

# SAMPSON CREEK RECREATIONAL CENTER POLICIES

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## USER FEES FOR NON-RESIDENTS

- The annual fee for non-residents is \$3,509.00 per family. The year starts when payment is received.

## GENERAL PROVISIONS

*These rules apply to all Sampson Creek property including the swimming pool and deck area, community center, fitness center, tennis courts, soccer fields, basketball courts, playground and all common areas surrounding these amenities, which will be referred to as "Sampson Creek grounds."*

1. The Recreational Center's hours of operation will be established and published by each area considering the season of the year and other circumstances.
2. Guests must be accompanied by a resident before entering the Sampson Creek Grounds.
3. Alcoholic beverages are permitted only at District-owned recreation facilities which have been reserved in advance and approved in writing by the amenities manager.
4. Smoking, to include e-cigarettes, is not permitted anywhere on Sampson Creek grounds.
5. No chewing gum is permitted anywhere on Sampson Creek grounds.
6. Loud, profane or abusive language is prohibited.
7. Dogs or other pets (with the exception of Service Animals) are not permitted on Sampson Creek grounds. Where dogs are permitted on the grounds, they must be leashed. (See Service Animal Policy below.)
8. Vehicles must be parked in designated areas. Vehicles should not be parked on grass lawns, or in any way which blocks the normal flow of traffic.
9. Fireworks of any kind are not permitted anywhere on Sampson Creek grounds.
10. No resident, visitor or guest is allowed in the service areas of the facility.
11. The Board of Supervisors and personnel of the Recreational Center have full authority to enforce these rules and regulations. Violation of these rules or conduct in a manner prejudicial to the best interest of the Center will subject one to disciplinary action by the Center in accordance with the bylaws.
12. Disregard for any Recreational Center rules will result in expulsion from the facility and/or loss of Recreational Center privileges.
13. The Board of Supervisors reserves the right to amend or modify these rules when necessary and will notify the residents of any changes.

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## SWIMMING POOL RULES

*These rules will be enforced along with the general Provision rules.*

1. Residents must present their access cards upon entering the Swimming pool area.
2. Use of the swimming pool, at any time, is at the Swimmer's Own Risk.
3. Lifeguards are on duty on a Seasonal Basis only. The hours during which the swimming pool is attended by a lifeguard will be posted.
4. You may have up to 4 guests per family at one time at the swimming pool.
5. Children under 13 years must be accompanied at all times by an adult or supervisor/babysitter at least 18 years of age for usage of the pool facility.
6. Use of the swimming pool is from sunrise to sunset. Any person swimming when the facility is closed may be suspended from using the facility.
7. The pool and pool decks will be closed every Monday until noon in order to facilitate maintenance of the facility.
8. Children under three years of age and those who are not reliably toilet trained must wear rubber swim diapers, as well as a swim suit over the swim diaper, to reduce the health risks associated with human waste in the swimming pool/deck area.
9. No one shall pollute the pool. Anyone who does pollute the pool is liable for any costs incurred in treating and reopening the pool.
10. For the comfort of others, the changing of diapers or clothes is not allowed at pool side.
11. Showers are required before entering the pool.
12. Proper swim attire (no cutoffs) must be worn in the pool.
13. Play equipment, such as floats, rafts, snorkels, dive sticks, and flotation devices must meet with the recreational center's approval prior to use. The facility reserves the right to discontinue usage of such play equipment during times of peak or scheduled activity at the pool, or if the equipment provides a safety concern.
14. Radio controlled watercraft are not allowed in the pool area.
15. Glass containers, aluminum cans, and other sharp or potentially hazardous objects are not permitted in the pool area.
16. Radios, televisions, and the like may be listened to if played at a sound level which is not offensive to the other members and guests.
17. Pets, bicycles, skateboards, roller blades, scooters and golf carts are not permitted on the pool deck area inside the pool gates at any time.
18. Hanging on the lane lines, interfering with the lap swimming lane, and unauthorized diving are prohibited.
19. No pushing, running or other horseplay is allowed in the pool or on the pool deck area.

