

**TOWN OF KURE BEACH, NORTH CAROLINA  
AMERICANS WITH DISABILITIES ACT (ADA) TRANSITION PLAN**

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# **TOWN OF KURE BEACH, NORTH CAROLINA**

## **AMERICANS WITH DISABILITIES ACT (ADA) TRANSITION PLAN**

### **INTRODUCTION**

The Town of Kure Beach will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities in accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA").

This present ADA Transition Plan is a set of goals, methods and procedures that are intended to guide the process of bringing the Town's facilities into compliance with ADA regulations for nondiscriminatory access to all of its programs, services and activities. The ADA Transition Plan is sub-part of a greater overall legislation that covers all facets of the Town's interaction with disabled persons. The ADA Transition Plan includes a Self-Evaluation as described in Title II of the Act.

ADA Transition Plans have been a requirement of public agencies since the enacting of the Americans with Disabilities Act (ADA) of 1990 (§ 35.150 (d)), although transition plans were a requirement for entities receiving federal financial assistance by virtue of Section 504 of the Rehabilitation Act of 1973. The original Americans with Disabilities Act was comprised of five separate Titles or sections. Title I covers nondiscrimination in regards to employment. Title II is the governing guidance for state and local governmental agencies. Title III covers requirements for businesses and private facilities that are open to the public. Title IV addresses telephone and television access for people with hearing and speech disabilities while Title V includes miscellaneous provisions.

The Code of Federal Regulations 28 CFR 35.101 to 190 is the codification of these ADA Title II requirements. These Title II regulations include all policies, practices, procedures, communications, employment, buildings, grounds and rights-of-way to which the public has the right of access and participation that are under the jurisdiction and control of the Town. Transition Plans were originally to be completed in 1992 for those public agencies with 50 or more employees, per the original Act. Modifications to standards as well as legal and practical experience in the enforcement of the 1990 Act have led to the recent enacting of updated regulations by the Department of Justice in 2010.

Title II specifically states in Subpart B § 35.130 General prohibitions against discrimination:  
*“(a) No qualified individual with a disability shall, on the basis of disability, 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.”*

*“Disability means, with respect to an individual, a physical or mental impairment that substantially limits one or more of the major life activities of such individual...”*

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Title II also includes language which states that the Town may not:

*“(vii) Otherwise limit a qualified individual with a disability in the enjoyment of any right, privilege, advantage, or opportunity enjoyed by others receiving the aid, benefit, or service.”*

Additionally, other key related excerpts are:

*“(7) A public entity shall make reasonable modifications in policies, practices, or procedures when the modifications are necessary to avoid discrimination on the basis of disability, unless the public entity can demonstrate that making the modifications would fundamentally alter the nature of the service, program, or activity...”*

*(d) A public entity shall administer services, programs, and activities in the most integrated setting appropriate to the needs of qualified individuals with disabilities...*

*(f) A public entity may not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the costs of measures, such as the provision of auxiliary aids or program accessibility, that are required to provide that individual or group with the nondiscriminatory treatment required by the Act or this part...*

*(h) A public entity may impose legitimate safety requirements necessary for the safe operation of its services, programs, or activities. However, the public entity must ensure that its safety requirements are based on actual risks, not on mere speculation, stereotypes, or generalizations about individuals with disabilities...”*

Services, programs, or activities that are housed or located in facilities that existed prior to January 26, 1992, which is the effective date for new construction under Title II, must be available to all persons regardless of disability. Accommodations must be made by the Town unless the Town can demonstrate that making the modifications would fundamentally alter the nature of the service, program, or activity or result in undue financial and administrative burdens.

The Town can achieve program accessibility by:

- Relocating the service, program or activity to an accessible facility
- Provide the service, program or activity in another manner that meets accessibility requirements
- Make reasonable modifications to the facility in order to meet accessibility requirements.

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The Town is setting this Transition Plan in place as a requirement for federal funding applications and to meet the federal requirements for agencies with 50 or more employees.

