

City of Fellsmere ADA Transition Plan

**September 21, 2017
Revised February 7, 2019
Revised May 19, 2022**

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**Adopted on May 19, 2022
City Council**

City of Fellsmere ADA Transition Plan

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City of Fellsmere

ADA Transition Plan

OVERVIEW

The Americans with Disabilities Act (ADA) of 1990 is a civil rights statute (hereinafter referred to as the Act) that prohibits discrimination against people who have disabilities. There are five separate Titles (sections) of the Act relating to different aspects of potential discrimination. Title II of the Act specifically addresses the subject of making public services and public transportation accessible to those with disabilities. With the advent of the Act, designing and constructing facilities for public use that are not accessible by people with disabilities constitutes discrimination.

The Act applies to all facilities including both facilities built before and after 1990. As a necessary step to provide accessibility under the ADA, state and local government and other public entities or agencies are required to perform self-evaluations of their current facilities relative to the accessibility requirements of the ADA. The agencies are then required to develop a Program Access Plan, which can be called a Transition Plan or for this publication the Plan, to address any deficiencies. The Plan is intended to achieve the following:

- (1) identify physical obstacles that limit the accessibility of facilities to individuals with disabilities;
- (2) describe the methods to be used to make the facilities accessible;
- (3) provide a schedule for making the access modifications; and
- (4) identify the public officials responsible for implementation of the Transition Plan.

The Plan is required to be updated periodically until all accessibility barriers are removed. The City of Fellsmere's original Transition Plan was adopted in 1995. This is the second update to the Transition Plan and supersedes all aspects of the original plan.

To meet the requirements of the Act with regard to the accessibility of facilities, the following steps have been completed:

- (1) designating an ADA Coordinator;
- (2) providing notice to the public about ADA requirements;
- (3) establishing a grievance procedure;
- (4) developing internal design standards, specifications, and details;
- (5) assigning personnel for the development of a Transition Plan and completing it;
- (6) approving a schedule and budget for the Transition Plan; and
- (7) monitoring the progress on the implementation of the Transition Plan.

The following is an expansion on each of these requirements.

ADA COORDINATOR

A recipient that employs fifteen or more persons shall designate at least one person to coordinate its efforts to comply with Section 504. The responsible person designated by the City of Fellsmere as ADA Coordinator is:

Community Development Director
772-646-6315
TDD 772-783-6109
cdd@cityoffellsmere.org

The ADA Coordinator shall be:

- the point of contact for members of the public to pose questions and concerns about disability discrimination;
- the repository of information regarding the ADA Transition Plan; and
- the responsible individual for compliance with plan.

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The person who is appointed to this position must be familiar with the City's operation, trained in the requirements of the ADA and other laws pertaining to discrimination, and able to deal effectively with government agencies, advocacy groups, and the public. The coordinator shall be given sufficient time free of other responsibilities to carry-out the Coordinator's functions.

NOTICE ABOUT THE ADA REQUIREMENTS

A recipient that employs fifteen or more persons shall take appropriate initial and continuing steps to notify participants, beneficiaries, applicants, and employees, including those with hearing and vision impairments, and unions and professional organizations that it does not discriminate on the basis of handicap. The notification shall state that the recipient does not discriminate in regards to its federally assisted programs and must provide the rights of the public under the ADA and the responsibility of the City under the ADA. The notification shall also include an identification of the responsible employee designated to coordinate with Section 504 of the Rehabilitation Act of 1973. Methods of notification may include posting of notices or publications in newspapers, City bulletin boards, project boards, and City website. Any such notice must include all of the information discussed in this paragraph. The recipient must also ensure that members of the population likely to be affected directly by a federally assisted program who have visual or hearing impairments are provided with the information necessary to understand and participate in the program. The audience of those who may have an interest in accessibility on City facilities might include a large number of individual citizens that would be not be readily identifiable. The City has the responsibility to determine the most effective way to provide notice.

The City of Fellsmere's Notice under the Act, based upon the format and content as developed by the Department of Justice, is available on the City's website and is accessible from the home page and is further maintained on the public bulletin board at City Administrative Complex, 22 S. Orange Street, Fellsmere, Florida. A copy of the notice is provided on the following page. The City also attempted to obtain input from individual citizens through public meetings and from citizens not be readily identifiable through review by the Space Coast Center for Independent Living – an advocate group for City of Fellsmere area.

GRIEVANCE PROCEDURE

A recipient that employs fifteen or more persons shall adopt grievance procedures that incorporate appropriate due process standards and that provide for the prompt and equitable resolution of complaints alleging any action prohibited by Section 504. The procedures are intended to set out a system for resolving complaints of discrimination in a prompt and fair manner. Complaints would typically be directed to the ADA Coordinator. It is generally thought that filing a complaint with the City is an appropriate first step in that it provides an opportunity to resolve a local issue at the local level. However, the exhaustion of the City's grievance procedure is not a prerequisite to filing a complaint with either a federal agency or a court.

Any person or any representative of such a person who believes that he or she has been discriminated against should first contact, in writing, the person designated as ADA Coordinator. The grievance must be filed within sixty (60) days of the alleged discriminatory act and must give the following:

- Name and address of complainant;
- Name and address of alleged offending party;
- Specific details, in clear chronological order, of the events leading to the alleged action;
- The alleged discrimination;
- Name, addresses, and phone numbers of any witnesses or other persons having knowledge of the circumstances; and
- Any other relevant information.

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NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT

In accordance with the requirements of title II of the Americans with Disabilities Act of 1990 ("ADA"), the **City of Fellsmere** will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

Employment: **City of Fellsmere** 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: **City of Fellsmere** will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in **City of Fellsmere** 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: **City of Fellsmere** 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 **City of Fellsmere** offices, even where pets are generally prohibited.

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 **City of Fellsmere** should contact the office of Maria Suarez-Sanchez, City Clerk, at 772-64-66301 or via email to cityclerk@cityoffellsmere.org or TDD 772-783-6109 as soon as possible but no later than 48 hours before the scheduled event.

