City of Moundsville

Right-of-Way ADA Transition Plan

Prepared by the Bel-O-Mar Transportation Study | September 2026

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Introduction

In an effort to achieve greater compliance with the Americans with Disabilities Act that was enacted on July 26, 1990 and was amended with the ADA Amendments Act in 2008, the City of Moundsville, with the attached resolution (**Appendix D**), adopts the Americans with Disabilities Act (ADA) Transition Plan in order to take steps necessary to ensure all of the town's program, services, communications, information, signage, and public places are in compliance with the law and the applicable codes and regulations.

Applicable Code of Federal Regulations

§ 35.130 General Prohibitions Against Discrimination

(a) No qualified individual with a disability shall, on the basis of disability, be excluded from participation in or be denied the benefits of services, programs, or activities of a public entity, or be subjected to discrimination by any public entity.

(b)

(1) A public entity in providing any aid, benefit, or service, may not, directly through contractual, licensing, or other arrangements, on the basis of disability –

(i) *Deny a qualified individual with a disability the opportunity to participate in or benefit from the aid, benefit, or service;*

(ii) *Afford a qualified individual with a disability an opportunity to participate in or benefit from the aid, benefit, or service that is not equal to that afforded others;*

(iii) *Provide a qualitied individual with a disability with an aid, benefit, or service that is not as effective in affording equal opportunity to obtain the same result, to gain the same benefit, or reach the same level of achievement as that provided to others;*

(iv) *Provide different or separate aids, benefits, or services to individuals with disabilities or to any class of individuals with disabilities than is provided to others unless such action is necessary to provide qualified individuals with disabilities with aids, benefits, or services that are as effective as those provided to others;*

(v) Aid or perpetuate discrimination against a qualified individual with a disability by providing significant assistance to an agency, organization, or person that discriminates on the basis of disability in providing any aid, benefit, or service to beneficiaries of the public entity's program;

(vi) Deny a qualified individual with a disability the opportunity to participate as a member of planning or advisory boards;

(vii) Otherwise limit a qualified individual with a disability in the enjoyment of any right, privilege, advantage, or opportunity enjoyed by others receiving the aid, benefit, or service.

(2) A public entity may not deny a qualified individual with a disability the opportunity to participate in services, programs, or activities that are not separate or different, despite the existence of permissibly separate or different programs or activities.

(3) A public entity may not, directly or through contractual or other arrangements, utilize criteria or methods of administration:

(i) That have the effect of subjecting qualified individuals with disabilities to discrimination on the basis of disability;

(ii) That have the purpose or effect of defeating or substantially impairing accomplishment of the objectives of the public entity's program with respect to individuals with disabilities; or

(iii) That perpetuate the discrimination of another public entity if both public entities are subject to common administrative control or are agencies of the same State.

(4) A public entity may not, in determining the site or location of a facility, make selections –

(i) That have the effect of excluding individuals with disabilities from, denying them the benefits of, or otherwise subjecting them to discrimination; or

(ii) That the purpose or effect of defeating or substantially impairing the accomplishment of the objectives of the service, program, or activity with respect to individuals with disabilities.

(5) A public entity, in the selection of procurement contractors, may not use criteria that subject qualified individuals with disabilities to discrimination on the basis of disability.

(6) A public entity may not administer a licensing or certification program in a manner that subjects qualified individuals with disabilities to discrimination on the basis of disability, nor may a public entity establish requirements for the programs or activities of licensees or certified entities that subject qualified individuals with disabilities to discrimination on the basis of disability. The programs or activities of entities that are licensed or certified by a public entity are not, themselves, covered by this part.

(7)

(i) A public entity shall make reasonable modifications in policies, practices, or procedures when the modifications are necessary to avoid discrimination on the basis of disability, unless the public entity can demonstrate that making the modifications would fundamentally alter the nature of the service, program, or activity.

(ii) *A public entity is not required to provide a reasonable modification to an individual who meets the definition "disability" solely under the "regarded as" prong of the definition of "disability" at* **§ 35.108(a)(1)(iii)**.

(8) A public entity shall not impose or apply eligibility criteria that screen out or tend to screen out an individual with a disability or any class of individuals with disabilities from fully or equally enjoying any service, program, or activity, unless such criteria can be shown to be necessary for the provision of service, program, or activity being offered.

(c) Nothing in this part prohibits a public entity from providing benefits, services, or advantages to individuals with disabilities, or to a particular class of individuals with disabilities beyond those required by this part.

(d) A public entity shall administer services, programs, and activities in the most integrated setting appropriate to the needs of qualified individuals with disabilities.

(e)

(1) Nothing in this part shall be construed to require an individual with a disability to accept an accommodation, aid, service, opportunity, or benefit provided under the ADA or this part which such individual chooses not to accept.

(2) Nothing in the act or this part authorizes the representative or guardian of an individual with a disability to decline food, water, medical treatment, or medical services for that individual.

(f) A public entity may not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the costs of measures, such as the provision of auxiliary aids or program accessibility, that are required to provide that individual or group with the nondiscriminatory treatment required by the act or this part.

(g) A public entity shall not exclude or otherwise deny equal services, programs, or activities to an individual or entity because of the known disability of an individual with whom the individual or entity is known to have a relationship or association.

