

**Cleveland State University**  
**Resolution Agreement**  
**OCR Docket #15-22-2208**

Cleveland State University (the University) 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 University agrees to take the following actions:

1. By **July 31, 2023**, the University will modify the existing parking spaces designated as accessible and the signage attached to those spaces in the parking garage attached to the Middough Building (the Building) to comply with the 2010 ADA Standards for Accessible Design (the 2010 ADA Standards), including but not limited to Sections 304, 506, and 703.
2. By **July 31, 2023**, the University will designate three additional parking spaces as accessible parking spaces and ensure that those spaces are compliant with the 2010 ADA Standards for accessible spaces and will ensure that at least one of the spaces meets the requirements for a van accessible space in accordance with the 2010 ADA Standards.
3. By **July 31, 2023**, the University will modify the force required to open the second-story doors in the Building at issue in this complaint from both the interior and the exterior to ensure that the pounds of force required to open these doors complies with the 2010 ADA Standards and will ensure that the threshold at each door does not exceed ½ inch as required by the 2010 ADA Standards.

**Reporting Requirement:** By **July 31, 2023**, the University 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 Items 1, 2, and 3 above. OCR may conduct an onsite visit to the University to confirm that the doors and parking spaces fully comply with the 2010 ADA Standards.

4. By **May 8, 2023**, the University will provide information on its website at the Disability and Testing Services page and in writing to the University's disability services office regarding the location of accessible parking in the Building and how to obtain permission to park in this parking garage as an accommodation for a disability. The University will provide the same information in writing every semester to University employees and students who work or have classes in the Building.

**Reporting Requirements:** By **May 8, 2023**, the University will provide OCR with documentation of its implementation of Item 4 above, including a link to where the notice is located on the University's website and a copy of any hard-copy documents containing the notice, and a copy of any notice sent to students and staff regarding the availability of accessible parking in the Building.

## **General Requirements**

The University understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the Agreement and/or Section 504 implementing regulation at 34 C.F.R. §§ 104.21-104.23 and the Title II implementing regulation at 28 C.F.R. §§ 35.149-35.151, which were at issue in this complaint. Before initiating such proceedings, OCR will give the University written notice of the alleged breach and 60 calendar days to cure the alleged breach.

The University understands that OCR will not close the monitoring of this Agreement until OCR determines that the University has demonstrated compliance with all the terms of this Agreement and is in compliance with the Section 504 implementing regulation at 34 C.F.R. §§ 104.21-104.23 and the Title II implementing regulation at 28 C.F.R. §§ 35.149-35.151.

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

/S/

March 20, 2023

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President or Designee

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Date