The ADA does not require the **City of Fellsmere** 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 **City of Fellsmere** is not accessible to persons with disabilities should be directed to Maria Suarez-Sanchez, City Clerk, at 772-64-66301 or via email to cityclerk@cityoffellsmere.org or TDD 772-783-6109.

The **City of Fellsmere** 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 who use wheelchairs.

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GRIEVANCE PROCEDURE – continued

The ADA Coordinator will attempt to satisfactorily resolve the issue, informally, by contacting the involved parties within fifteen (15) days of receipt. Documentation of all phone calls, contacts and information received or disseminated must be carefully kept. Additionally, the members of the elected government must be kept informed and up-to-date regarding the grievance and the progress of its resolution. This information flow will occur via written progress reports, no less frequently than monthly, and discussion, as necessary, at each regularly scheduled meeting of the elected body.

Should informal resolution be unsuccessful, the grievance will be elevated to the formal stage. All communications will occur only in written form, via certified mail. The local government's Chief Executive Officer will become the lead official, acting on behalf of and with the consent of the local governing body. Maximum effort will be given to achievement of a mutually agreeable resolution with all proceedings and communications thoroughly and precisely documented.

If the preceding attempts remain unsuccessful, the matter shall be officially brought to the attention of the applicable State or Federal agency and their guidance solicited and followed. The pertinent civil rights official will review the case for acceptance, rejection, or referral within twenty (20) days of acknowledgement of receipt of the complaint. The recipient of federal monies is then notified of the complaint and is given a chance to respond in writing within thirty (30) days of receiving it. The pertinent civil rights official then attempts to resolve the complaint informally. If informal resolution is not possible, an investigation is conducted resulting in either dismissal of the complaint or a letter of finding against the recipient which must be issued within one hundred eighty (180) days of receipt of the complaint. The letter of finding is then sent via certified mail, return receipt requested, to both the complainant and the recipient. Within ten (10) days of notification of noncompliance, the recipient may volunteer to comply with the regulation. Otherwise, compliance may be effected by the suspension or termination of, or refusal to grant or continue to grant federal financial assistance.

This last measure is the end result of a process which goes through many channels: (1) the recipient is notified of its failure to comply, (2) a finding of noncompliance is formally recorded after the recipient has been given the opportunity for a hearing, (3) the pertinent agency official approves the action, and (4) thirty days expire after the agency official has filed a report with the Committees of the House and Senate having legislative jurisdiction over the program or activity involved.

Intimidatory or retaliatory acts by the recipient or the offended party are prohibited. No intimidation, threats, coercion, or discrimination against any person for having participated in an investigation is permitted. The identity of complainants shall be kept confidential except to the extent necessary to carry out the intent of this policy.

Each participant shall keep such records and submit to the responsible civil rights official complete and accurate compliance reports upon request. The records shall indicate the extent to which individuals with handicaps are beneficiaries of federally assisted programs. Each recipient shall permit access to these records by the responsible civil rights official and the general public during normal business hours.

The City of Fellsmere's Grievance Procedure under the Americans with Disability Act is provided on the following page.

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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 City of Fellsmere. The City'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:

Maria Suarez-Sanchez
City Clerk,
22 S. Orange Street
Fellsmere, FL 32948
772-64-66301

TDD 772-783-6109
Email to cityclerk@cityoffellsmere.org

Within 15 calendar days after receipt of the complaint, Maria Suarez-Sanchez or his designee will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, Maria Suarez-Sanchez 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 City of Fellsmere and offer options for substantive resolution of the complaint.

If the response by Maria Suarez-Sanchez 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 City Clerk or his designee.

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

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All written complaints received by Maria Suarez-Sanchez or his designee, appeals to the City Clerk or his designee, and responses from these two offices will be retained by the City of Fellsmere for at least three years.

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INTERNAL STANDARDS, SPECIFICATIONS, AND DESIGN DETAILS

The Architectural and Transportation Barrier Compliance Board (alternatively called the Access Board) has developed accessibility guidelines for pedestrian facilities in the public right-of-way. The Federal Highway Administration has recognized these as its currently recommended best practices. The City has adopted these accessibility guidelines into their own system of standards, specifications, and design details. Development of design standards and design details within the City allows for consistency in the application of ADA requirements for new facilities within public rights-of-way. See <http://www.access-board.gov/guidelines-and-standards/streets-sidewalks/public-rights-of-way/proposed-rights-of-way-guidelines> for more information.

The State of Florida has developed accessibility requirements for building. The City has adopted these accessibility requirements into their own system of standards, specifications, and design details. Development of design standards and design details within the City allows for consistency in the application of ADA requirements for building facilities. See [http://www.floridabuilding.org/fbc/committees/accessibility/aac/Changes to Law/2012 Florida Accessibility Code Final.pdf](http://www.floridabuilding.org/fbc/committees/accessibility/aac/Changes%20to%20Law/2012%20Florida%20Accessibility%20Code%20Final.pdf) for more information.

ADA TRANSITION PLAN

The Plan shall be developed with the assistance of persons, including individuals with handicaps and organizations representing those individuals. A copy of the Plan shall be available for public inspection, and at a minimum shall consist of the following elements:

1. A list of physical barriers in the City's facilities that limit accessibility of individuals with disabilities (the Self-Evaluation);
2. A detailed description of the methods to remove these barriers and make the facilities accessible;
3. A schedule for taking the necessary steps;
4. The name of the official responsible for implementation;
5. A schedule for providing curb ramps; and
6. A record of the opportunity given to the disability community and other interested parties to participate in the development of the plan.

Periodic updates to the Transition Plan are required in order to ensure on-going compliance. Some of these key steps are described further below.

The opportunity for the disabled community and other interested parties to participate in developing the Transition Plan is an integral part of the process. To disseminate information and request comments, the City will undertake the following outreach activities as part of each major update to the Transition Plan.

