FEASIBILITY STUDY
FOR A REQUEST TO TRANSFER TERRITORY
FROM
CUPERTINO UNION SCHOOL DISTRICT AND
FREMONT UNION HIGH SCHOOL DISTRICT
TO
SARATOGA UNION SCHOOL DISTRICT AND
LOS GATOS-SARATOGA JOINT UNION HIGH SCHOOL DISTRICT

August 2017

Santa Clara County Office of Education

Prepared for the
Santa Clara County Committee on School District Organization

by

The Office of the Superintendent
Santa Clara County Office of Education

Jon R. Gundry, Superintendent
BACKGROUND

A request to transfer territory from Cupertino Union School District (CUSD) and Fremont Union High School District (FUHSD) to Saratoga Union School District (SUSD) and Los Gatos-Saratoga Joint Union High School District (LGSJUHSD) has been presented to the Santa Clara County Committee on School District Organization (County Committee). See Appendix A for a copy of the request.

The territory proposed for transfer includes 6 parcels located on Mt. Eden Road in Saratoga. The total acreage of the territory is approximately 160 acres. Maps of the territory proposed for transfer and a list of the Assessor Parcel Numbers (APNs) can be found in Appendix B.

The request to transfer territory was submitted to the Santa Clara County Superintendent of Schools on March 22, 2017 (and finalized for submission on May 1, 2017). The petition was subsequently transmitted to the County Committee and State Board of Education on May 8, 2017 (see Appendix C). The public hearings mandated by Education Code Section 35705 were held on June 20, 2017 and July 17, 2017. Appendix D contains a copy of the notices of the public hearings, description of petition, and minutes from both public hearings.

Petitioners have requested the transfer for the following reasons:

1. The entrance to the parcels is from Mt. Eden Road only which is within SUSD/LGSJUHSD. Currently, and in the past, children in the territory proposed for transfer have attended SUSD/LGSJUHSD schools.
2. There is no direct access to CUSD and FUHSD from the residences.

There is no stated opposition from any of the affected school districts. Appendix E contains a copy of a letter from CUSD stating no opposition to the requested transfer.
The purpose of this study is to analyze the feasibility of the proposed territory transfer from CUSD/FUHSD to SUSD/LGSJUHSD under the ten criteria used by the State Board of Education in approving proposed territory transfers and to present the data and information on which the analysis is based. The feasibility report expresses no view on whether the petition should be granted. This decision remains within the discretion of the County Committee, as discussed herein.

The ten criteria under which the territory transfer is analyzed are contained in Education Code Section 35753. They include the following:

1. The reorganized districts will be adequate in terms of number of pupils enrolled.
2. The districts are each organized on the basis of a substantial community identity.
3. The proposal will result in an equitable division of property and facilities of the original district or districts.
4. The reorganization of the districts will preserve each affected district’s ability to educate students in an integrated environment and will not promote racial or ethnic discrimination or segregation.
5. Any increase in costs to the state as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization.
6. The proposed reorganization will continue to promote sound education performance and will not significantly disrupt the educational programs in the districts affected by the proposed reorganization.
7. Any increase in school facilities costs as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization.
8. The proposed reorganization is primarily designed for purposes other than to significantly increase property values.
9. The proposed reorganization will continue to promote sound fiscal management and not cause a substantial negative effect on the fiscal status of the proposed district or any existing district affected by the proposed reorganization.
10. Any other criteria as the board may, by regulation, prescribe.

Petitioners and/or affected school districts may appeal to the State Board of Education the decision of the County Committee (Education Code section 35710.5). Petitioners have five days and school districts have 30 days to notify the County Committee of intent to appeal. Within 15 days of this notification, appellants must file a statement of reasons and factual evidence supporting the appeal. The County Office of Education will transmit the appeal to the State Board of Education along with a complete administrative record of the proceedings.
1.0 CRITERION 1

California Education Code Section 35753 (a)(1) – The reorganized districts will be adequate in terms of number of pupils enrolled.

