



**Amended Notice**  
November 5, 2012

**Dennis M. Walcott**  
*Chancellor*

## **The Proposed Opening and Co-location of a New Public Charter School, Unity Prep Charter School of Brooklyn (84KTBD) with Existing School P.S. 44 Marcus Garvey (13K044) in Building K044 Beginning in 2013-2014**

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

On October 25, 2012 the New York City Department of Education (“DOE”) proposed to open and co-locate Unity Prep Charter School of Brooklyn (84KTBD, “Unity Prep”), a new public charter school that will serve students in sixth through eighth grade in building K044 (“K044”), located at 432 Monroe Street Brooklyn, NY 11221, in Community School District 13 beginning in 2013-2014. Unity Prep will be co-located in K044 with P.S. 44 Marcus Garvey (“P.S. 44”), an existing zoned school that serves students in kindergarten through fifth grades and offers one section of full-day pre-kindergarten. P.S. 44 is the only existing school in this building.

This amended notice provides a new date for the vote by the Panel for Educational Policy (“PEP”) on this proposal. This proposal will now be voted on at the PEP’s rescheduled December 20, 2012 meeting. No changes have been made to the Educational Impact Statement. Details on the new PEP meeting date and location are included below in section VI.

Unity Prep is in the process of applying for charter authorization from the New York State Education Department (“SED”). SED’s Board of Regents is expected to vote on this application for charter authorization in the Fall of 2012. The proposal to open and co-locate Unity Prep in K044 described in the Educational Impact Statement (“EIS”) is contingent upon SED’s approval of Unity Prep’s application for charter authorization. If SED does not approve Unity Prep’s charter application, the DOE will withdraw this proposal. Should SED deny Unity Prep’s application, the DOE may propose an alternate use of the space in K044. Any proposed use that involves a significant change in school utilization will be the subject of a future EIS in accordance with Chancellor’s Regulation A-190.

For the purposes of this proposal, it is assumed that SED will approve Unity Prep’s application. If this proposal is approved, Unity Prep will open in September 2013 and will serve 115-147 students in sixth grade and will add one grade each year until it reaches full scale in 2015-2016. At that time, Unity Prep will serve approximately 322-412 students in sixth through eighth grades. The school will admit students via its charter lottery application process, with preference given to District 13 residents, and a set aside for students who receive free and reduced price lunch and for English Language Learner students.

Unity Prep is applying to SED for charter authorization to serve students in sixth through tenth grade. This proposal to open and co-locate Unity Prep only allows Unity Prep to site its sixth through eighth grades in K044. If Unity Prep wishes to site its ninth and tenth grades in public space, e.g. K044, Unity Prep will be required to apply to DOE for available space. Any resulting proposal involving a significant change in school utilization will be the subject of a future EIS in accordance with Chancellor's Regulation A-190.

The DOE has identified building K044 as an under-utilized building. Building K044 has the capacity to serve 989 students, but in 2012-2013, P.S. 44 is projected to serve 316 students in kindergarten through fifth grade and 18 students in pre-kindergarten. This yields a building utilization rate of approximately 34%, which demonstrates that the building is "under-utilized" and has space to accommodate additional students. If this proposal is approved, in 2015-2016, building K044 would serve 645-795 students from Unity Prep and P.S. 44 collectively, which yields a projected utilization rate of 65%-80%. Thus, building K044 has sufficient space to accommodate the proposed co-location.

## **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 P.S. 44's main office.

## **III. Submission of public comment.**

Written comments can be sent to [D13Proposals@schools.nyc.gov](mailto: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](mailto:D13Proposals@schools.nyc.gov).  
Phone: 212-374-0208

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

December 6, 2012 at 6:00 p.m.  
P.S. 44 Marcus Garvey  
432 Monroe Street  
Brooklyn, NY 11221

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. 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