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20. No swinging on ladders, fences, or railings is allowed.
21. Pool entrances must be kept clear at all times.
22. Pool furniture is not to be removed from the pool area.
23. Food and beverages (non-alcohol) are permitted on pool deck. Keep food and beverages and their containers at least 3 feet from the pool's edge.
24. The Recreational Center staff reserves the right to authorize all programs and activities, including the number of guest participants, equipment and supplies usage, etc., conducted at the pool including Swim Lessons, Aquatic/Recreational Programs and Pool Parties.

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## SLIDE RULES

1. Ride the slide at your own risk.
2. Children less than forty inches tall are not permitted to ride the slide, except with a responsible adult.
3. Only one person may ride the slide at a time, except as noted in Rule 2.
4. No shorts with snaps or rivets will be allowed on the slide.
5. Keep arms and hands inside flumes at all times. Slide feet first only.
6. No flotation devices are allowed on the water slide.
7. For safety reasons, pregnant women and persons with health conditions or back problems should not ride the water slide.
8. You may only use the slide during pool hours when water slide is attended by a Recreational Facility Staff member.

## SWIMMING POOL THUNDERSTORM POLICY

The lifeguards or Amenity Manager are in control of the pool area during thunderstorms, heavy rain and other inclement weather. The lifeguards or Amenity Manager will determine whether swimming is permitted during the times the swimming pool is attended. During periods of heavy rain, thunderstorms and other inclement weather, the pool area will be closed. If heavy rain, thunder and/or lightning occur, everyone will be required to exit the pool and other pool areas at the first sound of thunder and/or first sighting of lightning for a waiting period of at least 30 minutes. At any point during the 30-minute waiting period, if thunder and/or lightning is heard or seen, the waiting period will be extended 30-minutes from the last sighting or sound.

## SWIMMING POOL FECES POLICY

1. If contamination occurs, the pool will be closed for twenty four (24) hours and the water will be shocked with chlorine to kill the bacteria.
2. Parents should take their children to the restroom before entering the pool.
3. If a child is not completely potty trained, they must wear a swim diaper at all times.

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## **SPLASH PARK POLICIES**

1. The Splash Water Park will open at 12:00 PM on Mondays to facilitate maintenance.
2. Hours of operations are to be the same as pool hours.
3. There will be no pool attendants or lifeguard dedicated only to the Splash Park on duty. Each individual is responsible for his or her own safety. Children 12 years and younger must be accompanied by an adult at least 16 years of age at all times.
4. District staff may monitor usage levels at the Splash Park and adjust the hours of operation or number of pool attractions available in order to ensure the facilities serve the community in the most efficient and effective manner.
5. No aggressive behavior, ball playing, pushing, running or other horseplay is allowed in the splash park or on the pool deck area.
6. No person in the Splash Park when closed.

## **PLAYGROUND RULES**

*These rules will be enforced along with the general Provision rules.*

1. Children under the age of 8 must be accompanied by an adult.
2. No rough housing on the playground.
3. You must clean up all food, beverages, and miscellaneous trash brought to the playground.
4. Usage of the playground may be limited from time to time due to a sponsored event, which must be approved by Recreational Center staff.
5. Usage of the playground is permitted during designated operating hours, 8:00 a.m. until dusk.

