

**RESOLUTION NO. 169.1**

**RESOLUTION OF THE BOARD OF EDUCATION  
SAN RAFAEL CITY HIGH SCHOOL DISTRICT  
EXEMPTION FROM LOCAL ZONING ORDINANCES**

**WHEREAS**, San Rafael City High School District ("District") is a school district duly organized and validly existing under the laws of the State of California, and located within the boundaries of the City of San Rafael ("City");

**WHEREAS**, District currently maintains the following campuses for educational purposes:

Madrone High School located at 185 Mission Avenue, San Rafael, CA 94901;

San Rafael High School located at 185 Mission Avenue, San Rafael, CA 94901;

Terra Linda High School located at 320 Nova Albion Way, San Rafael, CA 94903;

(collectively, the "School Sites"); and

**WHEREAS**, the District may from time to time construct, modernize, and/or renovate certain facilities on the School Sites or within the City to provide educational services in order to serve the surrounding community (the "Project");

**WHEREAS**, California Government Code Section 53094 authorizes District, by a vote of two-thirds of the members of its Governing Board, to render City zoning ordinances inapplicable to the Project and School Sites when used for educational purposes;

**WHEREAS**, the current and proposed uses of the Project and School Sites is for educational purposes and the Project and School Sites are subject to design review by the Division of the State Architect ("DSA") under California Education Code Section 17280, *et seq.*; and

**WHEREAS**, District has balanced the interests of the public, including those of the District and those of the City, and determined that the interests of the public are best served by operating the School Sites and commencing and completing the projects thereof according to applicable state laws along with all other educational uses on the School Sites.

**NOW THEREFORE**, THE GOVERNING BOARD OF THE SAN RAFAEL CITY HIGH SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That all of the above recitals are correct.

Section 2. That the District hereby exempts the School Sites from any zoning ordinances of the City including, without limitation, the City's Municipal Code, the City's General Plan, and related ordinances and regulations which otherwise would be applicable to the School Sites.

Section 3. That the Superintendent of the San Rafael City High School District, or his designee, is directed to give written notice to the City as required by Government Code Section 53094 within ten (10) days of this action.

**APPROVED, PASSED, AND ADOPTED** by the Board of Education of the San Rafael City High School District at a public meeting duly called and held on this \_\_\_\_\_, 2016, by the following vote:

AYES:

NOES:

ABSTENTIONS:

\_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_  
Secretary

Resolution No. 1691

STATE OF CALIFORNIA

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MARIN COUNTY

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I, Dr. Michael Watenpaugh, do hereby certify that the foregoing is a true and correct copy of Resolution No. 1691, which was duly adopted by the Board of Education of the San Rafael City High School District at the meeting thereof held on the \_\_\_\_ of \_\_\_\_\_, 2016, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

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Dr. Michael Watenpaugh  
Secretary of the Board of Education