

**Springfield Local School District
Resolution Agreement
OCR Docket #15-16-1319**

Springfield Local School District (the District) voluntarily submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), for the purpose of resolving the above-referenced complaint and ensuring 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, and 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 playground facilities at the District's Springfield Elementary School (the School). Modifications made pursuant to this agreement will be done in accordance with the applicable requirements of the 2010 ADA Standards for Accessible Design (the 2010 ADA Standards).

1. The District will verify that the surface materials of the School's playgrounds, as installed, comply with the American Society for Testing and Materials F 1951 Standard (ASTM F 1951) for accessibility within play areas, as required by Standard 1008.2.6 of the 2010 ADA Standards.

Reporting Requirement: By **July 31, 2020**, the District will submit documentation demonstrating that the School's playground surfaces comply with ASTM F 1951 (i.e., work orders, purchase orders, measurements, test results, statements from architects or contractors, or other documentation).

2. The District will develop and implement a maintenance plan for regularly inspecting and maintaining the School's playground surfaces to ensure continued compliance with the ASTM F1951 standard, as required by Standard 1008.2.6 of the 2010 ADA Standards. This will include clearing accessible surfaces of debris and ensuring that accessible surfaces are level.

Reporting Requirement: By **July 31, 2020**, the District will submit documentation of its maintenance of the School's playground surfaces pursuant to Item 2, including the staff member(s) responsible for the maintenance, and the plan for maintaining the surfaces. Within 180 calendar days of OCR's approval of the maintenance plan, the District will submit logs or other documentation demonstrating implementation of the maintenance plan for at least three months.

General Requirements

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 the Agreement. Upon the District's satisfaction of the commitments made under the Agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the Agreement and/or 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.

The Agreement will become effective immediately upon the signature of the District's representative below.

/s/

2/19/2020

Superintendent or Designee

Date