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## **FITNESS CENTER RULES**

*These rules will be enforced along with the general Provisional rules.*

1. Residents must present their access cards upon entering the Fitness Center.
2. Usage of the Fitness Facility is permitted only during designated operating hours, 4:00 a.m. until 11:00 p.m. every day of the year.
3. Children of Patrons who are 14 or 15 years of age shall be permitted in the fitness center without being accompanied by an adult patron only after: 1) they complete a fitness orientation presentation, as provided by the District, to learn how to properly use the equipment; and 2) provide a liability release executed by the child and her parent or legal guardian. Children of Patrons who are 14 or 15 years of age and have not followed the above process shall be permitted in the fitness center only when accompanied by an adult patron. Children who are 14 and 15 years of age are not permitted to bring any guests to the fitness center. Children under 14 are not permitted in the fitness center.
4. The fitness facility is unattended. Patrons exercise at their own risk. Each individual is responsible for their own safety.
5. Patrons may have up to 2 guests per family at one time at the fitness center, except as provided above in Section 3.
6. All Patrons and guests of the fitness center are expected to conduct themselves in a responsible, courteous and safe manner in compliance with fitness center rules and regulations.
7. Appropriate clothing is required at all times in the fitness center. Appropriate clothing means t-shirts, shorts, leotards, and/or sweat suits.
8. Athletic footwear which covers the entire foot is required by all Patrons and guests.
9. Beverages are permitted in the fitness center, but all drinks must be covered and sealed. No food is allowed in the fitness center.
10. Radios and tape or CD players are not permitted unless they are personal units equipped with headphones.
11. All emergencies or injuries must be reported to the Amenities Manager .
12. Disorderly conduct and horseplay will not be tolerated.
13. Disregard for any fitness center rule will result in expulsion from the facility and/or loss of fitness center privileges.
14. All broken equipment should be reported to the Amenities Manager.
15. Weights may not be removed from the fitness center for any reason.
16. Each individual is responsible for wiping off the equipment after use.

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17. You should limit cardiovascular equipment usage to 30 minutes if others are waiting for the equipment, stepping aside between multiple sets on the weight equipment, and restacking weights after usage.
18. The Recreational Facility reserves the right to discontinue any such programs and activities due to concerns with their safety and other conflicts with the operation of the facility.
19. Each individual is responsible for removing the weight plates that he or she has used on the plate-loaded machine and returning all plates, dumbbells, barbells, and other equipment to the proper storage places.
20. Hand chalk is not permitted.
21. Weight plates are not to be attached to weight stacks on the machine.
22. Weights, dumbbells, and bars are not to be dropped. Everything should be placed down gently.
23. Power cleans are prohibited. Stiff-legged dead lifts and shoulder presses should be substituted.
24. Clean-and-jerks are prohibited. Stiff-legged dead lifts and shoulder presses should be substituted.
25. Weight plates are not to be placed under flat benches in an attempt to make the benches decline benches. Alternatively, bench dips can be done on the lower chest or triceps machine while leaning forward.
26. Benches and machines are not to be stepped on. Additional height can be gained by stepping on aerobic step platforms.
27. Dumbbells, weight plates, and barbells should be kept on the floor, not on the benches, as to not ruin the upholstery and padding on the benches.

### RECREATIONAL CLASSES

1. The Instructor will contact the Amenities Manager for use of the Community Center or other areas of the Sampson Creek grounds for a new class or program.
2. Classes will be conducted for residents only. No non-residents.
3. The Amenities Manager will ensure there are instructors conducting programs in the areas of tennis, swim lessons, personal trainer and other areas of interest to the residents. Each program will be on a contracted basis between the instructor and the CDD.
4. If a resident wants to use their own instructor they may do so however, their instructor must have a certificate of insurance on file with the CDD.
5. The Amenities Manager will promote the contracted instructors to the residents through e-blast messages, District website and other promotional media platforms used by the CDD. Non-contracted instructors will obtain their own resident clients.

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## **PARTICIPATION IN TEAM SPORT LEAGUES**

1. All tennis teams participating in Sampson Creek team sport leagues must be comprised of at least seventy-five percent (75%) residents.
2. All soccer teams participating in Sampson Creek team sport leagues must be comprised of at least sixty percent (60%) residents.

## **TENNIS COURT RULES**

*These rules will be enforced along with the general Provision rules.*

3. Usage of the Tennis Court is permitted only during the designated operating hours, 6:00 a.m. until 10:00 p.m.
4. Tennis courts should be used on a first come, first serve basis.
5. Time is limited to one hour if others are waiting.
6. You may have up to 3 guests per family at one time on the tennis courts.
7. Tennis court usage may be limited, from time to time, for sponsored events or lessons, which must be approved by a manager.
8. Proper tennis attire is required while on the tennis courts. No black soled shoes.
9. Profanity and/or disruptive behavior are not permitted.

