

UNIVERSITY POLICY SA- 21.00 – 05/09

TO: University of West Florida Community

FROM: Dr. Judith Bense, President

SUBJECT: Skateboarding as a Means of Transportation

REFERENCE: Section 316.0085, Florida Statutes; Florida Board of Governors Regulation 1.001

Responsible Office/Executive: Student Affairs

I. PURPOSE

The intent is to establish a policy governing the use of skateboards on property owned or controlled by the University of West Florida so as to minimize injury to persons and damage to property.

Visitors are prohibited from skateboarding on any University of West Florida property. Visitors in violation of this policy may be escorted off campus and issued a trespassing warning. Individuals violating State law are subject to arrest. Individuals causing damage to University or other property will be held responsible.

II. ASSUMPTION OF THE RISK

Any person who participates in skateboarding assumes the known and unknown inherent risks in these activities, irrespective of age, and is legally responsible for all damages, injury, or death to himself, herself, other persons or property which result from these activities.

III. GUIDELINES FOR USERS OF SKATEBOARDS

A. The use skateboards is prohibited on any University owned or controlled property except in a manner consistent with the following:

1. Skateboarding is only permitted on the UWF main campus, not other campuses.
2. Skateboarding is only permitted by current UWF students.
3. Skateboarding is only permitted when it is being used as a means of transportation on campus.
4. Skateboarders must yield to pedestrians and vehicular traffic.
5. Skateboarding is only permitted on sidewalks and crosswalks at the main campus. Sidewalks shall be defined as those portions of a street between the curb line or the lateral line of a roadway and the adjacent property lines or the walkway between

buildings, intended for use by pedestrians.

6. Skateboarding is prohibited in all other areas of the campus, including, but not limited to:
 - a. Parking lots and roads;
 - b. Within 10 feet of all building entrances;
 - c. All sidewalks between building 910 (Village East) and the UWF East Entrance;
 - d. All sidewalks directly leading to and from building 76 and building 79.
7. Skateboarding is only permitted at reasonable, safe and prudent speeds based upon conditions, including the terrain.
8. Skateboarders shall maintain control of themselves and of their skateboards.
9. Skateboarders shall skateboard within the limits of their abilities, within the guidelines of this policy and within the purpose and design of the skateboards.
10. Skateboarders shall refrain from acting in any manner which may contribute to injury to themselves or other persons or damage to any property.
11. Skateboarding tricks and stunts are not permitted on campus.
12. Skateboarding is not permitted on stairs, tables, ledges, railings, ramps or other structures.
13. Skateboarding is not permitted inside any building.
14. Skateboarders shall not wear headphones while riding skateboards.

- B. Students under 17 years old may not skate without written consent from the students' parents or legal guardian. Written consent may only be obtained by completing the form in Appendix I of this policy.

IV. SANCTIONS

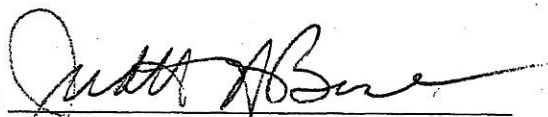
A. Students

Students violating this policy are subject to sanctions in accordance with the Student Code of Conduct.

B. Trespass Warnings

Campus visitors are not permitted to skateboard. Such individuals are subject to warning and trespass for removal from campus.

Approved By:


Dr. Judith Bense, President

Date:

5/19/09

Change Justification:

This policy is being repealed and is no longer needed because the content is centralized and included in UWF/REG-5.003 Skateboards and Similar Devices.

History:

SA-21.00-05/09 Skateboarding as a Means of Transportation, adopted May 2009; repealed hereby.

Approved: _____

Dr. Judith A. Bense, President

Date: _____

APPENDIX I

UNIVERSITY OF WEST FLORIDA SKATEBOARDING ASSUMPTION OF RISK, WAIVER, COVENANT NOT TO SUE, AND RELEASE OF LIABILITY CONSENT FORM

Before students of the University of West Florida ("UWF") who are under the age of 17 participate in skateboarding on the UWF main campus ("UWF campus"), their parents or legal guardians must sign this consent form.

