

**DAVIS APPLIED TECHNOLOGY COLLEGE
FITNESS CENTER
APPLICATION AND WAIVER FORM**

I, the undersigned, being at least eighteen years of age, and in consideration for the privilege of utilizing the equipment and activities provided at the Davis Applied Technology College (College Campus) Fitness Center (the exercise room, the racquetball room, and the locker and shower rooms), hereinafter known as the Fitness Center, recognize that there are certain inherent risks associated with the use of exercise equipment and/or participation in fitness, physical activities, or physical workout programs. I further understand that use of the Fitness Center is on my own time and that I cannot utilize the Center during paid time, that my guests cannot utilize the Fitness Center without my attendance, that I cannot release my key to anyone, and doing so will lose my privileges to use of the Fitness Center.

I certify that I have read or reviewed all of the material attached to this form including, but not limited to, the rules and policies governing the use of the Fitness Center. I understand that if I decline to sign this waiver, I loose my privileges to use the Fitness Center.

I agree to abide by the Fitness Center rules, policies, and procedures, and any future modifications or additions to the rules, policies, or procedures. I recognize that failure to follow these rules, policies, and procedures can result in revocation of the privilege to use the equipment or to participate in the activities conducted at the Fitness Center. I certify that I have read the Use of Fitness Center Policy and Procedures and agree that I use the Fitness Center at my own risk and release the College Campus from any liabilities that may result from injuries during use of the Fitness Center. I represent that to the best of my knowledge I am free from any known heart or other serious health problem that would prevent me from participating in the physical activities that I may participate in by my use of the Fitness Center.

I know and understand that the Fitness Center is an "unsupervised" facility, meaning that there is no one on hand to observe, regulate or aid the members or their activities. I recognize that my use of the equipment and participating in any activities which occur in the Fitness Center, are fully voluntary on my part. I assume all risk for my behavior, or any injuries occurring as a result of my participation in any activities occurring in the Fitness Center. I also assume full responsibility of any guests and assure that they sign a copy of this waiver before use of the Fitness Center.

I agree to release, acquit and forever discharge the College Campus, its agencies, departments, officers, employees, volunteers, or agents, or any other entity or person who may otherwise be liable for any liability, claims, demands, actions, and causes of actions whatsoever for any loss, claim, injury, illness, or harm of any kind or nature occurring to me or my signed guests arising out of participation in activities at the Fitness Center.

I further hold harmless, indemnify and release the above mentioned entities and persons from all liability, negligence or breach of warranty associated with injuries or damages and from any claim by me, my family, estate, heirs, or assigns arising from or in any way connected with activities associated with the Fitness Center.

In witness hereof, I do set my hand and confirm this waiver and release on this _____ day of _____ (month) , 20____ (year).

Name(please print) _____ Signature: _____

Please Mark One: _____ Employee or _____ Guest (if you are a guest, please write the name of the employee that is hosting your usage or activities)
_____ Tenant in Entrepreneurship Center

Employees Name: _____ Department _____

Address: _____ City: _____ Zip Code: _____

Home Phone: _____ Work Phone: _____

Emergency Contact: _____ Phone Number: _____

Davis Applied Technology College: A Utah College of Applied Technology Campus

Use of Fitness Center Policy and Procedures

Effective Date: 26 September 2006

Administrative Policy

Campus President's Council Approval: 29 November 2005

Revised Campus President's Council Approval: 26 September 2006

1. Purpose

To provide guidance regarding the use of the Fitness Center on the campus of the Davis Applied Technology College: A Utah College of Applied Technology Campus (College Campus).

2. General Information for Use of Fitness Center

2.1 The Fitness Center (the exercise room, the racquetball room, and the locker and shower rooms), is normally open during the same hours that the College Campus is opened (from 5:00 am to 11:00 pm, seven days a week).

2.2 The Fitness Center is accessible to current, regular employees, those individuals performing approved services for College Campus, tenants in the Entrepreneurship Center, and their signed guests (in the attendance of the authorized individual) any time the College Campus is open, as long as it is on the authorized individual's own time and not during their paid working hours.

2.3 The doors to the Fitness Center are always locked and closed, including during usage. Access to the Fitness Center is gained by keys issued to authorized individuals who have signed the Fitness Center waiver form. The keys may not be duplicated for any reason, and are to be used by an authorized individual in good standing of the Davis Applied Technology College only.

2.4 No students, including Federal Work Study employees, are allowed in the Fitness Center. To have access to the Fitness Center, an individual must complete the waiver form. Guests of authorized individuals must also have signed the waiver form and must be accompanied by an authorized individual who has signed the waiver form.

2.5 The Fitness Center is open to individuals over eighteen years of age only. Any person granting access to the Fitness Center to anyone under the age of eighteen, or to any person not in attendance by the authorized individual, or to any person who has not signed the waiver, will lose all future privileges to usage of the Fitness Center and will have their key revoked.

2.6 Those who use the Fitness Center assume all risks associated with their use of the equipment, room, or any physical activities during usage of the Fitness Center. There is no staff provided to monitor the use of equipment or to render medical first aid in case of an emergency situation.

2.7 Usage of the Fitness Center is first come, first served. This includes the racquetball room. However, there will be a sign up sheet for reserving a time in the racquetball court. If you sign up for a specific time, you will be considered to have usage at that time. If you do not show up within ten minutes of the signed up time, you will lose your time to the next person wanting to use the room.

2.8 Please use the Fitness Center at the courtesy of others. This includes loudness of music, timeliness of activities, etc. During the hours of class time, extra caution is advised for consideration of students in adjoining classrooms.

3. Rules Relative to Keys, Facilities Use, and Enforcement Policies

3.1 Each authorized user of the Fitness Center, other than guests, shall be issued a key to the Fitness Center after the waiver has been signed. The key is the individual's responsibility and may not be duplicated, or given to any other person, for any reason.

3.2 If a key is lost or stolen, the person assigned the key shall immediately report it to the Facilities Services Department. The person will be responsible for replacement according to the College Campus key replacement policy.

3.3 Usage of the Fitness Center may terminate voluntarily at the request of the user, ~~or~~ involuntarily for violation of the Fitness Center's rules and policies, ~~or~~ for termination of employment, or when an individual is no longer a tenant of the Entrepreneurship Center. When usage is terminated, the key to the Fitness Center is to be returned to the Facilities Services Department.

3.4 These policies and rules are subject to change at any time, without notice to the users of the Fitness Center. Any changes to the policy will be posted and users of the Fitness Center are liable to follow all changes as made.