Community Use of East Wake Academy Facilities

General Principles

EAST WAKE ACADEMY (EWA) will make specified indoor and outdoor EWA facilities available for use by eligible community groups under a form rental agreement developed in accordance with this policy. The use of East Wake Academy facilities should be consistent with the educational program and the goals and objectives of the EWA Board of Directors and the East Wake Academy. The EWA Board of Directors retains the authority to enter into agreements with third parties regarding the lease and/or use of East Wake Academy property, including the use of East Wake Academy facilities outside the scope of this policy. Any agreements regarding the use of East Wake Academy property or facilities shall be made in accordance with applicable law, including approval by the EWA Board of Directors if required by law.

Use of East Wake Academy facilities will not be approved for activities that do any of the following: (a) violate federal, state or local laws, orders or ordinances; (b) violate East Wake Academy policies or regulations; (c) advocate violence; (d) damage or have the potential to damage East Wake Academy buildings, ground, equipment or property; (e) are in conflict with scheduled East Wake Academy activities; or (f) are otherwise incompatible with the proper and safe use of the property as determined by the Executive Director or Board of Directors of East Wake Academy.

Priority of Use

East Wake Academy-sponsored groups and activities such as East Wake Academy athletic events, East Wake Academy drama or musical events and East Wake Academy club activities, including meetings of student organizations will have first priority in the use of East Wake Academy facilities. Thereafter, priority in use of East Wake Academy facilities by other groups and the fee structure for such groups will be in accordance with law and the following renter categories set forth below. Priority in use among groups within the same renter category will not be based on viewpoints of the groups. All groups within the same renter category will be charged for facility use according to a uniform fee structure. Priority for use of facilities by community groups will be as follows:

1. In accordance with N.C.G.S. 163-129, as a polling place on election days;

2. East Wake Academy-related groups, including, but not limited to after-East Wake Academy programs, PTA or similar organizations, teacher's and principal's organizations and booster clubs;

3. Non-profit organizations that provide youth educational and/or recreational programs;

4. In accordance with N.C.G.S. 115C-127, political parties for the express purpose of annual or biennial precinct meetings and county and district conventions;

5. All other non-profit organizations, including political parties when meeting for purposes other than precinct meetings or county or district conventions, religious groups, and adult sports groups or recreational leagues;

6. For-profit corporations, organizations or groups that provide recreational, athletic, academic, educational or artistic activities primarily for East Wake Academy-aged youth;

7. Other for-profit, commercial or other private organizations [including individuals or groups hosting larger gatherings or any business, organization or individual selling a product or providing a service for a fee];

8. All other groups not included in the above categories.

Requests for Use of Facilities

An individual or group that wishes to apply for permission to use an East Wake Academy facility shall submit an application (available online at www.eastwakeacademy.org). Applications must be signed by an authorized representative of the organization who is 18 years of age or older. In the case of an individual renter, the individual must be 18 years of age or older.

Rules Governing Use of East Wake Academy Facilities

The Executive Director, in consultation with the Board of Directors, shall develop regulations consistent with this policy. The regulations will include an application process and provisions regarding the supervision of groups using the facilities, the care of the facilities, prohibited conduct, and other issues deemed appropriate by the Executive Director or the Board of Directors. In addition, renters of East Wake Academy facilities must comply with the following rules:

1. Renters must comply with all federal, state and local laws and all rules established by the East Wake Academy Board of Directors and the Executive Director. Without limiting the foregoing, renters must comply with the Americans with Disabilities Act (ADA) and the federal regulations adopted for implementation of the ADA.

2. Renters must comply with East Wake Academy policy and legal requirements forbidding the use of tobacco and nicotine products in East Wake Academy facilities and on East Wake Academy grounds.

3. Renters may not consume or possess alcohol or illegal drugs on East Wake Academy grounds.

4. Renters must not possess weapons or explosives while on East Wake Academy grounds.

5. Renters may be responsible for the cost of having at least one East Wake Academy employee present at the facility during its use. The Executive Director will have the authority to determine the number of East Wake Academy employees required to be present at any time.

6. Renters are responsible for supervising their activity and the people present at their activity. Renters are responsible for maintaining order and safety during their activity. At the Executive Director's discretion, renters may be required, at their own expense, to provide additional supervision, including law enforcement.

7. East Wake Academy facilities may not be used by community groups for the filming of any video, film, or movie production (which, for clarity, does not include filming of athletic or other events held at the facilities)

A renter's violation of the provisions of this policy or any applicable regulations is grounds for suspending the renter's privilege to use the East Wake Academy facilities for a period of time deemed appropriate by the Executive Director.

Damages and Liability Insurance.

Renters of East Wake Academy facilities are responsible for all damage to East Wake Academy facilities, property or equipment that occurs while the facility is being used by the group, regardless of who caused the damage. Renters are also responsible for the conduct of all persons involved in the renters' activities while on East Wake Academy property. All renters must furnish certificates of insurance with coverage as specified in the rental agreement.

Honoring Rental Agreements.

Absent extraordinary circumstances, East Wake Academy will honor rental agreements. However, when circumstances outside of East Wake Academy control, such as inclement weather, subsequent scheduling of post-season tournaments, create instances where East Wake Academy must use property in the time designated in the rental agreement, the Executive Director is authorized to reschedule or cancel the rental without consequence.