



Notice  
March, 1, 2013

Dennis M. Walcott  
Chancellor

**The Proposed Co-location of Grades Five and Six of Success Academy Charter School—Harlem 4 (84M386) with P.S. 185 The Early Childhood Discovery and Design Magnet School, (03M185), P.S. 208 Alain L. Locke Magnet School for Environmental Stewardship (03M208), Harlem Link Charter School (84M329), and P226M@P208M (75M226) in Tandem Buildings M185/M208 for the 2013-2014 School Year**

**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 grades five and six of Success Academy Charter School—Harlem 4 (84M386, “SA—Harlem 4”) in Tandem Buildings M185 and M208 (“M185/M208”), located respectively at 20 West 112<sup>th</sup> Street, New York, NY 10026 and 21 West 111<sup>th</sup> Street, New York, NY 10026 in Community School District 3 (“District 3”), for the 2013-2014 school year only. “Tandem buildings” are two separate buildings with separate entrances which are joined by a central core containing a shared gymnasium, auditorium, and cafeteria(s). 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.

If this proposal is approved, grades five and six of SA—Harlem 4 will be co-located in M185/M208 for the 2013-2014 school year only with four existing schools: P.S. 185 The Early Childhood Discovery and Design Magnet School (03M185, “P.S. 185”), a zoned early childhood school in the M185 building serving students in kindergarten through second grade and offering three sections of a full-day pre-kindergarten program; P.S. 208 Alain L. Locke Magnet School for Environmental Stewardship (03M208, “P.S. 208”), a zoned elementary school in the M208 building serving students in third through fifth grade; Harlem Link Charter School (84M329, “Harlem Link”), a public charter school located in both the M185 and M208 buildings serving students in kindergarten through fifth grade; and P226M (75M226, “P226M@P208M”), one site of a multi-site District 75 school that is currently serving students in kindergarten through fifth grade in M208.

In addition, there are currently two DOE organizations occupying space in the M185/M208

building: District 3 School Food and District 75's professional development office; this proposal is not anticipated to impact the siting of either organization.

P.S. 185 is a zoned early childhood school that admits students in kindergarten through second grade in accordance with Chancellor's Regulation A-101. P.S. 185 also has a pre-kindergarten program, which admits students through the standard universal pre-kindergarten admissions process.

P.S. 208 is a zoned elementary school that admits students in third through fifth grade in accordance with Chancellor's Regulation A-101. Although they are two distinct schools, P.S. 185 and P.S. 208 serve the same zone, and students generally articulate from the second grade at P.S. 185 to the third grade at P.S. 208.

P226M is a District 75 school that operates 11 schools which are split-sited across ten different locations, including M185/M208. P226M@P208M currently serves students in kindergarten through fifth grade in M208. Students are placed in District 75 programs, like P226M@P208M, based on individual students' needs/recommended special education services.

Harlem Link is a public charter school currently serving students in kindergarten through fifth grade and admits students via a charter lottery application process.

The fifth grades of Success Academy Charter School–Harlem 2 (84M384, “SA–Harlem 2”) and Success Academy Charter School–Harlem 3 (84M385, “SA–Harlem 3”) are currently co-located in M185/M208 for the 2012-2013 school year. Both SA–Harlem 2 and SA–Harlem 3 will move out of M185/M208 prior to the beginning of the 2013-2014 school year. SA–Harlem 2 and SA–Harlem 3 will serve their articulating fifth grade students at other sites beginning in the 2013-2014 school year.

If this proposal is approved, SA–Harlem 4 will serve students in grades five and six in M185/M208 for the 2013-2014 school year only. Any plan(s) to co-locate future cohorts of SA–Harlem 4 in a DOE building would be described in a future Educational Impact Statement (“EIS”), which would require approval by the Panel for Educational Policy (“PEP”).

The State University of New York (“SUNY”) Charter Schools Institute originally authorized SA–Harlem 4 to serve students in kindergarten through fifth grades. On February 26, 2013, SUNY approved the renewal of SA – Harlem 4's charter for another five years through July 31, 2018 and authorized it to expand to serve students in grades kindergarten through eight.

