responsible Adult as required by this policy.

Violation of this policy may result in a verbal warning, written warning, temporary suspension, keycard or mobile access deactivation, guest privilege suspension, or termination of pool privileges depending on the nature and severity of the violation. WOSCA may take immediate action, including removal from the pool area or temporary suspension of access, when conduct creates a safety concern.

If a second violation occurs after a written warning, WOSCA may suspend or revoke pool access for the responsible member household, the Minor, the sponsoring member, or other persons involved, depending on the circumstances.

4. Revoked Access and Guest Privileges

Revocation of pool privileges includes revocation of guest privileges. A person whose pool privileges have been revoked may not enter the pool area as a guest of another member. If such person enters the pool area, WOSCA may require the person to leave immediately and may suspend or revoke the sponsoring member's guest privileges or pool access.

Suspension or revocation of pool privileges does not entitle the member or guest to a refund of dues, fees, or charges, except as otherwise required by applicable law or WOSCA governing documents.

5. Notice, Review, and Reinstatement

Except where immediate action is necessary for safety or property protection, WOSCA will provide written notice of suspension or revocation and a reasonable opportunity for the affected member to submit a written response to the Board or its designated committee.

A person whose pool privileges have been suspended or revoked may request reinstatement in writing after the period stated in the written notice. Reinstatement is at the discretion of the Board and may be conditioned on written acknowledgment of the rules, completion of a new waiver, payment of outstanding charges, or return/replacement of access credentials.

6. Board Authority

WOSCA reserves the right to interpret and enforce this policy, to amend this policy, and to take immediate action, including removal from the pool area or suspension of access, when conduct creates a safety concern or interferes with orderly use of the pool.