- Posting on the City's Website;
- Posting on the City's Public Bulletin Board;
- Notification through the City's monthly water bill;
- Direct outreach to local and regional disability advocacy groups;
- Public Meetings with the both the Local Planning Agency;
- Workshop with the City Council; and
- Adoption at a published City Council public meeting.

The Transition Plan shall be made available upon request in a format required for access to persons with limited or no sight. Comments will be accepted through comment forms at meetings, TDD devices, standard voicemail, email, verbal transcription, or by postal delivery.

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Other possible sources of input to the Transition Plan, such as activists, advocacy groups, general citizens, organizations that support the rights of the disabled, elected officials, other agencies, a Governor's Committee on People with Disabilities or other such body, or a state ombudsman, will be considered during major updates.

Self-Evaluation

The first task involved in preparing an ADA Transition Plan is conducting an inventory of existing barriers in the facilities operated by the City and listing all the barriers that limit accessibility. This is often referred to as the self-evaluation process. The City of Fellsmere conducted the inventory using on-ground surveys, windshield surveys, aerial photo studies and drawing reviews.

In addition, the City of Fellsmere shall, after consultation with interested persons, including individuals with handicaps or with organizations representing those individuals, evaluate its current policies and practices to determine whether they do not or may not meet the requirement of Section 504. The Transition Plan must identify any modifications to policies or practices that do not meet the requirements of Section 504 and take appropriate corrective steps to remedy the discrimination.

The attached Self-Evaluation Plan (Appendix A) was utilized in preparing the Transition Plan and provides both an inventory of existing barriers in facilities operated by the City and evaluation of current policies and practices to determine whether they do not or may not meet the requirement of Section 504.

A recipient that employs fifteen or more persons shall, for at least three years following completion of the evaluation, maintain on file, make available for public inspection, and provide to the responsible civil rights official, upon request: a list of the interested persons consulted, a description of areas examined and any problems identified, and a description of any modifications made and/or any remedial steps taken. The information developed through the inventory process has to be quantified and presented as a baseline so that progress can be monitored and measured. The inventory information can be presented in a variety of ways including Aerial Photos, a Database or Spreadsheet, Marked-Up Drawings, or a Geographic Information System (GIS).

Schedule and Budget for Improvements

The Transition Plan should include a schedule of improvements to upgrade accessibility in each year following the Transition Plan. Remediation work can be presented for an independent remediation program or as an integral part of regularly scheduled maintenance and improvements project such as Resurfacing Projects, Roadway Rehabilitation and Reconstruction Projects, and Signal System Installation Projects. All new projects, regardless of funding sources, shall include pedestrian elements that are consistent with the ADA guidelines.

Prioritization The prioritization of improvements that may not be included in an existing programmed project are based on a number of factors. Generally, priority will be given to transportation facilities, public places, and places of employment. Other factors to consider when prioritizing improvements may include:

- Citizen requests or complaints regarding inaccessible locations,
- Pedestrian level of service,
- Population density,
- Presence of a disabled population, and
- Cost.

Highest Priority

1. Existing Curb Ramp with Running Slope Greater than 12% and Location near a Hospital, School, Transit Stop, Government Building, or Similar Facility
2. No Curb Ramp where Sidewalk or Pedestrian Path Exists and Location near a Hospital, School, Transit Stop, Government Building, or Similar Facility
3. An Existing Curb Ramp with a Running Slope Greater than 12% (Not Located near a Hospital or Similar Facility)

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4. No curb ramp where a Sidewalk or Pedestrian Path Exists (Not Located near a Hospital or Similar Facility)
5. No Curb Ramp where a Striped Crosswalk exists
6. One Curb Ramp per Corner and Another is Needed to Serve the Other Crossing Direction
7. An Existing Curb Ramp with either a Running Slope Greater than 1 to 12 or an Insufficient Landing
8. An Existing Curb Ramp with Obstructions in the Ramp or the Landing
9. An Existing Curb Ramp with any of the Following Conditions:
 - A Cross Slope Greater than 3%
 - A Width Less Than 36 Inches
 - No Flush Transition or a Median or Island Crossings that are Inaccessible
10. An Existing Curb Ramp with Returned Curbs where Pedestrian Travel Across the Curb is not Permitted
11. An Existing Diagonal Curb Ramp without the 48 Inch Extension in the Crosswalk
12. An Existing Curb Ramp without Truncated Dome Texture Contrast or without Color Contrast
13. The Pedestrian Push Button is not Accessible from the Sidewalk or from the Ramp

The proposed schedule and budget for implementation is provided as Appendix B.

ASSURANCES AND MONITORING

An applicant for Federal financial assistance for a program or activity to which Section 504 applies shall submit an assurance on a form specified by the responsible civil rights official that the program or activity will be operated in compliance with Section 504. In the case of Federal financial assistance extended in the form of real property or to provide real property or structures on the property, the assurance will obligate the City of Fellsmere for the period during which the real property or structures are used for the purpose for which Federal financial assistance is extended. In the case of Federal financial assistance extended to provide personal property, the assurance will obligate the City for the period during which it retains ownership or possession of the property. In all other cases, the assurance will obligate the City for the period during which Federal financial assistance is extended.

In order to be effective, the Transition Plan needs to be utilized in yearly planning of projects and funding decisions and also needs to be periodically reviewed for compliance and validity. The Transition Plan should be viewed as a "living document" and updated regularly to reflect changes in real world conditions and to address any possible new areas of noncompliance. Changes to a sidewalk such as the installation of a newspaper vending machine or the relocation of a light pole can create new access problems that were not evident when the plan was drafted. Regular updates to the plan will also result in monitoring compliance and the effectiveness of priorities set in the Plan itself. The City shall commit to updating the Transition Plan at least once every ten years.

FURTHER REFERENCE

There are many guidance documents available on the internet with helpful information to assist in completing and updating ADA Transition Plans. Some of those more frequently cited include the following.