(h) A public entity may impose legitimate safety requirements necessary for the safe operation of its services, programs, or activities. However, the public entity must ensure that its safety requirements are based on actual risks, not on mere speculation, stereotypes, or generalizations about individuals with disabilities.

(i) Nothing in this part shall provide the basis for a claim that an individual without a disability was subject to discrimination because of a lack of disability, including a claim that an individual with a disability was granted a reasonable modification that was denied to an individual without a disability.

§ 35.105 Self-Evaluation

(a) A public entity shall, within one year of the effective date of this part, evaluate its current services, policies, and practices, and the effects thereof, that do not or may not meet the requirements of this part and, to the extent modification of any such services, policies, and practices is required, the public entity shall proceed to make the necessary modifications.

(b) A public entity shall provide an opportunity to interested persons, including individuals with disabilities or organizations representing individuals with disabilities, to participate in the self-evaluation process by submitting comments.

(c) A public entity that employs 50 or more persons shall, for at least three years following completion of the self-evaluation, maintain on file and make available for public inspection:

(1) A list of the interested persons consulted;

(2) A description of areas examined and any problems identified; and

(3) A description of any modifications made.

(d) If a public entity has already complied with the self-evaluation requirement of a regulation implementing section 504 of the Rehabilitation Act of 1973, then the requirements of this section shall apply only to those policies and practices that were not included in the previous self-evaluation.

§ 35.106 Notice

A public entity shall make available to applicants, participants, beneficiaries, and other interested persons information regarding the provisions of this part and its applicability to the services, programs, or activities of the public entity, and make such information available to them in such manner as the head of the entity finds necessary to apprise such persons of the protections against discrimination assured them by the Act and this part.

§ 35.107 Designation of Responsible Employee and Adoption of Grievance Procedures

(a) ***Designation of responsible employee***: A public entity that employs 50 or more persons shall designate at least one employee to coordinate its efforts to comply with and carry out its responsibilities under this part, including any investigation of any complaint communicated to it alleging its noncompliance with this part or alleging any actions that would be prohibited by this part. The public entity shall make available to all interested individuals the name, office address, and telephone number of the employee or employees designated pursuant to this paragraph.

(b) ***Compliant procedure***: A public entity that employes 50 or more persons shall adopt and publish grievance procedures providing for prompt and equitable resolution of complaints alleging any action that would be prohibited by this part.

§ 35.150 Existing Facilities

(d) Transition Plan:

(1) In the event that structural changes to facilities will be undertaken to achieve program accessibility, a public entity that employs 50 or more persons shall develop, within six months of January 26, 1992, a transition plan setting forth the steps necessary to complete such changes. A public entity shall provide an opportunity to interested persons, including individuals with disabilities or organizations representing individuals with disabilities, to participate in the development of the transition plan by submitting comments. A copy of the transition plan shall be made available for public inspection.

(2) If a public entity has responsibility or authority over streets, roads, or walkways, its transition plan shall include a schedule for providing curb ramps or other sloped areas where pedestrian walks cross curbs, giving priority to walkways serving entities covered by the Act, including State and local government offices and facilities, transportation, places of public accommodation, and employers, followed by walkways serving other areas.

(3) The plan shall, at a minimum –

(I) Identify physical obstacles in the public entity's facilities that limit the accessibility of its programs or activities to individuals with disabilities.

(II) Describe in detail the methods that will be used to make the facilities accessible;

(III) Specify the schedule for taking the steps necessary to achieve compliance with this section and if the time period of the transition plan is longer than one year, identify steps that will be taken during each year of the transition period; and

(IV) Indicate the official responsible for the implementation of the plan.

(4) If a public entity has already complied with the transition plan requirement of a Federal agency regulation implementing section 504 of the Rehabilitation Act of 1973, then the requirements of **this paragraph (d)** shall apply only to those policies and practices that were not included in the previous transition plan.

Matrix of ADA Requirements for Public Agencies

Title II of the Americans with Disabilities Act (ADA) requires all public agencies - regardless of size - to ensure that their services, programs and activities are accessible to persons with disabilities. Compliance includes conducting a self-evaluation of building facilities, rights-of-way facilities and communications to identify any accessibility obstacles or issues that need to be addressed. The matrix below provides an overview of the ADA requirements.

ADA Compliance Item	Public Entity (50+ Employees)	Public Entity (<50 Employees)
General ADA Compliance – *Provision of accessibility to public services, programs and activities …* **28 CFR Sec. 35.130**	*Required*	*Required*
Provide Public Notice – *Make information publicly available regarding the ADA provisions and their applicability to the agency's services, programs and activities …* **28 CFR Sec. 35.106**	*Required*	*Required*
Conduct a Self-Evaluation – *Evaluate current services, policies and practices for ADA compliance; and provide an opportunity for interested persons to participate …* **28 CFR Sec. 35.105 (a) and (b)**	*Required*	*Required*
Maintain documentation from the Self Evaluation on file and make available for public inspection for at least three years … **28 CFR Sec. 35.105 (c)**	*Required*	*Recommended*
Designate an ADA coordinator **28 CFR Sec. 35.107 (a)**	*Required*	*Recommended*
Adopt a Grievance Procedure **28 CFR Sec. 35.107 (b)**	*Required*	*Recommended*
Develop a Transition Plan **28 CFR Sec. 25.150 (d)**	*Required*	*Recommended*

*Businesses and non-profit organizations are required to comply with accessibility requirements places of public accommodations (see **ADA Title III – 28 CFR Part 36.304**)*

Matrix of ADA Compliance for the City of Moundsville

The City of Moundsville is a public agency with more than 50 employees. The right panel is the matrix of ADA requirements for Public Agencies that applies to the city. The City of Moundsville, upon adoption of this plan, complies with the following items in the matrix.