This topic is governed by Title 5, California Code of Regulations, Section 18753 (a), which states that an elementary school district should have a projected enrollment of 901 students, and a high school district should have a projected enrollment of 301 students on the date the boundary change becomes effective for all purposes. Current student enrollments (taken from the 2016-2017 California Basic Educational Data System (CBEDS) reports) for each of the three affected school districts are depicted in Table 1.

<table>
<thead>
<tr>
<th>School District</th>
<th>Enrollment</th>
</tr>
</thead>
<tbody>
<tr>
<td>CUSD</td>
<td>18,598</td>
</tr>
<tr>
<td>FUHSD</td>
<td>10,869</td>
</tr>
<tr>
<td>SUSD</td>
<td>1,906</td>
</tr>
<tr>
<td>LGSJUHSD</td>
<td>3,368</td>
</tr>
</tbody>
</table>

Two school-age children currently reside in the territory proposed for transfer but attend school in LGSJUHSD on interdistrict transfer agreements. The potential number of students who could live within the area to be transferred would not be significant enough to impact the enrollment of either SUSD or LGSJUHSD or significantly diminish the enrollment of CUSD or FUHSD.

The study team recommends that Criterion 1 is met.

2.0 CRITERION 2

California Education Code Section 35753 (a)(2) - The districts are each organized on the basis of a substantial community identity.

The California Code of Regulations (CCR) § 18753 (a)(2) suggest using the following criteria to determine whether a district is organized on the basis of substantial community identity:
(a) Isolation;
(b) Geography;
(c) Distance between social centers;
(d) Distance between school centers;
(e) Topography;
(f) Weather; and
(g) Community, school, and social ties, and other circumstances peculiar to the area.
Isolation

The 6 parcels proposed for transfer are located on a hilltop in the southeastern portion of CUSD/FUHSD in the Santa Cruz Mountains area of Saratoga with one entry point from Mt. Eden Road. This one entry point is within SUSD and LGSJUHSD. The area can be considered isolated from CUSD and FUHSD due to the single entry point in which residents must travel through SUSD and LGSJUHSD in order to get to schools in CUSD and FUHSD.

Figure 1. Overview of Territory Proposed for Transfer
The following images, with the exception of image 1, were taken by County Committee staff Suzanne Carrig on July 3, 2017.

Image one below is an aerial view of the area proposed for transfer and illustrates the location of the property in a mountain setting.

*Image 1. Overview of Transfer Area*

Image 2 shows the entrance to the private driveway at the intersection of Mt. Eden Road. As the sign in the photo indicates, the distance from Mt. Eden Road to the property proposed for transfer is 2.2 miles.

*Image 2. Sign at driveway entrance indicating driving distance to 22020 Mt. Eden Road*
Images 4 and 5 depict the road conditions of the private driveway that leads from Mt. Eden Road to the parcels proposed for transfer.

*Image 4. View of driveway/road conditions*

*Image 5. Dirt portion of driveway on approach to 22020 Mt. Eden Road*
Distance from School Centers

For students in all grade levels, travel distance and travel time to SUSD and LGSJUHSD schools are shorter than travel distance and travel time to CUSD and FUHSD schools. Table 2 illustrates the distance to the affected schools and the time. The times listed in the tables do not reflect the drive times at commute hours which would increase the drive times to CUSD/FUHSD by approximately 10-15 minutes since travel is done on major thoroughfares such as Saratoga-Sunnyvale Road whereas travel to SUSD/LGSJUHSD schools is done on neighborhood roads such as Mt. Eden Road and Pierce Road, and avoids major thoroughfares.

