

DEB Notice 030211 – Accessibility Standards for State-Owned Buildings and Structures

Effective: 03/01/2011

In accord with the Code of Virginia, §2.2-1159, the Division of Engineering and Buildings shall prescribe standards for the design, construction, and alteration of buildings constructed in whole or part or altered by state funds, other than school funds, necessary to ensure that persons with physical disabilities will have ready access to, and use of, such buildings.

These standards are adopted concurrently with the use of the 2009 VUSBC. Refer to DEB Notice 030111 - Applicable Building Code for State-Owned Buildings and Structures.

Delete CPSM:

SECTION 702.0 ACCESSIBILITY STANDARDS for STATE OWNED FACILITIES as adopted by DEB Notice 090104 in its entirety.

Insert CPSM:

SECTION 702.0 ACCESSIBILITY STANDARDS for STATE OWNED BUILDINGS AND STRUCTURES

The Americans with Disabilities Act, 1990: Title II, Subtitle A, (and not Title III) of the Act applies to all state owned buildings and structures. The accessibility standards to be used for State Owned Buildings and Buildings and Structures are the *2010 Standards for Accessible Design* (2010 ADA Standards) published September 15, 2010, excluding the *2010 Standards for Public Accommodations and Commercial Facilities: Title III* (Pages 15 – 30), and as clarified herein. The ADA Standards are available at www.ADA.gov.

702.1 Modifications: As ADA is a federal law, modification of the ADA law requirements cannot be granted by The Division of Engineering and Buildings. The Division of Engineering and Buildings reviews documents for compliance with these standards during its normal review of construction projects. Such review does not relieve design consultants from responsibility for designing in accord with the standards and federal law.

702.2 Clarifications

702.2.1 Accessible versus Adaptable - Accessible facilities must be provided at the completion of construction. Adaptable facilities do not meet the requirements of this section.

702.2.2 Site Elements – *Section 201.1, Scope* addition: *Draft Public Rights-of-Way Accessibility Guidelines (PROWAG) revised November 23, 2005*, shall apply to the design of site elements provided on state-owned property that are not regulated by the 2010 ADA Standards and are not in the Virginia Department of Transportation Right-of-Way. The 2010 ADA Standards are available at <http://www.access-board.gov/prowac/draft.pdf>. These site elements are defined in PROWAG and are generally provided as a part of an agency outdoor program.

Scoping includes: Pedestrian Access Route (in addition to the requirements of 2010 ADA Standards, Section 206), Pedestrian Crossings, Curb Ramps and Blended Transitions, Accessible Pedestrian Signals, Protruding Objects, Pedestrian Signs, Street Furniture, Bus Stops, Stairways, Handrails, Vertical Access, On-Street Parking, Passenger Loading Zones, Call Boxes, Transit Platforms, Escalators, Detectable Warning Surfaces, and Doors, Doorways, and Gates.

702.2.3 Walk-in Coolers and Freezers - *Section 203.9, Employee Work Areas* clarification: Walk-in coolers and freezer are considered employee work areas; therefore, shall comply with the requirements as stated.

702.2.4 Elevator Access - *Section 206.2.3, Multi-Story Building and Facilities* clarification: All passenger elevators shall be accessible to the disabled.

702.2.5 Elevator Access - *Section 206.2.3, Multi-Story Building and Facilities*, clarification: *Exception 4* does not apply: Residential facilities shall include at least one accessible route to connect each story and each mezzanine in multi-story buildings and facilities.

702.2.6 Stairways - *Section 210.1, Stairways – General* clarification: All stairways shall be accessible to the disabled.

702.2.7 Stairways - *Section 210.1, Stairways – General* clarification: *Exception 3* does not apply: Aisle stairways for assembly areas shall comply with Section 504.

702.2.8 Unisex Toilets and Bathing Rooms - *Section 213.2.1, Unisex Toilet and Unisex Bathing Rooms* clarification: Comply with *VUSBC Section 1109.2.1, Family or assisted-use toilet and bathing rooms*.

702.2.9 Signs - *Section 216, Signs* clarification: Use the *VUSBC Section 1110, Signage* for guidance for scope compliance.

702.2.10 Cabinets - *Section 225.2, Storage* clarification: Under counter and over counter cabinets may be defined as the same “type” if the same arrangement of shelves is provide in compliance with the reach ranges specified in *Section 308*.

702.2.11 HUD Housing - *Section 233.2 Residential Dwelling Units Provided by Entities Subject to HUD Section 504 Regulations* clarification: Use the *VUSBC Section 1107, Dwelling and Sleeping Units* for guidance for scope compliance.

702.2.12 Handrails - *Section 505.10 Handrails – Handrail Extension* clarification: Handrail extensions shall not be turned to the side or back. Handrail extensions shall continue straight and parallel to the stair run.

702.2.13 Lavatories - *Section 606 Lavatories and Sinks* clarification: Comply with *VUSBC Section 1109.2.3, Lavatories*.