

Preamble to Berkley Grove Neighborhood Park Rules

The Berkley Grove Neighborhood Park (henceforth, known as “the park” and defined as “property, fields, equipment, amenities, etc. contained within the boundaries of the park”) is intended to be an inclusive space for every resident and their family regardless of demographic differences (age, race, gender, creed, religion, and all other protected persons as outlined by state and federal law). This inclusive intent is to foster community interaction and involvement, while maintaining the safety and investment of the park. The park is an inclusive space and serves to be family and safety oriented. Any action that jeopardizes the park’s availability to all residents could result in dismissal from the park and restriction of its use. With this intent in mind, it is important to be mindful, respectful, and courteous to those around you while enjoying the park. This includes, but is not limited to share and switch the use of equipment, protecting the neighborhood’s investment(s), informing the Berkley Grove Property Owners Association of its misuse, and creating a safe and open space for all Berkley Grove residents. The park and its rules are managed by the Berkley Grove Property Owners Association (henceforth, known as “BGPOA”).

PARK RULES:

1. **Usage:** The Park’s usage is exclusive to Berkley Grove residents, in good standing, and their families. Park access and usage is prohibited to anyone who resides outside of the defined Berkley Grove neighborhood. Accommodations to this rules can be offered with the expressed written consent of the BGPOA.
2. **Use at Your Own Risk:** Usage of the park, equipment, property, amenities, etc. contained within the park is at your own risk and free will. By using the park you accept any and all responsibilities and liabilities of your own accord. The Berkley Grove residents and/or BGPOA are not responsible for injuries, lost or stolen property, and/or damage to persons or property while using the park.
3. **Open Hours:** Seasonal- Dawn-till-Dusk, unless with expressed written consent of the BGPOA and/or approved Berkley Grove community events.
4. **Park Closures:** The Park will remain open during the aforementioned seasonal times, unless the BGPOA approves the closure for Berkley Grove community exclusive events, repair/maintenance, installation/removal of equipment, flooding, weather, and/or for any other reason(s) that maintains safety of the residents and the protection of investment in the park.
5. **Supervision/Ages:** Children ages 0 – 8 years old should be supervised/accompanied by the person charged with their care (parent, guardian, babysitter, family member, etc.) while using the park. No age restrictions for persons above the age of 8 years old.
6. **No Illegal or Unlawful Activities:** No activity in violation of state or federal law is permitted in the park. – Enforced by Fishers Police Department. No Open Fires, burning of any kind, Fireworks, Firearms and Archery are Prohibited
7. **No Vandalism:** Damage to any structure, or any other property situated or kept in the park is strictly prohibited. No encroachment or misuse of any area, property, and/or other items located within the park in a matter inconsistent with its intended use, age

appropriateness, and/or purpose as defined by the equipment manuals and specifications. Any witnessed damage must be reported to the BGPOA for investigation and/or repair. Any persons witnessed damaging equipment, property, or others items contained within the park will be subject to restitution. In the event that a minor damages items contained within the park their parent/guardian becomes responsible for restitution to return the damaged items to its original state of function.

8. **No Smoking:** The Park is a smoke-free and family-oriented space.
9. **No Glass Container:** To maintain a safe space, glass containers are prohibited.
10. **No Unattended Domestic Animals:** Unattended pets are not allowed in the park without their owner being present. Animals should be leashed when others are present. Owners must pick-up their animal's droppings.
11. **No Littering:** In an effort to make the park enjoyable for every resident, please, remove and take with you all trash and refuse.
12. **Restricted Assembly:** No single household has exclusive rights to the park, i.e., picnics, field game practice/game, private event, etc. A residents may seek special approval for a reservation of private use for a limited time duration of a specific amenity, but must have expressed written consent from the BGPOA.
13. **Community Events:** The BGPOA may use the park for events as a common space to host inclusive community events. These events will be communicated in advance through approved communications.
14. **Open Fires, Burning of any kind, Fireworks, Firearms and Archery are Prohibited**
15. **No Motorized Vehicles:** No motorized vehicles are allowed in the Park or on the Sidewalks

The BGPOA is not responsible for any outcomes of actions or activities that are conducted outside of these rules. If actions outside of these rules are observed, do not engage the person, take a description, and report the actions to the BGPOA, once violations are reported, a follow-up investigation will occur and the offending parties' actions could result in restitution, up to and including expulsion from the park, and/or legal action. The park rules are subject to the inclusion of them in the bylaws and are subject to change by the BGPOA with dated notice to all residents after changes have been adopted and a start date of when the new rules will take effect after notice.