

The Preserve Basketball Facility Guidelines

In order to keep the basketball courts a safe and enjoyable environment for homeowners and residents, we ask your cooperation in observing the following rules:

MEMBERSHIP:

1. Membership to the basketball facility is for homeowners, family members and or tenants only (“Member”), who legally resides within The Preserve community (“Association”).
2. Members must be current on all Association dues, assessments, special charges, fines, etc. owed to the Association and are not in violation of any community rules as set forth in the Declaration of Covenants, Bylaws, and Recreational Facility Guidelines.
3. Members must accompany guests at all times, while they are using the basketball facility.
4. Members must have proof of membership (id tag) with them at all times while using the basketball facility. If member is not able to provide proof of membership they will be asked to leave the premises and will be considered trespassing until such time they can provide proof of membership.

BASKETBALL FACILITY HOURS:

1. The basketball facility hours of operation are 8:00 AM to 10:00 PM, daily. Any person found using the basketball facility from 10:00 PM to 8:00 AM or during any time in which the facility is closed for any reasons, without prior consent of the Board of Directors, will be trespassing.
2. Any person found trespassing shall be fined a minimum of \$100.00 and subject to legal prosecution. Members are financially responsible for any fines assessed to their family members, children or guests.
3. Basketball facility guidelines and hours are subject to change, without prior notice, at the discretion of the Board of Directors.

SUPERVISION:

1. No children under the age of twelve (12) are permitted to play without an adult, over the age of eighteen (18), present that has explicitly agreed to supervise such children. An adult must accompany children at all times while in the basketball area.
2. Babysitters or Family Members under the age of eighteen (18) are not allowed to supervise children under the age of twelve (12) without an adult present that has explicitly agreed to supervise such children.
3. **Only one (1) guest is permitted at one time with a minor (under age 18), unless accompanied by an Adult Member.**
4. Requests for variances from these rules must be presented to the Board of Directors

BASKETBALL FACILITY USAGE:

1. The purpose of the basketball facility is to provide the Members of The Preserve Homeowners Association a facility to play recreational basketball. Only The Preserve league teams can utilize the courts for team practices and matches/games. The facilities are not designed or intended for organized play or practices of teams or leagues not sponsored by The Preserve.
2. The basketball court is for basketball play only. No other games or play is allowed on the court.
3. The Board of Directors must approve special functions at the basketball facility.
4. **Maximum number of non-resident guests is 3 people per household.** Maximum capacity on the court at any time is 15 people.
5. Members shall have priority at all times. If full court is being utilized and maximum capacity has not been met, then half court courtesy shall apply when another Member wishes to play.
6. Proper athletic shoes and clothing attire are required at all times. Improper clothing or bare bodies are not allowed in the basketball area.
7. Players must exhibit proper sportsmanship. Foul language or profanity will not be tolerated. Jumping, hanging or swinging on the basketball rims or nets is prohibited.
8. No wheels (skateboards, wheelies, rollerblades, bicycles, scooters, ride-on toys such as Big Wheels or other similar equipment) are allowed to be ridden on the basketball courts at any time.
9. Smoking is not allowed on the basketball courts and is permitted only outside the court area. The person smoking must provide ashtrays (no glass ashtrays allowed). Cigarette or cigar butts cannot be thrown on the ground. Smokers, please be considerate of non-smokers and the wind direction, etc.

10. Absolutely no chewing gum or tobacco chewing products are allowed in the basketball area.
11. No food or glass containers may be taken on the basketball court area. Beverages must be in non-breakable containers and if a spill occurs, it must be cleaned up immediately. All trash must be placed in proper receptacles.
12. No person under the age of twenty-one (21) is allowed to consume alcoholic beverages. A person showing signs of intoxication may be denied use of the facility and is subject to suspension or expulsion.
13. After use, Members and their guests are responsible for cleaning up trash and straightening the tables and benches/chairs in a nice and orderly manner.

ENFORCEMENT OF RULES:

1. Members have the authority and responsibility to personally enforce facility rules and/or communicate violations to a Board of Director Member, agents of the Management Company or the Gwinnett County Police Department, as appropriate.
2. If asked, all members, including family members, are responsible for presenting proof of membership (id tag) when entering the facilities.
3. All members should familiarize their family members, children and guests with basketball rules and require their enforcement. Members are responsible for the actions of family members and guests whether the primary member is at the facility or not.
4. If any Member, Board of Director member or agents of the Management Company requests discontinuance of any questionable activities, compliance is required.
5. Any adult or minor, whether member or guest, may be expelled at any time for failure to follow the basketball rules, misbehavior, abusive language, intoxication, illegal drug substances, or drug paraphernalia.
6. Any member not accompanying their guests are in violation of the basketball rules and may be expelled from the basketball facility, incur monetary fines and their amenity use privileges suspended for any length of time as deemed appropriate by the Board.
7. Any non-resident entering and using the basketball facility without accompaniment by a Preserve member is trespassing and is subject to expulsion and legal prosecution.
8. If an individual under the age of eighteen (18) is observed engaging in any of the acts listed above but not limited to, the parent will be notified by a Board of Director members, or agents of the Management Company. Board of Director Members and agents of the Management Company have the authority to expel anyone. Repeated misbehavior may incur monetary fines and result in an indefinite suspension.

MISCELLANEOUS:

1. Members are financially responsible for any debts, fines, damages, or breakage caused by misuse or vandalism by the member, family members, their children or their guests to the courts or other property located at the courts.
2. Concerns or complaints should be brought to the attention of a Board of Director member or agents of the Management Company.
3. If necessary to promote safety or to protect our community, these rules may be amended without notice.
4. The Board of Directors or agents of the Management Company will handle subjects not covered by the above rules on a case by case basis.
5. The health and safety of our Members and their guests is ultimately their own responsibility. By use of the basketball facility, Members agree to and are bound by these rules:
6. Assume all responsibility, risks, liabilities and hazards incident to Members use of the basketball facility and release and forever discharge The Preserve Homeowners Association (“Association”) and their officers, directors, employees, agents, and members, past, present, and future from any and all claims, costs causes of action and liability for personal injury or death and damage to or destruction of property arising from Member’s use of these facilities.
7. Agree to indemnify and hold harmless the Association and their officers, directors, employees, agents, and members, past, present and future, from any and all claims, costs, causes of action and liability (including but not limited to actual attorney’s fees) resulting from negligence or otherwise for an injury, to any person or property, suffered by Member, or Member’s family, employees, agents, guests, invitees or any member of the Association or any other person which arise from or are in any way related to the Member’s use of the basketball facility.

8. Assume all responsibility for the actions and behavior of all persons present at the basketball facility at the Member's request of invitation and Member agrees to be personally responsible for causing all such persons to comply with the rules and regulations concerning basketball facility use.

Video equipment is in use at the pool, deck areas, open pavilion areas, gate entrances, parking areas, basketball and tennis court areas. This equipment records images. The video system is not monitored, and is not designed or intended to provide any type of perceived security or safety.