ADA Compliance Item	Public Entity (50+ Employees)	Compliance Checklist
General ADA Compliance – *Provision of accessibility to public services, programs and activities …* **28 CFR Sec. 35.130**	*Required*	✓
Provide Public Notice – *Make information publicly available regarding the ADA provisions and their applicability to the agency's services, programs and activities …* **28 CFR Sec. 35.106**	*Required*	✓
Conduct a Self-Evaluation – *Evaluate current services, policies and practices for ADA compliance; and provide an opportunity for interested persons to participate …* **28 CFR Sec. 35.105 (a) and (b)**	*Required*	✓
Maintain documentation from the Self Evaluation on file and make available for public inspection for at least three years … **28 CFR Sec. 35.105 (c)**	*Required*	✓
Designate an ADA coordinator **28 CFR Sec. 35.107 (a)**	*Required*	✓
Adopt a Grievance Procedure **28 CFR Sec. 35.107 (b)**	*Required*	✓
Develop a Transition Plan **28 CFR Sec. 25.150 (d)**	*Required*	✓

Designation of Responsibility

In accordance with **28 CFR 35.107(a)**, the City of Moundsville has designated the following person to serve as the ADA Title II Coordinator to oversee the town's policies and procedures:

ADA Title II Coordinator

Name: Rick Healy	Job Title: City Manager
Office Address: 800 6th Street, Moundsville, WV 26041	
Phone: (304) 845-6300	
Email: rhealy@cityofmoundsville.com	

In Accordance with **28 CFR 35.150(d)(3)**, the City of Moundsville has designated the following person to serve as ADA Transition Plan Implementation Coordinator, to monitor the town's progress and manage review and updates of this document:

ADA Transition Plan Implementation Coordinator

Name: Rick Healy	Job Title: City Manager
Office Address: 800 6th Street, Moundsville, WV 26041	
Phone: (304) 845-6300	
Email: rhealy@cityofmoundsville.com	

Self-Evaluation

Pursuant of 28 CFR 35.105, the City of Moundsville conducted a self-evaluation of its buildings, public places, programs, and services. The City of Moundsville is responsible for the self-evaluation and conducted the evaluation of its buildings, information, communications, programs, services, and signage.

The City of Moundsville utilized the assistance of the Bel-O-Mar Transportation Study (Belomar) as well as the West Virginia Local Technical Assistance Program (WV LTAP) to evaluate sidewalks and curbs in the city's limits. Belomar assisted the city with identifying potential ADA deficiencies and safety hazards. Photos of each item were taken and mapped to their corresponding location. This map is available to the public and can be used by city officials to remedy or plan to remedy the deficiencies identified. The map is available by clicking this link: https://arcg.is/WLuTj4

A printed map with photo identifications and the photo library can be provided in various formats upon request.

Public Involvement and Notice

Pursuant of 28 CFR 35.105(b) the City of Moundsville conducted public involvement efforts to ensure proper notice and participation of the public. A public notice was run in both the Intelligencer and the Moundsville Daily Echo newspapers. These same notices were published on the City of Moundsville website as well as the City's official Facebook page. The public notice can be found in **Appendix B**. The notices ran on July 27, 2026. The City then ran a public meeting at the City Building located at 800 6th Street, Moundsville, WV 26041 on August 11, 2026 where a draft plan was available for comment.

Infrastructure Improvement Schedule

Infrastructure Improvement Schedule			
Item	**Description**	**Potential Funding Source(s)**	**Schedule**
Intersection of 6th St and Morton Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersection of 6th St and Tomlinson Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersection(s) of 5th St and Tomlinson Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersection of 3rd St and Tomlinson Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersection of 3rd St and Morton Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersection of 3rd St and Grant Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority*	*Transportation Alternatives*	***Priority A***

	public access destinations		
Intersection(s) of 3rd St and Parriott Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersections(s) of 2nd st and Parriott Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives*	***Priority A***
Intersection of 5th St and Morton Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*Transportation Alternatives (TA), Surface Transportation Block Grant (STBG), Better Utilizing Investments to Leverage Development (BUILD), Marshall County funding request, or city funding.*	***Priority B***
Intersection of 3rd St and Baker Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority B***
Intersection of 2nd St and Grant Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority B***
Intersection of 3rd St and Cedar Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority B***

