



POLICY ON USE OF POWER-DRIVEN MOBILITY DEVICES IN COLUMBIA ASSOCIATION FACILITIES

This policy sets forth the Columbia Association's ("CA") rules on use of power-driven mobility devices at CA facilities and on CA pathways, pursuant to Section 36.311 of the 2010 Regulations promulgated under the American with Disabilities Act (28 CFR Part 36).

A "power-driven mobility device" means a mobility device powered by batteries, fuel or other engines that is used by an individual with a mobility disability for the purpose of locomotion, including golf carts and electronic personal assistance mobility devices such as the Segway®.

An individual with a mobility disability shall be permitted to use a power-driven mobility device at a CA facility or on a CA pathway **if** the device can be operated in a safe manner considering the circumstances. The decision whether safe operation is possible in a given circumstance will be made by the manager of the CA facility or site based on the following factors:

1. The type, size, weight and speed of the device.
2. The volume of pedestrian traffic.
3. The location's design and physical and operational characteristics.
4. Whether reasonable safety requirements can be implemented to reduce safety risks.
5. Whether use of the device creates a substantial risk of serious harm to the immediate environment or natural or cultural resources.

In deciding whether a power-driven mobility device should be allowed at a CA facility or on a CA pathway under this policy, the person using the mobility device may be asked to provide credible assurance that the device is required because of the person's disability. A valid state-issued disability parking permit or state-issued proof of disability constitutes such assurance. If the person is unable to provide such documentation, a verbal representation that the device is being used for a mobility disability must be accepted so long as that statement is not contradicted by observable fact. The individual may **not** be asked about the nature or extent of his/her disability.

Any questions regarding this policy should be referred to CA's Legal Department, which may be contacted at 410-715-3115.