

RESOLUTION NO. R-49-11

**A RESOLUTION OF THE COMMON COUNCIL
OF THE CITY OF ELKHART, INDIANA ADOPTING
THE AMERICANS WITH DISABILITIES ACT (ADA)
ACCESSIBILITY GUIDELINES FOR STANDARDS
FOR ACCESSIBLE DESIGN AND GUIDELINES FOR
PEDESTRIAN FACILITIES IN THE PUBLIC RIGHT-OF-WAY**

WHEREAS, the Federal government enacted the Americans with Disabilities Act of 1990 (ADA) to prevent discrimination of the physically and mentally disabled relating to employment and access to public facilities; and

WHEREAS, Title II of the ADA requires that municipalities adopt the Americans with Disabilities Standards for Accessible Design that provide accessibility, through proposed structural modifications to remove accessibility barriers; and

WHEREAS, Title II of the ADA recommends that municipalities adopt the Americans with Disabilities Guidelines for Pedestrian Facilities in the Public Right-of-Way that provide accessibility, through proposed structural modifications to remove accessibility barriers; and

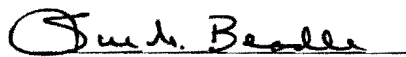
WHEREAS, the United States Department of Justice recently modified the ADA Standards for Accessible Design and the Guidelines for Pedestrian Facilities in the Public Right-of-Way in 2010 and 2011, respectively; and


WHEREAS, the City of Elkhart, Indiana, remains committed to the ADA and the elimination of barriers to public facilities; and

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Elkhart, Indiana hereby adopts the 2010 Americans with Disabilities (ADA) Standards for Accessible Design and 2011 Guidelines for Pedestrian Facilities in the Public Right-of-Way, a copy of which shall be filed with and maintained by the City Clerk.

PASSED, APPROVED AND ADOPTED this 19th day of December, 2011.

ATTEST:


Sue M. Beadle, City Clerk


Brent Curry
President of the Common Council

PRESENTED to the Mayor by me this 18th day of January, 2012.

Sue M. Beadle
Sue M. Beadle, City Clerk

APPROVED by me this 18th day of January, 2012.

Dick Moore
Dick Moore, Mayor

ATTEST:

Sue M. Beadle
Sue M. Beadle, City Clerk