

EDUCATIONAL IMPACT STATEMENT: The Proposed Co-Location of New Public Elementary Charter School, Success Academy Charter School – New York 6 (84QTBD), with Existing Schools I.S. 59 Springfield Gardens (29Q059) and P.S. 176 Cambria Heights (29Q176) in Building Q059 Beginning in 2014-2015

I. Summary of Proposal

The New York City Department of Education (“DOE”) is proposing to co-locate Success Academy Charter School – New York 6 (84QTBD, “SA – New York 6”), a new public elementary charter school that will serve students in kindergarten through eighth grade, in building Q059 (“Q059”), located at 132-55 Ridgedale Street, Queens, NY 11413 in Community School District 29 (“District 29”) beginning in the 2014-2015 school year. If this proposal is approved, SA – New York 6 will be co-located¹ in Q059 with I.S. 59 Springfield Gardens (29Q059, “I.S. 59”), an existing district middle school, and P.S. 176 Cambria Heights (29Q176, “P.S. 176”), an existing district elementary school that will serve grades four and five in Q059 for a three-year period starting in the 2013-2014 school year during construction of the school’s addition.

On April 17, 2013, the Panel for Educational Policy (“PEP”) approved a proposal to temporarily re-site and co-locate two grade levels of P.S. 176 in building Q059 beginning in the 2013-2014 school year.² P.S. 176 is a zoned elementary school that currently serves students in kindergarten through third grade, and a pre-kindergarten program in building Q176 (“Q176”), located at 120-45 235th Street, Queens, NY 11411, in District 29.³ Beginning in the 2013-2014 school year, P.S. 176 will temporarily serve grades four and five in Q059 for a three-year period during construction of its addition. The DOE plans to move P.S. 176’s students to main building Q176 or the new permanent site adjacent to building Q176 after the 2015-2016 school year.

I.S. 59 is a zoned middle school serving students in grades six through eight in building Q059. I.S. 59 will admit students for the 2014-2015 school year and beyond through the middle school application process using an unscreened admissions method, with a priority to the Q059 zone. Additional information about the middle school admissions process is provided in Section III.A of this proposal.

Success Academy Charter Schools (“SACS”) is a charter management organization (“CMO”) that currently operates 18 public charter schools in New York City, including six new public elementary schools serving students for the first time in 2013-2014. The four SACS elementary schools that received a Progress Report for the 2011-2012 school year all received an overall grade of A.

SA – New York 6 has submitted a preliminary application for charter authorization from the State University of New York Trustees (“SUNY”) to serve students in kindergarten through fifth grades. SACS has also informed the DOE that it intends to apply to SUNY to expand its grade span to serve students in kindergarten through eighth grade, reaching full grade span in 2021-2022. The proposal to open and co-locate kindergarten through eighth grade of SA – New York 6 in Q059 described in this EIS is contingent

¹ A “co- location” means that two or more school organizations are located in the same building and may share common spaces like auditoriums, gymnasiums, and cafeterias.

² The Educational Impact Statement for this proposal is available on the DOE Web site: <http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/April2013Proposals.htm>.

³ A student’s zoned school is determined by his or her home address. For more information about school zoning and admissions processes for zoned elementary schools, please visit the DOE Web site’s School Search function at <http://schools.nyc.gov/schoolsearch>.

upon SUNY's approval of SA – New York 6's application for charter authorization and for expansion. Only SUNY has the authority to approve or deny SA – New York 6's application for charter authorization and expansion. If SUNY does not approve SA – New York 6's charter application, this proposal will not be implemented. Should SUNY approve SA – New York 6's application for kindergarten through fifth grade, but deny the expansion, SA – New York 6 will only serve students in kindergarten through fifth grades in the building.⁴ For the purposes of this proposal, it is assumed that SUNY will approve SA – New York 6's application for charter authorization and expansion.

If this proposal is approved, SA – New York 6 will open in the 2014-2015 school year serving a total of 150-210 kindergarten and first grade students and will add one grade each year until it reaches full grade span serving students in kindergarten through eighth grade in the 2021-2022 school year. Although SA – New York 6 will reach full grade span in the 2021-2022 school year, its enrollment will stabilize in the 2023-2024 school year, when it is expected to serve 675-810 students in kindergarten through eighth grade. SA – New York 6 will admit students via the charter lottery application process, with preference given to District 29 residents, which is described in more detail below.⁵

According to the 2011-2012 Enrollment, Capacity, Utilization Report ("Blue Book"), Q059 has a target capacity of 1,295 students, but in 2013-2014 the building serves approximately 777 students, yielding a building utilization rate of 60%. This means that the building is "under-utilized" and has space to accommodate additional students. In 2015-2016, during the last year when P.S. 176 is temporarily co-located in Q059, all three schools will serve a total of 855-975 students in Q059, yielding a building utilization rate of 66%-75%. In 2023-2024, once SA – New York 6 is at full scale and reaches stable enrollment in Q059, it is projected that there will be approximately 1,140-1,305 students served in Q059, thereby yielding an estimated building utilization rate of approximately 88%-101%. Although a utilization rate in excess of 100% may suggest that a building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation, as described below.

The DOE supports SA – New York 6's placement in District 29 in order to provide a new educational option for students and families.

II. Proposed or Potential Use of Building

According to the 2011-2012 Enrollment, Capacity, Utilization Report (the "Blue Book"), Q059 has the capacity to serve 1,295 students.⁶ In 2013-2014, the building serves approximately 777 students,⁷ yielding a building utilization rate of 60%.⁸ This means that the building is "under-utilized" and has space to

⁴ Should SUNY deny SA – New York 6's application or the subsequent expansion, the DOE may propose an alternate use of space in Q059 that involves a significant change in school utilization, which would be the subject of a separate EIS in accordance with Chancellor's Regulation A-190.

