

## Commentary On Poolside Sales

- 1) Regarding the issue of “sales” at the Swim Club Pool, it is to be noted that any activity that occurs at any District Facility, which deviates from or alters in any way the normal operation of that facility, must be considered a “Special Event” and accordingly be subject to all regulations associated with such “Events”.
- 2) In the past, the CCD Board has made a special effort to accommodate local businesses in any endeavor they undertake within Harmony boundaries. This has included the “waiving” of fees associated with an “Event” and taking a less formal approach to the “approval” of an “Event” when it is deemed in the best interest of the community.
- 3) With the placement of “signs” in the form of “menus” and the sale of food on the Pool premises without specifically noticed permission of any type being sought, this simple decorum, based on civility and mutual respect, has been abrogated – and must, of necessity, be addressed.
- 4) The means of “articulating/treating/correcting” the infraction is what must be established and executed. My opinion in this regard is as follows:
  - A. No modification of CDD “Rules” is necessary, only the enforcement of requirements that are already in-place for “Special Events”;
  - B. All “signs” (menus) of any kind that are not part of the normal signage of the installation must be removed and all “sales” of any kind halted;
  - C. No resumption of any activity of any kind by any party will be permitted until such time as the affected party appeals to the District Board;
  - D. Such applications/appeals must be made formally, either by personal appearance or document submission, at a duly noticed public meeting;
  - E. Upon discussion and review by the Board, an Approval/Denial motion will be made, recorded, delivered, and appropriately actioned.

Submitted By: David Farnsworth  
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