



KATHLEEN B. BLANCO
GOVERNOR

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS

Public Safety Services



PAUL E. SMITH
STATE FIRE MARSHAL

June 20, 2007

1880

Mr. Emmett Dammon
1095 Florida Ave.
Slidell, LA 70458

RE: P0328375, Appeal 5124
Textron Inc. Temporary Trailer
2865 Front Street
Slidell, LA 70458

Code Reference:

**The Americans with Disabilities Act Accessibility Guidelines
(ADAAG), September 1994 edition**

Occupancy type:
Business

Dear Mr. Dammon:

This office is in receipt of your May 18, 2007 appeal (received by this office June 14, 2007) concerning the requirement to provide access to persons with disabilities at the referenced facility and, after review, makes the following observations and determination.

ADA-AG Section 4.1.1 states that all newly constructed buildings shall be required to be accessible.

You provide documentation from Mr. Barry Uhle, Facility Maintenance Manager of Textron Marine and Land, stating that the referenced facility is to be used exclusively by currently employed Textron personnel. Mr. Uhle states that the facility will be used as temporary office space and will be vacated in 'a few months' when the new office building construction is complete. Mr. Uhle requests that the facility be permitted to remain non-accessible to persons with disabilities for this short period of time.

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This office is required by LA R. S. 40:1737 to consult with the Office of Rehabilitation Services, regarding interpretive issues or appeals pertaining to handicapped accessibility. After consultation with Mr. John Schweitzer, Rehabilitation Technology Program Manager with the Office of Rehabilitation Services, this office **grants** the appeal, subject to the following stipulations:

1. The facility shall be permitted to remain as constructed for a period of 6 months. Plans to provide access to persons with disabilities shall be submitted to this office by January 1, 2008.
2. If a complaint is received by an individual with disabilities, claiming discrimination in hiring or pertaining to difficulty accessing the facility, this office reserves the right to investigate the complaint and require the facility to immediately comply with the accessibility requirements enforced by this office.

Please note that this document indicates an exemption to the requirements to comply with state regulations and does not guarantee or attempt to circumvent compliance with federal law.

Please enclose a copy of this letter, with any future correspondence on this project. If you have questions or need additional clarification, please feel free to contact this office.

Sincerely,



Paul E. Smith
State Fire Marshal

PES/CAO/md

cc: Henry H. Fry
Don Zeringue
Cynthia A. Obier
Bill Jensen
St Tammany Fire Protection District No. 1
City Of Slidell
New Orleans District Office