

SALE, LEASE, RENTAL OF DISTRICT-OWNED REAL PROPERTY

The Governing Board shall dispose of district property whenever it is apparent the district will have no further use for it. If property currently unused will be needed at some future time, the Board may lease it to a governmental or private agency or individual. (Education Code 39333, 39360-39383)

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. (Education Code 39296)

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 and development purposes.

The sale, lease or rental of district property for child care purposes shall be especially encouraged for programs that are properly licensed, provide adequate insurance coverage, are financially self-supporting, and maintain a safe environment through good management and supervision.

(cf. 5148 - Child Care)

When surplus property is not sold or leased to child care providers, the Board shall offer to sell or lease it, with an option to buy, in accordance with the priorities set forth in Education Code 39363.5 and 39030 and in Government Code 54222.

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

Legal Reference; (see next page)

SALE, LEASE, RENTAL OF DISTRICT-OWNED REAL PROPERTY
(continued)

Legal Reference:

EDUCATION CODE

8469.5 Use of school facilities or grounds for school age child care
17722 Approval of new facilities
39015 Acquisition of property not utilized as school site; nonuse
payments; exemptions
39030 Surplus property
39290 Conveyances to and from school districts
39295-39299 Advisory committees for use of excess school facilities
39305 Right of district to lease property under lease providing for
construction of building
39333 Lease of surplus district property
39360-39383 Sale or lease of real property
39440-39452 Joint occupancy
39470-39478 Joint use of district facilities
40043 Groups which may use school facilities without charge; charges
for use by other groups

GOVERNMENT CODE

54222 Offer to sell or lease property