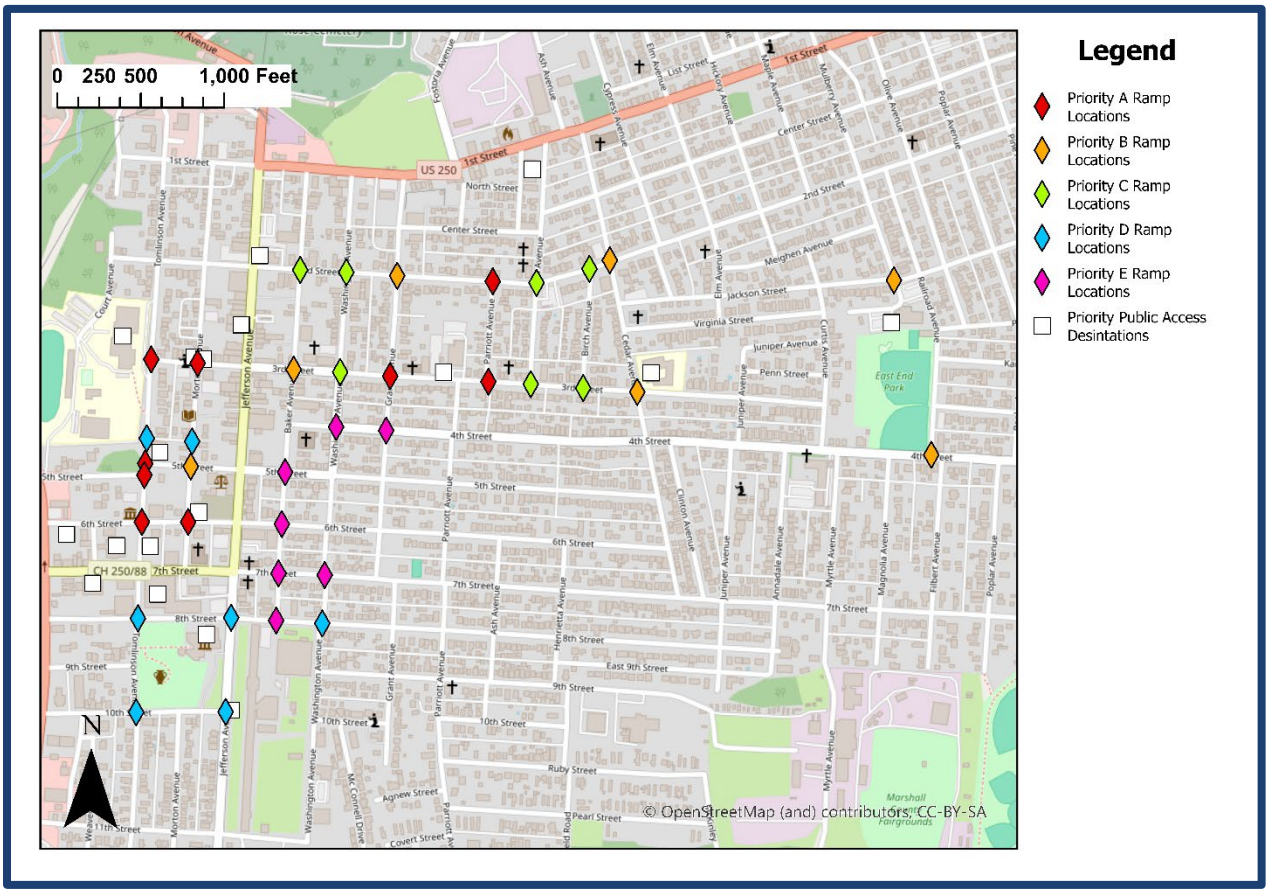
	public access destinations		
Intersection of 2nd St and Cedar Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority B***
Intersection(s) of Jackson St and Mulberry Ave	*3-4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority B***
Intersection of 4th St and Railroad Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority B***
Intersection of 2nd St and Baker Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***
Intersection of 2nd St and Washington Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***
Intersection of 3rd St and Washington Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***
Intersection of 3rd St and Ash Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***

	public access destinations		
Intersection of 2nd St and Ash Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***
Intersection of 2nd St and Birch Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***
Intersection of 3rd St and Birch Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority C***
Intersection of 10th St and Tomlinson Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority D***
Intersection of 8th St and Tomlinson Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority D***
Intersection of 8th St and Jefferson Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority D***
Intersection of 10th St and Jefferson Ave	*2 curb ramps with DWS that follow PROWAG that offer connecting*	*TA, STBG, BUILD, Marshall County*	***Priority D***

	pathways to priority public access and tourist destinations	*funding request, or city funding.*	
Intersection(s) of 8th St and Washington Ave	*4 curb ramps with DWS that follow PROWAG that offer connecting pathways from residential areas to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority D***
Intersection of Tomlinson Ave and an alleyway	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority D***
Intersection of Mortin Ave and an alleyway	*2 curb ramps with DWS that follow PROWAG that offer connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority D***
Intersection of 8th St and Baker Ave	*2 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***
Intersection of 7th St and Baker Ave	*4 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***
Intersection of 6th St and Baker Ave	*4 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***

Intersection(s) of 7th St and Washington Ave	*4 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***
Intersection of 5th St and Baker Ave	*4 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***
Intersection of 4th St and Washington Ave	*4 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***
Intersection of 4th St and Grant Ave	*4 curb ramps with DWS that follow PROWAG that offer residential areas connecting pathways to priority public access and tourist destinations*	*TA, STBG, BUILD, Marshall County funding request, or city funding.*	***Priority E***
ADAAG Improvements for East End Park and Four Seasons Pool	*Correct barriers identified in self-evaluation at East End Park and Four Seasons Pool*	*CDBG, Marshall County funding Request, or city funding.*	***Fall 2030***
New City Building	*Currently under construction*	*Marshall County funding Request and city funding.*	***Dec 2026***

Pictured: *Map of Priority Curb Ramps Locations*



Grievance Procedure

A Grievance Procedure is established to meet the requirements of the **Americans with Disabilities Act of 1990** and 28 CFR Sec. 35.107(b). 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 Moundsville or the ADA Coordinator. Within 15 calendar days after receipt of the complaint the ADA coordinator will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, the ADA Coordinator 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 Moundsville and offer options for substantive resolution of the complaint.

