

RESOLUTION AGREEMENT
Bethel–Tate Local School District
OCR Docket #15-16-7320

Bethel–Tate Local School District (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 Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131 *et seq.*, and its implementing regulation at 28 C.F.R. Part 35, and 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.

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 William Bick Primary School (the School). 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

1. By August 3, 2018, the District will make the modifications to the School’s parking lots necessary to ensure that accessible parking spaces at the School comply with the 2010 ADA Standards at Sections 208 and 502, including, but not limited to: Sections 208.2 (minimum number of parking spaces for each parking facility); 208.2.4 (sufficient van-accessible spaces); 502.6 (mounted signage for identification); 502.2 (vehicle spaces); 502.3 (access aisles).

Reporting Requirements

By August 3, 2018, the District will submit documentation to OCR, including but not limited to photographs, work orders, purchase orders, project plans, and, if necessary, interim plans verifying implementation of the Action Steps above. OCR may conduct an onsite visit to the District to confirm full implementation of these items in accordance with the 2010 ADA Standards.

General Requirements

The District understands that by signing this Agreement, it agrees to provide the foregoing 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 Title II and its implementing regulation at 28 C.F.R. §§ 35.130 and 35.160. Upon completion of the obligations under this Agreement, OCR shall close 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 (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.

This Agreement will become effective immediately upon the signature of the District’s representative below.

/s/

9/22/17

Superintendent or designee

Date