### Program Accessibility

In Title II, Subpart D—Program Accessibility, the requirements are further described, quoting: “§ 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. This paragraph does not—*

(1) *Necessarily require a public entity to make each of its existing facilities accessible to and usable by individuals with disabilities;*

(2) *Require a public entity to take any action that would threaten or destroy the historic significance of an historic property; or*

(3) *Require a public entity to take any action that it can demonstrate would result in a fundamental alteration in the nature of a service, program, or activity or in undue financial and administrative burdens.”*

### Pedestrian Access (sidewalks, intersections, walkways, beach accesses, public parking)

If a public entity has responsibility or authority over streets, roads, or walkways, its transition plan shall include a schedule for providing curb ramps or other sloped areas where pedestrian walks cross curbs, giving priority to walkways serving entities covered by the Act, including State and local government offices and facilities, transportation, places of public accommodation, and employers, followed by walkways serving other areas.

(3) *The plan shall, at a minimum— (i) Identify physical obstacles in the public entity’s facilities that limit the accessibility of its programs or activities to individuals with disabilities; (ii) Describe in detail the methods that will be used to make the facilities accessible; (iii) Specify the schedule for taking the steps necessary to achieve compliance with this section and, if the time period of the transition plan is longer than one year, identify steps that will be taken during each year of the transition period; and (iv) Indicate the official responsible for implementation of the plan.*

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## **PART I. INITIALIZATION OF THE TRANSITION PLAN**

### **1. DESIGNATION OF AN ADA COORDINATOR**

An ADA Coordinator is the point person for the public's interaction with the Town regarding accessibility. This position will be responsible for addressing questions and concerns about access. The Coordinator will initialize any investigations into potential disability discrimination complaints that are communicated to the Coordinator. This position will provide a single source of information for efficient and consistent communication between Town departments and also with the public. The position will also provide a specific individual who will be instrumental in establishing compliance and forward progress.

The person who is appointed to this position shall be familiar with the Town's operations, be trained in the requirements of the ADA and other laws pertaining to discrimination, and able to deal effectively with advocacy groups and the public. The Coordinator shall be allotted sufficient time outside of other responsibilities to carryout the needed functions of the position.

### **2. NOTICE TO THE PUBLIC ABOUT ADA REQUIREMENTS**

Notice to the public is an essential component of ADA Transition Plans. Public notice should be made to all persons interested in the Town's programs, activities or services or who interacts, or may potentially interact with the Town. The public should have the opportunity to become aware of plans and programs being implemented by the Town and all persons should have access to information regarding these rights.

The Town has developed a written Notice to inform the public of these rights concerning disability nondiscrimination, based upon the Department of Justice's published example. Please see Appendix "A" for the "Notice under the Americans with Disabilities Act".

Public notice is not a single, one-time occurrence. As a part of the Transition Plan, the Town desires to ensure that the disability notice be provided on a continual, on-going basis. The following methods should be implemented:

- Post the Notice on the bulletin board at the entrance to the Town Hall
- Include the Notice with job applications
- Publish the Notice on the Town's website
- Continue to include references to ADA in employee handbooks
- Publish the Notice in the local newspaper annually

The ADA Coordinator shall publish the Notice in the local newspaper on an annual basis at the first of the year. Additionally, the Notice must be available and accessible to all, regardless of

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disability. Thus, the Notice shall be available upon request in alternative formats. These formats should include, but may not be limited to audio, large print, braille and digital. The Town should seek to ensure that these formats are presented as a part of the abovementioned distribution methods.

### **3. GRIEVANCE PROCEDURES**

The adoption and publication of grievance procedures is required for local governments with 50 or more employees. These procedures are established for systematic resolution of grievances brought under Title II of the ADA in an equitable and timely fashion. The Town hereby adopts the “Town of Kure Beach Grievance Procedure under the Americans with Disabilities Act”. Please see Appendix “B” for the “Town of Kure Beach Grievance Procedure under the Americans with Disabilities Act”.