Table 2. Distance to Schools

<table>
<thead>
<tr>
<th>Schools</th>
<th>Distance (Miles)</th>
<th>Time (Minutes)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Elementary Schools</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Regnart Elementary (CUSD)</td>
<td>4.7</td>
<td>15</td>
</tr>
<tr>
<td>Foothill School*(SUSD)</td>
<td>2.7</td>
<td>8</td>
</tr>
<tr>
<td>Kennedy Middle School (CUSD)</td>
<td>5.3</td>
<td>15</td>
</tr>
<tr>
<td>Redwood School (SUSD)</td>
<td>4</td>
<td>10</td>
</tr>
<tr>
<td>Monte Vista (FUHSD)</td>
<td>5.9</td>
<td>17</td>
</tr>
<tr>
<td>Saratoga High (LGSJUHSD)</td>
<td>2.5</td>
<td>6</td>
</tr>
</tbody>
</table>

*SUSD has an open enrollment for elementary schools but Foothill School was chosen as a point of reference for driving distance.

The travel time, under commute duration, increases the length of time to travel between the territory proposed for transfer and the school district of residence. Additionally, if students had to travel to CUSD and FUHSD schools they would have to travel through SUSD/LGSJUHSD.

Community, School, and Social Ties and other Circumstances

The territory proposed for transfer has ties with SUSD and the surrounding community because the petitioner’s children have attend schools in SUSD/LGSJUHSD and continue to attend schools in SUSD/LGSJUHSD on an interdistrict transfer. The location of the territory at the end of a driveway without direct access makes it somewhat isolated from CUSD and FUHSD, yet it is in close proximity and easily accessible to the SUSD/LGSJUHSD and the Saratoga community.

The study team recommends that Criterion 2 is met.
3.0 CRITERION 3

California Education Code Section 35753 (a)(3) - The proposal will result in an equitable division of property and facilities of the original district or districts.

There is no real property located on the territory proposed for transfer – therefore, no such property will be divided. Currently, no students would change school districts as a result of the transfer. In addition, there is no reasonable basis for division of other property funds and obligations of affected districts.

The territory proposed for transfer will drop any liability for outstanding bonded indebtedness of the district(s) of which it was formerly a part and assume its proportionate share of the outstanding bonded indebtedness of the district(s) of which it becomes a part. (Education Code Section 35575)

Provisions for the exchange of property tax revenue are set forth in Revenue and Taxation Code Section 99(i).

There would be no division of any property, funds or obligations, and current law would provide for shifts in responsibility of existing bonded indebtedness, if the territory was approved for transfer.

The study team recommends that Criterion 3 is met.

4.0 CRITERION 4

California Education Code Section 35753 (a)(4) – The reorganization of the districts will preserve each affected district’s ability to educate students in an integrated environment and will not promote racial or ethnic discrimination or segregation.

School districts have a constitutional obligation to prevent racial and ethnic segregation and to alleviate the harmful effects of segregation. As such, any school district reorganization should not isolate minority students and deprive all students of an integrated educational experience.

The area proposed for transfer currently has two high school students attending school in LGSJUHSD on interdistrict transfers. If the transfer of territory is approved the number of students that could potentially live in the area would be small and the impact would not be significant enough to disrupt the racial/ethnic balance of the affected school districts.

The study team recommends that Criterion 4 is met.
5.0 CRITERION 5

California Education Code Section 35753 (a)(5) – Any increase in costs to the state as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization.

The State Board of Education has not adopted a regulation to implement this criterion. However, the School District Organization Handbook, 2006 edition, published by the State Department of Education, suggests that the following factors be considered in analyzing whether the proposal will increase state costs:

a. Whether implementation of the proposal would change one or more of the affected districts’ basic aid status.
b. Additional state costs for school facilities.
c. Other state special or categorical aid programs and any increased state costs if students transferring would qualify in the gaining district and not in the losing district.
d. The additional costs to the state if costs per student for special or categorical programs are higher in the gaining district.
e. The effect on the districts’ home-to-school and special education transportation costs and state reimbursements.
f. Increased costs resulting from additional schools becoming eligible for “necessary small school” funding pursuant to Sections 42280 through 42289.

Currently there are two students in the area proposed for transfer attending school in LGSJUHSD on interdistrict transfers. The potential number of students who could reside within the area proposed for transfer would not increase the number of students to the point where there would be a significant increase in costs to the state.

SUSD/LGSJUHSD are basic aid districts therefore the transfer of property into the districts will not have a negative impact.

