

RESOLUTION AGREEMENT
York County School District 4
OCR Complaint No. 11-20-1066

York County School District 4 (the District) agrees to fully implement this Resolution Agreement (the Agreement) to resolve the allegation(s) investigated in Office for Civil Rights (OCR) OCR Complaint No. 11-20-1066. This Agreement does not constitute an admission by the District of a violation of Section 504 of the Rehabilitation Act of 1973 (Section 504), Title II of the Americans with Disabilities Act of 1990 (Title II), or any other law enforced by OCR.

As it pertains to the Bob Jones Stadium (the Stadium) at Fort Mills High School (the School), all references to renovations, alterations, construction, or any such similar terms as referred to in this Agreement, as it pertains to the elements of the Stadium that were at issue in this complaint (i.e., bleachers on the visitor's side of the Stadium, particularly wheelchair ramps and handrails for steps leading up to the bleachers), shall comply with the 2010 ADA Standards for Accessible Design (the 2010 Standards), which consists of 28 C.F.R. §35.151 and the 2004 ADAAG at 36 C.F.R. Part 1191, Appendices A and B.

1. The District will ensure that the bleachers on the visitor's side of the Stadium, particularly wheelchair ramps and handrails for steps leading up to the bleachers, shall comply with the 2010 Standards, including but not limited to the following Sections of the 2010 Standards: Section 221 (Assembly Areas), Sections 402, 403, and 405 (Accessible Routes, Walking Surfaces, Ramps), Sections 504 and 505 (Stairways and Handrails), and Section 802 (Wheelchair Spaces, Companion Seats, and Designated Aisle Seats).

Reporting Requirements:

- a. By July 1, 2020, the District will provide for OCR's review and approval, the renovation/construction proposal outlining the steps that the District plans to take to ensure that such wheelchair ramps and handrails for steps leading up to the bleachers on the visitor's side of the stadium comply with this provision of the Agreement, to include: detailed architectural plans/drawings of the Stadium; the projected timeframe(s) for implementing the proposed renovation/construction plan; the date the renovation/construction will commence; and the planned date for completion.¹
- b. By July 1, 2020, for any public programs or activities scheduled to occur at the Stadium prior to the completion of the proposed plan, the District will provide for OCR's review and approval, an access plan to ensure that individuals with mobility impairments can fully participate in such programs or activities on the visitor's side

¹ If the District seeks to amend/change the renovation/construction plan approved by OCR, the District will submit to OCR for its review and approval: a narrative description of the proposed amendments/changes and the basis; updated detailed architectural drawings/plans; and how the proposed amendments/changes will affect the projected timeframe for completion.

of the Stadium, which may include the relocation of the programs or activities to an accessible facility.

- c. By October 1, 2020, and every three months thereafter until completion, the District will provide OCR with a report and narrative description of its efforts to comply with the Agreement.
- d. Upon completion of the renovation/construction plan, the District will provide OCR with a final report that includes: a narrative description and certification that it has fulfilled the commitments of the Agreement; and photographs, video recordings, or other evidence of the work completed. OCR reserves the right to conduct an on-site visit or otherwise confirm that any structural changes were completed consistent with the 2010 Standards.

The District 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 the Agreement. Further, the District 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 and obligations of this Agreement. Upon the District's satisfaction of the commitments made under this Agreement, OCR will close this complaint.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of this Agreement and/or the applicable statute(s) and regulation(s). Before initiating such proceedings, OCR will give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

By: _____/s/_____ Date: 5/6/2020
Superintendent (or Designee)
York County School District