

Town of Dayton

Transition Plan



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Town of Dayton

ADA Transition Plan

Introduction

The Americans with Disabilities Act (ADA) is a civil rights law that protects individuals with disabilities. This law provides equal access for individuals with disabilities in employment, public accommodations, transportation, state and local government services and telecommunications. There are five titles to the ADA and many requirements, regulations, & guidelines under the ADA law. The Town of Dayton is considered an ADA Title II entity. Under Title II and Title III of the ADA regulations, law prohibits public entities, such as any Town of Dayton facility, from discriminating against or excluding a person access to programs, services, or activities on the basis of disability. We must ensure that the following issues are compliant with ADA Title II and accessible to people with disabilities:

- All services and programs offered by the entity
- All aspects of the employment relationship
- Government services carried out by contractors/partners/grant recipients
- Activities of local legislative and judicial branches

In other words, no qualified individual with a disability can be excluded from participation in or denied benefit from services, programs or activities of a public entity.

Five Titles of the ADA

Title I

Equal Employment Opportunity for Individuals with Disabilities

This Title is designed to remove barriers that would deny qualified individuals with disabilities access to the same employment opportunities and benefits available to others without disabilities. Employers must reasonably accommodate the disabilities of qualified applicants or employees, unless an undue hardship would result.

Title II

Nondiscrimination on the Basis of Disability in State and Local Government Services

This Title prohibits discrimination on the basis of disability by public entities. The public entity

is required to provide access to programs, services and activities provided by the state or local government, when viewed in their entirety.

Title III

Nondiscrimination on the Basis of Disability by Public Accommodations and in Commercial Facilities

This Title prohibits discrimination on the basis of disability by private entities in places of public accommodation. Examples include hotels, restaurants, golf courses, private schools, day care centers, health clubs, etc.

Title IV

Telecommunications

This Title requires telephone companies to have developed interstate and intrastate telephone relay services in every state.

Title V

Miscellaneous Provisions

The final Title contains a variety of provisions relating to the ADA as a whole, including its relationship to other laws and its impact on insurance providers and benefits.

Application of the ADA to the Town of Dayton

The Town of Dayton is covered under ADA, Title I - Employment, and Title II - Programs, Services and Activities. The ADA requires the Town to make all its programs, services and activities readily accessible and useable by qualified persons with a disability when the programs, services and activities are viewed in their entirety. The Self Evaluation and Transition Plan are cornerstones to documenting and ensuring the Town's effort to create and maintain inclusion as mandated by the ADA.

This document will guide the planning and implementation of necessary programs and facility modifications over the next several years. The ADA self-evaluations and Transition Plan are significant in that they establish the Town's ongoing commitment to the development and maintenance of policies, programs and facilities that includes all citizens. The final product is considered a "working" or "living" document and will be modified when barriers are removed or alterations are made.

In 2013, ADA Consultants of Indiana in partnership with BF & S Engineering was hired to assist the Town with a comprehensive evaluation assessing the Town's compliance with the 2010 ADA

Requirements & Guidelines and the Section 504 of the Rehabilitation Act of 1973. ADA Consultants of Indiana will use both of these requirements to assess the Town of Dayton's facilities, programs and services. Each action item is listed within the individual facility reports. ADA Consultants of Indiana offered recommendations to remedy any compliance issues, and together with BF & S Engineering assisted the ADA Coordinator with the composition of this transition plan.

The information outlined in the following report is a summary of the general recommendations provided by ADA Consultants of Indiana.

Any comments, additions or suggestions about this plan may be directed to the ADA Coordinator.

Program Location & Staffing:

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ADA Coordinator
PO Box 557
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townofdayton@mintel.net

Town Council Members:

Ron Merkel

John Swick

Tammi Nice

Mike Harris

Dave Leininger

ADA Compliance Self Evaluation & Transition Plan:

The Town of Dayton's complete Title II ADA Self-Evaluation can be found on the town's website and is available in alternative formats upon request.

Requirements of Access to Programs, Services and Activities:

The U.S. Department of Justice (USDOJ) serves as the legislative agency for the ADA and has suggested 13 points of program access for the Self Evaluation Review. These 13 points and administrative requirements were used to set the scope of the review along with all Title II Requirements under the ADA when performing the following comprehensive review of the Town of Dayton's programs, services, and activities. The first point of review, listed below, is reason for this Transition Plan.

1. A public entity must examine each program to determine whether any physical barriers to access exist. It should identify steps that need to be taken to enable these programs to be made accessible when viewed in their entirety. If structural changes are necessary, they should be included in the transition plan.

Public Involvement

In accordance with Title II requirements for ADA, a public entity with more than 50 employees must provide an opportunity to interested persons, including individuals with disabilities to participate in the development of the Transition Plan by submitting comments. This section of the transition plan will be used for recording public comments, participation, input, and meetings.

Date: Action Taken

Sidewalk and Curb Ramp Inventory:

The sidewalk and curb ramp inventory was arranged by the Town of Dayton and Plan Commission of Tippecanoe County (APC). The APC of Tippecanoe County Staff evaluated all sidewalks and curb ramps. The inventory information is available upon request at the Town Hall of Dayton or on the APC's website www.tippecanoe.in.gov/apc.

The maps identify locations where non-compliant ramps and sidewalks exist. The Town will use these maps to program and prioritize repairs on an annual and on-going basis.

Access Compliance Assessments of Facilities:

The following appendixes are available by the Town of Dayton ADA Coordinator upon request in alternative formats. Facility assessments will be available to the public for 3 years. ADA Consultants of Indiana performed physical evaluations that outlined physical barriers and recommended corrections. Each item is prioritized according to 28 C.F.R. § 36.304 Removal of Barriers. The Town of Dayton will provide a projected date for completion of each non-compliant item and name a person responsible for the remediation of each issue within the report. Upon completion of each correction of a non-compliant issue, the person responsible for carrying out that action will initial and date in that section provided within the report. The Town of Dayton's facilities reports and evaluation dates are listed below:

January 14, 2014: Dayton Town Hall

January 14, 2014: Gazebo/Shelter

January 14, 2014: Dayton Police Department

To request an alternate format or a copy of the physical evaluations, please contact the ADA Coordinator. A copy can be found on the Town of Dayton's website under the Communications Tab.

Action Items for the ADA Transition Plan

This section of the report will be used to record action items regarding the Transition Plan

Action Item: →

January 15, 2013: BF & S Engineering submitted this Transition Plan to the Town of Dayton.

Action Item: →

January 14, 2014: ADA Consultants of Indiana completed evaluations for removal of physical barriers and self-evaluations for access to programs, services, and activities.

Action Item: →

January 15, 2014: ADA Consultants completed report for self-evaluation for access to programs, services, activities and submitted to BF&S Engineering.