Factors (a) through (f) have also been considered and due to the property requested for transfer having only two students and the potential number of students being small, the study team finds that there will be no significant impact on the affected districts.

The study team recommends that Criterion 5 is met.
6.0 CRITERION 6

California Education Code Section 35753 (a)(6) - The proposed reorganization will continue to promote sound education performance and will not significantly disrupt the educational programs in the districts affected by the proposed reorganization.

Currently there are two school aged children residing in the area proposed for transfer, each attending LGSJUHSD on interdistrict transfer agreements. If the area was approved for transfer there would be no immediate change in the educational programs of the school. The potential number of students who could live within the area to be transferred would not significantly impact the educational programs or the ability of the districts to promote sound education performance in the affected schools.

Due to the small number of potential students from the territory proposed to be transferred, the study team recommends that the proposed transfer of territory will not significantly impact the teacher-pupil staffing ratio, class size, or academic offerings in the affected schools and districts.

The study team recommends that Criterion 6 is met.

7.0 CRITERION 7

California Education Code Section 35753 (a)(7) – Any increase in school facilities costs as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization.

Currently there are two school aged children residing in the area proposed for transfer, each attending LGSJUHSD on interdistrict transfer agreements. Therefore, there would be no immediate change in the housing needs of the school. Attendance in the affected districts by the potential number of students who could live within the area to be transferred would not statistically impact the need for additional housing in the affected schools.

The territory proposed to be transferred does not contain any school facilities. The number of students in the foreseeable future is not great enough by itself to significantly impact class size to the point where additional school facilities would be needed.

The study team recommends that Criterion 7 is met.
8.0 CRITERION 8

California Education Code Section 35753 (a)(8) - The proposed reorganization is primarily designed for purposes other than to significantly increase property values.

The purpose of Criterion 8 is to ascertain whether the primary reason for proposing the transfer of territory is for financial advantage to the owners.

Based on the original petition and statements made by the petitioners, there is no indication that this request is primarily designed to increase property values, rather the primary reasons are drive time and safety and community identity. Additionally, Criterion 2, Community Identity, was found to be met.

The study team recommends that Criterion 8 is met.

9.0 CRITERION 9

California Education Code Section 35753 (a)(9) - The proposed reorganization will continue to promote sound fiscal management and not cause substantial negative effect on the fiscal status of the proposed district or any existing districts affected by the proposed reorganization.

There are no regulations on this subject. The CDE’s School District Organization Handbook provides the following:

The county committee should review and consider any potential revenue gains or losses resulting from community development, agency agreements or other pass-through agreements, loss of incremental taxes, Mello-Roos Community Facility District funds, parcel taxes, certificates of participation, basic aid, tax overrides, mitigation agreements with developers, and any other categorical or specialized funds (e.g. Public Law 874 funds and Timber Reserves).

(CDE’s School District Organization Handbook, 90.)

Average Daily Attendance

Currently all students residing in the area proposed for transfer attend school in LGSJUHSD on transfer agreements so there would be no immediate loss of ADA. The number of potential students would be small, therefore there would be little or no impact on ADA.
**Basic Aid Status**

FUHSD, SUSD, and LGSUHSD are each basic aid school districts. The territory proposed for transfer has an assessed valuation of approximately $8.5 million generating total tax revenues of approximately $101,000. FUHSD receives approximately 20% ($20,000) of the tax revenue dollars. FUHSD’s actual funding exceeds 2016-17 transition entitlement by approximately $25,000. The loss of tax revenue, if the transfer of territory were to be approved, would not impact the basic aid status of FUHSD nor would the basic aid status of SUSD and LGSUHSD be negatively impacted since the districts would be receiving the additional tax revenues if the transfer were approved.

**Parcel Tax**

Each of the affected school districts has a parcel tax in effect. Table 3 below shows each district’s parcel tax and the date the parcel tax is set to expire.

