



Town of Dune Acres

AMERICANS WITH DISABILITY ACT TRANSITION PLAN

August 20, 2019

**TRANSITION PLAN FOR
PUBLIC RIGHTS-OF-WAY**
Section 504 of the Rehabilitation Act
of 1973 (29 USC 794(a))
Americans with Disabilities Act (ADA)
of 1990 (42 USC 12111)

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1. INTRODUCTION

The Americans with Disabilities Act (ADA) was enacted on July 26, 1990 and later amended effective January 1, 2009. As written and implemented, the ADA provides comprehensive civil rights protections to persons with disabilities in the areas of employment, state and local government services, access to public accommodations, transportation, and telecommunication. The ADA is a companion civil rights legislation to the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973. In order to be protected by the ADA, one must have a disability or have a relationship or association with an individual with a disability. An individual with a disability is defined by the ADA as a person who has a physical or mental impairment that substantially limits one or more major life activities, a person who has a history or record of such impairment, or a person who is perceived by others as having such impairment. The ADA, however, does not specifically name all of the impairments that are covered.

The ADA is divided into five sections covering the following topics:

- Title I: Employment
- Title II: Public Services (and Transportation)
- Title III: Public Accommodations (and Commercial Facilities)
- Title IV: Telecommunications
- Title V: Miscellaneous Provisions

Title II, specifically prohibits state and local governments from discriminating against persons with disabilities or from excluding participation in or denying benefits of programs, services, or activities to person with disabilities. It is under this title that this transition plan has been prepared. This transition plan is intended to outline the methods by which physical changes will be made to give effect to the non-discrimination policies described in Title II.

2. TRANSITION PLAN DEVELOPMENT

To ensure program accessibility for people with disability in the community, Dune Acres, Indiana has developed a Transition Plan, which is to be considered good practice. This Transition Plan for Public Rights-of Way considers the following:

A. ADA COORDINATOR:

Effective communication is essential to address all the complaints or concerns of all individuals. In order to keep maintaining the lines of communication open, and thereby ensuring effective communication between all parties, the Dune Acres, Indiana has designated Jeannette Bapst, Clerk-Treasurer as the ADA coordinator. The ADA Coordinator shall coordinate Dune Acres' efforts to comply with and carry out its responsibilities under Title 11 of the ADA, including any investigation of any complaint communicated to the ADA coordinator. Such complaints may take the form of alleging noncompliance with ADA mandates or alleging any actions that would be prohibited under the ADA. The Town of Dune Acres shall make available to all interested individuals the name, office address, and telephone number of the employee(s) so designated

and shall adopt and publish procedures for the prompt and equitable resolution of complaints. Every complaint must be directed in writing to the ADA Coordinator.

The Town of Dune Acres ADA Coordinator contact information is:

Jeannette E. Bapst, Clerk-Treasurer, ADA/Title VI Coordinator
1 East Road
Dune Acres, IN 46304
219-787-1900
datownclerk@frontier.com

B. GRIEVANCE PROCEDURE:

The Grievance Procedure established below is intended to adhere to the standards outlined in the ADA. The procedure must be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provisions of services, activities, programs, or benefits provided by the Town of Dune Acres.