Distribution of the Grievance Procedure shall be made to all Department Heads. The Procedure should be posted with the afore-mentioned public Notice on the Town bulletin board and website. The Procedure should also be made available in the aforementioned alternative formats along with the Notice.

A Discrimination Complaint Form shall be made available to the public for all perceived violations. The form shall be submitted to the ADA Coordinator for action and attention in accordance with the aforementioned Grievance Procedure.

### **4. DESIGN STANDARDS and SPECIFICATIONS**

The Town of Kure Beach hereby adopts the Department of Justice 2010 ADA Standards for Accessible Design (ADAAG) for publicly accessible buildings and properties owned and managed by the Town. July 26, 2011. The Town also adopts the North Carolina Department of Transportation (NCDOT) standard drawing details as guidance for new construction, rehabilitation and ADA implementation within the limits of the Town’s rights-of-way.

### **5. EVALUATION**

The Town hired an outside consultant to conduct the evaluation and prepare this ADA Transition Plan. The consultant was a former employee well versed in Town operations, facilities and pedestrian access. The consultant reviewed and analyzed all existing facilities and pedestrian access for ADA compliance using the adopted regulations referenced in section 4 of this plan. (see Appendix “C”).

### **6. SCHEDULE & BUDGET**

The Town is committed to compliance and will endeavor to complete the required improvements with a two-year budget timeframe from adoption of this Plan.

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The Town Council will, as a part of its annual budgetary process, review the annual recommendations from the ADA Transition Committee.

## **7. DESCRIBE THE PERSONS, GROUP OR TEAM RESPONSIBLE FOR IMPLEMENTATION**

The ADA Transition Plan will be implemented by the concerted efforts of all Town Department Heads. with the support of the Town Council.

An ADA Transition Committee (or “Committee”), consisting of all Department Heads, and a member of Council will facilitate this. Committee members from the residential community may be appointed by the Town Council. The ADA Coordinator will be the point person in this regard; however, other individuals will provide support, advice and coordination. The Committee will meet on a regular basis as provided in Subsection 9 of this Section, to discuss progress and implementation and give a report to the Council on an annual basis. The ADA Coordinator will also serve as the person responsible for completion of the Plan.

## **8. PUBLIC OPPORTUNITY**

The requirement of public involvement is an integral component of the ADA. An opportunity must be given to the disability community and other interested parties to participate in the development of the transition plan by submitting comments. Public notice shall be given in accordance with this Plan prior to its adoption by the Town Council. A copy of the Plan shall be made available for public inspection at Town Hall. In addition, the disAbility Resource Center located at 5041 New Center Drive, Suite 210, Wilmington, N.C. 28403 shall be provided a copy of this Plan for comments:

All comments received will be reviewed and, as appropriate, incorporated into the final adopted Plan. Copies of all received comments will be available for review upon request.

## **9. MONITOR IMPLEMENTATION PROGRESS**

Consistent and regular updates to this Plan are essential to the implementation strategies given herein. Awareness of changes in legislation, policies and procedures from the federal level, as well as state and local are also needed. Continuing education coursework would assist in this regard.

The ADA Transition Committee will meet as needed and at a minimum of twice a year in January and July to discuss upcoming projects and the programmed Transition Plan progress and implementation. The ADA Coordinator will schedule meetings on an as needed basis and will compile current information regarding any complaints received and their status, the status of scheduled improvements as well as other related information, such as budgetary or labor/personnel constraints, for discussion. The Committee will review the ADA Transition Plan

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and consider any needed updates or modifications. The Committee will thence give a report, with any recommendations, to the Council on an annual basis, to be presented at a special or regularly scheduled Town Council Meeting, as an Agenda item to be called: *ADA Transition Committee Report*.