*Table 3 – Parcel Tax per District*

<table>
<thead>
<tr>
<th>District</th>
<th>Parcel Tax per Year</th>
<th>Expiration Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>CUSD</td>
<td>$250</td>
<td>2022</td>
</tr>
<tr>
<td>FUHSD</td>
<td>$98</td>
<td>2022</td>
</tr>
<tr>
<td>SUSD</td>
<td>$68</td>
<td>2020</td>
</tr>
<tr>
<td>LGSUHSD</td>
<td>$49</td>
<td>2025</td>
</tr>
</tbody>
</table>

Source: Individual school district websites.

Residents of the area proposed for transfer would assume the parcel taxes if the transfer is approved.

Assuming the transfer is approved and becomes effective July, 2018 for tax purposes, there would be a total loss in parcel tax income of $5,000 for CUSD and approximately $2,000 for FUHSD. The loss of total parcel tax dollars will not negatively impact CUSD/FUHSD. CUSD has approximately 39,000 parcels in the district; although not all parcels will pay the parcel tax, the loss of 5 parcels (one parcel in the area proposed for transfer is a utility parcel is exempt from the tax) will not have a significant negative impact on the district. In FUHSD’s March 2017 second interim report, the district estimates that they will receive approximately $5.2 million from its parcel tax. The total loss of parcel tax dollars from the area proposed for transfer, if the transfer is approved, will not negatively impact FUHSD.

**Assessed Valuation**

The territory proposed for transfer has an assessed valuation of approximately $8.5 million; this represents .013% for FUHSD.

The study team recommends that Criterion 9 is met.
10.0 CRITERION 10

Any other criteria as the board (i.e. State Board or Education) may, by regulation, prescribe.

No other criteria were considered.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

Public Resources Code Section 21000 requires that public agencies review and document the environmental implications of their activities and actions. An activity or “project” under Public Resources Code Section 21065 is defined as follows:

“Project” means an activity which may cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, and which is any of the following:

(a) An activity directly undertaken by any public agency.
(b) An activity undertaken by a person which is supported, in whole or in part, through contracts, grants, subsidies, loans, or other forms of assistance from one or more public agencies.
(c) An activity that involves the issuance to a person of a lease, permit, license, certificate, or other entitlement for use by one or more public agencies.

The petition to transfer property was filed with the Santa Clara County Committee on School District Organization, and they are therefore considered the lead agency for CEQA issues. A Notice of Exemption will be submitted to the County Clerk of Santa Clara County and the California State Clearinghouse if the project is approved. See Appendix F for CEQA documents.

CONCLUSIONS

The nine criteria discussed in Sections 1.0 through 9.0 represent minimum criteria (Hamilton v. State Board of Education, [1981] 117 Cal.App.3d 132; Cal.Rptr. 748) that the County Committee is required to examine prior to approving/disapproving a request to transfer territory from one school district to another. The study team has analyzed the nine criteria and found that each has been met. However, if the County Committee determines that all nine conditions are substantially met, it has the discretion, but not the obligation, to approve the proposal. If all nine criteria are found to be met by the County Committee, they may choose to approve the proposed transfer if a compelling reason exists for the transfer or, conversely, may choose not to approve the transfer if a compelling reason exists not to approve it.
March 15, 2017

Dear Suzanne,

I am reaching out to you to request a transfer of quarter section of five parcels: 503-08-014, 503-08-013, 503-08-017, 503-08-018, 503-08-019 from the Cupertino School District to the Saratoga School District as uninhabited territory.

In 1988 I helped to make legal parcels from this quarter section and the parcels were put into the wrong school district. Since the parcels were undeveloped except for vineyards, this error wasn’t caught. I am the corporate secretary of MEV Corporation, the owner of 503-08-017 and 018 and we used to own 014. We sold that parcel and there now is a residence on that parcel. The only access to these parcels is up the same driveway as my driveway, 22020 Mt. Eden Road, which is in the Saratoga school district. All parcels on Mt Eden Road are in the Saratoga School District. As an example, 21810, 21884, 22020, 22090, 22100, all the way to 22600, 22621 are all in the Saratoga School district. 22030 was put in Cupertino School district, 35 minutes away. I lived up another mile higher from this quarter section on this same driveway on parcel 503-07-006 and is adjacent to parcel 503-08-019 and is in the Saratoga District.