⁵ For more information about the charter lottery application process, please consult the DOE's directory of NYC Charter Schools, which can be accessed on the DOE's Web site:
<http://schools.nyc.gov/community/planning/charters/For+Parents/default.htm>.

⁶ The 2011-2012 Enrollment, Capacity, Utilization Report (the "Blue Book") can be found here:
http://www.nycsca.org/Community/CapitalPlanManagementReportsData/Enrollment/2011-2012_Classic.pdf.

⁷ All figures are from the 2013-2014 Budget Register Projections and school reported data as of August 5, 2013.

⁸ All references to building utilization rates in this document are based on target capacity data from the 2011-2012 Blue Book and enrollment data from the charter projections as of June 2013 or the 2013-2014 Budget Register Projections. Enrollment projections for new charter schools opening in 2014-2015 are based on enrollment in the charter application. This methodology is consistent with the manner in which the DOE conducts planning and calculates space allocations and funding for all schools. In determining the space allocation for co-located schools, the Office of Space Planning will conduct a detailed site survey and space analysis of the building to assess the amount of space available in the building.

accommodate additional students.⁹

If this proposal is approved, SA – New York 6 will open in the 2014-2015 school year, serving kindergarten and first-grade students in Q059. In 2014-2015, SA – New York 6 is projected to serve 150-210 kindergarten and first-grade students,¹⁰ I.S. 59 is projected to serve a total of 485-515 students, and P.S. 176 is projected to serve 210-230 students in Q059 for a projected utilization rate of 65%-74%. In 2015-2016, during the final year of P.S. 176’s temporary co-location in Q059, SA – New York 6 is projected to serve 180-250 students, I.S. 59 is projected to serve 465-495 students, and P.S. 176 is projected to serve 210-230 students in Q059 for a projected utilization rate of 66%-75%. In 2023-2024, once SA – New York 6 is fully phased in and reaches stable enrollment, it is projected that SA – New York 6 will serve 675-810 kindergarten through eighth-grade students, and I.S. 59 will serve 465-495 students in sixth through eighth grade. Combined, there will be approximately 1,140-1,305 students served in Q059, which yields a projected utilization rate of 88%-101%.

Over eleven years, the current and projected grade spans for the schools in building Q059 are as follows:

| DBN | School Name | 2013-2014 | 2014-2015 | 2015-2016 | 2016-2017 | 2017-2018 | 2018-2019 | 2019-2020 | 2020-2021 | 2021-2022 | 2022-2023 | 2023-2024 |
|--------|--------------------------------|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 84QTBD | SA – New York 6 | - | K-1 | K-2 | K-3 | K-4 | K-5 | K-6 | K-7 | K-8 | K-8 | K-8 |
| 29Q059 | I.S. 59 Springfield Gardens | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 | 6-8 |
| 29Q176 | P.S. 176 Cambria Heights | 4-5 ¹¹ | 4-5 | 4-5 | - | - | - | - | - | - | - | - |

⁹ The most recent Under-Utilized Space Memorandum and List was updated on November 20, 2012, and can be accessed at: http://schools.nyc.gov/NR/rdonlyres/6D8EA76A-82FA-4740-9ED1-66BCABEE8BFB/134525/UnderutilizedSpaceMemorandum112012_vFINALforprint.pdf. The most recent Under-Utilized Space Memorandum Addendum was updated on August 28, 2013, and can be accessed at: http://schools.nyc.gov/NR/rdonlyres/6D8EA76A-82FA-4740-9ED1-66BCABEE8BFB/149149/UUMemorandumAddendum_August2013vFINAL.pdf.

¹⁰ Projections for SA – New York 6 are based on enrollment in the charter application.

¹¹ Kindergarten through third grade and the pre-kindergarten program at P.S. 176 will be served in P.S. 176’s main building, Q176.

The table below demonstrates the projected enrollment of each school in Q059 and the building’s projected utilization rates, if this proposal is approved:

| DBN | School Name | 2013-2014 Enrollment | 2014-2015 Projected Enrollment | 2015-2016 Projected Enrollment | 2016-2017 Projected Enrollment | 2017-2018 Projected Enrollment | 2018-2019 Projected Enrollment | 2019-2020 Projected Enrollment | 2020-2021 Projected Enrollment | 2021-2022 Projected Enrollment | 2022-2023 Projected Enrollment | 2023-2024 Projected Enrollment |
|----------------------------------|-----------------------------|----------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|
| 84QTBD | SA – New York 6 | - | 150 - 210 | 180 - 250 | 315 - 390 | 390 - 480 | 465 - 570 | 540 - 660 | 615 - 750 | 690 - 840 ¹² | 690 - 840 | 675-810 |
| 29Q059 | I.S. 59 Springfield Gardens | 557 | 485 - 515 | 465 - 495 | 465 - 495 | 465 - 495 | 465 - 495 | 465 - 495 | 465 - 495 | 465 - 495 | 465 - 495 | 465 - 495 |
| 29Q176 | P.S. 176 Cambria Heights | 220 | 210 - 230 | 210 - 230 | - | - | - | - | - | - | - | - |
| Total Building Enrollment | | 777 | 845 - 955 | 855 - 975 | 780 - 885 | 855 - 975 | 930 - 1,065 | 1,005 - 1,155 | 1,080 - 1,245 | 1,155 - 1,335 | 1,155 - 1,335 | 1,140 - 1,305 |
| Utilization | | 60% | 65% - 74% | 66% - 75% | 60% - 68% | 66% - 75% | 72% - 82% | 78% - 89% | 83% - 96% | 89% - 103% ¹³ | 89% - 103% | 88% - 101% |

As described in more detail in the Blue Book, which is available at http://www.nycsca.org/Community/CapitalPlanManagementReportsData/Enrollment/2011-2012_Classic.pdf, a building’s target utilization rate is calculated by dividing the aggregated enrollment of all school organizations in the building by the aggregated “target capacities” of those organizations. Each school organization’s “target capacity” is calculated based upon the scheduled use of individual rooms as reported by principals during an annual facilities survey, the DOE’s goals for maximum classroom capacities (which are lower than the United Federation of Teachers contractual class sizes and differ depending on grade level), and the efficiency with which classrooms are programmed (i.e., the frequency with which classes are scheduled in a given classroom).

