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*Title II – Subpart D*

## Program Accessibility

- 35.149 Discrimination prohibited.
  - Except as otherwise provided in (35.150, no qualified individual with a disability shall, because a public entity's facilities are inaccessible to or unusable by individuals with disabilities, be excluded from participation in, or be denied the benefits of the **services, programs, or activities** of a public entity, or be subjected to discrimination by any public entity.
- 35.150 Existing facilities.
  - (a) General. A public entity shall operate each service, program, or activity so that the service, program, or activity, when viewed in its entirety, is readily accessible to and usable by individuals with disabilities.

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*Title III – Subpart B*

## General Requirements

- 36.201 General.
  - (a) Prohibition of discrimination. No individual shall be discriminated against on the basis of disability in the full and equal enjoyment of the **goods, services, facilities, privileges, advantages, or accommodations** of any place of public accommodation by any private entity who owns, leases (or leases to), or operates a place of public accommodation.
- 36.304 Removal of barriers.
  - (a) General. A public accommodation shall remove architectural barriers in existing facilities, including communication barriers that are structural in nature, where such removal is readily achievable, i.e., easily accomplishable and able to be carried out without much difficulty or expense.

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# What is the EXPERIENCE?



Goods	Facilities	Advantages
Services	Programs	Privileges
Activities	Accommodations	

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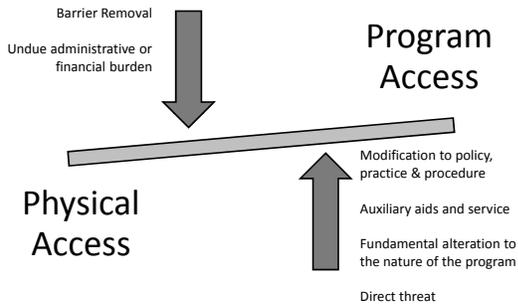
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## The Balancing Act




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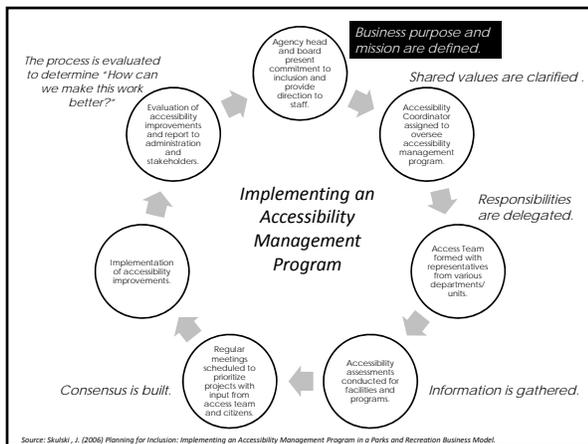
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Source: Skulski, J. (2006) Planning for Inclusion: Implementing an Accessibility Management Program in a Parks and Recreation Business Model.

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## What's the Plan?

### Self Evaluation

- Completed by Jan 26, 1993
- Evaluate services, policies and practices
- Make necessary modifications

### Transition Plan

- Completed by July 26, 1992
- Identify architectural barriers to programs, goods, services, and activities
- Develop timeline for barrier removal
- Structural modifications completed by Jan 26, 1995

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## What do "ACCESSIBLE" park and recreation facilities look like?

### Recreation Facilities

- Americans w/Disabilities Act
- Final Rule issued by DOJ effective March 15, 2011
- Chapter 10, 2010 ADA Design Standards
- Amusement rides
- Areas of sports activity
- Boating & fishing facilities
- Recreation/exercise facilities
- Golf facilities & miniature golf
- Play areas
- Swimming pools

### Outdoor Recreation

- Architectural Barriers Act
- Draft Final Accessibility Guidelines for Outdoor Developed Areas (Oct 2009)
- Trails
- Scenic vistas
- Picnic areas
- Campgrounds
- Beaches

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## Fitness Facilities & Exercise Machines

- ✓ When viewed in its entirety, are people with disabilities able to participate and benefit from the fitness and exercise facilities, programs and services?
- ✓ Is there a continuous accessible route throughout the facility and to each type of fitness equipment?
- ✓ Is there clear floor space for transfer or use seated in a wheelchair?
- ✓ Is information communicated effectively?
- ✓ Is there any type of adaptive equipment that may be necessary to accommodate modified use of equipment or participation in programs and services?