I have attached three parcel maps: One at Mt Eden Road that shows the driveway to 22030. The second is the parcel map for the quarter section. The third is private map showing the driveway to parcel 014 (22030).

Currently the Ji family lives on parcel 503-08-014. Jessica Ji is a junior who attends Saratoga High School since they moved from another Saratoga house. Her sister Eva is in 8th grade at Saratoga’s Redwood Middle School and is not allowed to attend Saratoga High due to this error. I would like to help this family so they don’t have two girls going to different high schools and will petition Saratoga district to let her into the district. More importantly, I would like to have this error fixed for the future.

Thank you for your consideration,

Ellie Patterson
MEV Corporation, Mount Eden Vineyards
22020 Mt. Eden Road
Saratoga, CA 95070
408-857-1710

503-08-014   22030 Mt. Eden Road
owner: Minggang Ji  
[Signature]  date: 3/15/17

503-08-17 and 503-08-18   22020 Mt. Eden Road
owner MEV Corporation, Eleanor D Patterson, Corp Secretary  
[Signature]  date 3/15/17

503-08-13 and 503-08-19   22000 Mt. Eden Road
Owner: Peter Martin Ray, trustee  
[Signature]  date 3/22/17
Mailbox location and driveway entrance from Mt. Eden Road
Driveway to transfer area
Approximately 2 miles long
APN
503-08-004
503-08-013
503-08-014
503-08-017
503-08-018
503-08-019
May 8, 2017

Karen Stapf Walters, Executive Director
California State Board of Education
1430 N Street, Suite #5111
Sacramento, CA 95814

Dear Ms. Walters:

The Santa Clara County Office of Education has validated a request to transfer six (6) parcels from the Cupertino Union School District and Fremont Union High School District to the Saratoga Union School District and the Los Gatos-Saratoga Joint Union High School District. A copy of the request and a map of the property proposed for transfer are enclosed. I am providing the State Board of Education notice of this valid request pursuant to Education Code Section 35704.

Please contact Suzanne Carrig at (408) 453-6869 if you require additional information.

Sincerely,

[Signature]
Jon R. Gundry
County Superintendent of Schools

JRG/sec
enclosure

cc: Larry Shirey, School Fiscal Services, California Department of Education
    Neelima Palacherla, Executive Officer, LAFCO
March 15, 2017

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Thank you for your consideration,

Ellie Patterson
MEV Corporation, Mount Eden Vineyards
22020 Mt. Eden Road
Saratoga, CA 95070
408 867-1710

503-08-014 22030 Mt. Eden Road
owner: Minggang Ji

503-08-17 and 503-08-18 22020 Mt. Eden Road
owner MEV Corporation, Eleanor D Patterson, Corp Secretary

503-08-13 and 503-08-19 22000 Mt. Eden Road
Owner: Peter Martin Ray, trustee
NOTICE OF CALIFORNIA ENVIRONMENTAL QUALITY ACT PUBLIC HEARINGS

ON:

A PROPOSED TRANSFER OF TERRITORY
FROM
CUPERTINO UNION SCHOOL DISTRICT AND FREMONT UNION HIGH SCHOOL DISTRICT
TO
SARATOGA UNION SCHOOL DISTRICT AND LOS GATOS-SARATOGA JOINT UNION HIGH SCHOOL DISTRICT

Public Resources Code Section 21000 requires that public agencies review and document the environmental implications of their activities and actions. Under Public Resources Code Section 21065 school district reorganization is considered a project and therefore is subject to review.

The Santa Clara County Committee on School District Organization will conduct public hearings to obtain public response to a request to transfer 6 parcels on Mt. Eden Road from Cupertino Union School District and Fremont Union High School District to Saratoga Union School District and Los Gatos-Saratoga Joint Union High School District.