The most recent year for which target capacity has been calculated for buildings is 2011-2012. The DOE’s projected utilization rates for the 2012-2013 school year and beyond are based on the 2011-2012 target capacity, which assumes that the components underlying that target capacity (scheduled use of classrooms, maximum classroom capacity, etc.) remain constant. Thus, projected utilization rates for 2012-2013 and subsequent years provide only an approximation of a building’s usage because each of the factors underlying target capacity may be adjusted by principals from year to year to better accommodate students’ needs. For example, changing the use of a room from an administrative room to a homeroom at the high school level will increase a building’s overall target capacity because, for high schools, administrative rooms are not assigned a capacity. Holding enrollment constant, this change would result in a lower utilization rate. Similarly, if a room previously used as a kindergarten classroom is subsequently used as a fifth-grade classroom, the building’s target capacity would increase because we expect that a fifth-grade class will have more students than a kindergarten class. This is reflected in the fact that the DOE’s goal for

¹² SA – New York 6 will reach its full grade span in Q059 in the 2021-2022 school year. However, the enrollment for SA – New York 6 is projected to stabilize two years after it reaches full grade span, in the 2023-2024 school year.

¹³ For the 2021-2022 and 2022-2023 school years, building Q059 is projected to serve a total of 1,155-1,335 students, yielding a projected utilization rate of approximately 89%-103%. SA – New York 6’s enrollment stabilizes in the 2023-2024 school year and the utilization rate is expected to be 88%-101%. SA – New York 6 is planning to program its students in the same number of classes in the 2021-2022 and 2022-2023 school years as when it is at stable enrollment in 2023-2024.

maximum classroom capacity is higher for fifth-grade classrooms than for kindergarten classrooms. In this example, as well, assuming enrollment is constant, the utilization rate would decrease.

Although a utilization rate in excess of 100% may suggest that a building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation, as described above. In addition, charter school enrollment plans frequently contemplate larger class sizes than target capacity, as well as school models that permit greater space efficiency, contributing to building utilizations above 100%.

Section III.B. and the attached Building Utilization Plan (“BUP”) set forth the baseline number of rooms to be allocated to each school pursuant to the Footprint as well as the total number of rooms in a building to provide a more complete picture of the availability of space in a building. Please visit the DOE’s Web site to access the Footprint, which guides space allocation and use in City schools:

http://schools.nyc.gov/NR/ronlyres/78D715EA-EC50-4AD1-82D1-1CAC544F5D30/0/DOEFOOTPRINTSConsolidatedVersion2011_FINAL.pdf.

III. Impact of the Proposal on Affected Students, Schools, and Community

A. Students

If this proposal is approved, beginning in the 2014-2015 school year, grades kindergarten through first of SA – New York 6 will begin phasing in and will be co-located in the Q059 building with I.S. 59 and P.S. 176.

Impact on Students Currently Attending Schools in Q059

The proposed co-location of SA – New York 6 in Q059 is not expected to impact the admissions, enrollment, or educational options of students currently attending I.S. 59.

I.S. 59 currently serves general education students and students requiring special education services, including students currently enrolled in Integrated Co-Teaching (“ICT”) classes and Self-Contained (“SC”) Special Education classes, as well as students receiving Special Education Teacher Support Services (“SETSS”). Students with disabilities will receive services in accordance with their Individualized Educational Programs (“IEPs”). Services are tailored to meet the individual needs of the students with disabilities currently enrolled and, as such, may vary from year to year. In addition, I.S. 59 has an English as a Second Language (“ESL”) program for English Language Learner (“ELL”) students. All students enrolled at I.S. 59 will continue to receive their mandated special education and/or ELL services if this proposal is approved.

I.S. 59 currently offers the following special programs and initiatives, extra-curricular activities, and partnerships:¹⁴

Special Programs: Fine Arts; Vocal and Instrumental Music; Drama; Dance; Digital Photography; Pre-Nursing; Computer Technology; Athletics; D.N.A. Learning Center; Math/Science Outreach with Springfield High School; and the Royce Theater Dance Education Program.

¹⁴ From the I.S. 59 Web Site, located at: <http://schools.nyc.gov/SchoolPortals/29/Q059/AboutUs/Overview/default.htm> and school-reported data as of August 22, 2013.

Extra-curriculars: Project Youth; Basketball; Step Team; Gospel Choir; Art Club; Band; Skate-A-Thon; Bike-A-Thon; Winter Ball; Dance Recital; Annual School Play; Multi-Cultural Fashion Show; Music Concert; Etiquette Club; Rights of Passage; Science Club; Chess Club; and Future Business Leaders Club.

Partnerships: NYS Department of Labor; Teachers and Writers Workshop; The Theater for a New Audience; Junior Achievement; Marquis Art Studios; Hillcrest High School Pre-Nursing Collaboration; North Shore/LIJ; and the Jamaica Arts Center.

The DOE does not anticipate that this proposal will impact the extra-curricular offerings or partnerships of I.S. 59.

I.S. 59 will continue to offer special programs and initiatives, and extra-curricular programs based on student interests, available resources, and staff support for those programs. However, the co-location may change the way those programs are configured. For example, some activities may need to share classroom space or the scheduling of these activities may change as a result of greater demands on the available space during or after school hours. Students will continue to have the opportunity to participate in a variety of extra-curricular programs though the specific programs offered at a given school are always subject to change. That is true for any City student as all schools modify extra-curricular offerings annually based on student demand and available resources.

The proposed co-location of SA – New York 6 in Q059 is not expected to impact the admissions, enrollment, or educational options of students who will attend P.S. 176 in Q059.

