

## **Resolution Agreement #05-17-1012 Metropolitan School District of Washington Township**

Metropolitan School District of Washington Township (District) submits the following Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve OCR complaint # 05-17-1012. The District submits this Agreement to ensure its compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131-12134, and its implementing regulation at 28 C.F.R. Part 35, with respect to the allegation of an inaccessible football stadium at North Central High School raised in this complaint.

To the extent that the District makes any renovations or alterations to meet the provisions of this agreement, the District will ensure that the renovations and alterations confirm to the 2010 ADA Standards for Accessible Design (2010 ADA Standards).

1. By September 1, 2017, the District will ensure that the parking lot located immediately to the north of the North Central High School football stadium (hereinafter the Stadium) has a sufficient number of parking spaces, including designated van-accessible spaces, for individuals with disabilities attending events at the Stadium and that each space contains appropriately mounted signage.

REPORTING REQUIREMENT: By September 15, 2017, the District will provide documentation to OCR that it has implemented Item #1 of the Agreement. This documentation will include photographic evidence.

2. By September 1, 2017, the District will ensure that it provides the following features at the Stadium that are accessible to individuals with disabilities: at least one drinking fountain at an appropriate height and with sufficient leg space, paper towel dispensers in each of the restrooms on the home side at an appropriate height, and sufficient space between grab bars and toilet paper dispensers in the toilet stalls designated as accessible in the men's and women's restrooms on the home side.

REPORTING REQUIREMENT: By September 15, 2017, the District will provide documentation to OCR that it has implemented Item #2 of the Agreement. This documentation will include photographic evidence.

3. By September 1, 2017, the District will ensure that it provides signage outside the restrooms on the visitors' side of the Stadium directing them to accessible restrooms on the home side of the Stadium.

REPORTING REQUIREMENT: By September 15, 2017, the District will provide documentation to OCR that it has implemented Item #3 of the Agreement. This documentation will include photographic evidence.

4. By June 1, 2017, the District will develop a plan for OCR's review and approval to provide access for individuals with disabilities to the programs, activities, and services at the Stadium with regard to tickets and concessions and seating. The plan will specifically include provisions for providing notice to individuals with disabilities of the means by which they can obtain access to the programs, activities, and services and, with regard to seating, will include provisions for seating for companions of individuals in wheelchairs. To the extent that the plan requires physical alterations that will not be completed by September 1, 2017, the plan will include interim measures it will put in place to provide maximum access to individuals with disabilities before the alterations are completed. Following OCR's approval of the plan, the District will implement the plan in full, with all elements of the plan that do not require physical alterations completed by September 1, 2017, and all elements of the plan that require physical alterations completed by September 1, 2018.

REPORTING REQUIREMENT: By June 1, 2017, the District will provide OCR a copy of the plan. By September 15, 2017, the District will provide documentation to OCR that it has implemented the portions of the plan that do not require physical alterations. By September 14, 2018, the District will provide documentation to OCR that it has implemented the portions of the plan that require physical alterations. This documentation will include photographic evidence.

The District understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.22 and 104.23, and Title II, at 28 C.F.R. §§ 35.150 and 35.151, which were at issue in this case.

The District also understands that by signing this Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this agreement. Further, the Corporation understands that during the monitoring of this Agreement, if necessary, OCR may visit the District, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the District has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.22 and 104.23, and Title II, at 28 C.F.R. §§ 35.150 and 35.151, which were at issue in this case.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement, OCR shall give the District written notice of the alleged breach and a sixty (60) calendar days to cure the alleged breach.

Approved and agreed to on behalf of Metropolitan School District of Washington Township.

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Superintendent or designee

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Date