The CEQA public hearing will be held at the following location and time:

Tuesday June 20, 2017 6:00 p.m.
Los Gatos-Saratoga Joint Union School District
17421 Farley Road West
Los Gatos

For more information regarding the above issues, contact Suzanne Carrig at (408) 453-6869
NOTICE OF PUBLIC HEARING

ON:

A PROPOSED TRANSFER OF TERRITORY
FROM
CUPERTINO UNION SCHOOL DISTRICT AND
FREMONT UNION HIGH SCHOOL DISTRICT
TO
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LOS GATOS-SARATOGA JOINT UNION HIGH SCHOOL DISTRICT

The Santa Clara County Committee on School District Organization will conduct a public hearing to obtain public response to a request to transfer 6 parcels from Cupertino Union School District and Fremont Union High School District to Saratoga Union School District and Los Gatos-Saratoga Joint Union High School District. The parcels are located on Mt. Eden Road in Saratoga.

The public hearing will be held at the following location and time:

Tuesday, June 20, 2017  6:00 p.m.
Los Gatos-Saratoga Joint Union High School District
17421 Farley Road West
Los Gatos  95030

For more information regarding the process and public hearings, contact Suzanne Carrig at (408) 453-6869.
Santa Clara County
Committee on School District Organization
Public Hearing
June 20, 2017
6:00 p.m.
Proposed Transfer of Territory from
Cupertino Union School District and Fremont Union High School District
to
Saratoga Union School District and Los Gatos-Saratoga Union High School District

Location: Los Gatos-Saratoga Joint Union High School District – Board Room
17421 Farley Road West, Los Gatos

Committee Members Present:
Bob Benevento
Mandy Lowell
Josephine Lucey
Barry Schimmel
Kathleen Sullivan
Jim Van Pernis

County Office Staff Present:
Suzanne Carrig

Committee Chair Jo Lucey opened the public hearing at 6:00 and introduced the members in attendance. Suzanne Carrig, staff to the Committee, briefly reviewed the reorganization request.

CEQA Hearing

Greg Medici, Assistant Superintendent/CBO, Los Gatos-Saratoga Joint Union High School District
• Our district, and speaking on behalf of the Saratoga Union School District, has a general preference for maintaining existing district boundaries.
• If there was an exception to this, we would remain neutral. No support to neutral is about as far as we can go.
• That was for the high school district. Spoke with representative from Saratoga and he conveyed to me a similar message.

Ellie Patterson, Chief Petitioner, Mt. Eden Road:
Ms. Patterson made the following comments:
• Resident of Mt. Eden Road for 36 years.
• Referenced and discussed a photograph and maps of the area proposed for transfer (see attached).
• Discussed the history of the territory and history of students in the area attending Saratoga schools. Did not know until recently that the territory was actually in Cupertino and Fremont Union High School District.
• Address is within the City of Saratoga.
• Only two residences in the area.
• Discussed history of Ji Family and interdistrict attendance agreement.
• Cupertino School District 30 minutes away to get to the schools.
• Feels being in Cupertino and Fremont is an error and would like to rectify the situation.
• Property is isolated from Cupertino and Fremont.

Questions:
Member Mandy Lowell asked for clarification on who residents voted for in board elections or on bonds. Ms. Patterson stated she didn’t know; some of the resident do not reside on the property proposed for transfer.

Member Lowell asked about payment of parcel taxes/school district taxes and Ms. Patterson stated she didn’t have that information on her bill. Discussion of property tax payments.

Member Lowell asked if Ms. Patterson received mailings from Cupertino School District; Ms. Patterson stated she never had.

Discussion and review of map. Staff to prepare a map that shows more description of the territory and important landmarks.

The public hearing ended at 6:16 p.m.
NOTICE OF PUBLIC HEARING

ON:

A PROPOSED TRANSFER OF TERRITORY
FROM
CUPERTINO UNION SCHOOL DISTRICT AND
FREMONT UNION HIGH SCHOOL DISTRICT
TO
SARATOGA UNION SCHOOL DISTRICT AND
LOS GATOS-SARATOGA JOINT UNION HIGH SCHOOL DISTRICT

The Santa Clara County Committee on School District Organization will conduct a public hearing to obtain public response to a request to transfer 6 parcels from Cupertino Union School District and Fremont Union High School District to Saratoga Union School District and Los Gatos-Saratoga Joint Union High School District. The parcels are located on Mt. Eden Road in Saratoga.