FEDERAL HIGHWAY ADMINISTRATION OFFICE OF CIVIL RIGHTS

QUESTIONS AND ANSWERS ABOUT ADA AND SECTION 504

http://www.fhwa.dot.gov/civilrights/ada_qa.htm

UNITED STATE DEPARTMENT OF JUSTICE

THE AMERICANS WITH DISABILITIES ACT, TITLE II TECHNICAL ASSISTANCE MANUAL, COVERING STATE AND LOCAL GOVERNMENT PROGRAMS AND SERVICES

<http://www.ada.gov/taman2.html>

U.S. ACCESS BOARD

ADA BEST PRACTICES TOOL KIT FOR STATE AND LOCAL GOVERNMENTS

<http://www.ada.gov/pcatoolkit/toolkitmain.htm>

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U.S. ACCESS BOARD

REVISED GUIDELINES FOR ACCESSIBLE PUBLIC RIGHTS-OF-WAY

<http://www.access-board.gov/guidelines-and-standards/streets-sidewalks/public-rights-of-way/proposed-rights-of-way-guidelines>

FHWA

DESIGNING SIDEWALKS AND TRAILS FOR ACCESS PART 2

http://www.fhwa.dot.gov/environment/bicycle_pedestrian/publications/sidewalk2/index.cfm

STATUTES AND REGULATIONS: The Department's Title II regulations for state and local governments are found at Title 28, Code of Federal Regulations, Part 35 (abbreviated as 28 CFR pt. 35). The ADA Standards for Accessible Design are located in Appendix A of Title 28, Code of Federal Regulations, Part 36 (abbreviated as 28 CFR pt. 36 app. A).

ADA INTERNET HOME PAGE Those regulations, the statute, and many helpful technical assistance documents are located at <http://www.ada.gov> and on the ADA technical assistance CD-ROM available without cost from the toll-free ADA Information Line at 1-800-514-0301 (voice) and 1-800-514-0383 (TTY).

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APPENDIX A: SELF EVALUATION PLAN

NORTH-SOUTH PUBLIC STREETS

Myrtle Street	No sidewalks or traffic signals.
Oleander Street	No sidewalks or traffic signals.
Maple Street	No sidewalks or traffic signals south of CR512. Broken sidewalk both sides of street north of CR512. No crosswalks or curb ramps. Disconnected sidewalk segments.
Magnolia Street	No sidewalks or traffic signals south of CR512 and north of CR512 to New York Avenue. Broken sidewalk both sides of street north of New York Avenue. No crosswalks or curb ramps. Disconnected sidewalk segments.
Cypress Street	No sidewalks or traffic signals south of CR512. Sidewalk from CR512 to New York Avenue is ADA compliant. No sidewalk or traffic signals north of New York Avenue.
Orange Street	No sidewalks or traffic signals. See City Hall for clarification of ADA issues at City Hall.
N. Broadway Street	County owned. Noncompliant curb ramps throughout. Noncompliant detectable warnings throughout. Noncompliant Bus Stop as to landing slopes.
S. Broadway	Sidewalk is ADA compliant.
Pine Street	No sidewalks or traffic signals.
Hickory Street	No sidewalks or traffic signals.
Bay Street	No sidewalks or traffic signals.
Elm Street	No sidewalks or traffic signals.
Oak Street	No sidewalks or traffic signals.
Lime Street	No sidewalks or traffic signals.
Mulberry Street	No sidewalks or traffic signals.
Willow Street	County owned. Noncompliant detectable warnings at Sunrise entrance.
Grant Street	No sidewalks or traffic signals.
W Grant Street	No sidewalks or traffic signals. See Grant Park for clarification of ADA issues at Grant Park.
E Grant Street	No sidewalks or traffic signals. See Grant Park for clarification of ADA issues at Grant Park.
S. Headwaters Commerce Street	No sidewalks or traffic signals.
S. Bluegill Road	No sidewalks or traffic signals.

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EAST-WEST PUBLIC STREETS

CR512	County owned. Continuous sidewalk with non-compliant crosswalks. Noncompliant curb ramps. Noncompliant detectable warnings. Traffic signal without audible crossing guides. Flashing signals without audible crossing guides.
S. Carolina Avenue	County owned. No sidewalks or traffic signals.
Colorado Avenue	ADA compliant sidewalks and detectable warnings where sidewalks and crossings exist. No traffic signals.
New York Avenue	No traffic signals. No traffic signals.
Pennsylvania Avenue	Unopened ROW
Wyoming Avenue	No sidewalks or traffic signals.
Idaho Avenue	No sidewalks or traffic signals east of Elm Street. Broken sidewalks from Elm to Broadway. No crosswalks or curb ramps. Disconnected sidewalk segments.
Oregon Avenue	No sidewalks or traffic signals.
Michigan Avenue	No sidewalks or traffic signals.
California Avenue	No sidewalks or traffic signals.
Kentucky Avenue	No sidewalks or traffic signals.
Virginia Avenue	No sidewalks or traffic signals.
Tennessee Avenue	No sidewalks or traffic signals.
Maryland Avenue	No sidewalks or traffic signals.
Louisiana Avenue	No sidewalks or traffic signals.
Alabama Avenue	No sidewalks or traffic signals.
Massachusetts Avenue	Sidewalk is ADA compliant.
89 th Street	No sidewalks or traffic signals.
Lincoln Street	No sidewalks or traffic signals.
State Street	No sidewalks or traffic signals.
Vernon Street	No sidewalks or traffic signals.
Booker Street	No sidewalks or traffic signals.
100 th Place	No sidewalks or traffic signals.
100 th Lane	No sidewalks or traffic signals.
101 st Street	No sidewalk or traffic signals.
Palmetto Circle	No sidewalk or traffic signals.