P.S. 176 currently offers ICT and SC Special Education classes and SETSS. It also has an ESL program for ELL students. The existing ICT, SC, and SETSS classes at P.S. 176 will continue to be provided and students with disabilities will continue to receive mandated services in accordance with their IEPs, regardless of where they are sited.¹⁵ Services are tailored to meet the individual needs of students with disabilities attending P.S. 176 and, as such, may vary from year to year. All current and future ELL students attending P.S. 176, across both sites, will receive ELL services in accordance with DOE policy.

P.S. 176 currently offers a Gifted & Talented program for students in grades kindergarten through five. P.S. 176 will continue to offer a Gifted & Talented program for students in grades kindergarten through five, and fourth- and fifth-grade students in P.S. 176's Gifted & Talented program who will be served in Q059 would not be impacted by this proposal.

P.S. 176 currently offers the following special programs and initiatives, extra-curricular activities, and partnerships:¹⁶

Special Programs: District Gifted & Talented Program; Peer Tutoring/Class Buddy Program; and student recognition programs such as Primary Arista, Principal's Roll, Student of the Month.

Extra-curriculars: Fourth- and Fifth- Grade Chorus; Art Club; Boys' Chorus; Computer Club; Fourth- and Fifth-Grade Band; Basketball Team; Tennis Program; and Student Government.

Partnerships: Boy Scouts of America, NYC School Volunteers; the Cambria Heights Civic Association; Junior Achievement of NY; York College; Penny Harvest; and City Harvest: Adelphi University.

The DOE does not anticipate that this proposal will impact the extra-curricular offerings or partnerships of P.S. 176. P.S. 176 will continue to offer special programs and initiatives, and extra-curricular programs

¹⁵ Based on the current plans of the P.S. 176 leadership, fourth- and fifth-grade students in Self-Contained classes will continue to be served in building Q176 and not in Q059.

¹⁶ School reported data as of February 14, 2013.

based on student interests, available resources, and staff support for those programs. Students will continue to have the opportunity to participate in a variety of extra-curricular programs though the specific programs offered at a given school are always subject to change. That is true for any City student as all schools modify extra-curricular offerings annually based on student demand and available resources.

Enrollment Impact for Future Elementary School Students in District 29

If this proposal is approved, SA – New York 6 will provide District 29 students with an additional elementary school option. In the Spring of 2014, all incoming kindergarten and first-grade students residing in District 29 will have the opportunity to participate in the charter application lottery to enter kindergarten and first grade at SA – New York 6 beginning in 2014-2015 school year. Applications will be available on SA – New York 6’s Web site. Neither the deadline to submit an application for SA – New York 6’s lottery nor the date of the lottery has been set yet. In subsequent years, the lottery will fill available seats in kindergarten as well as any available seats in other grades.

SA – New York 6 will provide a lottery preference to siblings of current or accepted students and applicants who reside within District 29.

Detailed information about New York City charter schools is published annually and is available in print or on the DOE’s Web site here: <http://schools.nyc.gov/community/planning/charters/Directory.htm>.

This proposal is not expected to impact the admissions process at P.S. 176. In addition, the DOE does not anticipate that this proposal will significantly impact enrollment at P.S. 176. P.S. 176 will continue to give priority to students who live in its zone, as it has in the past, and in accordance with Chancellor’s Regulation A-101. The full details of A-101 can be found at: <http://schools.nyc.gov/RulesPolicies/ChancellorsRegulations/default.htm>.

Zoned schools are obligated to serve all students residing in their zone, space permitting, regardless of when families show up to register. Applicants must be admitted to zoned schools in the following order of priority:

- a. Zoned students whose verified siblings are pre-registered or enrolled at the time of application submission and will be enrolled in grades K-5 in the school at the start of the following school year in September;
- b. Zoned students other than those in (a) above applying to the zoned school.

If space allows, and if the Office of Student Enrollment deems appropriate based on district needs, offers may be authorized for the following priority groups, in the below order. Only the Office of Student Enrollment may authorize the placement of non-zoned students out of this priority order. Such approval may be given, for example, for students who cannot be accommodated at their zoned school, or for special programs such as dual language or inclusion classes for students with Autism Spectrum Disorders.

- c. Students whose verified siblings are pre-registered or enrolled at the time of application submission and will be enrolled in grades K-5 in the school at the start of the following school year in September who are not zoned to the school but are residents of that district;
- d. Students whose verified siblings are pre-registered or enrolled at the time of application submission and will be enrolled in grades K-5 at the start of the following school year in September who are residents of another district;
- e. Students currently attending the school’s pre-kindergarten program who reside outside the school’s zone but in the school’s district, without a sibling who will be in grades K-5 at the school in the following school year;

- f. Students currently attending the school’s pre-kindergarten program who reside outside the school’s zone and district, without a sibling who will be in grades K-5 at the school in the following school year;
- g. Students other than those in (c) and (e) above who are residents of that district; and
- h. Students other than those in (d) and (f) who are residents of another district.

Additionally, P.S. 176 currently offers a Gifted & Talented program. Students can apply to Gifted & Talented programs through the centralized testing and admissions process. All Gifted & Talented program offerings are subject to change from year to year based upon a variety of factors, such as demand, performance, and space constraints. This proposal is not expected to impact the Gifted & Talented admissions process.

Elementary school students with IEPs, with the exception of those recommended for placement in a District 75 school,¹⁷ are admitted to schools in the same manner as general education students. Schools will ensure that students with disabilities continue to receive mandated services in accordance with their IEPs while also ensuring such students have opportunities to learn alongside their non-disabled peers to the greatest extent possible.

In accordance with DOE policy, ELL students will also be admitted to elementary schools in the same manner as their peers who are not ELL students. Any students requiring ELL services will continue to receive appropriate services in accordance with DOE policy.

