Department of Education

Notice
November 5, 2012

Dennis M. Walcott
Chancellor

The Proposed Co-location of a New Public Charter School Success Academy Charter School Brooklyn- 5 (84KTBD) with Existing Schools Dr. Susan S. McKinney Secondary School of the Arts (13K265) and a District 75 Inclusion Program P369K@265K (75K369) in Building K265 Beginning in 2013-2014

I. Description of the subject and purpose of the proposed item under consideration.

On September 20th, The New York City Department of Education ("DOE") proposed to site Success Academy Charter School Brooklyn 5 (84KTBD, "SA- Brooklyn 5") in building K265. That proposal was scheduled to be considered by the Panel for Educational Policy ("PEP") on November 8, 2012.

The DOE is now re-issuing the proposal in the wake of disruptions caused by Hurricane Sandy; this re-issued proposal will be subject to a vote at the PEP's meeting on December 20, 2012. SA- Brooklyn 5 is a new public charter school that will serve students in kindergarten through fifth grade in building K265 ("K265"), 101 Park Avenue, Brooklyn, NY 11205, in Community School District 13 beginning in 2013-2014. If this proposal is approved, SA- Brooklyn 5 would open in September 2013 and would serve 164-210 students in kindergarten and first grade, and would add one grade each year until it reaches full scale in 2017-2018. At that time, SA-Brooklyn 5 would serve approximately 434-556 students in kindergarten through fifth grade.

SA- Brooklyn 5 would be co-located in K265 with Dr. Susan S. McKinney Secondary School of the Arts (13K265, "McKinney"), an existing secondary school that serves students in sixth through twelfth grades and a District 75 ("D75") inclusion program, P369K@265K ("P369K@265K"), in building K265. P369K@265K serves students in sixth through twelfth grade who attend general education classes at McKinney. Students at P369K@265K receive Special Education Teacher Support Services ("SETSS") from staff of K369. K265 also houses the District 13 School Food Field Office and the community-based organization, Partnerships with Kids. 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.

In a D75 inclusion program, students with disabilities receive special education services in a general education classroom along with general education students. Thus, students at P369K@265K are enrolled in general education classes at McKinney based on their Individualized Education Program ("IEP") recommendations and receive SETSS as well.

SA- Brooklyn 5 is authorized by its charter authorizer, the State University of New York ("SUNY") Charter Schools Institute, to serve grades K-5. Success Academy Charter Schools ("SACS") is a charter management organization that currently operates 12 public elementary charter schools in New York City. SACS has been authorized by SUNY to operate six new public elementary charter schools starting in 2013-2014, including SA- Brooklyn 5. The four SACS elementary schools that received a Progress Report for the 2010-2011 school year received an overall grade of A.

If this proposal is approved, SA- Brooklyn 5 would open in September 2013 and would serve 164-210 students in kindergarten and first grade, and would add one grade each year until it reaches full scale in 2017-2018. At that time, SA- Brooklyn 5 would serve approximately 434-556 students in kindergarten through fifth grade. The school would admit students via the charter lottery application process, with preference given to District 13 residents, and a set aside, described in more detail below, for English Language Learners.

K265 has been identified as an underutilized building. K265 has the capacity to serve 1,035 students, but in 2012-2013, McKinney and P369@265K are only projected to serve 470 students. This yields a building utilization rate of approximately 45%,which demonstrates that the building is "underutilized" and has space to accommodate additional students. In 2017-2018, SA- Brooklyn 5, McKinney and P369@265K would collectively serve 864-1060 students in the building, which yields a projected utilization rate of 83% - 102%. As discussed in Section III.B, and in the attached Building Utilization Plan ("BUP"), while the anticipated utilization rate is in excess of 100%, all schools will receive space that meets all of their instructional needs, and the building has space to accommodate McKinney, P369K@265K and K-5 grades of SA- Brooklyn 5 .

The DOE supports SA- Brooklyn 5's placement in District 13 and anticipates that it will provide an additional excellent educational opportunity for students.

II. Information regarding where the full text of the proposed item may be obtained.

The Educational Impact Statement ("EIS") and Building Utilization Plan ("BUP") can be found on the Department of Education's Web site:
http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/Dec2012Proposals.htm

Copies of the EIS and BUP are also available in main office of Dr. Susan S. McKinney Secondary School of the Arts and P369.

III. Submission of public comment.

Written comments can be sent to D13Proposals@schools.nyc.gov.

Oral comments can be left at 212-374-0208.

IV. The name, office, address, email and telephone number of the city district representative, knowledgeable on the item under consideration, from whom information may be obtained concerning the item.

Name: Lauren Spillane
Office: Division of Portfolio Planning
Address: 52 Chambers Street, New York, NY 10007
Email: D13Proposals@schools.nyc.gov
Phone: 212-374-0208.

V. Date, time and place of joint public hearings for this proposal.

Decmber 7, 2012 at 6:00 p.m.
Dr. Susan S. McKinney Secondary School of Arts
101 Park Avenue
Brooklyn, NY 11205

Questions about the proposal should be directed as indicated in section IV above.

Speaker sign-up will begin 30 minutes before the hearing and will close 15 minutes after the start.

VI. This document further serves as formal notice that in the event of cancellation of the above-noticed joint public hearing date and time due to inclement weather or other unforeseen occurrence, event, or emergency, the joint public hearing will be held on the following alternate schedule:

Alternate Date: December 12, 2012
Alternate Time: 6:00pm
Alternate Location: Dr. Susan S. McKinney Secondary School of Arts
101 Park Avenue
Brooklyn, NY 11205

Please reserve both the original scheduled and alternate dates, times, and locations in your calendars. In the event of cancellation of the original scheduled joint public hearing due to the

reasons set forth above, the alternate date, time, and location set forth above will automatically serve as the operative joint public hearing schedule without further formal notice.

VII. Date, time and place of the Panel for Educational Policy meeting at which the Panel will vote on the proposed item.

December 20, 2012 at 6:00 PM
The High School of Fashion Industries
225 West 24th Street
New York, NY 10011