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PRIVATE STREETS

Esperanza Circle	<p>Detectable Warnings contrasting color has faded. Missing ADA access to trash containers. Missing ADA access to grills at pavilions. Missing ADA compliant seats at picnic tables. HC parking sign violation is wrong. Inadequate ADA space at common mailbox. Playground does not have ADA surface and ADA transfers missing on play elements.</p>
Grace Avenue & Meadows Court	<p>Inadequate ADA access and space at common mailbox. Sidewalk dead-ends to road with no Detectable Warnings. Detectable Warnings do not span entire sidewalk.</p>
Sonrise Place & Sonrise Square	<p>HC parking sign violation is wrong. HC parking sign should note Van Accessible. No required ADA landing at bottom of sidewalk ramp. Detectable Warnings contrasting color faded and worn. Missing ADA access to trash container at pavilion. Missing ADA access to grills at pavilions. Missing ADA compliant seats at picnic tables.</p>

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DEVELOPED CITY-OWNED PARCELS – see separate table for specific building ADA compliance

Parcel	Property Address	Acres
Grant Park		
3137000005005000240.0	1021 E GRANT AV FELLSMERE, FL 32948	0.32
313700000400000000.2	99TH ST FELLSMERE, FL 32948	1.64
<ul style="list-style-type: none"> • Detectable Warnings have lost their contrasting color and have worn flat. • Water fountain does not have proper access. • HC parking sign should note Van Accessible. • Missing ADA compliant seats at picnic tables. • ADA access path to playgrounds is missing. • See separate table for specific building ADA compliance. 		
Water Plant		
3137000001145100004.0	12600 97TH ST FELLSMERE, FL 32948	0.95
<ul style="list-style-type: none"> • Missing required ADA parking space and accessible route. • Missing ADA compliant latch to gate. 		
Community Garden – Myrtle		
3137000009009000016.0	191 S WILLOW ST FELLSMERE, FL 32948	1.29
<ul style="list-style-type: none"> • Missing required ADA parking space and accessible route. • Missing ADA compliant latch to gate. • Missing one ADA compliant garden space. 		
Community Garden - Willow		
3137000009009000016.0	191 S WILLOW ST FELLSMERE, FL 32948	1.29
<ul style="list-style-type: none"> • Missing required ADA parking space and accessible route. • Missing ADA compliant latch to gate. • Missing one ADA compliant garden space. 		
Little League Park		
3137000009096000001.0	4 S BROADWAY ST FELLSMERE, FL 32948	3.15
3137000009096000010.0	S BROADWAY ST FELLSMERE, FL 32948	0.32
3137000009096000000.0	46 S BROADWAY ST FELLSMERE, FL 32948	0.17
<ul style="list-style-type: none"> • Replace picnic tables with those providing ADA compliant seats. • Reconstruct ADA path from HC parking to meet allowable running slope. • See separate table for specific building ADA compliance. 		
Water Tower		
3137000009096000012.0	41 S ORANGE ST FELLSMERE, FL 32948	0.32
<ul style="list-style-type: none"> • Missing required ADA parking space and accessible route. • Missing ADA compliant latch to gate. 		
Community Center		
3137000009098000024.0	56 N BROADWAY ST FELLSMERE, FL 32948	0.24
<ul style="list-style-type: none"> • Missing required ADA parking space and accessible route. • See separate table for specific building ADA compliance. 		
Tennis Courts		
3137000009101000014.0	53 N CYPRESS ST FELLSMERE, FL 32948	0.32
<ul style="list-style-type: none"> • Missing ADA compliant latch at gate to tennis courts. 		
Marian Fell Library		
3137000009101000016.0	63 N CYPRESS ST FELLSMERE, FL 32948	1.77
<ul style="list-style-type: none"> • Site is ADA compliant. See separate table for specific building ADA compliance. 		
City Hall		

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3137000009103000001.0	22 S ORANGE ST FELLSMERE, FL 32948	4.11
<ul style="list-style-type: none"> This facility is fully ADA compliant having been completely refurbished in 2011. 		
Pennsylvania Park		
3137000009132000023.0	9 S OLEANDER ST FELLSMERE, FL 32948	0.09
<ul style="list-style-type: none"> Missing required ADA parking space and accessible route. Missing ADA compliant seats at picnic tables. 		
Lion's Park (Memorial Park)		
3137000009084000018.0	1 N BROADWAY ST FELLSMERE, FL 32948	0.07
<ul style="list-style-type: none"> Missing required ADA parking space and accessible route. Missing translation on information plaques for those with sight impairments. 		
Grace-Hall Pocket Park		
3137000001300000000.3	101ST ST FELLSMERE, FL 32948	0.33
<ul style="list-style-type: none"> No improvements beyond ADA accessible path. 		
Trailhead Preserve		
31382000000100000001.2	CR 512 FELLSMERE, FL 32948	85.73
<ul style="list-style-type: none"> ADA parking with ADA path to each program area is fully ADA compliant. All trails are ADA compliant with ADA compliant mulch, stabilized or paved surface. All boardwalks are ADA compliant. All playgrounds are ADA compliant with ADA mulch and proper combinations and designs of low and high elements. All picnic areas are ADA compliant with proper design of tables, trash and grill amenities. Challenge Course access is ADA compliant but use cannot be made ADA compliant without changing the nature of the program. See separate table for specific building ADA compliance (Welcome Center, Pavilions, and Bathroom). 		
Senior League Park		
3137000009127000001.0	222 S. MYRTLE STREET, FELLSMERE, FL 32948	2.99
3137000009145000001.0	222 S. MYRTLE STREET, FELLSMERE, FL 32948	2.57
3137000009144000001.0	222 S. MYRTLE STREET, FELLSMERE, FL 32948	3.92
31370000010144000001.0	221 S. MYRTLE STREET, FELLSMERE, FL 32948	0.22
3137000009127000010.0	5258 S MAPLE ST FELLSMERE, FL 32948	0.42
<ul style="list-style-type: none"> Replace picnic tables with those providing ADA compliant seats. Provide ADA path to pavilions. Provide ADA path to bleachers and required ADA seating. Provide ADA path to playgrounds. Provide ADA compliant playground surfacing for 5-12 year playground. Provide ADA path to park benches or ADA seating area. Provide ADA required swings. Provide ADA path to all trash containers. Provide ADA path to baseball field. Reconstruct ADA parking to meet allowable running slope. Repair various broken sidewalk segments. Repaint ADA parking spaces by basketball courts. Provide ADA path to basketball courts. See separate table for specific building ADA compliance. 		
Meadows Field Park		
31370000001135200001.0	1100 Booker Street, Fellsmere, FL 32948	8.05
<ul style="list-style-type: none"> Parking, access, and trails fully ADA compliant.. Missing required ADA access to baseball field. 		