## **BASKETBALL COURTS**

*These rules will be enforced along with the general Provision rules.*

1. Basketball courts should be used on a first come, first serve basis.
2. You may have up to 4 guests per family at one time on the basketball courts.
3. No rough housing.
4. No hanging on the basketball nets.
5. You must clean up all food, beverages, and miscellaneous trash brought to the grounds.
6. Usage of the basketball court and activity field may be limited from time to time due to a sponsored event, which must be approved by a manager.
7. Usage of the basketball courts is permitted during designated operating hours, 8:00 a.m. until dusk.



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## **SOCCER FIELD RULES AND REGULATIONS**

*These rules will be enforced along with the general Provision rules.*

To reserve the field for use at least one person from the group using the field must be a resident of St. Johns Golf and Country Club. The adult resident must sign a user permit and they must be present each time the field is used under their name. Field requests for tournaments, special events, parties, etc., are to be pre-approved by the Art of Living Director prior to the issuance of a user permit.

### Field Regulations:

- The field may be reserved Monday, Tuesday and Thursday only.
- The Fields are open sunrise to sunset. There are no lights on the field.
- Each team may schedule the use of half of the soccer field one time a week for 2 hours.
- The resident that reserves the field must be present during the reserved hours.
- Residents and their guests will use the field at their own risk and will comply with all rules and regulations.
- The resident will make sure the team does not use the field when it is wet.
- If after using the field the team caused extensive damage to the field they understand they may be held responsible for repairs.
- The resident agrees to inform all guests that other amenities within Sampson Creek are not included in this permit, i.e. swimming pool, fitness center, tennis courts.
- Users must pick up and remove any trash generated by their activity.
- If one half of the field is not reserved, it must remain open for walk-up non-organized play.
- Reservations are not assignable or transferable. The resident agrees to notify the Amenities Manager in the event the field will not be used during the scheduled hours.
- Resident requests for team use/special events of field will require at least 51% (majority) of team/event attendees be comprised of residents.

Failure to comply with these policies may result in loss of field use.

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**Restrooms and Drinking Fountain:** The restrooms and a drinking fountain are located inside the security gate at the swimming pool. There is also a coke machine that sells water. Non- residents need to be escorted by a resident to enter the security.

**Field Maintenance Schedule:** The Field and surrounding area will be closed once a year in early November for 10 days for overseeding. The field cannot be reserved during this time period.

Reservations: Reservations for the soccer field are made for each season.

<b><u>Season</u></b>	<b><u>Earliest Reservation Date</u></b>	<b><u>Season Dates</u></b>
Spring Season	December 1	January 1 thru May 31
Summer Season	April 3	June 1 thru August 4
Fall Season	June 1	August 7 thru December 31

A letter announcing the upcoming field reservation period and application deadline will be mailed to all field users approximately six weeks prior to the application deadline. The mailing list is developed from the applications submitted during the previous twelve months. All reservations will be first come first serve on the first date of the earliest reservation date. The Permit gives you permission to use the field for the dates and times specified. If you arrive and someone else is on the field, you may ask them to leave and inform them they have to call the office to reserve the field. The office number is 599-9093.

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## COMMUNITY CENTER ROOM RENTAL POLICIES

*These rules will be enforced along with the general Provision rules.*

1. Only CDD residents or non-residents who have paid the annual user fee may reserve the facility for private parties.
2. The room may be rented up to 90 days in advance.
3. Time slots for Saturday and Sunday will be in effect for the months from April through September.
4. Check with the Amenities Manager regarding the anticipated date for the party in order to determine availability.
5. At the time the reservation is made, deliver to the Amenities Manager two checks or money orders (no cash), one for the deposit and one for the room rental, made out to Sampson Creek Community Development District.
6. A deposit of \$100 for events not serving alcoholic beverages or \$200 for events serving alcoholic beverages will be required at least 14 days in advance of the party.
7. The room rental charge is \$50 for each 3 hours the facility is being used.
8. To receive the full refund of the deposit on the next day after the party, the following must be done:
  - a. Remove all garbage and place in dumpster
  - b. Take down all party displays
  - c. Vacuum the floor and clean out the refrigerator
  - d. Wipe down the tables used and put away and stack the chairs
9. The rental fee is fully refundable if the party is cancelled due to inclement weather
10. The security gate may not be left open during rental of the Community Center.
11. The volume of live or recorded music must not violate applicable St. Johns County noise ordinances.

