

## SWIMMING POOL CLOSURE UPDATE

Hello Boynton Leisureville Homeowners:

I hope everyone is well and coping with the Covid experience.

Many of our homeowners are questioning why the Board continues to close the Fitness Center and the pool. It certainly is a difficult and somewhat unpopular position. But as a Board it is necessary to consider the health of the Homeowners and the Association.

Below is an excerpt pertaining to our pool from: EMERGENCY ORDER NUMBER 5 PALM BEACH COUNTY COVID-19

Community Pools: Community pools shall reopen provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, the following restrictions shall apply:

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1. Pool capacity shall be limited to ensure that social distancing in accordance with CDC Guidelines is maintained at all times.
2. Locker room and shower facilities shall remain closed. Restrooms shall be cleaned and disinfected regularly throughout the day. Soap and water or hand sanitizer and/or disinfectant wipes shall be provided in each restroom.
3. Pool deck seating or lounging shall be restricted to ensure social distancing in accordance with CDC Guidelines.

One or more facility staff or management must be present at each facility location to monitor and ensure compliance with the restrictions within this order.

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Please note this guideline does not allow the Association to use volunteers to monitor the pool. We do not have staff or management to monitor the pool. We are not able, at this time, to ensure social distancing or limit pool capacity. The Association's attorney has advised us to not open the pool unless we are able to provide staff or management to monitor the pool.

Volunteers are not an option for the Association because we do not know if we would have insurance for the volunteers. We also do not know how we would be able to ensure compliance with Emergency Order Number 5 with volunteers. Below is a quote from an article by an attorney.

If a resident who contracts Covid-19 later sues the association alleging a breach of the Order somehow led to their contracting of the virus, then will the association be in a position to show compliance with the Order when, in fact, volunteers were used?

While such a lawsuit is remote, given today's litigious environment it is not out the question.

The primary concern is the health and safety of our homeowners and families. New information and guidelines are generated every day. Opening facilities is a national debate. The Board has decided that it is in the best interests of our homeowners to do everything possible to insure health and safety.

We are continuing to monitor the situation. Staff has ordered sanitation supplies and face masks in anticipation of the reopening. Additional sanitizing stations have been ordered and First Service has issued guidelines for reopening and sanitation. We would like to swim and workout, but the health of our neighbors is more important.

We wish you nothing but health and happiness.

Howard Weisberg

President.