### **PART II. EVALUATION ANALYSIS & RESULTS**

#### **1. A comprehensive listing of all the agency's facilities which are required to be publicly accessible for programs, services and activities.**

The Town's facilities, as defined by Title II above, include buildings, equipment, properties, rights-of-way and the appurtenances that reside within them. The Town has ownership, lease, agreements or jurisdiction over the following buildings and related sites:

##### Facilities and parks:

- Town Hall located at 117 Settlers Lane
- Police Station located at 117 Settlers Lane and connected to Town Hall via an enclosed hallway
- Fire Station located at 602 K Avenue
- Public Works Building located at 401 H Avenues
- Community Center located at 118 N. Third Avenue
- Ocean Front Park Public Restrooms located at 105 Atlantic Avenue
- Ocean Front Park open air pavilion and restrooms located at 105 Atlantic Avenue
- Joe Eakes Park located on Seventh Avenue between K and J Avenues

##### Pedestrian Access, Rights of Way and Public Parking

- Sidewalks on K Avenue and Fort Fisher Boulevard
- Boardwalk on Atlantic Avenue
- Public parking on K Avenue, Atlantic Avenue, Fort Fisher Boulevard, E Avenue, I Avenue and Sixth Avenue
- Beach accesses crossovers and parking facilities

The remaining facilities of the Town are posted as "No Public Access" facilities and shall not house, or purport to house, any programs, services and activities or provide therein any interaction with the public:

- Well houses
- Lift stations
- Storage buildings
- Fire and Police bays (located behind Town Hall at 117 Settlers Lane)
- Public Works garage, storage and work areas facing Fourth Avenue
- Sewage lagoon
- Water towers

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- Lifeguard shack storage area

## **2. Analysis for physical barriers that limit the accessibility of individuals with disabilities.**

The individual buildings and their internal portions and components were reviewed for compliance. The exterior perimeter components, including sidewalks, curb ramps and parking for each building, were also included in this review. The parks were individually analyzed for all associated components, including equipment, shelters, multi-use pathways and accessible routes. Right-of-ways were reviewed for compliance with accessible routes and curb ramps.

The Town website, public outreach policies and procedures were reviewed for compliance. The Town's website software was upgraded to be ADA compliant in 2019.

## **3. Detailed description of the planned methods to remove the barriers and make facilities accessible**

The planned methods to remove the barriers and to make the facilities accessible are as follows:

- Review the identified barrier and the context in which it resides;
- Determine the exact modification, or modifications, required to remove the barrier and achieve compliance;
- Determine if making the modifications would fundamentally alter the nature of the associated service, program, or activity;
- Determine if the resultant modification(s) would pose an undue financial or administrative burden to the Town;
- Determine whether accessibility can be accomplished by:
  - Relocating the service, program or activity to an accessible facility;
  - ii. Providing the service, program or activity in another manner that meets accessibility requirements;
  - Make reasonable modifications to the facility in order to meet accessibility requirements, up to and/or including removal of the barrier.

## **4. Results Summary**

In general, the required improvements to the facilities are summarized as follows:

- Either post no public access with appropriate ADA signage at the Public Works facility entrance facing H Avenue OR improve point of access to meet ADAAG requirements if building is open to public OR post ADA signage that the building is not for public use;
- Replace kitchen sink area in Community Center facility to provide for knee clearance;

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- Improve ramp access to storage shed in Joe Eakes Park OR provide other storage area for public use;
- Replace faded ADA signage in both spaces at the E Avenue beach access parking facility;
- Designate additional ADA parking spaces in parking facilities on E, I and Sixth Avenues.

The analysis conducted in Subsection 1 above results are given in Appendix “C”.

## **PART III. FUNDING**

Funding is from the General Fund.

## **PART IV. CONCLUSION**

The majority of the Town’s public facilities, parks and associated parking areas, pedestrian access and public parking facilities were found to be fully compliant due to major renovations/expansions and new construction that was finalized in 2019 and improvements and new construction the Town has done since 2013.

All improvements combined should not exceed \$5,000, if that. Because of this, the Town should commit to making all improvements within two budget years from the date of adoption of this Plan.

The ADA Transition Plan should be seen as a “living” document that changes as needed to meet the requirements of federal regulations, legislative codes, new ideas and concepts to fully embrace the disabled members of our population.