Enrollment Impact for Future Middle School Students in District 29

As mentioned above, SA – New York 6 intends to apply to SUNY to expand its grade span to serve students in kindergarten through eighth grade. If this proposal is approved, students who enter SA – New York 6 in the elementary grades will have the option of continuing at the school through eighth grade. It is anticipated that the sixth through eighth grades of SA – New York 6 in Q059 will enroll students articulating from its lower grades.

This proposal is not expected to impact the admissions process at I.S. 59. I.S. 59 is currently a zoned middle school serving students residing in the Q059 zone. I.S. 59 gives priority to incoming sixth graders who reside in its zone, in accordance with the Chancellor’s Regulation A-101.¹⁸ Zoned schools are obligated to serve all students residing in their zone, space permitting, regardless of when families show up to register. On February 28, 2013, the District 29 Community Education Council (“CEC 29”) passed a resolution to include all District 29 middle schools in the middle school application process. Beginning for the 2014-2015 school year, all middle schools in District 29 will participate in the middle school application process. Thus, beginning for the 2014-2015 school year, I.S. 59 will admit students using an unscreened admissions method, with a priority to the Q059 zone.

Through the middle school application process, students will be offered the opportunity to apply to a range of middle schools within their district, and/or schools with borough-wide or Citywide eligibility. Students may also choose to apply to a number of schools that manage their own admission process. Information about all of these options is printed in each district’s Middle School Directory which can be found at

¹⁷ District 75 provides Citywide educational, vocational, and behavior support programs for students who are on the autism spectrum, have significant cognitive delays, are severely emotionally challenged, are sensory impaired and/or are multiply disabled. District 75 provides services to students in a variety of settings, including elementary, middle, and high schools, students’ homes, hospitals, and agencies. These programs are located at more than 410 sites in the Bronx, Brooklyn, Manhattan, Queens, Staten Island, and Syosset, New York. Please visit the DOE Web site for additional information about District 75 programs at <http://schools.nyc.gov/Offices/District75/default.htm>.

¹⁸ The full details of A-101 can be found at <http://schools.nyc.gov/RulesPolicies/ChancellorsRegulations/default.htm>.

<http://schools.nyc.gov/ChoicesEnrollment/Middle/Publications/default.htm>. Please note that this directory is updated yearly. General information about the middle school application process can be found on the DOE's Web site at: <http://schools.nyc.gov/ChoicesEnrollment/Middle/default.htm>.

With the middle school application process, students rank their preferences from among their eligible choices which are pre-populated on each student's customized middle school application. These options include:

- Middle schools or programs with a screened admissions method (admission is based on criteria designated by the school);
- Middle schools or programs with an unscreened or limited unscreened admissions method (limited unscreened schools admit students on the same basis as unscreened schools except that they give preference to students who have attended a school information session);
- Zoned middle schools;
- K-8 schools with a screened, unscreened, or limited unscreened admissions method for the middle school grades that have available seats for middle school students;
- 6-12 schools with an unscreened, limited unscreened or screened admissions method for middle school students;
- Schools with borough-wide or Citywide eligibility with unscreened, limited unscreened, or screened admissions method.

The Citywide deadline for fifth graders to submit middle school applications for the 2014-2015 school year is in December. Additionally, new middle schools designated to open throughout the City for the 2014-2015 school year will be available for students to consider. After the Panel for Educational Policy ("PEP") votes on the proposals to open new schools, eligible students will have the opportunity to submit a "new schools" application. Information about middle school application deadlines will be available at the following link: <http://schools.nyc.gov/ChoicesEnrollment/Middle/Calendar/default.htm>.

Middle school students with IEPs, with the exception of those recommended for placement in a District 75 school, are admitted to schools in the same manner as general education students. Schools will ensure that students with disabilities continue to receive mandated services in accordance with their IEPs while also ensuring such students have opportunities to learn alongside their non-disabled peers to the greatest extent possible.

In accordance with DOE policy, ELL students are admitted to middle school in the same manner as their peers who are not ELL students. Any students requiring ELL services will continue to receive appropriate services in accordance with DOE policy.

Enrollment Impact for Over-the-Counter ("OTC") Students in District 29

I.S. 59 also admits students through the over-the-counter ("OTC") admissions process. This proposal is not expected to impact the placement of OTC students in building Q059.

OTC placement is a term that refers to the method of enrolling students who need a school assignment because they were not part of any admissions process for entry grades and/or were not enrolled in a NYC school at the time school started. These students fall into one of four categories:

- New to the New York City school system; or
- Left the New York City school system and have returned;¹⁹ or

¹⁹ Per Chancellor's Regulation A-101, students have the "right to return" to their prior school following discharge within one calendar year of discharge, subject to available seats. Therefore, it is possible that non-zoned students arriving for an OTC

- Are seeking transfers (based on the guidelines outlined in Chancellor’s Regulation A-101); or
- Did not participate in the middle school admissions process for some other reason.

When a middle school eligible student arrives for OTC placement, his or her school assignment is determined by his or her interest, home address, which schools have available seats, and, where applicable, transfer guidelines. Students are eligible to attend middle school based on the district of elementary school attendance or the district to which the student’s address is zoned for middle school. In un-zoned districts, the student visits a Borough Enrollment Office where he or she meets with a counselor who reviews options that will meet the student’s needs. However, in many districts, students may simply report to their zoned middle school.

Impact on the Pre-Kindergarten Program

P.S. 176 offers its pre-kindergarten program in its main building Q176, and it is anticipated that the program will continue to be offered in the main building throughout the duration of this proposal. Thus, this proposal is not expected to impact the pre-kindergarten program at P.S. 176. Incoming pre-kindergarten students can apply to the pre-kindergarten program through the centralized pre-kindergarten admissions process. Verified zoned siblings of students enrolled at P.S. 176 will have first priority for admission to the pre-kindergarten program at P.S. 176. Students who reside in the P.S. 176 zone who do not have siblings enrolled at P.S. 176 will have second priority for admission. As with all pre-kindergarten programs, the availability of pre-kindergarten at P.S. 176 will be subject to continued funding availability and demand.