The public hearing will be held at the following location and time:

Monday, July 17, 2017 4:30 p.m.
Cupertino Union School District
1309 S. Mary Ave. Suite #150
Sunnyvale 94087

For more information regarding the process and public hearings, contact Suzanne Carrig at (408) 453-6869.
Santa Clara County
Committee on School District Organization
Public Hearing
July 17, 2017
4:30 p.m.
Proposed Transfer of Territory from
Cupertino Union School District and Fremont Union High School District
to
Saratoga Union School District and Los Gatos-Saratoga Union High School District

Location: Cupertino Union School District – Board Room
1309 S. Mary Ave., Suite #150, Sunnyvale

Committee Members Present: Bob Benevento
Mandy Lowell
Josephine Lucey
Buu Thai
Teresa O’Neill

County Office Staff Present: Suzanne Carrig

Committee Chair Jo Lucey opened the public hearing at 4:30 and introduced the members in attendance. Suzanne Carrig, staff to the Committee, briefly reviewed the reorganization request.

Staff presented County Committee members with the attached map and photographs of the area proposed for transfer. Staff reviewed the location of the address on Mt. Eden Road, the driveway factors such as distance and time, and the relation of the property to the high schools in the affected districts.

There was a brief discussion regarding the commute to the affected school districts and road conditions.

The public hearing ended at 4:45 p.m.
July 10, 2017

To: Suzanne Carrig, Director of Policy Development & Administrative Programs

Re: School District Reorganization – Territory Transfer Request – Parcels 503-08-014, 503-08-013, 503-08-017, 503-08-018 and 503-08-019

In regards to the request to transfer five (5) parcels from Cupertino Union/Fremont Union High School District to Saratoga Union/Los Gatos-Saratoga Joint Union High School District, the Cupertino Union School District is not opposed to the transfer request.

Should you have any questions please feel free to contact me at (408) 252-3000 ext. 61424.

Sincerely,

Chris Jew
Chief Business Officer
Cupertino Union School District
Office: (408) 252-3000 ext. 61424
Fax: (408)749-1034
Notice of Exemption

To: Office of Planning and Research
   PO Box 3044, 1400 Tenth Street, Room 212
   Sacramento, CA 95812-3044

From: (Public Agency)________________________
      Santa Clara County Office of Education
      1290 Ridder Park Dr., San Jose, CA 95131
      (Address)

X County Clerk
   County of Santa Clara County

Project Title: Transfer of Territory: Cupertino Union School District and Fremont Union High School District to Saratoga Union School District and Los Gatos-Saratoga Joint Union High School District

Project Location – Specific: Attached is a list of addresses and parcel numbers for the territory proposed for transfer.

Project Location – City: Santa Clara    Project Location – County: Santa Clara

Description of Project:
Proposal to transfer 6 parcels from CUSD/FUHSD to SUSD/LGSJUHSD

Name of Public Agency Approving Project: __Santa Clara County Committee on School District Organization

Name of Person or Agency Carrying Out Project: Santa Clara County Committee on School District Organization

Exempt Status: (check one)

☐ Ministerial (Sec. 21080(b)(1); 15268);
☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
X Categorical Exemption. State type and section number __Article 19 Section 15320 Class 20
☐ Statutory Exemptions. State code number: ____________________________

Reasons why project is exempt: Minor boundary change between to local agencies (school districts).

Lead Agency
Contact Person: Suzanne Carrig
   Area Code/Telephone/Extension: (408) 453-6869

If filed by applicant:
1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? ☐ Yes ☐ No

Signature: ____________________________ Date: ___________ Title: Administrative Program & Evaluation Specialist

X Signed by Lead Agency
   Date received for filing at OPR: ____________________________

☐ Signed by Applicant