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SHARON E. SHILTZ

LAGRANGE COUNTY RECORDER

RECORDED ON

12/20/2011 02:18:06PM

PAGES: 2

COUNTY OF LAGRANGE

RESOLUTION NO. 2011-12-19C

**A RESOLUTION OF THE COUNTY OF LAGRANGE, 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 2005, respectively; and

WHEREAS, the County of LaGrange remains committed to the ADA and the elimination of barriers to public facilities.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the County of LaGrange, Indiana:

SECTION I

The Board of Commissioners of the County of LaGrange, Indiana hereby adopts the 2010 Americans with Disabilities (ADA) Standards for Accessible Design, and any subsequent required standards for accessible design. In addition, the Board of Commissioners of the County of LaGrange, Indiana hereby adopts the 2005 Guidelines for Pedestrian Facilities in the Public Right-of-Way, and any subsequent required guidelines for pedestrian facilities in a public right-of-way.

SECTION II

The express or implied repeal or amendment by this Resolution of any other Resolution or part of any other Resolution does not affect any rights or liabilities accrued,

penalties incurred, or procedures begun prior to the effective date of this Resolution. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended Resolution as if this Resolution had not been adopted.

SECTION III

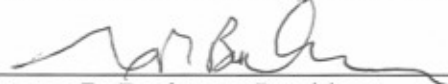
No part of this Resolution shall be interpreted to conflict with any local, state or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part thereof of this Resolution be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Resolution are hereby declared to be severable.

SECTION IV

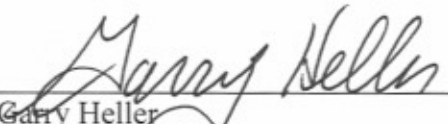
This Resolution shall become effective upon promulgation according to law.

Adopted and Resolved this 19th day of December, 2011.

BOARD OF COMMISSIONERS OF
LAGRANGE COUNTY, INDIANA


George R. Bachman, President


Larry N. Miller


Gary Heller

ATTEST:


Kay Myers, Auditor