

NOVATO UNIFIED SCHOOL DISTRICT

Resolution No. 16-2016/17

Rendering Local Zoning Ordinances Inapplicable at Properties Used for Instructional Purposes

WHEREAS, the Novato Unified School District ("District") owns and operates school facilities located at those sites identified in Attachment "A" hereto, incorporated herein by this reference as though fully set forth herein (the "Sites"); and

WHEREAS, Government Code Section 53094 provides that a school district, by a vote of two-thirds of its members, may render city or county zoning ordinances inapplicable to a proposed use of property by such school district when such use is not for non-classroom facilities; and

WHEREAS, the Sites are used for educational purposes, and not non-classroom facilities as defined under Government Code Section 53094; and

WHEREAS, the District has balanced the interests of the public, including those of the District and those of the City of Novato and has determined that the interests of the public are best served by exempting the Sites from local zoning ordinances; and

THEREFORE, the Governing Board of the Novato Unified 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 Novato Unified School District hereby renders inapplicable any and all City of Novato zoning ordinances which would otherwise be applicable to the Sites.

SECTION 3. That District's Superintendent, or the Superintendent's designee, is further directed to give written notice of the adoption of this Resolution to the City of Novato, as required by Government Code Section 53094, within ten (10) days of this action

SECTION 4. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the Governing Board of the Novato Unified School district this 15th day of November 2016 by the following vote:

AYES: 7

NOES: 0

ABSTAIN: 0

ABSENT: 0

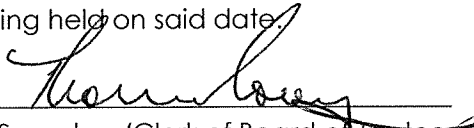
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State of California,
County of Marin

I, Thomas Cooper, hereby certify that the foregoing is a full, true and correct copy of the resolution duly passed and adopted by the Governing Board of the Novato Unified School District at a regularly called and conducted meeting held on said date.


Secretary/Clerk of Board of Trustees