B. Schools

If this proposal is approved, Q059 has adequate capacity to accommodate SA – New York 6 during and after the course of its proposed phase-in. In 2015-2016, during the last year when P.S. 176 is temporarily co-located in Q059, all three schools will serve a total of 855-975 students in Q059, yielding a building utilization rate of 66%-75%. When SA – New York 6 has reached full scale and stable enrollment in the building in 2023-2024, SA – New York 6 and I.S. 59 are projected to collectively enroll a total of 1,140-1,305 students, yielding a projected utilization for Q059 of approximately 88%-101%.²⁰

As described in more detail in the attached BUP, if this proposal is approved, there will be sufficient space to accommodate the co-located schools in Q059 pursuant to the Citywide Instructional Footprint (the “Footprint”). Please visit the DOE’s Web site to access the Footprint, which guides space allocation and use in City schools: http://schools.nyc.gov/NR/rdonlyres/78D715EA-EC50-4AD1-82D1-1CAC544F5D30/0/DOEFOOTPRINTSConsolidatedVersion2011_FINAL.pdfh.

The Footprint sets forth the baseline number of rooms that should be allocated to a school based on the grade levels served by the school and number of classes per grade. For existing schools, the Footprint is applied to the current number of sections per grade, assuming class size will remain constant. The Borough Director of Space Planning then confirms both the baseline and current space allocation totals during a walk-through of the building, where he/she is accompanied by a school’s representative.

placement may be granted admission to a zoned school.

²⁰ For the 2021-2022 and 2022-2023 school years, building Q059 is projected to serve a total of 1,155 - 1,335 students, yielding a projected utilization rate of approximately 89%-103%. Although a utilization rate in excess of 100% may suggest that a building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation, as described above. In addition, charter school enrollment plans frequently contemplate larger class sizes than target capacity, as well as school models that permit greater space efficiency, contributing to building utilizations above 100%. In this case, although SA – New York 6’s enrollment stabilizes in the 2023-2024 school year and the utilization rate is expected to be 88%-101%. SA – New York 6 is planning to program the same number of classes in the 2021-2022 and 2022-2023 school years as when it is at stable enrollment in 2023-2024.

For elementary schools serving grades kindergarten through five (and for all pre-kindergarten programs), the Footprint assumes that classes are self-contained. Therefore, the Footprint allocates one full-size classroom for each general education or Integrated Co-Teaching section and a full-size or half-size room to accommodate each SC special education section served by the school. In addition to these rooms, schools serving grades kindergarten through five receive an allocation of cluster or specialty classrooms proportionate to the number of students enrolled. These spaces can be used at the principal's discretion for purposes such as art and/or music instruction, among other things.

For grades six through twelve, the Footprint assumes that students move from class to class and that classrooms should be programmed at maximum efficiency. The Footprint does not require that every teacher have his or her own designated classroom. Principals are asked to program their schools efficiently so that classrooms can be used for multiple purposes throughout the course of the school day.

The Footprint allocates the number of baseline full-size equivalent ("FSE") classrooms for student support services, resource rooms, and administrative space based on the grades a school serves and its enrollment at scale. Any space remaining beyond the baseline shall be allocated equitably among the co-located schools. In determining an equitable allocation, the DOE may consider factors such as the relative enrollments of the co-located schools, the instructional and programmatic needs of the co-located schools, and the physical location of the excess space within the building.

As described in more detail in the attached BUP that accompanies this EIS, there will be sufficient instructional space in Q059 for the co-location of SA – New York 6 such that all schools receive at least their baseline allocation of space according to the Footprint throughout the course of the proposal. As in other situations where schools are co-located, the schools will need to share large common and specialty rooms in the building, namely the cafeteria, the gymnasium, the auditorium, and the library. Specific decisions regarding the allocation of the shared spaces will be made by the Building Council, consisting of principals from all co-located schools, in conjunction with the DOE's Office of Space Planning. A Shared Space Committee will also meet a minimum of four times a year and report back to the Building Council regarding shared space questions. Any unallocated space will continue to be equitably distributed among the schools based on the proportion of the total students in the building enrolled by each school and/or program, the instructional and programmatic needs of the co-located schools, and the physical location of the excess space within the building.

C. Community

The DOE supports parent choice and strives to ensure that families have access to high-quality schools that meet the needs of all children. The state Charter Schools Act requires that charter schools demonstrate good faith efforts to attract and retain ELLs, students with disabilities, and students eligible for free or reduced lunch at rates comparable to those of the Community School District as determined by State Education Department ("SED"). Thus, the DOE believes that the proposed co-location of SA – New York 6 will increase parent choice by creating access to an additional elementary and middle school option for students in District 29.

SACS operates 18 public charter schools in New York City, including six new public elementary schools serving students for the first time in 2013-2014. The four SACS elementary schools that received a Progress Report for the 2011-2012 school year all received an overall grade of A. Furthermore, on the 2012-2013 New York State exams, SACS demonstrated strong results in English Language Arts ("ELA"), math, and science. Compared to all New York City schools, the seven Success Academy schools with testing grades performed in the top 2% on the state math examination and in the top 7% on the state ELA examination. Additionally, 100% of Success Academy students who took the state science test passed the exam. The DOE believes in SACS's record of success and supports the placement of this SACS charter school in District 29 in order to continue providing educational opportunities for students and families.

The DOE does not expect this proposal to have a material impact on any individual District 29 elementary or middle school. The opening of SA – New York 6 may have a mild impact on the enrollment at other District 29 schools by enrolling students who would otherwise attend another District 29 elementary or middle school. However, at present, there is no way to reliably predict which schools would be impacted, or by how many seats.

This proposal is not expected to impact the ability of community members and organizations to obtain school building use permits at Q059. This proposal is not expected to impact the site accessibility (partially accessible) of Q059.

