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To: Board of Trustees
From: Liz Schott, Superintendent
Date: December 12, 2017

RESOLUTION #6 MAKING CERTAIN FINDINGS RELATED TO CEQA AND AUTHORIZING STAFF TO FILE A NOTICE OF EXEMPTION FOR ITS BACICH ELEMENTARY SCHOOL NEW CLASSROOM AND ADMINISTRATION BUILDING AND CLASSROOM MODERNIZATION PROJECT

Background and Discussion

The District plans to remove what is currently known as the Round Building and existing portable classrooms and offices to construct a new replacement building and outdoor learning area, and to modernize existing classrooms as part of the District's Bond Measure D (the "Project").

The new classroom and administration building will include six (6) new classrooms, administrative offices, and student and staff restrooms. There will also be an outdoor learning area in an adjacent courtyard. This will be built on the same location of the existing Round Building.

District staff has worked with our architect and legal counsel, and believes that the Project meets the following California Environmental Quality Act ("CEQA") exemptions:

(1) Minor Alterations of Existing Structures Exemption (Cal. Code Regs., tit. 14, § 15301)

This exemption applies where the proposed project consists of minor alterations of an existing structure involving negligible or no expansion of use beyond what already exists.

Here, the District's Project involves modernizing existing classroom buildings at Bacich Elementary School, which will continue to serve as classrooms for students. Thus, the Project qualifies for this exemption.

(2) Replacement or Reconstruction of Existing Structures Exemption (Cal. Code Regs., tit. 14, § 15302)

This exemption applies where the proposed project consists of replacement or reconstruction of existing structures and facilities and the new structure will be located on the same site and will have substantially the same purpose and capacity as the replaced structure.

Here, the District intends to replace the Round Building and portables with a new classroom and administration building and outdoor learning area. The new building and outdoor learning area will be located on substantially the same site, will serve the same purpose of providing classrooms and administrative offices, and will serve substantially the same capacity as the buildings being replaced. Thus, the Project qualifies for this exemption.

(3) Minor Additions To Schools Exemption (Cal. Code Regs., tit. 14, § 15314)

This exemption applies where the proposed project consists of minor additions to existing schools within existing school grounds where the addition does not increase original student capacity by more than 25% or ten classrooms, whichever is less.

The District's architect estimated the following capacity changes:

Existing Capacity:	Capacity <i>after</i> Project:	Change in Capacity:
744 Students	696 Students	- 48 Students (- 6.45%)

As noted above, the Project will decrease student capacity by 48 students, or 6.45%. Thus, the Project will not increase student capacity and only involves construction on the existing Bacich Elementary School campus. Thus, the Project qualifies for this exemption.

Exceptions To The Above Categorical Exemptions Are Inapplicable

District staff is not aware of any unusual circumstances that would preclude the proposed project from the Class 1, 2, or 14 categorical exemptions discussed above.

(4) Catch-all Exemption

California Code of Regulations, title 14, section 15061, (b)(3) sets forth what is colloquially known as the "catch-all" exemption. This exemption applies "[w]here it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment."

Here, the Project will not have a significant effect on the environment because the new building will be located on substantially the same site as the replaced structures and will serve the same purpose of providing classrooms and administrative offices. Additionally, the modernization component will modernize existing classrooms to serve the same purpose. Overall, the Project will not significantly change the current type or intensity of use.

The proposed resolution would make certain findings about the applicability of the exemptions discussed above to the District's Project, and authorize staff to file a Notice of Exemption.

Recommendation: Adopt Resolution #6 Making Certain Findings And Authorizing Staff to File a Notice of Exemption For the Project.

00265-00110/4127235.4

KENTFIELD SCHOOL DISTRICT

RESOLUTION # 6

2017-18

RESOLUTION #6 MAKING CERTAIN FINDINGS RELATED TO CEQA AND AUTHORIZING STAFF TO FILE A NOTICE OF EXEMPTION FOR ITS BACICH ELEMENTARY SCHOOL NEW CLASSROOM AND ADMINISTRATION BUILDING AND CLASSROOM MODERNIZATION PROJECT

WHEREAS, the Kentfield School District ("District") owns and operates school facilities located at 699 Sir Francis Drake Blvd. in Kentfield, CA and formally known as Bacich Elementary School Campus (the "School Site"); and

WHEREAS, the District plans to remove what is currently known as the Round Building and existing portable classrooms and offices, to construct a new replacement building and outdoor learning area, and to modernize existing classrooms as part of the District's Bond Measure D (the "Project").

