

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

**CERTIFICATION OF MALIBU MIDDLE & HIGH SCHOOL - CAMPUS SPECIFIC PLAN FINAL
ENVIRONMENTAL IMPACT REPORT, FINDINGS, ADOPTION OF MITIGATION
MONITORING PROGRAM AND STATEMENT OF OVERRIDING CONSIDERATIONS, AND
APPROVAL OF THE MALIBU MIDDLE & HIGH SCHOOL - CAMPUS SPECIFIC PLAN
PROJECT**

WHEREAS, the District created the Malibu Middle & High School Campus Plan Project (“Project”), which would be phased over 10-years in four phases and would redevelop and modernize the existing Malibu Middle & High School (“MMHS”) campus and former Juan Cabrillo Elementary School (“JCES”) campus to create three distinct areas: Middle School Core, High School Core, and shared facilities. Implementation of the Project would occur over four phases resulting in demolition of all seven buildings and nine portables on the former JCES campus and six buildings and associated amenities on the MMHS campus, totaling 154,904 square feet of demolition. The existing Building E and Buildings A/B at the MMHS campus would remain, with all other structures removed. No changes to the existing main football/track sports field, baseball, or softball fields would occur with the exception of minor improvements, including the development of new field houses and additional parking adjacent to the softball field;

WHEREAS, at full buildout, the Project would result in 32 classrooms and 8 labs and a total of 173,595 square feet of building space, providing the MMHS campus with a total of 51 classrooms and 12 labs and a total of 222,425 square feet of building space. The Project would include relocation of the existing on-campus bus barn to a previously disturbed location on the adjacent District-owned Malibu Equestrian Park. The Project would also include restoration within the adjacent Environmentally Sensitive Habitat Area;

WHEREAS, the District engaged Placeworks (“Environmental Consultant”) to conduct environmental review of the Proposed Project;

WHEREAS, the Environmental Consultant analyzed and determined that the Project may potentially create a significant or cumulatively considerable environmental impact and that the appropriate environmental document would be an Environmental Impact Report (“EIR”);

WHEREAS, on August 20, 2020, the District issued a Notice of Preparation of a Draft EIR and the Proposed Project’s Initial Study for public review and comment. The comment period ended on September 21, 2020. Comment letters/emails were received that raised concerns, which the District addressed. In addition, District staff held a public scoping meeting on September 9, 2020. The Environmental Consultant and District staff considered all of these comments in preparing the Proposed Project’s Draft EIR;

WHEREAS, on October 15, 2021, the District issued a Notice of Availability and the Proposed Project’s Draft EIR for public review and comment. The Notice of Availability was also published on the District’s website and directly mailed to each commenter on the Initial Study and affected public agencies, as well as community members within a 500 ft radius of the MMHS Campus. The Draft EIR was made available on the District’s website, and at the District’s Offices, Malibu Public Library, City of Malibu Planning Counter, and at MMHS Administration Building. The comment period for the Draft EIR ended on November 29, 2021 (a total of 45 days);

On November 2, 2021, District staff conducted a community presentation on the Project and the Draft EIR.

WHEREAS, on December 28, 2021, proposed Responses to Comments were delivered to commenters.

NOW, THEREFORE, BE IT RESOLVED, that the Santa Monica-Malibu Unified School District Board of Education (“Board”) hereby finds as follows:

1. That the above recitals are true and correct.
2. None of the comments identified a new significant or cumulatively considerable environmental impact, an increase in the severity of a significant or cumulatively considerable environmental impact, a feasible alternative to the Project or mitigation measure considerably different from others previously analyzed that would clearly lessen a significant environmental impact, or a feasible way to mitigate the two unavoidable significant impacts that the Project may cause. Further, the new information contained in the Final EIR merely clarifies or amplifies and makes insignificant changes to the Draft EIR. Accordingly, the Draft EIR is adequate and need not be recirculated for additional public review and comment.
3. The proposed Final EIR, which contains the Comments and Responses to Comments, is attached as Exhibit 1, complies with CEQA.
4. The proposed Findings prepared by the Environmental Consultants, attached as Exhibit 2, are the findings of this Board.
5. The Project will cause two unavoidable significant impacts to light and noise. Although Mitigation Measures will be implemented to lessen these impacts, there are no other feasible mitigation measures available to reduce these impacts to less significant impacts; therefore, a proposed Statement of Overriding Considerations prepared by the Environmental Consultant (included in Exhibit 2) is the Board’s Statement of Overriding Considerations. The Project will provide many generations of students with a safe and secure facilities that maximize their learning environment. This long-term social benefit outweighs the impacts.
6. The proposed Mitigation Monitoring and Reporting Program (“MMRP”), attached as Exhibit 3, includes feasible mitigation measures that will mitigate those identified significant or cumulatively considerable impacts to less than significant.
7. A reasonable range of Project alternatives is evaluated in the Final EIR.
8. The Draft EIR, Final EIR, Responses to Comments, MMRP, Findings of Fact, Statement of Overriding Considerations, the Board Item, all referenced documents, the whole of the record of proceedings, and this Resolution have been independently reviewed and considered by the Board and they wholly reflect the Board’s independent judgment and analysis.
9. The requirements of CEQA have been fulfilled for the Project.
10. The Chief Operations Officer, Carey Upton is the custodian of the documents and other materials which constitute the record of proceedings upon which the Board’s decision is based. The record of proceedings shall be maintained at the District’s Offices located at 1651 Sixteenth Street, Santa Monica, California 90404.

BE IT FURTHER RESOLVED that the Board hereby certifies that:

1. The Project’s Final EIR has been completed in compliance with CEQA;

2. The Final EIR was presented to the Board and that the Board has reviewed and considered the information contained in the Final EIR prior to approving the Project; and
3. The Final EIR reflects the Board's independent judgment and analysis.

BE IT FURTHER RESOLVED that the Board hereby adopts:

1. The proposed Final EIR (Exhibit 1)
2. The proposed Findings of Fact/Statement of Overriding Considerations (Exhibit 2); and
3. The proposed MMRP (Exhibit 3).

BE IT FURTHER RESOLVED that the Board hereby approves the Project.

PASSED AND ADOPTED by the Santa Monica-Malibu Unified School District of Los Angeles County at its regularly scheduled meeting held on this 26th day of January 2022.

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Maria Leon-Vazquez, President
Board of Education

I, Dr. Ben Drati, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its regularly scheduled board meeting held on this day of January 26, 2022.

Dr. Ben Drati, Superintendent
Santa Monica-Malibu
Unified School District