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**APPENDIX “A” NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT**

The Americans with Disabilities Act of 1990 ("ADA"), specifically prohibits discrimination against qualified individuals with disabilities on the basis of a disability in its services, programs, or activities.

**Employment:** The Town does not discriminate on the basis of disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under Title I of the ADA.

**Effective Communication:** The Town will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the Town programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

**Modifications to Policies and Procedures:** The Town will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities. For example, individuals with service animals are welcomed in the town offices, even where pets are generally prohibited.

**Requests:** Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of the Town, should contact the office of the ADA Coordinator as soon as possible but no later than 48 hours before the scheduled event.

*Building Inspector John Batson*  
*ADA Coordinator*  
*Town of Kure Beach*  
*117 Settlers Lane, Kure Beach 28449*  
*Email: [j.batson@tokb.org](mailto:j.batson@tokb.org)*  
*910-458-6535*  
*Fax: 910-458-7421*

The ADA does not require the Town to take any action that would fundamentally alter the nature of its programs or services or impose an undue financial or administrative burden.

Complaints that a program, service, or activity of the Town is not accessible to persons with disabilities should be directed to:

*Building Inspector John Batson*  
*ADA Coordinator*  
*Town of Kure Beach*  
*117 Settlers Lane, Kure Beach, NC 28449*

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*Email: [j.batson@tokb.org](mailto:j.batson@tokb.org)*

*910-458-6535*

*Fax: 910-458-7421*

The Town will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons that use wheelchairs.

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APPENDIX “B”

**TOWN OF KURE BEACH GRIEVANCE PROCEDURE UNDER  
THE AMERICANS WITH DISABILITIES ACT**

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act of 1990 ("ADA"). It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by the town. The Town's Personnel Policy governs employment related complaints of disability discrimination.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews or a tape recording of the complaint, will be made available for persons with disabilities upon request.

The complaint should be submitted by the grievant and/or his/her designee as soon as possible but no later than 60 calendar days after the alleged violation to:

ADA Coordinator John Batson  
Building Inspections Department  
Town of Kure Beach  
117 Settlers Lane  
Kure Beach, NC 28449  
Email: [j.batson@tokb.org](mailto:j.batson@tokb.org)  
Phone: 910-458-6535  
Fax: 910-458-7421

Within 15 calendar days after receipt of the complaint, Mr. Batson or his designee will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, Mr. Batson or his designee will respond in writing, and where appropriate, in a format accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of the Town and offer options for substantive resolution of the complaint.

If the response by Mr. Batson or his designee does not satisfactorily resolve the issue, the complainant and/or his/her designee may appeal the decision within 15 calendar days after receipt of the response to the Mayor or his/her designee.

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Within 15 calendar days after receipt of the appeal, the Mayor or his/her designee will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the Mayor or his/her designee will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

All written complaints received and responses from the two offices referenced above will be retained by the Town for at least three years.

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### APPENDIX “C” Evaluation Analysis & Results

#### FACILITIES AND PARKS

All Town public facilities and parks were evaluated for ADA compliance or non-compliance in the required areas as per the ADA Accessibility Guidelines (ADAAG). A sample of the required areas are:

- Accessible approach and entrance to the facility to include parking area, ingress, entrance, signage, ramp, handrail, protruding objects
- Access to goods and services to include accessible reception counter, signage, exit/emergency signage, barriers to wheelchair movement
- Access to public restrooms to include barriers, clearance, door width/swing, plumbing exposure, light switch height, signage