**City of Fellsmere
ADA Transition Plan**

Pine Tree Cell Tower		
31382000000500000002.3	CR 512 FELLSMERE, FL 32948	1.19
<ul style="list-style-type: none">• No public access.• Missing required ADA parking space and accessible route.		

City of Fellsmere ADA Transition Plan

UNDEVELOPED CITY-OWNED PARCELS

<u>Parcel</u>	<u>Description</u>	<u>Property Address</u>	<u>Acres</u>
31370000001000000002.0	Unopened RR ROW	99TH ST FELLSMERE, FL 32948	23.54
31370000001000000003.1	Unopened RR ROW	99TH ST FELLSMERE, FL 32948	26.08
31370000001000000005.0	Unopened RR ROW	99TH ST FELLSMERE, FL 32948	0.27
31370000001133900003.0	Vacant Tract	130TH AV FELLSMERE, FL 32948	1.59
31370000001135200001.0	Vacant Tract	101ST ST FELLSMERE, FL 32948	8.05
31370000001144100001.0	Unopen Stormwater Tract	LINCOLN ST FELLSMERE, FL 32948	6.97
31370000001144100002.0	Vacant Lot	1051 LINCOLN ST FELLSMERE, FL 32948	0.45
31370000001144200001.0	Vacant Tract	STATE ST FELLSMERE, FL 32948	10
31370000001145100002.0	Unopened RR ROW	97TH ST FELLSMERE, FL 32948	1.56
31370000001145100006.0	Vacant Tract	97TH ST FELLSMERE, FL 32948	5.7
31370000001145200001.0	Vacant Tract	97TH ST FELLSMERE, FL 32948	0.31
31370000001145200002.0	Vacant Tract	97TH ST FELLSMERE, FL 32948	1.96
31370000001154300001.0	Public Potable Well	97TH ST FELLSMERE, FL 32948	0.01
31370000001154400002.0	Public Potable Well	97TH ST FELLSMERE, FL 32948	0.01
31370000001154400003.0	Public Potable Well	97TH ST FELLSMERE, FL 32948	0.01
31370000001155100004.0	Public Potable Well	SONRISE PL FELLSMERE, FL 32948	0.01
31370000004002000053.0	Vacant Lot	1042 LINCOLN ST FELLSMERE, FL 32948	0.17
31370000004003000081.1	Vacant Lot	1035 GRANT AV FELLSMERE, FL 32948	0.12
31370000004003000083.1	Vacant Lot	GRANT AV FELLSMERE, FL 32948	0.13
31370000004003000097.0	Vacant Lot	1065 LINCOLN ST FELLSMERE, FL 32948	0.34
31370000004004000108.0	Vacant Lot	1018 STATE ST FELLSMERE, FL 32948	0.1
31370000004004000228.0	Vacant Lot	1037 VERNON ST FELLSMERE, FL 32948	0.16
31370000004006000170.0	Vacant Lot	1007 BOOKER ST FELLSMERE, FL 32948	0.1
31370000004006000171.0	Vacant Lot	1009 BOOKER ST FELLSMERE, FL 32948	0.1
31370000004008000191.0	Vacant Lot	1010 BOOKER ST FELLSMERE, FL 32948	0.3
31370000005005000112.0	Vacant Lot	1044 STATE ST FELLSMERE, FL 32948	0.2
31370000005005000136.0	Vacant Lot	1049 VERNON ST FELLSMERE, FL 32948	0.2
31370000009000000000.2	Unopened ROW	CR 512 FELLSMERE, FL 32948	0.52
31370000009006000005.0	Vacant Lot	49 S WILLOW ST FELLSMERE, FL 32948	0.14
31370000009008000020.0	Vacant Lot	159 S WILLOW ST FELLSMERE, FL 32948	0.07
31370000009010000020.0	Vacant Lot	265 S WILLOW ST FELLSMERE, FL 32948	0.16
31370000009011000020.0	Vacant Lot	S WILLOW ST FELLSMERE, FL 32948	0.38
31370000009029000019.0	Vacant Lot	208 S MULBERRY ST FELLSMERE, FL 32948	0.07
31370000009030000020.0	Vacant Lot	S MULBERRY ST FELLSMERE, FL 32948	0.31
31370000009031000020.0	Vacant Lot	266 S LIME ST FELLSMERE, FL 32948	0.31
31370000009049000064.0	Vacant Lot	163 S ELM ST FELLSMERE, FL 32948	0.22
31370000009050000020.0	Vacant Lot	266 S OAK ST FELLSMERE, FL 32948	0.31
31370000009051000020.0	Vacant Lot	266 S ELM ST FELLSMERE, FL 32948	0.31
31370000009061000019.0	Vacant Lot	103 N HICKORY ST FELLSMERE, FL 32948	0.14
31370000009069000052.0	Vacant Lot	185 S HICKORY ST FELLSMERE, FL 32948	0.22
31370000009070000020.0	Vacant Lot	266 S BAY ST FELLSMERE, FL 32948	0.31