SA–Harlem 4 is an existing public charter school currently serving students in kindergarten through fifth grade across two sites. SA – Harlem 4's kindergarten through fourth grades are served in building M113 (“M113”), located at 240 West 113<sup>th</sup> Street, New York, New York 10026 in District 3, about 0.3 miles north of M185/M208. SA–Harlem 4's fifth grade is temporarily being served in building M149 (“M149”), located at 34 West 118<sup>th</sup> Street, New York, New York 10026, also in District 3, about 0.5 miles from M185/M208.

SA–Harlem 4 is co-located with two other schools in M113: P.S. 241 STEM (03M241, “P.S.

241”), a zoned elementary school serving students in kindergarten through fifth grade as well as a pre-kindergarten program; and The Opportunity Charter School (84M279, “Opportunity”), a public charter school serving students in grades six through twelve. SA–Harlem 4’s kindergarten through fourth grades will continue to be served at this site and will continue to be co-located with P.S. 241 and Opportunity.

The fifth grade of SA–Harlem 4 is co-located in M149 for only the 2012-2013 school year and will no longer be co-located in M149 beginning in the 2013-2014 school year. SA–Harlem 4’s fifth grade is temporarily co-located with three other schools in M149: P.S. 149 Sojourner Truth (“03M149, “P.S. 149”), currently serving students in kindergarten through eighth grade as well as a pre-kindergarten program; P811M@P149M (75M811, “P811M@P149M”), one site of a multi-site District 75 school; and grades kindergarten through four of Success Academy Charter School–Harlem 1 (84M351, “SA–Harlem 1”), a public charter school currently serving students in kindergarten through seventh grade. SA–Harlem 1, SA–Harlem 2 and SA–Harlem 3 are operated by Success Academy Charter Schools (“SACS”), the same charter management organization (“CMO”) that operates SA–Harlem 4.

SACS is a CMO that currently operates 12 public elementary charter schools in New York City and 2 public middle charter schools. The four SACS elementary schools that received a Progress Report for the 2011-2012 school year received overall grades of A.

According to the 2011-2012 Enrollment Capacity Utilization Report (the “Blue Book”), M185/M208 has a combined target capacity to serve 1,016 students. Currently, the buildings serve 900 students, yielding a combined building utilization rate of 89%. According to the 2011-2012 Under-utilized Space Memorandum and List, building M208 is “underutilized” and has extra space to accommodate students. SA – Harlem 2 and SA – Harlem 3 will vacate M185/M208 prior to the beginning of 2013-2014 school year, at which point the building will continue to be underutilized. If this proposal is approved, in 2013-2014, SA–Harlem 4 will serve approximately 122-155 students in fifth and sixth grade at M185/M208 in 2013-2014, at which point the buildings are projected to serve approximately 826-983 students in total, yielding an estimated building utilization rate of 81%-97%. The allocation of instructional and administrative space is discussed in more detail in the attached revised Building Utilization Plan (“BUP”).

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

An Educational Impact Statement and Revised Building Utilization Plan describing the proposal are available at: <http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/April2013Proposals.htm>

Copies of the EIS and Revised BUP are also available in the main offices of the schools in M185/M208.

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

Written comments can be sent to [D03Proposals@schools.nyc.gov](mailto:D03Proposals@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: [D03Proposals@schools.nyc.gov](mailto:D03Proposals@schools.nyc.gov)  
Phone: 212-374-3466

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

Monday, April 8, 2013  
6:00 p.m.  
Building M185/M208  
21 West 111<sup>th</sup> Street  
New York, NY 10026

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 DOE will reschedule the joint public hearing for this alternate date:**

Alternate Date: Thursday, April 11, 2013  
Alternate Time: 6:00 p.m.  
Alternate Location: Building M185/M208  
21 West 111<sup>th</sup> Street  
New York, NY 10026

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.**

Wednesday, April 17, 2013

6:00 p.m.  
Prospect Heights Campus  
883 Classon Avenue  
Brooklyn, NY 11225