WHEREAS, California Code of Regulations, title 14, section 15301 provides a Class 1 exemption from CEQA for minor alterations of existing public structures involving negligible or no expansion of use beyond what was existing; and

WHEREAS, the Project's modernization component involves only minor alterations to existing classrooms at the School Site and those facilities will continue to be used as classrooms;

WHEREAS, California Code of Regulations, title 14, section 15302 provides a Class 2 exemption from CEQA for the replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the replaced structure and will have substantially the same purpose and capacity as the replaced structure; and

WHEREAS, the Project's reconstruction component will be located on substantially the same site and serve substantially the same purpose and capacity as the existing Round Building and portable classrooms; and

WHEREAS, California Code of Regulations, title 14, section 15314 provides a Class 14 exemption from CEQA for minor additions to existing schools within existing school grounds where the addition does not increase original student capacity by more than 25% or ten classrooms, whichever is less; and

WHEREAS, the student capacity of the Project's new replacement building will be offset by the removal of certain existing buildings so that the resulting student capacity after construction will decrease; and

WHEREAS, California Code of Regulations, title 14, section 15061(b)(3) provides for an exemption where the District has considered whether the Project may have a significant effect on the environment and has concluded, through its own independent review and analysis of the Project, that the Project will not have a significant impact on the environment because it will not significantly change the type or intensity of the use to which the site is currently being put; and

NOW, THEREFORE, the Board of Trustees of the Kentfield School District hereby finds, determines, declares, orders and resolves as follows:

Section 1. That all of the recitals set forth above are true and correct, and the Board so finds and determines.

Section 2. That the District has considered whether the Project may have significant impacts on the environment.

Section 3. The District has considered whether the Project may have a significant effect on the environment and has concluded, through its own independent review and analysis of the Project, that the Project will not have a significant impact on the environment because it will not significantly change the type or intensity of the use to which the site is currently being put. Thus the Project is exempt pursuant to California Code of Regulations, title 14, section 15061 (b)(3).

Section 4. That the Project falls within the Class 1 CEQA Exemption because it involves minor alterations to modernize existing classrooms.

Section 5. That the Project falls within the Class 2 CEQA Exemption because it will be located on the same site and serve substantially the same purpose and capacity as the structures being replaced.

Section 6. That the Project falls within the Class 14 CEQA Exemption because it will not increase original student capacity by more than 25% or ten classrooms.

Section 7. That the Project will not result in damage to scenic resources within an official state scenic highway pursuant to Public Resources Code section 21084, subdivision (c).

Section 8. That the Project is not located on a hazardous waste and substances site pursuant to Public Resources Code section 21084, subdivision(d).

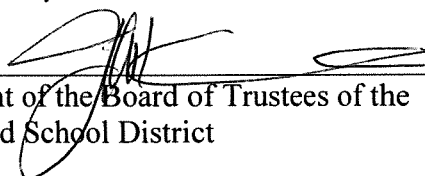
Section 9. That the Project will not cause a substantial adverse change in the significance of a historical resource pursuant to Public Resources Code section 21084, subdivision (e).

Section 10. That the District's Superintendent, or the Superintendent's designee, is instructed to file a Notice of Exemption from the California Environmental Quality Act, consistent with this Resolution, attached hereto as Exhibit "A," with the County Clerk.

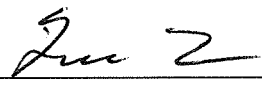
Section 11. This Resolution shall take effect immediately upon adoption.

APPROVED, PASSED AND ADOPTED by the Board of Trustees of the Kentfield School District on the 12th day of December, 2017, by the following vote:

AYES: 5
NOES: 0
ABSTENTIONS: 0
ABSENT: 0



President of the Board of Trustees of the
Kentfield School District

Attested to: 

Clerk of the Board of Trustees of the
Kentfield School District