



City of San Diego  
 Development Services  
 1222 First Ave., MS-401  
 San Diego, CA 92101  
 (619) 446-5000

# Determination of Unreasonable Hardship Exception to Accessibility Requirements

**FORM**  
**DS-2123**  
 JANUARY 2016

Project Address: \_\_\_\_\_

Project Number: \_\_\_\_\_

ACCESSIBILITY ELEMENTS	DOES ELEMENT COMPLY WITH ACCESSIBILITY REQUIREMENTS? (YES), (NO)	WILL THIS ELEMENT BE MADE ACCESSIBLE? (YES), (NO)	WHAT IS THE COST OF MAKING THIS ELEMENT ACCESSIBLE?	WHAT IS THE AMOUNT WILL SPEND ON MAKING ELEMENT ACCESSIBLE?	WILL THIS ELEMENT COMPLY BY EQUIVALENT FACILITATION? (YES), (NO)
<b>1. Entrance:</b> (Doors, doorways, gates, ramps, etc.)	_____	_____	\$ _____	\$ _____	_____
<b>2. Route to the altered area:</b>					
a. Doors, doorways, gates	_____	_____	\$ _____	\$ _____	_____
b. Corridor	_____	_____	\$ _____	\$ _____	_____
c. Elevator/Platform lift	_____	_____	\$ _____	\$ _____	_____
d. Ramps	_____	_____	\$ _____	\$ _____	_____
e. Stairways	_____	_____	\$ _____	\$ _____	_____
<b>3. Toilet facilities:</b>					
a. Men	_____	_____	\$ _____	\$ _____	_____
b. Women	_____	_____	\$ _____	\$ _____	_____
C. Unisex	_____	_____	\$ _____	\$ _____	_____
<b>4. Telephones</b>	_____	_____	\$ _____	\$ _____	_____
<b>5. Drinking fountains</b>	_____	_____	\$ _____	\$ _____	_____
<b>6. Parking:</b>					
a. Removal of ramp from aisle	_____	_____	\$ _____	\$ _____	_____
b. New curb ramp	_____	_____	\$ _____	\$ _____	_____
c. Re-Striping	_____	_____	\$ _____	\$ _____	_____
d. Detectable warnings	_____	_____	\$ _____	\$ _____	_____
<b>7. Fire alarm system</b>	_____	_____	\$ _____	\$ _____	_____
<b>8. Signs</b>	_____	_____	\$ _____	\$ _____	_____
<b>9. Pedestrian walk</b>	_____	_____	\$ _____	\$ _____	_____
<b>ADDITIONAL BUILDING ELEMENTS (SPECIFY):</b>					
10. _____	_____	_____	\$ _____	\$ _____	_____
11. _____	_____	_____	\$ _____	\$ _____	_____
12. _____	_____	_____	\$ _____	\$ _____	_____

**EQUIVALENT FACILITATION:** For the following elements the cost of compliance with Section 11B-202.4 is an unreasonable hardship. However, accessibility compliance of such elements will be provided by equivalent facilitation as specified below for the cost noted:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Total amount will spend on making the noted elements accessible, **(A)** \$ \_\_\_\_\_

**PRECEDING THREE-YEAR ALTERATIONS:** List project number of all improvements to the proposed area and all areas on the same path of travel with their construction cost for the preceding three years<sup>1</sup>:

\_\_\_\_\_

Total cost of alterations (preceding 3-year period)<sup>1</sup>, **(B)** \$ \_\_\_\_\_

Construction cost of this project,<sup>2,3</sup> **(C)** \$ \_\_\_\_\_

**Adjusted construction cost of this project, (B + C)** \$ \_\_\_\_\_ > ≤

**\$150,244.00 Dollars**  
 Valuation Threshold<sup>4</sup>  
 (YEAR 2016)

Total Cost of Compliance in Percentage of the Adjusted Construction Cost, [(A) ÷ (B+C)] x 100= \_\_\_\_\_ percent

I, the undersigned, hereby request that the above referenced project be granted exception from the accessibility requirements of the 2013 California Building Code, Chapter 11B, Section 11B-202.4, Exception 8. I certify that the information provided on this application is true and correct.

Name (print): \_\_\_\_\_  Owner  Architect  Design Professional

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR DEPARTMENT USE ONLY**

The adjusted construction cost is less than or equal to the current valuation threshold. **The elements noted on this application shall comply with accessibility requirements of California Building Code Chapter 11B and shown on the approved construction plans. The cost of compliance with Section 11B-202.4 need not exceed 20 percent (20%) of the adjusted construction cost of alterations, structural repairs or addition.**

**REQUEST DENIED.** The adjusted construction cost exceeds the current valuation threshold. **The cost of compliance is determined NOT to be an unreasonable hardship.** The elements noted on this application shall comply with accessibility requirements of California Building Code Chapter 11B and shown on the approved construction plans.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**REQUEST GRANTED.** The adjusted construction cost exceeds the current valuation threshold. **The cost of compliance is determined to be an unreasonable hardship.** Compliance will be provided as noted on this application by equivalent facilitation and full compliance. This finding shall be ratified through appeals process prior to approval of this project. Please submit a copy of the construction plans showing how accessibility of noted elements is provided for appeals process.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name (print): \_\_\_\_\_ Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**APPEALS ACTION RATIFICATION RULING**

The Appeals Action Ratification process took place on \_\_\_\_\_  
Specific Date

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**APPROVED**

**NOT APPROVED** [NOTE: The elements noted on this application shall comply with accessibility requirements of California Building Code Chapter 11B and shown on the approved construction plans.]

Name (print): \_\_\_\_\_ Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Footnotes:**

1. The cost of alterations for the preceding three years include cost of construction of all alterations which did not provide an accessible path of travel to the area of the proposed alteration.
2. For the purpose of this exception, the adjusted construction cost of alterations, structural repairs or additions shall not include the cost of alterations to path of travel elements required to comply with Section 11B-202.4.
3. The cost of making the area of alterations or remodel accessible is not allowed to be excluded.
4. The dollar valuation threshold is valid for the duration of one calendar year only and will be adjusted on the first of January of each year.