

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

**FINDINGS, ADOPTION OF THE MITIGATED NEGATIVE DECLARATION AND MITIGATION
MONITORING PROGRAM, AND APPROVAL OF THE MALIBU SCHOOLS ALIGNMENT
PROJECT**

WHEREAS, the Santa Monica-Malibu Unified School District (“District”) developed the Malibu Elementary Schools Alignment Project, which includes changing the attendance boundaries of Point Dume Elementary School, Juan Cabrillo Elementary School, and Malibu Middle and High School (“MMHS”) and adding ten portables at Point Dume Elementary School for the purpose of creating a better elementary school system in Malibu by increasing opportunities to elementary students in a more centralized school, as opposed to limited, separated campuses (“Proposed Project”);

WHEREAS, the Proposed Project would transfer Grade K-5 students from Juan Cabrillo Elementary School to Point Dume Elementary School, transfer Grade 6-8 students from MMHS to the Juan Cabrillo campus, all of which would be accomplished by changing the attendance boundaries of the schools as follows:

- Point Dume Elementary School’s attendance boundary would expand to include all of Juan Cabrillo Elementary School’s existing attendance boundary.
- The Juan Cabrillo Elementary School would become a middle school with a new attendance boundary for Grades 6-8 to encompass all of the City of Malibu.
- MMHS’ attendance boundary for middle school Grades 6-8 would be eliminated, however, certain campus facilities would still be shared with Juan Cabrillo.

WHEREAS, the existing Juan Cabrillo Elementary School facilities can accommodate all the middle school Grades 6-8 without any additional classrooms or facilities;

WHEREAS, Phase 1 of construction would involve installing ten single-story [12.5’] portables (7 Classrooms [24’ x 40’], 1 Kindergarten [36’ x 40’], 1 Administration [36’ x 40’], and 1 Restroom [12’ x 40’]), and a potential driveway curb cut, all at the Point Dume Elementary School campus;

WHEREAS, Phase 1 is funded and would be completed for the start of the 2019-20 school year;

WHEREAS, Phase 2 of construction would involve constructing two permanent buildings and removal of the portables. The two-story classroom building would be up to 28 feet high and approximately 15,000 square feet with associated hardscape and landscape, and the single-story administration building would be approximately 2,500 square feet;

WHEREAS, Phase 2 of construction is not currently funded and would be constructed sometime after the 2019-20 school year;

WHEREAS, the Superintendent and District staff have conducted community engagement with faculty, staff, parents, residents, civic leaders and community groups for public input and concerns regarding the Proposed Project;

WHEREAS, the District must comply with the California Environmental Quality Act (“CEQA”) before approving the Proposed Project;

WHEREAS, CEQA requires the District to evaluate and determine whether the Proposed Project could create significant environmental impacts and develop and adopt feasible mitigation measures to reduce such impacts to less than significant;

WHEREAS, the District engaged Placeworks to conduct CEQA review of the Proposed Project;

WHEREAS, Placeworks analyzed the Proposed Project and determined that it could potentially create significant environmental impacts to biological resources, cultural resources, noise, transportation and traffic, and tribal cultural resources, but that implementation of certain mitigation measures would reduce such impacts to less than significant and that a Mitigated Negative Declaration (“MND”) is the appropriate environmental document;

WHEREAS, Placeworks prepared an MND that describes the Proposed Project, analyzes the potential environmental impacts, and identifies mitigation measures to reduce those significant environmental impacts to less than significant;

WHEREAS, the MND was noticed and circulated for public comment according to CEQA’s procedures;

WHEREAS, the District received nine comments during the comment period;

WHEREAS, Placeworks prepared a proposed Mitigation Monitoring Program; and

WHEREAS, Placeworks prepared responses to the comments and an Errata to the MND (“Errata”) and determined that neither the comments nor the changes set forth in the Errata provide a fair argument or substantial evidence that a potentially significant impact would result from the mitigated Proposed Project or requires the substantial revision of the MND; and thus, the MND need not be recirculated for additional public comment.

NOW, THEREFORE, BE IT RESOLVED, that based upon the whole of the record of proceedings, the MND, and the Mitigation Monitoring Program, the Santa Monica-Malibu Unified School District Board of Education (“Board”) hereby finds the following:

1. That the above recitals are true and correct.
2. The Board has independently reviewed and considered the MND, its Errata, the comments, the responses to comments, the Mitigation Monitoring Program, and the Board Item.
3. The responses to comments and Errata merely clarify or amplify the environmental information in the MND.
4. There is no fair argument or substantial evidence that the mitigated Proposed Project will have a potentially significant effect on the environment, and an environmental impact report is not required.
5. Based on the foregoing findings, recirculation of the MND is not required.
6. This Resolution wholly reflects the District’s independent judgment and analysis.

BE IT FURTHER RESOLVED that the Board hereby adopts:

1. The MND, as revised by the Errata, prepared by Placeworks dated September 2018.
2. The Proposed Project's Mitigation Monitoring Program.

BE IT FURTHER RESOLVED that the Board hereby approves the Proposed Project.

BE IT FURTHER RESOLVED that the Assistant Superintendent serve as the custodian of the documents and other materials that constitute the record of proceedings upon which the Board's decision is based. The record of proceedings shall be maintained at the District's offices at 1651 Sixteenth Street, Santa Monica, California 90404.

BE IT FURTHER RESOLVED that the Board directs the Assistant Superintendent to file with the County Clerk and State Clearinghouse a Notice of Determination for the approval of the Proposed Project.

PASSED AND ADOPTED by the Santa Monica-Malibu Unified School District of Los Angeles County at its regularly scheduled meeting held on this 1st day of November 2018.

AYES:
NOES:
ABSTENTIONS:
ABSENT:

Dr. Richard Tahvildaran-Jesswein, President
Board of Education

I, Dr. Ben Drati, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its regularly scheduled board meeting held on this day of November 1, 2018.

Dr. Ben Drati, Superintendent
Santa Monica-Malibu
Unified School District