



# Worksheet for Accessible Path of Travel in Commercial Alterations and Additions

CITY OF NEWARK, CALIFORNIA

BUILDING INSPECTION DIVISION

37101 Newark Blvd, Newark, CA 94560-3796 Ph 510-578-4261 Fax 510-578-4307 e-mail: building.inspection@newark.org

Project Address:		Type of Application	
Building's Primary Use:		<input type="checkbox"/> Disabled Access 20% Rule	
Project Description:		<input type="checkbox"/> Unreasonable Hardship	
Applicant's Name:		Date of Request:	
Applicant's Signature:		Plan Check Number:	
Applicant's Address:		Applicant's E-mail:	
Applicant's Address:		Applicant's Phone No.:	

**Accessible Path of Travel for Additions and/or Alterations:** Section 11B-202 of the California Building Code requires that when additions and/or alterations to existing commercial buildings are made there shall be a primary accessible path of travel between the new alteration and/or addition and the front entrance to the building. A primary accessible path of travel includes; a primary entrance to the building or facility and toilet, drinking fountains, public telephones, signs and parking serving the proposed addition and/or alteration. An accessible path of travel shall be in compliance with the accessibility standards of the currently adopted code or the preceding code. If an accessible path of travel does not exist then one has to be created. If creating an accessible path of travel is cost prohibitive there are two possible options, 1) limiting the cost of improving path of travel elements to 20 percent of the construction valuation if the construction valuation is at or below the adjusted annual construction valuation threshold, or 2) providing equivalent facilitation and requesting a unreasonable hardship waiver for projects with a construction valuation above the adjusted annual construction valuation threshold. The options are discussed below. Utilizing one of these options requires the applicant complete this request form and submit it to the Building Official for review. Based upon the information provided as well as the scope of the work and use of the building the Building Official will either approve or deny the request.

**Disabled Access 20% Rule:** When the adjusted construction cost is less than or equal to the current valuation threshold the cost of compliance with Section 11B-202.4 of the California Building Code shall be limited to 20 percent of the adjusted construction cost of the alterations and/or additions. When the cost of full compliance with Section 11B-202.4 would exceed 20 percent, compliance shall be provided to the greatest extent possible without exceeding 20 percent. For the purposes of this exception, the adjusted construction cost of alterations and/or additions shall not include the cost of alteration to path of travel elements required to comply with Section 11B-202.4.

**Equivalent Facilitation and Unreasonable Hardship Request:** When the adjusted construction cost is greater than the current valuation threshold the applicant can propose equivalent facilitation and request an unreasonable hardship waiver. The request shall be made on this form. Should the request be granted the applicant shall provide equivalent facilitation or partial access to the greatest extent possible without creating an unreasonable hardship. In no case shall the cost of compliance be less than 20 percent of the adjusted construction cost of the addition and/or alteration. For the purposes of this exception, the adjusted construction cost of alterations and/or additions shall not include the cost of alterations to path of travel elements required to comply the Section 11B-204.4.

**Priority of Providing Accessibility Elements:** In choosing which accessible elements to provide, priority should be given to those elements that will provide the greatest access in the following order:

- 1) An accessible entrance;
- 2) An accessible route from the primary entrance to the area of the alteration and/or addition;
- 3) At least one accessible restroom for each sex;
- 4) Accessible telephones;
- 5) Accessible drinking fountains; and
- 6) When possible accessible parking

**Construction Valuation Threshold:** The annual valuation threshold is based on the January, 1981 threshold of \$50,000 as adjusted using the ENR 20 Cities Construction Cost Index, as published by Engineering News-Record, McGraw-Hill Publishing Company, for January of each year. This threshold amount can also be found on the California Division of the State Architect web site at <http://www.dgs.ca.gov/dsa/Programs/progAccess/threshold.aspx>.

# Worksheet for Accessible Path of Travel in Commercial Alterations and Addition

**Worksheet for Utilizing the 20 Percent Disabled Access Rule and the Unreasonable Hardship Waiver Request:**

Current Adjusted Annual Construction Valuation Threshold..... \$ \_\_\_\_\_ [refer to first page for description]

Total cost of project, less cost of providing accessibility elements..... \$ \_\_\_\_\_ (A)

20 % of the total cost of project..... \$ \_\_\_\_\_ (B) [A times 0.20]

Accessibility elements that will be completed and their costs:

Feature	Remarks	Cost
<input type="checkbox"/> Accessible Entrance .....	_____	\$ _____
<input type="checkbox"/> An accessible route to the addition or area of alteration ...	_____	\$ _____
<input type="checkbox"/> Accessible restroom for each sex .....	_____	\$ _____
<input type="checkbox"/> Accessible public pay phones .....	_____	\$ _____
<input type="checkbox"/> Accessible drinking fountain .....	_____	\$ _____
<input type="checkbox"/> Accessible signage .....	_____	\$ _____
<input type="checkbox"/> Accessible parking .....	_____	\$ _____
Total cost of accessible path of travel elements to be provided .....		\$ _____ (C)

The cost of accessible path of travel elements that will not be provided and their estimated cost. These are the elements for which an unreasonable hardship waiver is being requested.

Feature	Remarks	Cost
<input type="checkbox"/> Accessible Entrance .....	_____	\$ _____
<input type="checkbox"/> An accessible route to the addition or area of alteration ...	_____	\$ _____
<input type="checkbox"/> Accessible restroom for each sex .....	_____	\$ _____
<input type="checkbox"/> Accessible public pay phones .....	_____	\$ _____
<input type="checkbox"/> Accessible drinking fountain .....	_____	\$ _____
<input type="checkbox"/> Accessible signage .....	_____	\$ _____
<input type="checkbox"/> Accessible parking .....	_____	\$ _____
Total cost of accessible path of travel elements <u>not</u> to be provided .....		\$ _____ (D)

The accessibility elements that will be constructed increase the construction cost by \_\_\_\_\_ % [C divided by A and must be greater than B]

The accessibility elements that will not be constructed but if constructed would increase the construction cost by \_\_\_\_\_ % [D divided by A]

**Attached supporting documents:**

- |          |          |
|----------|----------|
| 1) _____ | 4) _____ |
| 2) _____ | 5) _____ |
| 3) _____ | 6) _____ |

**City Use Only**

Disposition	By: _____	Date: _____
<input type="checkbox"/> Approved	Print Name: _____	Phone Number: _____
<input type="checkbox"/> Denied		