

JOHNSON COUNTY CONSERVATION BOARD
Request Form For OPDMD Use

APPLICANT NAME: _____

ADDRESS: _____

PHONE: _____

TYPE OF OPDMD: _____ WEIGHT: _____

AREA (trail, facility) TO BE USED: _____

PROOF OF DISABILITY: YES _____ NO _____

Special Provisions/Restrictions: (as determined by JCCB staff using Dept. of Justice assessment factors in the March 15, 2011 revision of the Americans With Disabilities Act.)

- (i) The type, size, weight, dimensions, and speed of the device;
- (ii) The facility's volume of pedestrian traffic (which may vary at different times of the day, week, month, or year);
- (iii) The facility's design and operational characteristics (e.g. whether its service, program, or activity is conducted indoors, its square footage, the density and placement of stationary devices, and the availability of storage for the device, if requested by the user);
- (iv) Whether legitimate safety requirements can be established to permit the safe operation of the other power-driven mobility device in the specific facility; and
- (v) Whether the use of the other power-driven mobility device creates substantial risk of serious harm to the immediate environment or natural or cultural resources, or poses a conflict with Federal land management laws and regulations.

PERMIT AGREEMENT: I, the undersigned, hereby agree to assume full responsibility for my acts, negligence, or omissions while operating said OPDMD on JCCB property. I further agree to comply with any special provisions or restrictions as set forth above.

APPLICANT SIGNATURE: _____ DATE: _____

DIRECTOR'S AUTHORIZATION: _____ DATE: _____

Office Use Only: Staff report on any problems, conflicts, grounds damage, etc.

Signature: _____ Date: _____

PUBLIC NOTICE ON THE USE OF
“OTHER POWER-DRIVEN MOBILITY DEVICES” (OPDMD)
ON AREAS MANAGED BY THE JOHNSON COUNTY CONSERVATION
BOARD (JCCB) PER 28 CFR 35.104 TITLE II OF THE AMERICANS WITH
DIABILITIES ACT (ADA) - EFFECTIVE MARCH 15, 2011

The new ADA rule requires that wheelchairs are to be allowed wherever pedestrian traffic is permitted. To meet the definition of “wheelchair” the device must be available for both indoor and outdoor use. If the device (Segway,e.g.) is not designed primarily for people with disabilities, it is considered an OPDMD.

In the new rule, the Department of Justice (DOJ) listed five factors a public entity is to use in determining whether a particular class of OPDMD may be allowed in a specific location. The DOJ assessment factors:

- (a) The type, size, weight, dimensions, and speed of the device;
- (b) The volume of pedestrian traffic (which may vary at different times of the day, week, month, or year);
- (c) The design and operational characteristics (e.g.,whether its service, program, or activity is conducted indoors, its square footage, the density and placement of stationary devices, and the availability of storage for the device, if requested by the user);
- (d) Whether legitimate safety requirements can be established to permit the safe operation of the OPDMD in the specific facility; and
- (e) Whether the use of the OPDMD creates a substantial risk of serious harm to the immediate environment, or natural or cultural resources, or poses a conflict with Federal land management laws and regulations.

Based on these factors, JCCB staff has made assessments to address these factors on all JCCB areas. These are included as part of this public notice.

In addition, the JCCB has developed a request form for OPDMD use. This is available at the JCCB office located at F.W. Kent Park. Address: 2048 Hwy. 6 NW, Oxford, Iowa, 52322. Phone: 319 645 2315