



ASSUMPTION OF RISK, RELEASE OF LIABILITY, WAIVER OF CLAIMS, AGREEMENT FOR PARTICIPATION BY MINOR, AND PHOTOGRAPHY CONSENT

TODAY'S DATE: _____, 20____ Minor's Phone: _____

Minor's First Name: _____ Last Name: _____

Date of Birth: ____/____/____ Minor's Email: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Minor's Driver's License # _____ State: _____

Parent/Guardian's First Name: _____ Last Name: _____

Parent/Guardian's Phone: _____ Driver's License # _____ State: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Parent/Guardian's Email: _____

BY SIGNING THIS CONSENT AND INITIALING EACH LINE WHERE INDICATED BY " * ", IN CONSIDERATION FOR USING THE DROP IN ACTION SPORTS COMPLEX INC. ("DIASC") FACILITIES AND/OR PARTICIPATING IN ITS ACTIVITIES, THE MINOR AS WELL AS THE MINOR'S PARENT(S) OR GUARDIAN(S), WHETHER OR NOT PRESENT, ASSUME ALL RISKS, WAIVE ALL CLAIMS, AND RELEASE DIASC AND PALM BEACH COUNTY, TO THE FULLEST EXTENT PERMITTED BY LAW, AND AGREE TO THE FOLLOWING:

- * _____ TO ASSUME ALL RISKS INHERENT IN USING THE DIASC FACILITIES AND/OR PARTICIPATING IN ITS ACTIVITIES; AND
- * _____ TO WAIVE ALL CLAIMS you have or may have against DIASC, its owners, officers, directors, affiliates, employees, and/or agents; AND
- * _____ TO RELEASE DIASC, its owners, officers, directors, affiliates, employees and/or agents, from all liability for any and every loss, damage, injury, or expense that may be the basis of a claim and/or cause of action that the MINOR and/or his/her parent(s)/natural guardian(s) may suffer arising from the MINOR'S use of DIASC facilities and/or participation in DIASC activities.
- * _____ TO RELEASE PALM BEACH COUNTY, its officers, officials, agents, representatives, and employees, as well as LOGGERS' RUN PARK, its officers, officials, agents, representatives, and employees, from any and all liability for any and every loss, damage, injury, or expense that may support a claim and/or cause of action that the MINOR and/or his/her parents or natural guardian(s) may suffer arising from the MINOR'S use of the DIASC facilities and/or participation in DIASC activities.

REPRESENTATIONS AND RESPONSIBILITIES

- * _____ TO COMPLY WITH ALL DIASC RULES AND REGULATIONS including accepting that various degrees of skill are required to use ramps, obstacles, and equipment.
- * _____ TO CERTIFY THAT THE MINOR HAS NO PHYSICAL CONDITION OR MENTAL IMPAIRMENT that would/should/could: (a) preclude participation in DIASC activities, (b) interfere with a Minor's safety, and/or (c) be against medical advice.
- * _____ TO IMMEDIATELY STOP USING EQUIPMENT THAT APPEARS TO PRESENT AN UNUSUAL HAZARD OR CONDITION and notify DIASC IMMEDIATELY of the possible hazardous equipment or condition.

- * _____ TO UNDERSTAND THAT NOTHING IN THIS CONSENT waives Palm Beach County's rights and immunities under Florida Statutes Section 768.28, as amended.
- * _____ TO AUTHORIZE DIASC TO SEEK MEDICAL ASSISTANCE for the Minor if it is reasonably needed, AND to authorize DIASC to administer reasonable first aid.
- * _____ TO PAY ALL MEDICAL EXPENSES AND COSTS ASSOCIATED with the Minor's care and related transportation whether or not covered by Minor's or Parent/Legal Guardian's insurance.
- * _____ TO UNDERSTAND THAT DIASC IS A PUBLIC FACILITY and has NO responsibility for a Minor who may leave the Complex.
- * _____ PHOTO RELEASE: TO CONSENT TO DIASC'S AND PALM BEACH COUNTY'S USE OF ALL TECHNOLOGIES KNOWN OR HEREFTER DEVELOPED, CREATING PHOTOGRAPHS, likenesses, videotapes, motion pictures, and/or audio or video recordings made while on DIASC premises (including parking lots) for publicity, web content, advertising, and/or any other legitimate purpose.

