

**Deer Park Community City Schools  
Resolution Agreement  
OCR Complaint Docket #15-14-1350**

The Deer Park Community City Schools (the District) submits this Resolution Agreement (the Agreement) to the U.S. Department of Education's Office for Civil Rights (OCR), to resolve the above-referenced complaint and to ensure the District's compliance with Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104, as well as with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12131 *et seq.*, and its implementing regulation at 28 C.F.R. Part 35.

The District agrees to take the actions listed below in order to provide individuals with disabilities, in particular those with mobility impairments, access to the District's programs and facilities at the District's administrative building at 4131 Matson Avenue, Deer Park, Ohio 45236 (the Administrative Building), including the public meeting room (Meeting Room) where Board of Education meetings are held. Modifications made pursuant to this Agreement will be done in accordance with the 2010 ADA Standards for Accessible Design (the 2010 ADA Standards).

**ACTION STEPS**

**I. Interim Facility Modifications.**

**By July 1, 2017, the District will make the following facility modifications to the Administrative Building:**

- A. Open, relocate, or otherwise modify one of the front (main) entrances so that it is accessible in compliance with the 2010 ADA Standards, including 206.4 (Entrances) and 206.2.1 (Accessible Routes –Site Arrival Points).
- B. Open, relocate, or otherwise modify one of the back entrances so that it is accessible in compliance with the 2010 ADA Standards, including 206.4 (Entrances) and 206.2.1 (Accessible Routes –Site Arrival Points).
- C. Provide signage identifying the location of the designated accessible entrances at the front and the back of the Administrative Building, consistent with the 2010 ADA Standards at 216.6.

**REPORTING REQUIREMENT:** By **July 1, 2017**, the District will submit documentation to OCR, including, but not limited to, photographs, work orders, and purchase orders verifying implementation of Action Step I. OCR may conduct an onsite visit to the District to confirm full implementation of these items in accordance with the 2010 ADA Standards.

## **II. Interim Parking Lot Modifications.**

**By July 1, 2017, the District will ensure that the following changes are made to the parking area situated behind the Administrative Building, in compliance with the 2010 ADA Standards:**

- A. Modify the parking area such that the parking spaces serving the back entrance comply with the 2010 ADA Standards at 208 and 502, including the following:
  - 1. Relocate the existing accessible parking spaces designated for the District's use for access to the Administrative Building so that, consistent with 208.3.1, two parking spaces are located on the shortest accessible route from parking to the accessible back entrance **or**, if the District chooses to also make the entrance on the west side of the building accessible, then it may maintain the existing accessible parking spaces and add one parking space which complies with 502 on the shortest accessible route from parking to the accessible back entrance to the building.
  - 2. Accessible parking spaces must be served by a clearly demarcated access aisle at least 60 inches wide and extending the full length of the parking space(s) it serves to comply with section 508.3. Two parking spaces are permitted to share a common access aisle.
  - 3. One of the two new accessible parking spaces must be van accessible consistent with 502 to comply with 208.2.4.
- B. The District will modify the accessible parking area so that it has the appropriate signage pursuant to 2010 ADA Standards 216.5 and 502.6.

**REPORTING REQUIREMENT:** By **July 1, 2017**, the District will submit documentation to OCR, including but not limited to photographs, work orders, and purchase orders verifying implementation of Action Step II. OCR may conduct an onsite visit to the District to confirm full implementation of these items in accordance with the 2010 ADA Standards.

## **III. Relocation to New Administrative Building.**

**The District plans to demolish the Administrative Building at 4131 Matson Avenue and relocate its administrative offices and board meeting room to a newly constructed facility in July 2018. With respect to the construction and use of this new facility, the District agrees as follows:**

- A. The new facility will be constructed pursuant to the 2010 ADA Standards for new construction.
- B. By September 1, 2017, the District will submit to OCR the aspects of the final, board-approved site plans and architectural drawings that show the accessible design of the exterior entrances and parking for the new facility.
- C. By March 1, 2018, after construction of the new facility is complete but before the administrative offices are actually relocated, the District will submit to OCR documentation (e.g., photographs and a final site map) demonstrating that the exterior entrances and parking for the facility are fully accessible pursuant to the 2010 ADA Standards for new construction.
- D. After receiving the documentation required by § III(C) of this Agreement regarding the accessibility of exterior entrances and parking for the new facility, OCR may conduct a site visit to verify full compliance with this Agreement, and with Section 504 of the Rehabilitation Act and Title II of the ADA, before closing the monitoring of this Agreement. In the alternative, OCR may close the monitoring of this Agreement without a site visit based on the documentation the District provides pursuant to § III(C) above.
- E. By July 31, 2018, the District will relocate its administrative offices and board meeting room to the newly constructed facility.

**REPORTING REQUIREMENTS:** The District will submit site plans and drawings to OCR as described in § III(B) above by **September 1, 2017**. By **March 1, 2018**, the District will submit documentation to OCR as described in § III(C) above. By **July 31, 2018**, the District will submit to OCR documentation verifying it has moved its administrative offices and board meeting room to the newly constructed facility.

## **GENERAL REQUIREMENTS**

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 Section 504 and its implementing regulation at 34 C.F.R. §§ 104.4 and 104.21-104.23, and Title II and its implementing regulation at 28 C.F.R. §§ 35.130 and 35.149-35.151, which were at issue in this case.

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 this 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 of this Agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. §§ 104.4 and 104.21-104.23, and Title II and its implementing regulation at 28 C.F.R. §§ 35.130 and 35.149-35.151.

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 (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, OCR shall give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

/s/

04/26/2017

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Superintendent of Deer Park  
Community City Schools or Designee

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Date