IV. Enrollment, Admissions and School Performance Information

P.S. 176

Admissions Data

| | |
|--|---|
| <p>Current Admissions</p> | <p>PK: Standard universal pre-kindergarten admissions process</p> <p>K-5: Zoned; Gifted and Talented centralized testing and admissions process</p> |
| <p>Admissions if proposed co-location is approved</p> | <p>PK: Standard universal pre-kindergarten admissions process</p> <p>K-5: Zoned; Gifted and Talented centralized testing and admissions process</p> |

Enrollment Data^{21,22}

| | Grade 4 | Grade 5 | Total Enrollment |
|-------------------------|----------------|----------------|-------------------------|
| 2013-2014 (projections) | 100 | 120 | 220 |
| 2014-2015 (projections) | 95-105 | 115-125 | 210-230 |
| 2015-2016 (projections) | 95-105 | 115-125 | 210-230 |
| 2016-2017 (projections) | - | - | - |
| 2017-2018 (projections) | - | - | - |
| 2018-2019 (projections) | - | - | - |
| 2019-2020 (projections) | - | - | - |
| 2020-2021 (projections) | - | - | - |
| 2021-2022 (projections) | - | - | - |
| 2022-2023 (projections) | - | - | - |
| 2023-2024 (projections) | - | - | - |

Demographic Data²³

| | |
|---|-----|
| Percentage of Students Receiving ICT or SC Services | 3% |
| Percentage of Students with IEPs | 7% |
| Percentage of ELL Students | 3% |
| Percentage of Students Eligible for Free or Reduced Lunch | 70% |

²¹ Only students in grades four through five from P.S. 176 will be served in Q059 through 2015-2016.

²² All figures are from the 2013-2014 Budget Register Projections and school-reported data as of August 5, 2013.

²³ All figures are as a percentage of total students from the 2012-2013 Audited Register (as of October 26, 2012). Data reflects the entire enrollment, and is not specific to the students located in building Q059

School Performance Data

| P.S. 176 Cambria Heights | 2009-2010 | 2010-2011 | 2011-2012 |
|---|-------------------|-----------|-----------|
| School Performance and Progress | | | |
| Overall Progress Report Grade | C | B | C |
| Quality Review Score ²⁴ | N/A ²⁵ | N/A | P |
| Performance Data | | | |
| English Language Arts % Proficient (Levels 3 and 4) | 57% | 65% | 68% |
| Math % Proficient (Levels 3 and 4) | 61% | 67% | 69% |
| Other Key Performance Indicators | | | |
| Attendance Rate | 96% | 96% | 97% |
| 2012-2013 State Accountability Status²⁶ | In Good Standing | | |

I.S. 59

Admissions Data

| | |
|---|--|
| Current Admissions | Zoned |
| Admissions if proposed co-location is approved | 2013-2014: Zoned 2014-2015: District 29 Middle School Choice; Admissions Method: Unscreened with Zone Priority. |

²⁴ For more information about Quality Reviews, please visit the DOE Web site at <http://schools.nyc.gov/Accountability/tools/review>.

²⁵ Not all schools receive a Quality Review every year.

²⁶ This status is determined by SED under the New York State waiver for the No Child Left Behind Act. For more information, please visit the SED Web site at <http://www.p12.nysed.gov/accountability/ESEADesignations.html>.

Enrollment Data²⁷

| | Grade 6 | Grade 7 | Grade 8 | Total Enrollment |
|-------------------------|----------------|----------------|----------------|-------------------------|
| 2013-2014 (projections) | 162 | 179 | 216 | 557 |
| 2014-2015 (projections) | 155-165 | 155-165 | 175-185 | 485-515 |
| 2015-2016 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2016-2017 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2017-2018 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2018-2019 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2019-2020 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2020-2021 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2021-2022 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2022-2023 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |
| 2023-2024 (projections) | 155-165 | 155-165 | 155-165 | 465-495 |

Demographic Data²⁸

| | |
|---|-----|
| Percentage of Students Receiving ICT or SC Services | 10% |
| Percentage of Students with IEPs | 16% |
| Percentage of ELL Students | 2% |
| Percentage of Students Eligible for Free or Reduced Lunch | 78% |

²⁷ All figures are from the 2013-2014 Budget Register Projections.

²⁸ All figures are as a percentage of total students from the 2012-2013 Audited Register (as of October 26, 2012).

School Performance Data

| I.S. 059 Springfield Gardens | 2009-2010 | 2010-2011 | 2011-2012 |
|---|-------------------|-----------|-----------|
| School Performance and Progress | | | |
| Overall Progress Report Grade | C | C | C |
| Quality Review Score ²⁹ | N/A ³⁰ | N/A | D |
| Performance Data | | | |
| English Language Arts % Proficient (Levels 3 and 4) | 31% | 26% | 30% |
| Math % Proficient (Levels 3 and 4) | 40% | 40% | 42% |
| Other Key Performance Indicators | | | |
| Attendance Rate | 91% | 91% | 92% |
| 2012-2013 State Accountability Status³¹ | In Good Standing | | |

SA – New York 6 (84QTBD)

Admissions Data

| | |
|---|---|
| Current Admissions | N/A |
| Admissions if this Proposal is Approved³² | Grades K-8: Charter lottery application (students admitted K-3), priority to District 29 residents |

²⁹ For more information about Quality Reviews, please visit the DOE Web site at <http://schools.nyc.gov/Accountability/tools/review>.

³⁰ Not all schools receive a Quality Review every year.

³¹ This status is determined by SED under the New York State waiver for the No Child Left Behind Act. For more information, please visit the SED Web site at <http://www.p12.nysed.gov/accountability/ESEADesignations.html>.

³² As discussed above, SA – New York 6 must also receive approval from SUNY to serve grades six through eight.