If the response by the ADA Coordinator does not satisfactorily resolve the issue, the complainant and/or their designee may appeal the decision within 15 calendar days after receipt of the response to the city council.

Within 15 calendar days after receipt of the appeal, the city council will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the city council will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint. All written complaints received by the ADA Coordinator, appeals to the city council, and responses from these parties will be retained by the City of Moundsville. A sample ADA grievance form can be found in **Appendix C**.

Policy

Public Rights-of-Way Accessibility Policy

For pedestrian access routes, the City of Moundsville will utilize the Public Rights-of-Way Accessibility Guidelines (PROWAG) as its accessibility standard. Any permitted utility work, building repairs, renovations, construction, or other improvements that affect a pedestrian access route shall restore the affected area, upon completion of the work, in accordance with applicable PROWAG requirements. A post-construction accessibility evaluation is recommended to verify compliance.

When an alteration affects an existing pedestrian access route that contains accessibility barriers, the altered portion shall be restored to compliance to the maximum extent feasible in accordance with applicable accessibility standards.
To support implementation of these requirements, the following policy actions are recommended:

Policy Recommendations	
I.	City staff responsible for building inspections should also observe adjacent public rights-of-way for obvious accessibility barriers and document any observed deficiencies.
II.	When accessibility barriers are identified within a sidewalk or pedestrian access route determined to be the responsibility of an adjacent property owner, the City should provide written notice describing the deficiency and applicable corrective actions.
III.	The City should adopt an ordinance establishing enforcement procedures, compliance schedules, and penalties for repeated failure to address accessibility deficiencies where maintenance responsibility rests with a private property owner.
IV.	The City Manager should ensure that contracts involving street, sidewalk, utility, or drainage alterations include provisions requiring restoration of affected pedestrian access routes in compliance with applicable accessibility standards to the maximum extent feasible.
V.	The City should establish a permitting process requiring utility providers and other entities performing work within the public right-of-way to restore affected pedestrian facilities in compliance with PROWAG and applicable local requirements. Failure to do so may result in enforcement actions or penalties established by ordinance.
VI.	The City should adopt a policy requiring that whenever a street is altered through resurfacing, milling, overlay, reconstruction, or similar activities, associated curb ramps serving the affected roadway be installed, upgraded, or reconstructed as required by applicable accessibility requirements.
VII.	This plan prioritizes the removal of barriers at street crossings through the construction or reconstruction of curb ramps. The installation of compliant curb ramps at intersections should be considered a high-priority accessibility improvement throughout the City.

Public Buildings and Facilities Accessibility Policy

For public buildings and public accommodations, the City of Moundsville will utilize the Americans with Disabilities Act Accessibility Guidelines (ADAAG), along with any applicable ADA Standards for Accessible Design, as its accessibility standard.

These requirements apply to City-owned facilities and to private facilities open to the public to the extent required by federal, state, and local law. Any alterations, renovations, or improvements affecting accessibility features should be designed and constructed in compliance with applicable accessibility standards. A post-construction accessibility evaluation is recommended to verify compliance and identify any remaining barriers.

Appendices

Appendix A. Self-evaluation
Appendix B. Public Involvement and Notice
Appendix C. ADA Complaint Form
Appendix D. Resolution of Adoption

Appendix A. Self-Evaluation

Self-Evaluation

As part of the City of Moundsville's ongoing efforts to better understand pedestrian accessibility within the community, the City partnered with the Bel-O-Mar Regional Council Transportation Study (Bel-O-Mar) and the West Virginia Local Technical Assistance Program (WV LTAP) to conduct a comprehensive ADA self-evaluation of publicly accessible pedestrian infrastructure and municipal facilities. This initiative was designed to establish a baseline understanding of existing conditions and assist the City in identifying opportunities for future accessibility improvements.