## GOLF CART POLICIES

1. The use of golf carts is permitted on roads within Sampson Creek property.
2. Golf carts are not permitted on sidewalks.
3. Golf carts are not permitted on the pool deck area inside the pool gates at any time.
4. Golf carts must be parked in designated areas. Golf Carts should not be parked in any way which blocks the normal flow of traffic.
5. Any driver of a golf cart must be at least Fourteen (14) years of age and possess a valid photographic identification.
6. Any driver of a golf cart who is sixteen (16) years of age or younger who do not hold a valid driver's license may not operate a golf cart after 11:00 p.m. and before 6:00 a.m.

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7. Any driver of a golf cart who is under seventeen (17) years of age who do not hold a valid driver's license may not operate a golf cart after 1:00 a.m. and before 5:00 a.m., must be accompanied by a driver
8. Golf carts must be equipped with efficient brakes, reliable steering, safe tires, a rearview mirror and red reflectorized warning devices in both the front and rear.
9. Golf carts driven at night must also be equipped with headlights, brake lights, and a windshield.

### **LOSS OR DESTRUCTION OF PROPERTY OR INSTANCES OF PERSONAL INJURY**

- Each resident and each guest as a condition of invitation to the premises of the center assume sole responsibility for his or her property. The Recreational Center shall not be responsible for the loss or damage to any private property used or stored on the premises of the center, whether in lockers or elsewhere.
- No person shall remove from the room in which it is placed or from the Recreation Center's premises any property or furniture belonging to the Recreation Center without proper authorization. Sampson Creek grounds patrons shall be liable for any property damage and/or personal injury at the Sampson Creek grounds, or at any activity or function operated, organized, arranged, or sponsored by the Recreation Center, caused by the member, any guest or any family members. The District reserves the right to pursue any and all legal and equitable measures necessary to remedy any losses due to property damage or personal injury.
- Any Patron, guest or other person who, in any manner, makes use of or accepts the use of any apparatus, appliance, facility, privilege or service whatsoever owned, leased or operated by the Recreation Center, or who engages in any contest, game, function, exercise, competition or other activity operated, organized, arranged or sponsored by the club, either on or off the Recreation Center's premises, shall do so at his or her own risk, and shall hold the Recreation Center, the District, the Board of Supervisors, District employees, District representatives, and District agents harmless for any and all loss, cost, claim, injury damage or liability sustained or incurred by him or her, resulting there from and/or from any act of omission of the Recreation Center, the District, or their respective operators, Supervisors, employees, representatives or agents. Any Patron shall have, owe, and perform the same obligation to the Recreation Center or District and their respective operators,

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Supervisors, employees, representatives and agents hereunder in respect to any loss, cost, claim, injury, damage or liability sustained or incurred by any guest or family member of such Patron.

- Should any party bound by these District Policies bring suit against the District or its affiliates, Recreation Center operator, officers, employees, representatives or agents in connection with any event operated, organized, arranged or sponsored by the District or any other claim or matter in connection with any event operated, organized, arranged or sponsored by the District, and fail to obtain judgment therein against the District or its Recreation Center operator, officer, employee representative or agent, said party shall be liable to the District for all costs and expenses incurred by it in the defense of such suit (including court costs and attorney's fees through all appellate proceedings)

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## SERVICE ANIMAL POLICY

Dogs or other pets (with the exception of “Service Animal(s)” trained to do work or perform tasks for an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability) are not permitted within any District-owned public accommodations including, but not limited to, amenity buildings (offices, social halls and fitness center), pools, tennis courts, basketball courts, playgrounds, parking lots, open spaces and other appurtenances or related improvements. A Service Animal must be kept under the control of its handler by leash or harness, unless doing so interferes with the Service Animal’s work or tasks or the individual’s disability prevents doing so. The District may remove the Service Animal under the following conditions:

- If the Service Animal is out of control and the handler does not take effective measures to control it;
- If the Service Animal is not housebroken; or,
- If the Service Animal’s behavior poses a direct threat to the health and safety of others.