Enrollment Data³³

| | Grade KG | Grade 1 | Grade 2 | Grade 3 | Grade 4 | Grade 5 | Grade 6 | Grade 7 | Grade 8 | Total Enrollment |
|-------------------------|----------|---------|---------|---------|---------|---------|---------|---------|---------|------------------|
| 2013-2014 (projections) | - | - | - | - | - | - | - | - | - | - |
| 2014-2015 (projections) | 90-120 | 60-90 | - | - | - | - | - | - | - | 150-210 |
| 2015-2016 (projections) | 30-40 | 90-120 | 60-90 | - | - | - | - | - | - | 180-250 |
| 2016-2017 (projections) | 75-90 | 75-90 | 90-120 | 75-90 | - | - | - | - | - | 315-390 |
| 2017-2018 (projections) | 75-90 | 75-90 | 75-90 | 90-120 | 75-90 | - | - | - | - | 390-480 |
| 2018-2019 (projections) | 75-90 | 75-90 | 75-90 | 75-90 | 90-120 | 75-90 | - | - | - | 465-570 |
| 2019-2020 (projections) | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 90-120 | 75-90 | - | - | 540-660 |
| 2020-2021 (projections) | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 90-120 | 75-90 | - | 615-750 |
| 2021-2022 (projections) | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 90-120 | 75-90 | 690-840 |
| 2022-2023 (projections) | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 90-120 | 690-840 |
| 2023-2024 (projections) | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 75-90 | 675-810 |

Demographic Data

There is no demographic data available for this school because SA – New York 6 has not yet opened.

School Performance Data

There is no performance data available for this school because SA – New York 6 has not yet opened.

³³ Projections for SA – New York 6 are based on enrollment in the charter application.

V. Initial Impact on Budget and Cost of Instruction

The proposal is not expected to impact initial costs or allocations at I.S. 59 or P.S. 176.

Please refer to the Fair Student Funding (“FSF”) Guide³⁴ and FY14 School Allocation Memoranda³⁵ for additional information on cost of instruction. Staffing changes are at the discretion of the school within the limits of contractual and mandated obligations.

The General Education Charter School per-pupil rate is determined by the New York State Education Department (“SED”) and is based on a formula used for all traditional public school districts. The formula divides the district’s Approved Operating Expenditures by Total Allowable Pupil Units. Special Education funding is an allocation that charter schools may qualify for and receive for serving students that receive special education services for more than 20% of the week as mandated by an IEP.

In accordance with the New York State Charter Schools Act of 1998 (as amended), the Chancellor or his/her designee must first authorize in writing any proposed capital improvement or facility upgrade in excess of five thousand dollars, regardless of the source of funding, made to accommodate the co-location of a charter school within a public school building. For any such improvements or upgrades that have been approved by the Chancellor, capital improvements or facility upgrades shall be made in an amount equal to the expenditure of the charter school for each non-charter school within the public school building. The DOE has been informed by SACS that it may seek permission for certain capital improvements or facilities upgrades. These capital improvements or facilities upgrades would be subject to the New York State Charter School Act of 1998 (as amended May 2010).

VI. Effect on Personnel Needs, Administration, Transportation and Other Support Services

A. Personnel Needs

This proposal is not expected to change the number of personnel positions assigned to I.S. 59 or P.S. 176, nor is it expected to significantly alter the duties of the school’s current staff.

New administrative staff and non-pedagogical positions will be created at SA – New York 6 over the course of the school’s phase-in. SA – New York 6 is expected to hire additional teachers as each new grade is added. The precise number of positions needed for the 2014-2015 school year would be determined once annual enrollment projections are released in the spring 2014. Similarly, the number of new positions created to serve students in the new grades would be determined based on annual enrollment projections that become available as the school grows to serve those grades.

B. Administration

If this proposal is approved, SA – New York 6 may hire supervisors and/or administrative personnel on an as needed basis throughout the course of the school’s phase-in.

No change in school supervisory or administrator positions at I.S. 59 or P.S. 176 is expected as a result of this proposal.

³⁴ The FSF Guide is available at:

http://schools.nyc.gov/offices/d_chanc_oper/budget/dbor/allocationmemo/fy13_14/FY14_PDF/sam01_1c.pdf.

³⁵ The FY14 School Allocation Memoranda is available at:

http://schools.nyc.gov/offices/d_chanc_oper/budget/dbor/allocationmemo/fy13_14/FY14_PDF/sam21.pdf.

C. Transportation

Transportation will continue to be provided according to Chancellor's Regulation A-801:
<http://schools.nyc.gov/NR/ronlyres/21A1B11A-886B-4F74-9546-E875EE82A14C/40303/A801.pdf>.

This proposal is not expected to impact the transportation schedules of the other schools located in the Q059 building.

D. Other Support Services

The provision of certain support services is described above. Other support services would be provided consistent with Citywide policy.

VII. Building Information

| | | |
|---|--|------------|
| Building | Q059 | |
| Type of Building | MIDDLE | |
| Year Built | 1956 | |
| Overall BCAS rating | 2.39 | |
| 2011-2012 Target Building Utilization | 64% | |
| 2011-2012 Target Building Capacity | 1,295 | |
| FY 2012 Maintenance Costs | Labor | \$26,534 |
| | Materials | \$13,897 |
| | Maintenance and repair contracts | \$1,331 |
| | Service contracts | \$5,750 |
| | Custodial operations costs—Materials | \$10,122 |
| | Custodial operations costs—Custodial Allocation | \$305,827 |
| FY 2012 Energy Costs | Electric | \$102,481 |
| | Gas | \$44,703 |
| | Steam | - |
| | Oil | - |
| Projects completed during the current or prior school year | | Playground |
| Projects proposed in the capital plan | Building Upgrade-Lighting Fixtures, Classroom Connectivity, New/Retrofit Telephone/Intercom Systems | |
| Accessibility of the building | Building is Partially Accessible | |
| Building attributes | Art Room, Auditorium, Cafeteria, Computer Rooms, Gymnasium, Library, Multi-purpose Room, Nurse's Office, Science Lab | |