FACILITY	ADDRESS	COMPLIANT Yes/No	COMMENTS
Town Hall	117 Settlers Lane	Yes	Entire facility completely expanded and renovated for full compliance in 2019
Police Station	117 Settlers Lane Attached to Town Hall via enclosed hallway	Yes	Entire facility completely expanded and renovated for full compliance in 2019
Fire Station	602 K Avenue	Yes	Newly constructed for full compliance in 2019
Public Works	401 H Avenue	Depends on whether the reception area of building facing H Avenue is open or closed to public access.  The garage and workspace facing Fourth Avenue should have signage indicating No Public Access	Currently a paper sign is attached to the door stating the building is closed to the public. If this is to be a permanent closure of the building to the public, then ADA compliant signage as per section 216 of the ADAAG needs to be installed on the front of both sides of the facility (facing H and facing 4 <sup>th</sup> ).  If the reception area of this building will be open to the public, the approach and access needs to be replaced with a paved walkway <b>or</b> existing gravel needs to be built up enough to meet level of existing paved area in front of door and the doorknob on the inside door should be replaced with a level style handle (see photo). This is an inexpensive fix

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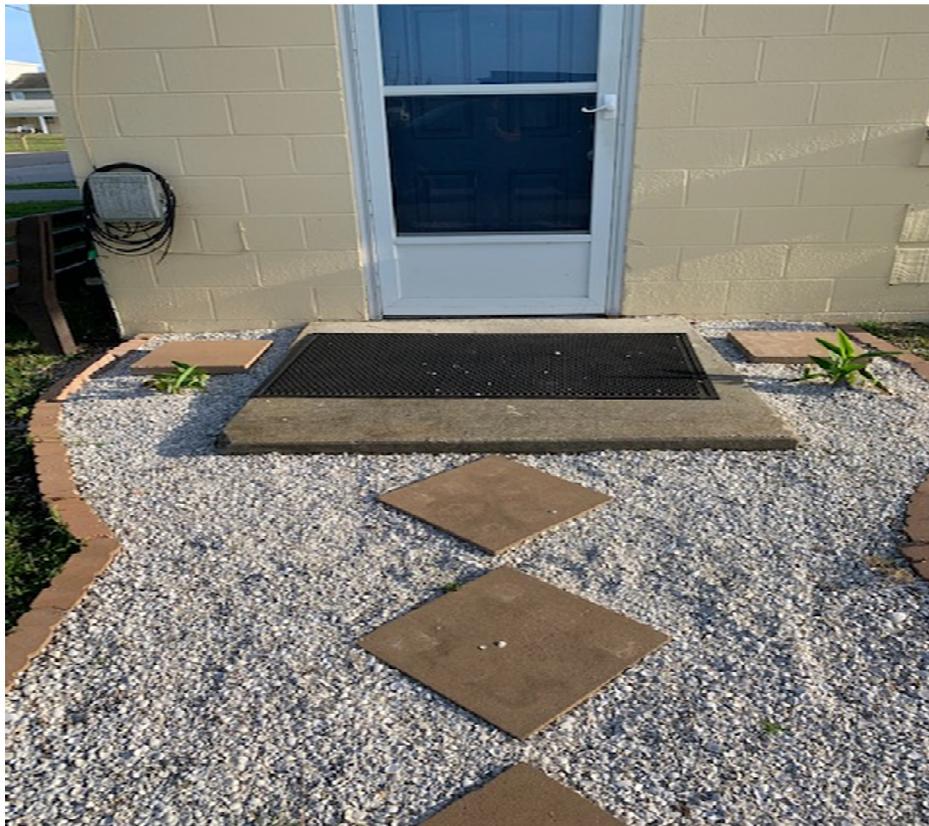
			under \$1,000 that could be funded as regular building maintenance. (see photo)
Community Center	118 N. Third Avenue	No* Though the consultant's understanding of ADAAG is not crystal clear on this, it is strongly suggested that there be knee clearance under kitchen sink	Kitchen sink should be redone to provide knee clearance as per 4.24.3 of the ADAAG. Expense would most likely not exceed \$1,000. (see photo)
Ocean Front Park Public Restrooms	105 Atlantic Avenue	Yes	Constructed in 2013 with ADA compliance
Ocean Front Park Open Air Pavilion and restrooms	105 Atlantic Avenue	Yes	Constructed in 2013 with ADA compliance
Joe Eakes Park	7 <sup>th</sup> Avenue	Yes*	*There are concerns about the storage shed near the tennis court. The shed was open at the time of review. If public has access to the building, the ramp to the building does not provide any clearance/turn around area nor does it include barriers to prevent falls. If the shed is not for public use, ADA signage needs to be posted that it is not a public facility. ADA does allow for exceptions if space is limited; however, the recommendation is that the Town find a better solution for this. Improvement should be under \$1,000 and would fall under maintenance. (see photo)

