

POLICY REGARDING THE USE OF  
OTHER POWER-DRIVEN MOBILITY DEVICES  
IN DISTRICT RECREATIONAL FACILITIES

To comply with the Americans with Disabilities Act, Harris County Municipal Utility District No. 365 (the "District") provides reasonable accommodations to individuals with disabilities within District recreational facilities, including trails (the "Facility"). This Policy Regarding the Use of Other Power-Driven Mobility Devices in District recreational facilities shall be posted on the District's website ([www.mud365.com](http://www.mud365.com)) and made available to the public at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, Texas 77027, (713) 860-6400. Individuals should contact the attorney for the District at (713) 860-6400 for more information regarding this policy.

In compliance with 28 CFR part 35, the District has considered the following factors in determining the class of other power-driven mobility devices ("OPDMDs") that may be used by individuals with mobility disabilities within the Facility:

- (i) The type, size, weight, dimensions, and speed of the OPDMDs;
- (ii) The Facility's volume of pedestrian traffic;
- (iii) The Facility's design and operational characteristics;
- (iv) Whether legitimate safety requirements can be established to permit the safe operation of OPDMDs in the Facility; and
- (iv) Whether the use of OPDMDs creates a substantial risk of serious harm to the immediate environment or natural or cultural resources.

Based upon the above factors, the District has determined that the following restrictions shall apply to the use of OPDMDs within the Facility.

**OPDMDs are prohibited within the Facility at all times. District consultants and contractors are, however, permitted to operate an OPDMD within the Facility to perform services for the District so long as a maximum speed limit of 5 miles per hour is observed and the OPDMD is not used within the Facility during or for a period of 24 hours after a precipitation event.**