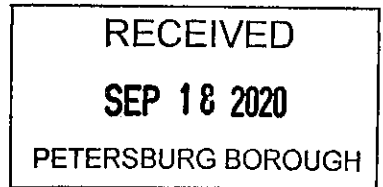


Request for Accessible Parking

September 15th, 2020  
Miles and Tonya Curtis  
P.O. Box 2065 Petersburg

Petersburg Borough  
P.O. Box 329, Petersburg, Ak 99833



Re: Request for reasonable accommodation under Title II of the ADA

Under the provisions of the Americans with Disabilities Act, Title II, I respectfully request accessible parking at the Turnaround at Scow Bay to access our home in the Kupreanof Subdivision directly across from the Turnaround. This request constitutes a "reasonable accommodation" because of a disability that impairs my ability to walk without assistance. I have relied on this parking area for twenty two years and I can not access the Petersburg Harbor due to the nature of my disability which includes access, time and distance to travel, exposure to weather, safety and added expense. I am in possession of a valid disabled plate issued by the Alaska DMV.

A "reasonable accommodation" is a change, exception, or adjustment to a rule, practice, or service that may be necessary for a person with a disability to have an equal opportunity to use, enjoy and access a dwelling. Under Title II of the Americans with Disabilities Act, an accessible parking space is a reasonable accommodation you must make to your current parking space policy.

Title II of the ADA prohibits discrimination on the basis of disability by State and local government. The regulations implementing Title II state that "No qualified individual with a disability shall, on the basis of disability, be excluded from participation in or denied the benefits of the services, programs, or activities of a public entity, or be subject to discrimination by any public entity." "A public entity, in providing any aid, benefit, or service, may not, directly or through contractual, licensing, or other arrangements, on the basis of disability... deny a qualified individual with a disability the opportunity to participate in or benefit from the aid, benefit or service.(28 C.F.R. 35.130(b)(1)(i)) This prohibition extends to at least some cases of discrimination that occure out of "disparate impact" as "the barriers to full participation... are almost all facially neutral but may work to effectuate discrimination against disabled persons."

We have researched the current lease holdings at the turn around and have concluded that there are no unreasonable modifications needed to be made by the borough to allow us to have our parking rights restored.

Also under the provisions of Title II, the Borough has an obligation to provide a prompt response to my request for a reasonable accommodation. For this purpose, I believe ten (10) business

days is sufficient. Accordingly, please let me know your determination at your earliest convenience.

Your prompt consideration of this matter will be greatly appreciated.

Sincerely,  
Miles and Tonya Curtis