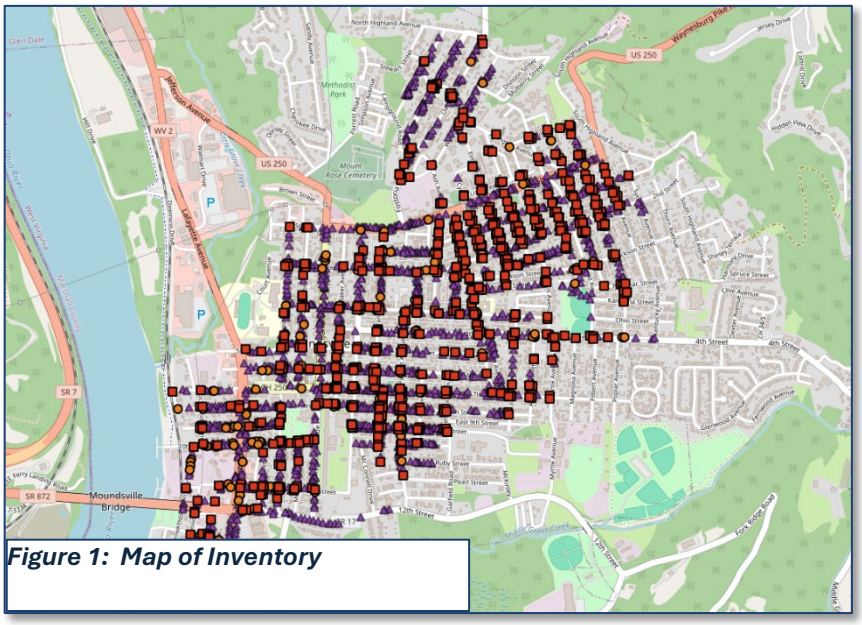


Figure 1: Map of Inventory

From July 29 through July 31, 2026, a six-person field team conducted an extensive inventory of sidewalks, curb ramps, pedestrian pathways, and public facilities throughout the city. To ensure a systematic and efficient review process, the City was divided into five geographic sections, allowing staff and project partners to evaluate nearly all sidewalks and pedestrian corridors within the municipal limits. Throughout the three-day effort, more than 2,000 individual locations were documented and mapped using GIS-based field data collection tools.

WV LTAP provided technical assistance during the evaluation, including guidance from Dr. Ron Eck regarding accessibility measurement techniques and the application of standards found within the Americans with Disabilities Act Accessibility Guidelines (ADAAG) and the Public Rights-of-Way Accessibility Guidelines (PROWAG). This support helped ensure that observations were collected consistently and that the inventory reflected current accessibility practices and measurement methodologies.

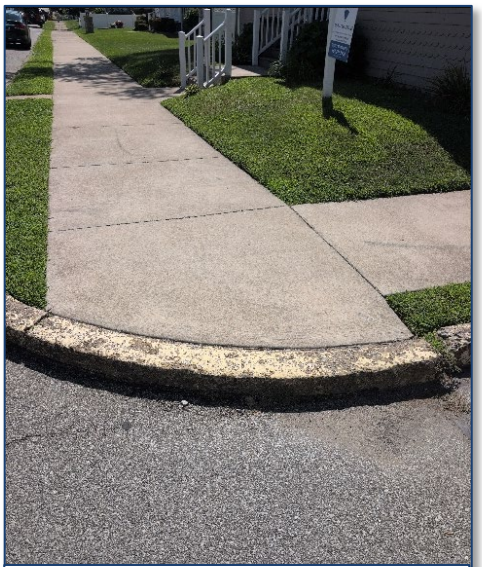


Figure 2: Example Curb without ADA Ramp



Figure 3: Example rough sidewalk condition

The inventory documented a wide range of pedestrian infrastructure characteristics. Information was collected on the presence or absence of curb ramps, detectable warning surfaces, sidewalk obstructions, utility features within the pedestrian path, surface conditions, and other elements that may influence accessibility. The purpose of this effort was not to determine compliance on a location-by-location basis, but rather to develop a comprehensive record of existing conditions that can help inform future planning, maintenance, and capital improvement decisions.

In addition to the field inventory, the City of Moundsville hosted an ADA training workshop titled ADA for Local Governments on May 6, 2026. The training was conducted in partnership with WV LTAP and Bel-O-Mar and brought together municipal staff, local officials, and other participants interested in understanding accessibility requirements and best practices for public infrastructure.

A key component of the workshop included a hands-on field exercise in downtown Moundsville. Participants conducted a practice self-evaluation along portions of Jefferson Avenue and the area surrounding the City Building. The exercise provided attendees with an opportunity to observe pedestrian infrastructure through the lens of accessibility and gain practical experience identifying features that are commonly evaluated during ADA self-assessments.

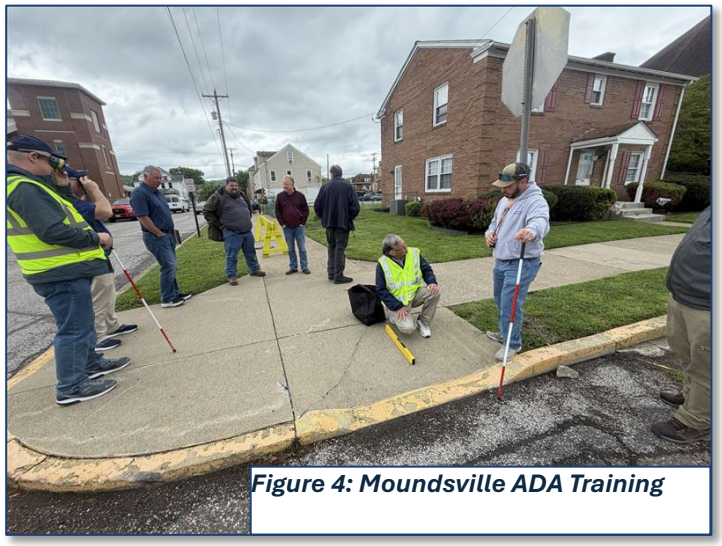


Figure 4: Moundsville ADA Training

To further enhance participant understanding, the training incorporated experiential learning activities that simulated a variety of mobility and vision-related challenges.