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### Swimming Pools, Wading Pools & Spas

- ✓ Is there a continuous accessible route from the entrance, through the locker rooms and to the pool(s)?
- ✓ Is there at least 2 accessible means (pool lift, sloped entry, transfer system, stairs) of entry for a pool over 300 linear ft?
- ✓ Is at least one means of entry a pool lift or sloped entry?
- ✓ Is the pool lift installed and independently usable during all hours of operation?
- ✓ Is an aquatic wheelchair available?
- ✓ Is there a place to stow assistive devices?




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### Sports Courts & Playing Fields

- Is there an accessible route to each court?
- Does the accessible route extend to the boundary of the sport activity / playing field?
- Does the accessible route directly connect both sides of court?
- Does the accessible route extend to team seating and spectator viewing areas?




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### Amusement Rides

- ✓ When viewed in its entirety, is the amusement ride program accessible?
- ✓ Is there an accessible route to the load/unload area(s)?
- ✓ Are there wheelchair spaces in the ride? or is the ride designed for transfer?
- ✓ Is there companion seating?
- ✓ Is there a place for wheelchair storage while on the ride?
- ✓ Are cueing instructions audible and visible?
- ✓ Is information about the accessibility features for rides available in the brochure and signage at the beginning of the ride cueing line?




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### Boating Facilities

- ✓ Is there an accessible route to boat slips?
- ✓ Are accessible boat slips dispersed among different classes?
- ✓ Is there an accessible route to boarding piers?



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### Fishing Piers & Platforms

- ✓ Is there an accessible route to fishing stations?
- ✓ Are fishing stations dispersed?



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### Golf Facilities

- ✓ Are there accessible routes serving teeing grounds, practice areas, putting greens, weather shelters, golf car rental areas, bag drops and toilet rooms?
- ✓ Do the routes allow for golf car passage minimum 48" width?
- ✓ Is adapted equipment and/or adapted golf cars provided?



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### Play Areas

- ✓ Is there a continuous accessible route at entry and at access/egress to accessible components?
- ✓ Are there accessible ground level components?
- ✓ Is there a transfer system or ramp to elevated components?
- ✓ Has the surfacing for the accessible route been installed and maintained as accessible?



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### Beaches

- ✓ Is there a beach access route from the point of entry to the high tide water level?
- ✓ Does the beach access route coincide with the main pedestrian access route?



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### Picnic Areas

- ✓ Is there an outdoor recreation access route to the picnic area?
- ✓ Are there accessible picnic tables located on accessible surfaces and routes?
- ✓ Are the accessible picnic elements dispersed throughout the various types of picnic areas?



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### Campgrounds

- ✓ Is there an outdoor recreation access route to the accessible camping units?
- ✓ Are there accessible camping units?
- ✓ Are the accessible camping units dispersed throughout the various types of camping facilities?




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### Trails

- ✓ Do the trails, when viewed in their entirety, provide the opportunity for people with disabilities to participate and benefit from the experience?
- ✓ Do new and altered trails meet the minimum proposed guidelines?
- ✓ Is objective information (ave. slope, max. grade, cross slope, obstacles, tread width, surface) on the trail characteristics provided to visitors via brochures and trailhead signage?




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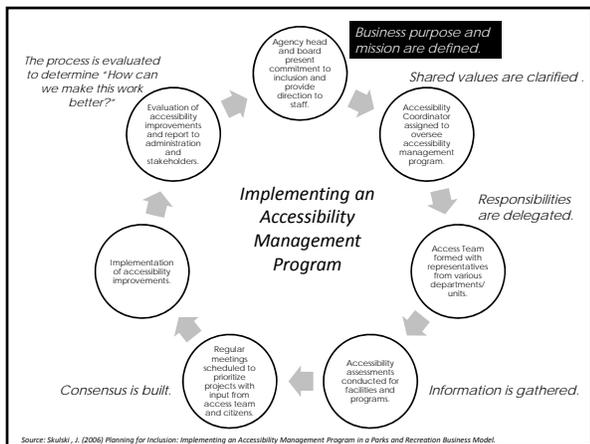
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