

**Chardon Local School District
Resolution Agreement
OCR Docket #15-19-1003**

Chardon 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 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 football stadium at Chardon High School (the stadium) and the parking lot closest to the stadium (stadium parking lot). 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 1, 2020**, the District will submit, for OCR's review and approval, a proposed plan with date-certain benchmarks to align the designated accessible routes (from the ticket booths near the stadium parking lot to the home bleachers) with the corresponding circulation paths used by the general public. The plan will specifically address compliance with the 2010 ADA Standards, including but not limited to Section 402 (accessible route), Section 403 (walking surfaces), and Section 405 (ramps, including landings and handrails).

Reporting Requirement: By **August 1, 2020**, the District will provide OCR with the proposed plan. Once the proposed plan is approved and implemented, OCR may conduct an onsite visit to the District to confirm full implementation of this item in accordance with the 2010 ADA Standards.

2. By **August 1, 2020**, the District will submit, for OCR's review and approval, a proposed plan to ensure the availability of designated-accessible parking spaces at the stadium parking lot during home football games. The plan will include the following elements:
 - a. A calculation of the sum of the numbers of parking spaces on all District parking lots made available for parking during home football games.
 - b. A determination of the number of accessible parking spaces required in view of the total number of spaces from Action Step 2.a, using Table 208.2 of the 2010 ADA Standards.
 - c. A plan with date-certain benchmarks to construct additional spaces at the stadium parking lot or otherwise as close to the stadium entrances as possible, if the number of accessible spaces from Action Step 2.b exceeds the number of spaces at the stadium parking lot that can be reserved for accessible parking during home football games.

- d. The District's decision on whether and how to extend the time before the start of home games when the stadium parking lot is temporarily reserved for accessible parking, and its reason for doing so.
- e. The District's decision on whether and how to increase enforcement at the stadium parking lot during home football games to ensure that all vehicles parked there have accessibility permits, and its reason for doing so.
- f. A feedback mechanism, with signage posted at the stadium parking lot during home games, to allow members of the public to report concerns about temporarily reserved accessible parking.

Reporting Requirement: By **August 1, 2020**, the District will provide OCR with the proposed plan, including estimates identified at Action Step 2.a from the prior two football seasons. Once the proposed plan is approved and implemented, the District will provide documentation confirming the plan's implementation.

- 3. By **August 1, 2020**, the District will modify the stadium parking lot to ensure that the stadium parking lot complies with the 2010 ADA Standards relating to Sections 208.2.4 (sufficient number of van parking spaces), 502 (van parking spaces), and 502.6 (above-ground identification of accessible spaces).

Reporting Requirement: By **August 1, 2020**, 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 Step above. OCR may conduct an onsite visit to the District to confirm full implementation of these items in accordance with the 2010 ADA Standards.

- 4. By **August 1, 2020**, the District will submit a plan to align the visitor bleachers at the stadium to comply with the 2010 ADA Standards, including but not limited to Sections 405 (ramps, landings, handrails) and 405.6 (maximum rise for any ramp).

Reporting Requirement: By **August 1, 2021**, 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 Step 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 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/

2/28/2020

Superintendent or Designee

Date