Attendees used wheelchairs to navigate sidewalks and curb ramps and utilized blind mobility canes while traveling designated routes. These exercises allowed participants to better understand the day-to-day experiences of individuals with disabilities and highlighted the importance of accessible routes within the public right-of-way.

Appendix B. Public Involvement and Notice

Public Notice

ADA Transition Plan Public Meeting and Public Comment Period

The City of Moundsville invites residents, stakeholders, and interested members of the public to attend a public meeting regarding the Draft ADA Transition Plan.

The meeting will be held on Tuesday, August 11, 2026, from 5:30 p.m. to 6:30 p.m. at the Moundsville City Building, 800 6th Street, Moundsville, WV 26041, during the regularly scheduled meeting of the City of Moundsville Finance, Policy, and Traffic subcommittees.

The purpose of the meeting is to present the Draft ADA Transition Plan for public review and receive input from community members. The ADA Transition Plan identifies barriers to accessibility within the City's public right-of-way and outlines strategies for achieving compliance with the Americans with Disabilities Act (ADA).

Following the public meeting, the Draft ADA Transition Plan will be available for public review and comment through August 30, 2026. The plan may be accessed on the City of Moundsville website at https://www.cityofmoundsville.com and the Bel-O-Mar Regional Council website at https://www.belomar.org.

Written comments must be received by August 30, 2026, and should be directed to:

Rick Healy, City Manager
City of Moundsville
Phone: (304) 845-6300 Email: rhealy@cityofmoundsville.com
Mail: 800 6th Street, Moundsville, WV 26041

The City of Moundsville encourages all interested persons to participate in the planning process and provide comments on the Draft ADA Transition Plan.

Published in The Wheeling News Register and Moundsville Daily Echo - July 27, 2026

MOUNDSVILLE ECHO LLC
PO Box 369
Moundsville, WV
26041-0369
(304)845-2660

AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA
COUNTY OF MARSHALL, to wit:

I, Charles M. Walton, being first duly sworn upon my oath, do depose and say:

- that I am Legal Advertising Manager of the MOUNDSVILLE ECHO, a Republican newspaper;
- that I have been duly authorized to execute this affidavit;
- that such newspaper has been published for over 132 years, is regularly published afternoons weekly on Thursday, except holidays, for at least fifty weeks during the calender year, in the municipality of Moundsville, Marshall County, West Virginia;
- that such newspaper is a newspaper of "general circulation" as defined in Art. 3, Chap. 59 of the Code of West Virginia 1931 as amended, within Moundsville and Marshall County;
- that such newspaper averages in length four or more pages, exclusive of any cover, per issue;
- that such newspaper is circulated to the general public at a definite price or consideration;
- that such newspaper is a newspaper to which the general public resorts for passing events of a political, religious, commercial and social nature and for current happenings, announcements, miscellaneous reading matters, advertisements and other notices;
- and that the annexed notice described as follows:

City of Moundsville

PARTY(ies)

ADA Transition Plan Notice

NATURE (and agency if heard before one

CERTIF-BILL TO

City of MOundsville
Attn: Sara Jasenec
800 6th Street
Moundsville, WV 26041

WAS PUBLISHED IN-SAID NEWSPAPER AS FOLLOWS:

TIMES	DATES
1	July 30, 2026

BY WORDS	PUBLICATION CHARGES
451	$ 51.87

(signed)

NOTARIZATION

Taken, sworn and subscribed before me this 31st day of July 2026.

Jacqueline Gallo
Notary Public

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PUBLISH: July 30, 2026

MOUNDSVILLE ECHO, LLC
11:32 08-24-2026
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Legal	$51.87
Legal	$78.37
Display	$489.50
TOTAL	$619.74
CHECK	$619.74

THANK YOU

OFFICIAL SEAL
NOTARY PUBLIC
STATE OF WEST VIRGINIA
Jacqueline Gallo
Marshall County Circuit Clerk
600 7th Street, Moundsville, WV 26041
My Commission Expires July 20, 2031

Wheeling News-Register

1500. Main Street
Wheeling, WV 26003
Phone: 304-233-0100

PUBLIC NOTICE ADVERTISING AFFIDAVIT

CITY OF MOUNDSVILLE
RICK HEALY
800 SIXTH STREET

MOUNDSVILLE, WV 26041

Account Number: L00654
Proof Date: 07-27-26
Ad Number: 245931

ACCOUNT #	DESCRIPTION	LINES	TIMES	PROOF	TOTAL CHARGES
L00654	PUBLIC NOTICE ADA Transition Plan Public M	69	1	10.00	42.16

PROOF OF PUBLICATION

Patti Koutsky who being duly sworn according to law, deposes and says that she is **Classified Ad Rep** of the Wheeling News-Register newspaper published in the CITY OF WHEELING, STATE OF WEST VIRGINIA, hereby certify that the annexed publication was inserted in said newspaper on the following dates:

✓

News-Register: 07-27-26

Patti Koutsky

Sworn to and subscribed before me this 27th day of July 2026

Lori Brown-Commissioned as

Official Seal
Notary Public, State of West Virginia
Lori Ann Stewart
210 Pine Avenue
Moundsville, WV 26041
My Commission Expires June 18, 2030

