

Business and Non-Instructional OperationsSale, Lease, Rental of District-Owned Real Property

The Board of Education shall dispose of District property whenever it is apparent the District will have no further use for it. If property currently unused will not be needed at some future time, the Board may lease the property to a governmental or private agency or individual.

When required by law, the Board shall appoint a District advisory committee to advise the Board in the development of policies and procedures governing the use or disposition of schools or school building space which is not needed for school purposes.

Before offering to sell or lease surplus real property to any other parties, the District may offer it to designated child care providers for child care development purposes.

Any lease or sale made by the Board will conform in all particulars to the provisions of law.

Use of Proceeds

The funds derived from the sale or lease of surplus property shall be deposited into the Special Reserve Fund for Capital Outlay Projects (Fund 40), for costs of maintenance of school district property that will not recur within a five-year period, or for the renovation/modernization of school sites. Proceeds deposited in the Special Reserve Fund (Fund 40) shall not be available for general operating expenses.

Legal Reference:

EDUCATION CODE

8469.5	Use of school facilities or grounds for school age child care
17722	Approval of new facilities
17230	Surplus property
17385	Conveyances to and from school Districts
17387-17391	Advisory committees for use of excess school facilities
17406	Right of District to lease property under lease providing for construction of building
17435	Lease of surplus District property
17455-17484	Sale or lease of real property
17515-17535	Joint occupancy
17527-17535	Joint use of District facilities
38134	Groups which may use school facilities without charge; charges for use by other groups
39015	Acquisition of property not utilized as school site; nonuse payments; exemptions

GOVERNMENT CODE

54222	Offer to sell or lease property
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