The District is prohibited from asking about the nature or extent of an individual’s disability in order to determine whether an animal is a Service Animal or pet. However, the District may ask whether an animal is a Service Animal required because of a disability and what work or tasks the animal has been trained to perform.

## ALCOHOLIC BEVERAGES POLICIES

Any consumption or service of alcoholic beverages at any of the District’s Recreational Facilities shall be in accordance with Florida law and this policy. Alcoholic beverages are permitted in the District’s Recreational Facilities only in the following circumstances:

1. Alcoholic beverages are permitted only at District-owned facilities.
2. The facility must be reserved in advance and approval to serve or consume alcoholic beverages must be obtained in writing by the facility manager. Any patron who does not so indicate at the time the time a request to reserve a recreation facility is submitted shall not be permitted to serve or consume alcohol.
3. Anyone that receives permission to serve or consume alcohol under these policies shall be required to sign a waiver in the form attached hereto.
4. Glass containers are prohibited.
5. Patrons serving or consuming alcohol at any of the District’s Recreational Facilities agree to indemnify and hold harmless the District, its Board of Supervisors, officers, directors, consultants, and staff from any and all liability, claims, actions, suits, or demands by any person, corporation or other entity, for injuries, death, property damage of any nature, arising out of, or in connection with, the service or

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consumption of alcohol. Patrons agree that such indemnification shall not constitute or be construed as a waiver of the District's sovereign immunity granted pursuant to section 768.28, Fla. Stat.

## SUSPENSION AND TERMINATION OF USE PRIVILEGES

1. **Introduction.** This rule addresses the suspension and termination of privileges to use the Sampson Creek Community Development District's ("District") recreational facilities ("Amenities").
2. **Violations.** The privileges of a patron of the Amenities, including resident owners, designated tenants, non-residents who pay the applicable non-resident usage fee, and members of the households of any of the foregoing (collectively, "Patron"), to use the Amenities may be suspended or terminated if the Patron engages in any of the following behavior:
  - a) Submits false information on any application for use of the Amenities;
  - b) Permits the unauthorized use of an amenity pass;
  - c) Exhibits unsatisfactory behavior, deportment or appearance;
  - d) Fails to pay fees owed to the District in a proper and timely manner;
  - e) Fails to abide by any policies or rules established for the use of the Amenities;
  - f) Treats the District's supervisors, staff, facility management, contractors, or other representatives, or other Patrons, in an unreasonable or abusive manner;
  - g) Damages or destroys District property; or
  - h) Engages in conduct that is improper or likely to endanger the welfare, safety, harmony or reputation of the District, or its supervisors, staff, facility management, contractors, or other representatives, or other Patrons.
3. **Reporting of Violations.** For all offenses outlined in Section 2 above, the District Manager, or District's facility manager, shall create a written report of the incident, which report shall be signed by the offending Patron and the District Manager or facility manager, as the case may be, and kept on file by the District. If the offending Patron refuses to sign the incident report, it shall be kept on file by the District with a notation to that effect by the District Manager or facility manager, as the case may be.
4. **Suspension by the District Manager or District's Amenities Manager / Appeal of Suspension.** The District Manager, or the District's amenities

