

Resolution Regarding the Revised Proposed Opening and Co-Location of Success Academy Charter School – New York 4 (84QTBD) with Existing Schools M.S. 53 Brian Piccolo (27Q053) and Village Academy Middle School (27Q319) in Building Q053 Beginning in the 2016-2017 School Year

WHEREAS, in accordance with Education Law § 2590-h(2-a), the Chancellor prepared an educational impact statement (“EIS”) and building utilization plan (“BUP”), published and filed on October 2, 2015, on the proposed opening and co-location of Success Academy Charter School – New York 4 (84QTBD) with existing schools M.S. 53 Brian Piccolo (27Q053) and Village Academy Middle School (27Q319) in building Q053 beginning in the 2016-2017 school year (the “original proposal”); and

WHEREAS, in accordance with Education Law § 2590-g(8), the Panel for Educational Policy (the “Panel”) undertook a public review process for review and comment on the original proposal; and

WHEREAS, such review process included notice of the original proposal via the Department of Education’s (the “Department’s”) internet website and circulation of the notice of the original proposal to all community superintendents, community district education councils, community boards, and school based management teams; and

WHEREAS, such notice further included: a) a description of the purpose and substance of the original proposal; b) information regarding where the full text of the original proposal could be obtained; c) the name, office, address, email, and telephone number of the Department representative from whom information concerning the original proposal could be obtained; d) the date, time, and place of any hearing on the original proposal; e) the date, time, and place of the meeting of the Panel at which the Panel was to vote on the original proposal; and f) information on how to submit written or oral comments regarding the original proposal; and

WHEREAS, such notice and public review process commenced on October 2, 2015, at least forty-five days in advance of the November 19, 2015 meeting of the Panel at which the original proposal was to come before the Panel for a vote; and

WHEREAS, in accordance with Education Law § 2590-h(2-a), after receiving public input, the Chancellor substantially revised the original proposal and prepared and published a revised EIS and revised BUP on November 2, 2015 (the “revised proposal”), to include: a) modified instructional and administrative space allocations based on updated enrollment numbers and updated information regarding Village Academy’s programming; b) updated building capacity numbers from the 2014-2015 Enrollment, Capacity, Utilization Report (the “Blue Book”) as well as updated enrollment numbers from the unaudited Register; and c) an acknowledgement of plans to re-site Alternate Learning Center - M.S. 53 (88Q996) prior to the start of the 2016-17 school year; and

WHEREAS, in accordance with Education Law § 2590-g(8), the Panel undertook a public review process for review and comment on the revised proposal; and

WHEREAS, such review process included notice of the revised proposal via the Department's internet website and circulation of the notice of the revised proposal to all community superintendents, community district education councils, community boards, and school based management teams; and

WHEREAS, such notice further included: a) a description of the purpose and substance of the revised proposal; (b) identification of all substantial and non-substantial revisions to the original proposal; (c) information regarding where the full text of the revised proposal could be obtained; (d) the name, office, address, email, and telephone number of the Department of Education representative from whom information concerning the revised proposal could be obtained; (e) date, time, and place of any hearing on the revised proposal; (f) the date, time and place of the meeting of the Panel at which the Panel will vote on the revised proposal; and (g) information on how to submit written or oral comments regarding the revised proposal; and

WHEREAS, such notice and public review process commenced on November 2, 2015, at least fifteen days in advance of the November 19, 2015 meeting of the Panel at which the revised proposal came before the Panel for a vote; and

WHEREAS, on November 17, 2015, in accordance with Education Law 2590-h(2-a), the Chancellor held a joint public hearing on the revised proposal with the District 27 Community Education Council and the impacted school leadership teams, at which all interested parties had an opportunity to present comments or concerns on the revised proposal; and

WHEREAS, following the public review and comment period, the Panel made available to the public, including via the Department's internet web site, an assessment of all public comments concerning the revised proposal; and

WHEREAS, the assessment of public comments included a summary and analysis of the issues raised and any significant suggested alternatives; a statement of the reasons why any significant alternatives were not incorporated into the revised proposal; a description of any changes to the revised proposal as a result of the public comments; and information as to where the full text of any approved revised proposal may be obtained; and

WHEREAS, the Chancellor recommends that the Panel approve the revised proposal; and

WHEREAS, it is the desire of the Panel to approve the revised proposal; now therefore be it

RESOLVED, that in accordance with Education Law § 2590-g, the Panel for Educational Policy hereby approves the revised proposed opening and co-location of Success Academy Charter School – New York 4 (84QTBD) with existing schools M.S. 53 Brian Piccolo (27Q053) and Village Academy Middle School (27Q319) in building Q053 beginning in the 2016-2017 school year.