DIASC RULES AND REGULATIONS

I. WAIVER ON FILE, CHECKING IN, AND INDEMNIFICATION

1. **All Minor's, Parents/Legal Guardians, and spectators SHALL follow the Rules and Regulations listed here and posted within the park.**
2. A Parent/Legal Guardian of a Minor under the age of 18 MUST be present with a valid ID card or bring a NOTARIZED Minor Waiver. There are NO exceptions to this requirement!
3. Minors under the age of 12 MUST BE ACCOMPANIED BY AN ADULT AT ALL TIMES.
4. SPECIFIC AREAS ARE DESIGNATED for Minors 5 years old or younger, and beginners.
5. DIASC is used by both experienced and inexperienced participants. Serious injury may occur from colliding with others. DIASC RESERVES THE RIGHT TO ASSESS AND ASSIGN USERS TO CERTAIN LOCATIONS BASED ON SKILL LEVEL.
6. It is ABSOLUTELY REQUIRED that each Minor check-in AND have a current and complete Minor Waiver on file before entering the Complex.
7. HOURS OF OPERATION, SPECIAL EVENTS, AND/OR SCHEDULING ARE SUBJECT TO CHANGE due to weather or other conditions. CHECK THE WEBSITE FOR UPDATES. NO REFUNDS WILL BE MADE FOR CHANGES UNDER THIS SECTION.
8. ANY ATTORNEYS' FEES AND RELATED COSTS INCURRED BY DIASC, Palm Beach County, and/or Loggers' Run Park, in defending any action brought by a Minor, Parent or Legal Guardian arising from an event or situation DIASC, or enforcing this Consent, shall be paid by the Minor, Parent, or Legal Guardian who shall indemnify and hold DIASC, Palm Beach County, and/or Loggers' Run Park harmless from and against all fees, costs, and expenses.
9. If any portion of this Consent is found to be invalid under Florida law, the rest of this Consent shall remain in full force and effect for all purposes.
10. Adults cannot assist their Minor in any venue without having signed a waiver, and wearing a helmet and closed shoes.

II. USE OF THE FACILITIES AND EQUIPMENT, BEHAVIOR, AND GETTING HELP

11. DIASC IS A "NO TOLERANCE ZONE" where the following are NEVER permitted on the premises or in the parking lot: BULLYING, SPITTING, THROWING, STEALING, FIGHTING, USING FOUL LANGUAGE, RECKLESS CONDUCT, AND/OR CARRYING A WEAPON (without a permit), USING ALCOHOL, DRUGS, AND/OR TOBACCO PRODUCTS.
12. BORROWING AND/OR RENTING DIASC EQUIPMENT is used at the Minor's and/or Parent/Legal Guardian's own risk.
13. ANY AND ALL INJURIES MUST be reported to Staff.
14. STRAPPED HELMETS MUST be worn at all times at all venues. Other protective gear is highly recommended!
15. ASK a Staff member for assistance when necessary.

16. FOOD AND DRINK ARE ONLY PERMITTED IN THE SNACK AREA; everyone MUST put trash in proper receptacles.
17. SECURE YOUR BELONGINGS in a safe and proper place.
18. LOOK BOTH WAYS before crossing a ramp and/or entering Complex venues. BE AWARE OF YOUR SURROUNDINGS!
19. DO NOT OBSTRUCT/SIT/STOP ON rails, stairs, or other obstacles.
20. BE KIND AND COURTEOUS TO OTHERS.
21. SNEAKERS AND SHIRTS ARE REQUIRED AT ALL TIMES.
22. ONLY METAL NON-FOLDABLE 2-WHEEL SCOOTERS ARE PERMITTED.
23. BMX bikes MUST have working brakes and NO KICKSTAND.
24. FOLLOW ALL CDC COVID-19 and other rules.

NOTICE TO THE MINOR CHILD'S NATURAL GUARDIAN(S):

READ THIS FORM COMPLETELY AND CAREFULLY. YOU ARE AGREEING TO LET YOUR MINOR CHILD ENGAGE IN A POTENTIALLY DANGEROUS ACTIVITY. YOU ARE AGREEING THAT, EVEN IF DIASC USES REASONABLE CARE IN PROVIDING THIS ACTIVITY, THERE IS A CHANCE YOUR CHILD MAY BE SERIOUSLY INJURED OR KILLED BY PARTICIPATING IN THIS ACTIVITY BECAUSE THERE ARE CERTAIN DANGERS INHERENT IN THE ACTIVITY WHICH CANNOT BE AVOIDED OR ELIMINATED. BY SIGNING THIS FORM, YOU ARE GIVING UP YOUR CHILD'S RIGHT AND YOUR RIGHT TO RECOVER FROM DIASC, PALM BEACH COUNTY, AND/OR LOGGERS RUN PARK IN A LAWSUIT FOR ANY PERSONAL INJURY, INCLUDING DEATH, TO YOUR CHILD OR ANY PROPERTY DAMAGE THAT RESULTS FROM THE RISKS THAT ARE A NATURAL PART OF THE ACTIVITY. YOU HAVE THE RIGHT TO REFUSE TO SIGN THIS FORM, AND DIASC, PALM BEACH COUNTY, AND/OR LOGGERS RUN PARK HAVE THE RIGHT TO REFUSE TO LET YOUR CHILD PARTICIPATE IF YOU DO NOT SIGN THIS FORM.

(Florida Statute Sec. 744.301)

BY SIGNING THIS CONSENT, I UNDERSTAND THAT I AM RELEASING PALM BEACH COUNTY, LOGGERS' RUN PARK, AND DROP IN ACTION SPORTS COMPLEX, INC. FROM ANY AND ALL LIABILITY FOR MY CHILD'S USE OF DIASC.

Minor's Signature: _____ **Today's Date:** _____, 20____

I CERTIFY THAT I AM THE PARENT OR LEGAL GUARDIAN OF THE MINOR CHILD WHOSE SIGNATURE APPEARS ABOVE.

Parent/Guardian's Signature: _____ **Today's Date:** _____, 20____

If this Consent is completed off the DIASC premises, it MUST be notarized.

STATE OF FLORIDA / COUNTY OF PALM BEACH

The foregoing Consent was signed and acknowledged before me on this ____ day of _____, 20____ by _____, who is known to me or who presented the following identification: _____, by physical presence OR _____ by online notarization.

Public Notary, State of Florida
My Commission expires: _____