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- manager, may at any time suspend a Patron's privileges to use the Amenities for committing any of the violations outlined in Section 2. Such suspension shall be for a maximum period of 30 consecutive days. In determining the length of any suspension, the District Manager, or amenities manager, shall take into account the nature of the conduct and any prior violations. A Patron subject to a suspension under this Section 4 may appeal the suspension to the District's Board of Supervisors ("Board") by filing a written request for an appeal, which written request shall be immediately sent to the District's Chairperson. The filing of a request for an appeal shall not result in the stay of the suspension. The District shall consider the appeal at its next Board meeting and shall provide reasonable notice to the Patron of the Board meeting where the appeal will be considered. At that meeting, the Board shall allow the Patron to appear and present statements and/or evidence on the Patron's behalf, subject to any reasonable restrictions that the Board may impose. The Board may take any action deemed by it in its sole discretion to be appropriate under the circumstances, including affirming, overturning or otherwise modifying the suspension, to address the appeal and any violations outlined in Section 2. In determining the appropriate action to be taken, the Board shall take into account the nature of the violation and any prior violations.
- 5. Suspension or Termination by the Board.** The District Manager, or the District's amenities manager, may recommend to the Board, or the Board on its own initiative may elect to consider, a suspension or termination of a Patron's privileges for committing any of the violations outlined in Section 2. At least 15 days prior to any Board meeting where a suspension or termination is to be considered under this Section, the District shall send written notice of the meeting by United States mail to the Patron's last known address. Upon prior written request submitted by the Patron to the District at least 5 days prior to the meeting, the Board shall allow the Patron to appear at the meeting and present statements and/or evidence on the Patron's behalf, subject to any reasonable restrictions that the Board may impose. The Board may take any action deemed by it in its sole discretion to be appropriate under the circumstances to address the violations outlined in Section 2, including suspension or permanent termination of a Patron's privileges to use the Facilities. In determining the appropriate action to be taken, the Board shall take into account the nature of the violation and any prior violations.
- 6. Trespass.** If a Patron subject to a suspension or termination is found on the Amenity premises, such Patron will be subject to arrest for trespassing.



# SAMPSON CREEK RECREATIONAL CENTER POLICIES

## FORM OF WAIVER AND RELEASE FOR USE OF ALCOHOLIC BEVERAGES

### **WAIVER AND RELEASE OF LIABILITY**

The Sampson Creek Community Development District (the "District"), pursuant to Chapter 190, Florida Statutes, owns and operates certain recreational facilities located in St. Johns County (the "Recreation Facilities"). The District's recreation policies require reservation and approval in order to serve or consume alcoholic beverages at the Recreation Facilities (the "Activities"). In consideration for the District agreeing to allow the Activities, the undersigned hereby agrees to the terms and conditions set forth below:

I, hereby indemnify, waive, release, hold harmless, and forever discharge the District and its present, former and future Supervisors, agents, officers, employees and staff, (collectively, the "Indemnitees"), of and from any and all claims, demands, expenses, debts, contracts, causes of action, lawsuits, damages, and liabilities, of every kind and nature, whether known or unknown, in law or equity, that I ever had or may have, arising from or in any way related to the Activities. I further agree to pay all expenses, including court costs, attorney fees, paralegal fees, and expert witness fees, incurred by the Indemnitees in investigating and/or defending a claim or lawsuit related to the Activities. I agree that nothing herein shall constitute or be construed as a waiver of the District's limitations on liability contained in Section 768.28, Florida Statutes, or other law, and nothing herein shall allow any claim which would otherwise be barred under the Doctrine of Sovereign Immunity or by operation of law.

This General Release and Waiver of Liability is binding upon me, my spouse, heirs, executors, administrators, legal representatives, successors, and assigns. This General Release and Waiver of Liability supersedes any prior written and/or oral agreements or representation made with respect to the subject matter contained herein. I agree that if any portion of this waiver and release is deemed invalid, that the remainder will remain in full force and effect.

The provisions of this General Release and Waiver of Liability may be waived, altered, amended or repealed, in whole or in part, only upon the prior written consent of the District and the party whose signature appears below. Nothing herein shall alter my rights or obligations under the District's Recreational Center Policies and/or related documents. I understand that this document is intended to be as broad and inclusive as permitted by the laws of the State of Florida.

I am of legal drinking age (21 years or older) and am freely signing this document. I have read this document and understand its terms, and further understand that by signing this document that I am waiving certain legal rights and remedies.

(Name)

Print \_\_\_\_\_

Mailing Address \_\_\_\_\_

Signature \_\_\_\_\_

Telephone Number \_\_\_\_\_

Date \_\_\_\_\_

## SAMPSON CREEK RECREATIONAL CENTER POLICIES

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**The above Policies were amended and adopted by the Sampson Creek Community Development District Board of Supervisors this 15<sup>th</sup> day of December, 2022.**