Notice
September 20, 2012

Dennis M. Walcott
Chancellor

The Proposed Co-Location and Expansion of Success Academy Charter School – Harlem 5 (84M482) Grades 4-8 with Existing School P.S. 175 Henry H. Garnet (05M175) in Building M175 Beginning in 2013-2014

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

The New York City Department of Education ("DOE") is proposing to co-locate and expand Success Academy Charter School – Harlem 5 (84M482, "SA – Harlem 5") to serve students in fourth through eighth grades in building M175 ("M175"), located at 175 West 134th Street, New York, NY 10030, in Community School District 5, beginning in 2013-2014. SA – Harlem 5 is an existing public charter school currently serving students in kindergarten through third grades in building M123 ("M123"), located at 301 West 140th Street, New York, NY 10030 in Manhattan's Community School District 5. SA – Harlem 5's kindergarten through third grade is currently co-located in M123 with P.S. 123 Mahalia Jackson (05M123, "P.S. 123"), a zoned school serving students in kindergarten through eighth grades and which offers a pre-kindergarten program. If this proposal is approved, SA – Harlem 5 would expand to serve grades four through eight in M175, where it would be co-located with P.S. 175 Henry H. Garnet (05M175, "P.S. 175"), a zoned district elementary school serving students in kindergarten through fifth grades and which offers a pre-kindergarten program. P.S. 175 is currently co-located in M175 with Harlem Children's Zone Promise Academy Charter School I (84M284, "HCZ PA I"), a public charter school currently serving students in kindergarten through third grades. HCZ PA I will be moving to a private space located in District 5 in 2013-2014, thereby creating space for SA – Harlem 5 to co-locate grades four through eight with P.S. 175 in M175 beginning in 2013-2014. 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.

The kindergarten and first grades of SA – Harlem 5 have been co-located with P.S. 123 in M123 since September 2010. On April 28, 2011, the Panel for Educational Policy ("PEP") approved the amended proposal to extend the co-location of SA – Harlem 5 with P.S.123 in M123 for the 2011-2012 school year, and expand SA – Harlem 5 to serve kindergarten through second grade, as well as a self-contained special education class. On April 26, 2012, the PEP approved the amended proposal to extend the co-location of SA – Harlem 5 with P.S. 123 in M123 and expand SA – Harlem 5 to serve kindergarten through third grades, including one self-contained special education class indefinitely.

As set forth above, the DOE proposes to expand SA – Harlem 5 to include fourth through eighth grade students in M175. Because of insufficient space in M123 to accommodate SA – Harlem 5's fourth through eighth grade students, the DOE identified a separate building in which SA – Harlem 5 could serve those students. If this proposal is approved, beginning in 2013-2014, SA – Harlem 5 will enroll fourth grade student continuing from SA – Harlem 5 at M123, as well as fifth and sixth grade students from SA – Harlem 5's feeder schools: Success Academy Charter School – Harlem 1 (84M351, "SA – Harlem 1"); Success Academy Charter School – Harlem 2 (84M384, "SA – Harlem 2"); Success Academy Charter School – Harlem 3 (84M385, "SA – Harlem 3"); and Success Academy Charter School – Harlem 4 (84M386, "SA – Harlem 4"). All SA – Harlem 5's feeder schools will serve students in kindergarten through eighth grade at full scale. As they expand to their full grade span of grades four through eight in 2015-2016, and in subsequent years, SA – Harlem 5 will enroll fourth grade students continuing from SA – Harlem 5 at M123, as well as fifth, sixth, seventh, and eighth grade students from one of SA – Harlem 5's feeder schools: SA – Harlem 1, SA – Harlem 2, SA – Harlem 3, and SA – Harlem 4, including continuing students from the fourth grade of SA – Harlem 5 in M175. Ultimately, SA – Harlem 5 would serve 210 – 270 students in fourth through sixth grades in 2013-2014, 280 – 360 students in fourth through seventh grades in 2014-2015, and 350 – 450 students in fourth through eighth grades in 2015-2016.

Students are admitted to SA – Harlem 5's feeder schools via the charter lottery application process with preference given to (1) returning students, (2) siblings of current or accepted students, (3) ELL students, and (4) applicants who reside within District 5. If this authorization is sought and approved, SA – Harlem 5 will set aside a certain percentage of seats for ELL students that will be relatable to the average ELL percentage at traditional public elementary schools within the City/and or District 5. With respect to the remaining seats and the waitlist, SA – Harlem 5 will provide lottery priority to applicants who reside in District 5.

Success Academy Charter Schools ("SACS") is a charter management organization ("CMO") 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. The four SACS elementary schools that received a Progress Report for the 2010-2011 school year received an overall grade of A. The State University of New York ("SUNY") Charter Schools Institute has authorized SA – Harlem 5 to serve students in kindergarten through fifth grades. The current charter is up for renewal in 2015 (the current charter expires on February 16, 2015), and SACS intends to apply to SUNY before this date for a revision to their charter to expand to serve grades kindergarten through eighth grade. SUNY has the authority to approve or deny this request. Should SUNY deny SA – Harlem 5's request to expand to serve kindergarten through eighth grades, the DOE would consider alternate options for the space in M175 and, if necessary, propose an alternative option in a new or revised Educational Impact Statement ("EIS").

The DOE supports SA – Harlem 5's placement in District 5 and anticipates that it will provide excellent educational opportunities for students. This proposal to expand SA –

Harlem 5 to serve students in fourth through eighth grades is intended to increase the number of high-quality middle school seats in District 5 and allow the school to continue providing high-quality educational opportunities for District 5 students and families.

Students are currently admitted to P.S. 175's elementary grades and pre-kindergarten program according to Chancellor's Regulation A-101. Admissions methods are detailed in Section III.A of the EIS. In the 2011-2012 school year, P.S. 175 served 366 students in kindergarten through fifth grades, and 17 students in one section of full-day pre-kindergarten. Current enrollment for 2012-2013 is 368 students in kindergarten through fifth grades and 18 students in one section of full-day pre-kindergarten.

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/Nov2012Proposals

Copies of the EIS and BUP are also available in the main office of P.S. 175 (05M175) and SA – Harlem 5 (84M482).

III. Submission of public comment.

Written comments can be sent to D05Proposals@schools.nyc.gov

Oral comments can be left at 212-374-3466

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: Meera Jain
Office: Division of Portfolio Planning
Address: 52 Chambers Street, New York, NY 10007
Email: D05Proposals@schools.nyc.gov
Phone: 212-374-3466

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

Date: Tuesday, October 23rd
Time: 6:00 PM
Location: Building M175
P.S. 175 Henry H. Garnet
175 West 134th Street
Manhattan, NY 10030

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.

November 8, 2012 at 6:00 PM
Frank Sinatra School of the Arts
35-12 35th Avenue
Astoria, NY 11106