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**Public Works Building signage**



**Public Works entrance**



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**Community Center kitchen sink**



**E Avenue beach access parking facility**



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**Joe Eakes Park storage shed**



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### Pedestrian Access, Rights of Way and Public Parking

These areas were reviewed for compliance in accessible routes and curb ramps, intersections, sidewalks, crosswalks, and number of parking spaces required per number of spaces per parking facilities.

The Town of Kure Beach is small in nature with 13.21 miles of streets, 15 blocks of sidewalks and 3 blocks of wooden boardwalk along the ocean. All of the sidewalks with the exception of one block located on K Avenue east of Fort Fisher Boulevard are on State maintained roads:

- SR1573 (Dow Road/K Avenue)
- US 421 (Fort Fisher Boulevard)

The Town assists the Department of Transportation with maintenance of these sidewalks when possible. The Town does not take responsibility for ADA compliance for these state-maintained roads or associated sidewalks. There is one intersection of these two state-maintained roads with a stoplight that is not ADA compliant and cost estimates to do so exceed \$1,000,000. This is an exorbitant amount for the Town. Additionally, ADA compliance would require widening of this intersection right-of-way which is outside of the Town's authority.

The majority of the 13 miles of streets do not have designated pedestrian pathways. DOT installed six crosswalks in 2014 on US 421 (State maintained road Fort Fisher Boulevard) with only one being compliant, located at the intersection of M Avenue and US 421. To bring the others into compliance would require widening of the State road maintained by DOT to add sidewalks and curbs, outside of the Town's authority.

The Town also has 24 beach accesses to the Atlantic Ocean that contain a wooden walkway over the dune area. 12 of the accesses include parking facilities, which are all in compliance. Of the 24 accesses, four are ADA compliant with two of those newly constructed ADA ramps since 2013 and 2016 and the Town is currently replacing another access crossover with an ADA compliant ramp, solar lighting and viewing area. All other accesses contain stairs. The Town offers 5 ADA compliant crossover accesses out of the 12 accesses with parking and believes this to be equal opportunity access for visitors and residents with disabilities.

TYPE	LOCATION	COMPLIANT Yes/No	COMMENTS
One block of sidewalk	K Avenue east of US 421 (Fort Fisher Blvd)	Yes	Replaced in 2014
3 blocks of wooden boardwalk	Atlantic Avenue	Yes	Constructed in 2009 with grant funds from the State's Coastal Area Management Authority -well maintained
Beach accesses	E, F, G, H, I, J, K, L, M, N Avenues, Surfrider/Spotters Court	Yes	See summary above

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	Davis Road Ft Fisher Blvd (4) Atlantic Ave (4)		
Parking facility	E Avenue beach access	Yes*	*ADA signage is faded and should be replaced (see photo)
Parking facility	F, G, H, I, J and N Avenues	Yes	
Parking facility	Atlantic Avenue	Yes	
Parking facility	K Avenue	Yes	
Parking facility	Fort Fisher Boulevard	Yes	
Parking facility	E Avenue west of Fort Fisher Boulevard	No	Per ADAAG, where parking is provided, there needs to be one ADA space per 25 spaces. There are 13 spaces in this facility. Two spaces need to be designated as ADA with appropriate signage.
Parking facility	I Avenue west of Fort Fisher Avenue	No	There are 73 parking spaces. Three spaces need to be designated as ADA with appropriate signage.
Parking facility	Sixth Avenue	No	There are 121 parking spaces. Five need to be designated as ADA with appropriate signage.