City of Moundsville's Facebook Post

City of Moundsville, Moundsville WV's Post

City of Moundsville, Moundsville WV
July 23 at 3:00 PM ·

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City of Moundsville

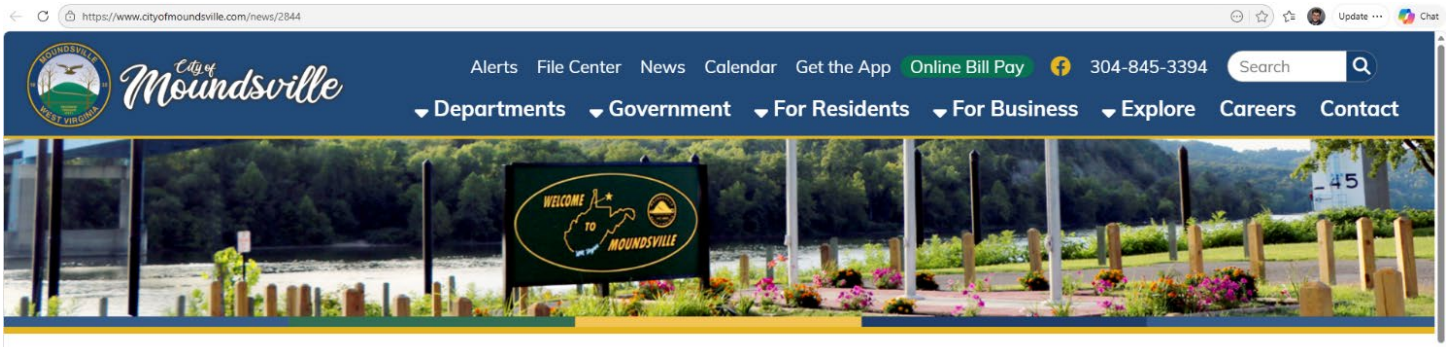
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The City of Moundsville encourages all interested persons to participate in the planning process and provide comments on the Draft ADA Transition Plan.
https://www.cityofmoundsville.com/news/2844

City of Moundsville's City Website Post



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ADA Transition Plan Public Meeting and Public Comment Period

Posted 07/23/26



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Phone: (304) 845-6300

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Mail: 800 6th Street, Moundsville, WV 26041

Appendix C. ADA Grievance Form

Name:	Phone:	
Address of Named Complaint:	Resident of Moundsville: Y or N	
Name of Complaint Location:		
Address of the Complaint Location:	GPS Latitude:	GPS Longitude:
Date of Incident:		
Description of Incident:		
Signature of Complainant:		
FOR CITY USE ONLY BELOW THIS LINE		
Date Complaint Received:	Reference ID:	
Date Resolved:	Date of Appeal (if applicable):	
Signature of ADA Coordinator:		

Appendix D. Resolution of Adoption

Resolution Authorizing the Adoption
of the Americans with Disabilities Act (ADA) Transition Plan
for the City of Moundsville
Marshall County, West Virginia

WHEREAS, the Americans with Disabilities Act of 1990 (ADA), as amended, requires public entities to provide equal access to programs, services, activities, facilities, and public rights-of-way for individuals with disabilities; and

WHEREAS, the City of Moundsville is committed to ensuring that individuals with disabilities have equitable access to municipal programs, services, facilities, and infrastructure; and

WHEREAS, the City of Moundsville has completed a self-evaluation of its programs, services, policies, facilities, and public rights-of-way to identify barriers to accessibility and assess compliance with ADA Title II requirements; and

WHEREAS, the City of Moundsville worked cooperatively with the Bel-O-Mar Regional Council and WV LTAP to conduct accessibility evaluations, engage the public, identify accessibility barriers, and develop recommendations for improving accessibility throughout the City; and

WHEREAS, the ADA Transition Plan identifies existing accessibility barriers, establishes priorities for corrective action, and provides a framework for improving accessibility throughout the City of Moundsville; and

WHEREAS, the City of Moundsville provided opportunities for public participation in the development of the ADA Transition Plan through, public meeting and a public comment period, and considered input received during the planning process; and

WHEREAS, the ADA Transition Plan establishes procedures for implementation, identifies responsible personnel, and includes a grievance procedure for addressing accessibility concerns; and

WHEREAS, adoption of the ADA Transition Plan will assist the City of Moundsville in maintaining compliance with applicable accessibility requirements and

pursuing funding opportunities to address identified accessibility deficiencies; and

WHEREAS, adoption of the ADA Transition Plan does not obligate the City of Moundsville to immediately construct all identified improvements, but establishes a prioritized framework for future accessibility investments as funding becomes available;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Moundsville, West Virginia, that the ADA Transition Plan is hereby adopted as the official accessibility planning document of the City of Moundsville.

BE IT FURTHER RESOLVED, that the Mayor, City Manager, ADA Coordinator, and other appropriate City officials are authorized and directed to implement, administer, maintain, and periodically update the ADA Transition Plan; pursue available local, state, federal, and other funding opportunities; and undertake reasonable efforts to address identified accessibility barriers in accordance with applicable law, City priorities, and available resources.

BE IT FURTHER RESOLVED, that the City of Moundsville reaffirms its commitment to accessibility, nondiscrimination, and compliance with the Americans with Disabilities Act and applicable federal and state accessibility requirements.

This Resolution becomes effective as of this date. Passed this **1st day of September 2026**.

Randy C. Chamberlain, Mayor

Sondra J. Hewitt, City Clerk