

BOARD OF EDUCATION  
SAN DIEGO UNIFIED SCHOOL DISTRICT  
SAN DIEGO, CALIFORNIA

Resolution in the Matter of Overuling Zoning )  
Ordinances of the City of San Diego Applicable to ) RESOLUTION  
Use, Modernization, and Construction of )  
Facilities at Various District Schools )

**WHEREAS**, San Diego Unified School District (“District”) currently uses the facilities at certain comprehensive High School Sites (“School Sites”) for educational purposes (the location of the School Sites is attached hereto as Exhibit “A”);

**WHEREAS**, District proposes to modernize and construct new facilities (“Projects”) at their School Sites;

**WHEREAS**, the Projects are for educational facilities as required by Government Section 53094 and is subject to design review by the Division of the State Architect (“DSA”) under Education Code section 17280 et seq.;

**WHEREAS**, Government Code section 53094 authorizes District, by a vote of two-thirds of its members, to render city zoning ordinances inapplicable to the Projects and School Sites when the District’s use is for educational facilities;

**WHEREAS**, School Sites are located within the boundaries of the City of San Diego, California; and

**WHEREAS**, District has balanced the interests of the public, including those of District and those of the City of San Diego and determined that the interests of the public are best served by commencing and completing the Projects upon the School Sites under DSA review.

**NOW THEREFORE**, THE GOVERNING BOARD OF THE SAN DIEGO UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That all the above recitals are correct.

Section 2. That San Diego Unified School District hereby renders inapplicable any zoning ordinances of the City of San Diego including, without limitation, the City’s Zoning Ordinances and General Plans, which would otherwise be applicable to the Projects or the School Sites.

Section 3. That the Superintendent of San Diego Unified School District, or his designee, is further directed to give written notice to the City as required by Government Code Section 53094 within ten (10) days of this action.

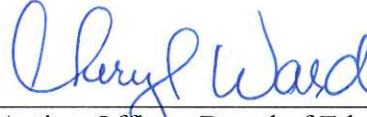
PASSED AND ADOPTED BY THE GOVERNING BOARD OF THE SAN DIEGO UNIFIED SCHOOL DISTRICT, San Diego, California, at a public meeting duly called and held on this 10<sup>th</sup> ay of May 2011, by the following vote:

AYES: Barnett, Barrera, Beiser, Evans, Jackson  
NAYS: None  
ABSENT: None  
ABSTAIN: None

oOo

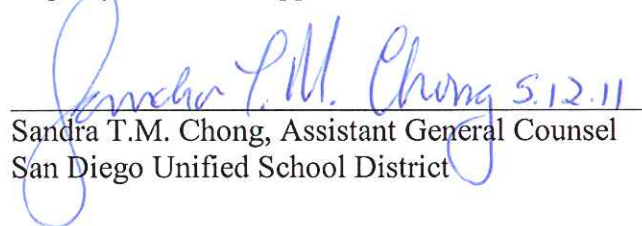
STATE OF CALIFORNIA)  
COUNTY OF SAN DIEGO)

I, Cheryl Ward, Board Action Officer of Board of Education, San Diego Unified School District, San Diego, California, do hereby certify that the forgoing is a full, true, and correct copy of a Resolution adopted by said Board at a meeting thereof held at its regular place of meeting at the time and by the vote above stated, which Resolution is on file in the office of said Board.



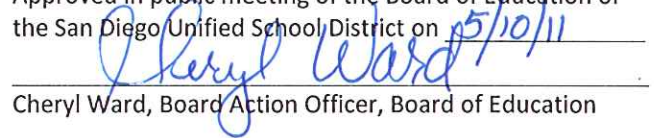
\_\_\_\_\_  
Board Action Officer, Board of Education  
San Diego Unified School District

Legality and Form Approved



\_\_\_\_\_  
Sandra T.M. Chong, Assistant General Counsel  
San Diego Unified School District

Approved in public meeting of the Board of Education of  
the San Diego Unified School District on 5/10/11



\_\_\_\_\_  
Cheryl Ward, Board Action Officer, Board of Education

**EXHIBIT "A"**

Clairemont High School Stadium and Sports Facility Improvements  
4150 Ute Dr., San Diego, CA 92117

Crawford High School Stadium and Sports Facility Improvements  
4191 Colts Way, San Diego, CA 92115

Hoover High School Stadium and Sports Facility Improvements  
4474 El Cajon Blvd., San Diego, CA 92115

Kearny High School Stadium and Sports Facility Improvements  
7651 Wellington St., San Diego, CA 92111

La Jolla High School Whole Site Modernization  
750 Nautilus St., San Diego, CA 92037

Madison High School Stadium Improvements  
4833 Doliva Drive, San Diego, CA 92117

Mission Bay High School Stadium and Sports Facility Improvements  
2475 Grand Ave., San Diego, CA 92109

Morse High School Stadium Improvements  
6905 Skyline Dr., San Diego, CA 92114

Patrick Henry High School Stadium and Sports Facility Improvements  
6702 Wandermere Drive, San Diego, CA 92120

Point Loma High School Stadium Restroom/Concession Stand Improvements  
2335 Chatsworth Blvd., San Diego, CA 92106

Serra High School Whole Site Modernization  
5156 Santo Road, San Diego, CA 92124

University City High School Stadium and Sports Facility Improvements  
6949 Genesee Ave., San Diego, CA 92122





**San Diego Unified**  
SCHOOL DISTRICT

**Board of Education-Board Services**

EUGENE BRUCKER EDUCATION CENTER  
4100 Normal Street, Room 2231, San Diego, CA 92103-2682  
Phone: (619) 725-5550 – Fax: (619) 297-5624

---

May 12, 2011

Ms. Elizabeth Maland, City Clerk  
Office of the City Clerk, City of San Diego  
202 C Street, 2<sup>nd</sup> Floor  
San Diego, California 92101

Dear Ms. Maland:

At its May 10, 2011 public meeting, the district Board of Education approved a “Resolution Overruling Zoning Ordinances of the City of San Diego Applicable to Use, Modernization, and Construction of Facilities at Various District Schools.” Government Code section 53094 authorizes a governing board of a school district, by a vote of two-thirds of its members, to render city zoning ordinances inapplicable to its proposed use of property for classroom facilities. Please see Exhibit “A” to the resolution for the projects at certain school sites. As required by that same statute, the district is providing written notice to the City within ten days of this action. A true, correct copy of said resolution is enclosed for your reference.

Thank you for your attention to this matter.

Sincerely,

Cheryl Ward  
Board Action Officer

CW:jv

Enc.

c: Lee Dulgeroff  
Sandra Chong  
Jim Watts