I, _____, attest that I am the parent or legal guardian of _____, who is a student at UWF. I hereby grant my full approval for my child to engage in skateboarding on the UWF campus. I further attest that there are no medical reasons which preclude or restrict my child's participation in this activity, and I agree to instruct my child to follow the UWF Skateboarding Policy and all other university policies, rules and regulations, including dress and safety codes at all times. I understand that these policies, rules and regulations are designed for the safety and protection of my child and others and that my child's failure to adhere to the policies, rules and regulations involved with this activity may result in my child no longer being able to participate in this and other UWF activities presently and permanently.

I understand and agree that my child must do all of the following while skateboarding on the UWF campus and that failure to do so shall constitute negligence:

1. Acting within the limits of his or her ability and the purpose and design of the equipment used;
2. Maintaining control of his or her person and the equipment used;
3. Refraining from acting in any manner that may cause or contribute to the death or injury of himself, herself, or other persons; and
4. Following all requirements in the UWF skateboarding policy, a copy of which has been provided to me.

I understand the specific risks my child may come in contact with include, but are not limited to the following: torn/pulled muscles, bruises, hand injuries, foot injuries, broken or fractured bones, shoulder injuries, fatigue, heat exhaustion, heat stroke, head injuries, loss of breath, bleeding or contact with blood, scrapes, cuts, concussion, permanent disability, increased stress and all other injuries and damages reasonably foreseeable.

Any parent or legal guardian whose child participates in or assists in skateboarding assumes the known and unknown inherent risks in these activities irrespective of age, and is legally responsible for all damages, injury, or death to his or her child, other persons or property, which may result from these activities.

I understand that insurance is not provided by UWF to cover physical, mental, or property damage sustained from my child's participation in skateboarding, and I recognize that I am encouraged to ensure my child's insurance needs before he or she participates in skateboarding. I further agree to take full responsibility for expenses from any such damages that may occur. I have inspected the designated area for skateboarding and acknowledge that there are not any dangerous conditions which my child does not and cannot reasonably be expected to have notice. I acknowledge that the designated area is in good and anticipated condition for skateboarding. I acknowledge that UWF is not required to eliminate, alter, or control the inherent risks in these activities.

In consideration of my child's participation in skateboarding on the UWF campus, I forever agree to hold harmless, release, covenant not to sue and forever discharge the State of Florida, the Florida Board of Governors, the University of West Florida Board of Trustees, the University of West Florida, and their respective officials, employees, agents, assigns, volunteers, and guests (hereinafter referred to as "Released Parties") from any and all liability resulting from the ordinary negligence of those involved. I hold harmless the Released Parties from any claim or lawsuit by me, my spouse, my family, estate, heirs or assigns arising out of my child's participation in skateboarding at the UWF campus.

I expressly agree that this release and waiver is intended to be as broad and inclusive as permitted by the laws of Florida and that if any portion is held to be invalid, it is agreed that the balance of the agreement shall continue in full legal force and effect.

Finally, I hereby declare and represent that in making, executing and tendering this Statement of Assumption of Risk, Waiver, Covenant Not to Sue, Informed Consent and Release of Liability, I have read this consent form, understand the risks involved with this activity, voluntarily assume these risks, understand the contents of this statement, sign it of my own free will and choice and that I have discussed all requirements of this document with my child.

I have executed this document this ____ day of _____, 20____.

Printed Name of Parent
Or Guardian

Signature of Parent/Guardian

Printed Name of Parent's or Legal
Guardian's Child

STATE OF FLORIDA
COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before this ____ day of _____ 20__ by _____, who is either personally known to me or produced _____ as identification.

NOTARY PUBLIC, STATE OF FL
[Affix Notary Stamp]