City of Fellsmere ADA Transition Plan

UNDEVELOPED CITY-OWNED PARCELS - continued

<u>Parcel</u>	<u>Description</u>	<u>Property Address</u>	<u>Acres</u>
3137000009071000020.0	Vacant Lot	266 S HICKORY ST FELLSMERE, FL 32948	0.31
3137000009071000024.0	Vacant Lot	259 S PINE ST FELLSMERE, FL 32948	0.29
3137000009080000018.0	Vacant Lot	104 N HICKORY ST FELLSMERE, FL 32948	0.07
3137000009089000001.0	Vacant Lot	162 S PINE ST FELLSMERE, FL 32948	0.15
3137000009090000020.0	Vacant Lot	266 S PINE ST FELLSMERE, FL 32948	0.31
3137000009091000010.0	Vacant Lot	260 S BROADWAY ST FELLSMERE, FL 32948	0.42
3137000009096000000.1	Stormwater Tract	46 S BROADWAY ST FELLSMERE, FL 32948	0.17
3137000009108000010.0	Vacant Lot	258 S ORANGE ST FELLSMERE, FL 32948	0.21
3137000009108000011.0	Vacant Lot	257 S CYPRESS ST FELLSMERE, FL 32948	0.21
3137000009109000010.0	Vacant Lot	258 S CYPRESS ST FELLSMERE, FL 32948	0.42
3137000009117000001.0	Vacant Lot	160 S CAROLINA AV FELLSMERE, FL 32948	0.4
3137000009126000010.0	Vacant Lot	MAPLE ST FELLSMERE, FL 32948	0.42
3137000009137000006.0	Vacant Lot	84 N OLEANDER ST FELLSMERE, FL 32948	0.32
31370000010029000012.0	Vacant Lot	194 S MULBERRY ST FELLSMERE, FL 32948	0.29
31370000011193500001.0	Vacant Tract - SR Lake	PINE ST FELLSMERE, FL 32948	25.66
313700000111938000003.0	Vacant Tract - SR Lake	WILLOW ST FELLSMERE, FL 32948	6.62
31370000011195600001.0	Vacant Tract - SR Lake	87TH ST FELLSMERE, FL 32948	9.26
31382000001000000000.3	Conservation Tract	CR 512 FELLSMERE, FL 32948	1.48
31370000005005000114.0	Vacant Lot	1050 STATE ST FELLSMERE, FL 32948	0.2
3137000009097000034.0	Unimproved	29 N ORANGE ST FELLSMERE, FL 32948	0.96

OTHER UNDEVELOPED CITY-OWNED PARCELS

North Regional Lake	Not currently developed.
Rail Trail	Not currently developed.
South Regional Lake Park	Not currently developed.
Meadows Field Park	Not currently developed.

City of Fellsmere ADA Transition Plan

CITY BUILDINGS

City Hall	Fully compliant.
Community Center	<ul style="list-style-type: none"> • Remove exit sign from north exit or make this exit ADA compliant. • Install Low/High Water Fountain per ADA standards. • Replace stove with ADA compliant stove (with controls in front of stove). • Remove built-in microwave and replace with portable microwave on counter. • Revise kitchen counter at sink to allow for required knee room.
Community Center - Annex	Fully compliant.
Council Chambers	Fully compliant.
Police Station & Public Works	<ul style="list-style-type: none"> • Install Low/High Water Fountain per ADA standards. • Convert public bathroom to Unisex by removing toilet partition. • Install grab bars adjacent to toilet as required by ADA standards. • Replace toilet with a toilet providing a right-sided handle. • Check all door thresholds for ADA compliance.
Marian Fell Library	Fully ADA compliant.
Train Depot	Not currently open.
Section Foreman's House	Not currently open.
Trailhead Preserve - Bathroom	Fully ADA compliant.
Trailhead Preserve - Pavilion	Fully ADA compliant.
Welcome Center	Fully ADA compliant.
Little League Park - Bathroom	Fully ADA compliant
Sr. League Park - Bathroom	<ul style="list-style-type: none"> • Renovate entire bathrooms to be ADA compliant.
Grant Park - Bathroom	Fully ADA compliant.
South Regional Lake Park	Not currently developed.
North Regional Lake	Not currently developed.
Water Plant	Facility compliance with ADA not required as not a place of public accommodation. If an employee is hired that needs access to the water plant, ADA access would then be required.
Bus Stops	No stops owned by the City. All stops are owned by the transit provider.
Fellsmere Elementary School	ADA Compliance by School District.

CITY PROVIDED SERVICES

The following services are provided by the City of Fellsmere.

Official Meetings of City Council, Community Redevelopment Agency, Planning & Zoning Commission, Beautification Committee, Code Enforcement Special Master, Building Board of Appeals
<p>ADA compliant through use of the following:</p> <ul style="list-style-type: none"> • Braille translation services • Audio availability of all government sponsored meetings
Auditorium with Sound Amplification System
Fully compliant with ADA compliant assisted listening devices.
Public Records
<p>ADA compliant through use of the following:</p> <ul style="list-style-type: none"> • Braille translation services
City Website
Fully compliant with transition to ADA compliant website platform.

City of Fellsmere ADA Transition Plan

FIT Challenge Course Website
ADA compliance unknown. Requires review by ADA website expert to determine whether adjustments are required.
Utility and Other Payments
ADA Compliant including payment drop box.

City of Fellsmere ADA Transition Plan

APPENDIX B: SCHEDULE AND BUDGET FOR IMPROVEMENTS

The City has not elected to provide a specific budget line item for accessibility improvements. The improvements noted herein will be completed as part of future maintenance or capital programs. Cost estimates were based upon the author's working knowledge of general construction costs for similar projects. No escalation factors are applied.

