

FACILITIES AND TRANSPORTATION SERVICES

Leasing and Community Use of Facilities

Leasing of School Facilities

This policy supersedes Policy 8410.

I. PURPOSE

The School Board encourages efficient and cost-effective use of space in school facilities and the use of grounds through leasing of space temporarily in excess of school needs. This program shall be beneficial to Fairfax County Public Schools, the community, and the county taxpayers by encouraging economical use of space and by obtaining revenue through leasing fees. The lease program shall include the joint occupancy of space in operating schools and the partial or total lease of closed school buildings not considered to be permanently surplus to the school system's needs.

II. SUMMARY OF CHANGES SINCE LAST PUBLICATION

- A. Section III. changes the length of lease period from at least two years to an undefined period. Clarification has been added so the use shall not affect the efficiency of the schools.
- B. Section IV. includes the use of grounds.
- C. Section VII. regarding public notice has been removed because this is not a requirement for this type use.

III. AVAILABILITY

The space to be leased shall be projected to be in excess of school and shall not impair the efficiency of the schools.

IV. ACCESSIBILITY AND PROXIMITY TO THE EDUCATION PROGRAM

The space of joint occupancy shall be located in a portion or section of a building or on school grounds, which can be independent from the education program, preferably near a separate entrance, with adequate vehicle parking and traffic control. Facilities space that will require by joint occupancy shall be coordinated with the affected school.

V. TENANT SELECTION

The activities in leased space shall not interfere with and shall be compatible with

the regular school program and must be conducted in accordance with the School Board's policies and regulations.

The following groups shall be considered for leasing of school facilities, according to the priority in which they are listed below.

- A. Public-supported or private nonprofit groups providing education programs that benefit public school students enrolled in school-related programs and enhance the learning experiences for Fairfax County Public Schools students (including adult education).
- B. Fairfax County governmental agencies and jurisdictions.
- C. Community, public-supported, private nonprofit, or other private organizations that enhance learning experiences for students or provide needed community services.
- D. Individuals or organizations engaged in acceptable for-profit private enterprise.

VI. FEES

Lease fees shall be negotiated on the basis of the type of organization and the proposed use. Lease fees shall be established to cover costs for preparing, operating, and maintaining the facility for lease and to defray a pro rata share of the outstanding debt service for the facility. The income shall be received as general revenue recorded in a separate account and used to the extent needed to offset the cost of making the leased space available.

VII. CONTRACT APPROVAL

The Division Superintendent shall notify the School Board of pending contracts and provide adequate opportunity for School Board deliberation. In reaching its decision, the School Board shall take into consideration the programs compatible with school activities and/or the community in which the facility is located. The Division Superintendent is authorized to execute lease agreements for school facilities after School Board approval.

VIII. EVALUATION

Annually, the Division Superintendent shall submit a lease space use report to the School Board. This evaluation shall include but not be limited to square feet of space leased in closed and jointly occupied school buildings, types of programs conducted in facilities, Fairfax County Public Schools operational costs, revenue projected from leasing, and proposed changes to existing contracts.

Legal References: Code of Virginia.
§22.1-129, Surplus real property; sale, exchange or lease of real and personal property.
§22.1-131, Boards may permit use of school property; general conditions.
§22.1-132, Boards may impose certain conditions on use of property.

Policy
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