RIGHTS-OF-WAY

Location	Item	Estimated Cost	Timeframe
Maple Street	Remove broken and disconnected sidewalk segments.	\$20,000	2024
Magnolia Street	Remove broken and disconnected sidewalk segments.	\$20,000	2027
Broadway Street	Reconstruct N. Broadway with sidewalks along both sides of the road meeting all ADA standards.	\$1,500,000	2029
Willow Street	Replace noncompliant detectable warnings at Sonrise entrance.	\$1,000	2024
CR512	Replace noncompliant detectable warnings, reconstruct noncompliant curb ramps and restripe all crosswalks.	\$20,000	2024
Colorado Avenue	Remove broken and disconnected sidewalk segments.	\$20,000	2024
New York Avenue	Reconstruct New York Avenue with a multiuse path on one side meeting all ADA standards.	\$1,000,000	2030
Idaho Avenue	Remove broken and disconnected sidewalk segments.	\$20,000	2035
Esperanza Circle	Replace faded detectable Warnings. Construct ADA access to trash containers and grills at pavilion. Replace picnic tables with those providing ADA compliant seats. Replace HC parking sign with compliant sign. Construct ADA space at common mailbox. Provide ADA surface and ADA transfers at playground.	\$7,500	2024
Grace Avenue & Meadows Court	Construct ADA space at common mailbox. Provide detectable warnings at end of sidewalk entering roadway. Replace noncompliant detectable warnings at subdivision entrance.	\$3,500	2024
Sonrise Place & Sonrise Square	Replace HC parking sign with compliant sign. Reconstruct noncompliant curb ramps. Replace faded and worn detectable Warnings. Construct ADA access to trash container and grills at pavilion. Replace picnic tables with those providing ADA compliant seats.	\$5,000	2024
		\$2,617,000	SUBTOTAL

City of Fellsmere ADA Transition Plan

DEVELOPED CITY-OWNED PARCELS

Location	Item	Estimated Cost	Timeframe
Grant Park	Replace faded and worn detectable Warnings. Construct ADA access to water fountain. Replace HC parking sign with compliant sign. Replace picnic tables with those providing ADA compliant seats. Construct ADA access path to playgrounds.	\$6,000	2025
Water Plant	Provide ADA compliant latch at gate. Provide ADA parking space and accessible route.	\$4,000	2023
Water Tower	Provide ADA compliant latch at gate. Provide ADA parking space and accessible route.	\$4,000	2025
Community Garden – Myrtle	Provide ADA compliant latch at gate. Provide ADA parking space and accessible route. Provide at least one ADA compliant garden space.	\$4,000	2023
Community Garden – Willow	Provide ADA compliant latch at gate. Provide ADA parking space and accessible route. Provide at least one ADA compliant garden space.	\$4,000	2023
Tennis Courts	Provide ADA compliant latch at gate.	\$500	2023
Pennsylvania Park	Provide ADA parking space and accessible route. Replace picnic tables with those providing ADA compliant seats.	\$4,000	2025
Lion's Park	Provide ADA parking space and accessible route. Provide information in a format suitable for the blind.	\$4,000	2027
Pine Tree Cell Tower	Provide ADA parking space and accessible route.	\$3,000	2029
Little League Park	Replace picnic tables with those providing ADA compliant seats. Reconstruct ADA parking spaces by basketball courts to meet allowable running slope.	\$50,000	2024
Sr. League Park	Replace picnic tables with those providing ADA compliant seats. Provide ADA path to pavilions. Provide ADA path to bleachers and required ADA seating. Provide ADA path to playgrounds. Provide ADA compliant playground surfacing for 5-12 year playground. Provide ADA path to park benches or ADA seating area. Provide ADA required swings. Provide ADA path to all trash containers. Provide ADA path to baseball field. Reconstruct ADA parking to meet allowable running slope. Repair various broken sidewalk segments. Repaint ADA parking spaces by basketball courts. Provide ADA path to basketball courts.	\$50,000	2024
		\$131,500	SUBTOTAL

City of Fellsmere ADA Transition Plan

CITY BUILDINGS

Location	Item	Estimated Cost	Timeframe
Community Center	<ul style="list-style-type: none"> • Remove exit sign from north exit or make this exit ADA compliant. • Install Low/High Water Fountain per ADA standards. • Replace stove with ADA compliant stove (with controls in front of stove). • Remove built-in microwave and replace with portable microwave on counter. • Revise kitchen counter at sink to allow for required knee room. 	\$5,000	2025
Police Station & Public Works	<ul style="list-style-type: none"> • Install Low/High Water Fountain per ADA standards. • Convert public bathroom to Unisex by removing toilet partition. • Install grab bars adjacent to toilet as required by ADA standards. • Replace toilet with a toilet providing a right-sided handle. • Check all door thresholds for ADA compliance. 	\$8,000	2026
Sr. League Park - Bathroom	<ul style="list-style-type: none"> • Renovate entire bathrooms to be ADA compliant. 	\$160,000	2024
		\$73,000	SUBTOTAL

City of Fellsmere ADA Transition Plan

CITY PROVIDED SERVICES

Location	Item	Estimated Cost	Timeframe
FIT Challenge Course Website	Requires review by ADA website expert to determine whether adjustments are required.	\$20,000	2024
		\$20,000	SUBTOTAL

CURB RAMP CORRECTION PROGRAM

Location	Item	Estimated Cost	Timeframe
Willow Street	Replace noncompliant detectable warnings at Sonrise entrance.	\$1,000	2023
CR512	Replace noncompliant detectable warnings, reconstruct noncompliant curb ramps and restripe all crosswalks.	\$20,000	2023
Esperanza Circle	Replace faded detectable Warnings.	\$1,000	2024
Grace Avenue & Meadows Court	Provide detectable warnings at end of sidewalk entering roadway.	\$1,000	2024
Sonrise Place & Sonrise Square	Reconstruct noncompliant curb ramps. Replace faded and worn detectable Warnings.	\$2,500	2024
		\$25,500	SUBTOTAL

PUBLIC INVOLVEMENT RECORD

September 1, 2016	City Council Workshop
June 13, 2017	Review by Space Coast Center for Independent Living (direct outreach to local and regional disability advocacy groups)
August 2, 2017	Review by City of Fellsmere Planning Commission/Local Planning Agency
December 2018	Notice of Plan availability through the City's monthly water bill
December 2018	Posting on the City's Website
December 2018	Posting on the City's Public Bulletin Board
February 6, 2019	Review by the City of Fellsmere Planning Commission
February 7, 2019	Adoption by City Council
May 2022	Notice of Plan availability through the City's monthly water bill
May 2022	Posting on the City's Website
May 2022	Posting on the City's Public Bulletin Board
May 4, 2022	Review by the City of Fellsmere Planning Commission
May 19, 2022	Adoption by City Council