

**MT. DIABLO UNIFIED SCHOOL DISTRICT**

**Resolution No. 15/16-22**

**RESOLUTION OF THE GOVERNING BOARD OF THE MOUNT DIABLO  
UNIFIED SCHOOL DISTRICT RENDERING LOCAL ZONING ORDINANCES  
INAPPLICABLE TO THE COLLEGE PARK HIGH SCHOOL STADIUM  
IMPROVEMENT PROJECT**

**WHEREAS**, the Mt. Diablo Unified School District owns and operates school facilities located at 201 Viking Drive, in the city of Pleasant Hill; and

**WHEREAS**, the District previously proposed construction of sports field lighting, sound system and concession/restroom facilities upon the College Park High School site; and

**WHEREAS**, Government Code section 53094(b) provides that a school district, by a vote of two-thirds of its members, may render city or county zoning ordinances inapplicable to a proposed use of property when such use is not for non-classroom facilities; and

**WHEREAS**, the purpose of the project is to provide greater use of limited facilities at College Park High School by installation of athletic field lighting, sound system and concession/restroom facilities for both student and the community all part of the Districts educational purpose and mission; and

**WHEREAS**, the District has balanced the interests of the public, including those of the District and those of the City of Pleasant Hill, and determined that the interests of the public are the best served by rendering the City's zoning ordinances inapplicable the Project; and

**WHEREAS**, the California Division of the State Architect reviewed and approved the plans and specifications for the Project and oversaw the construction of the Project; and

**WHEREAS**, the City of Pleasant Hill's reviewed the Mitigated Negative Declaration and found zoning ordinances would not unduly hamper, interfere with, or prohibit the Project; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing board of the Mt. Diablo Unified School District hereby finds, declares orders and resolves as follows:

1. That all recitals set forth above are true and correct;
2. That the Mount Diablo Unified School District hereby renders inapplicable any and all of the City of Pleasant Hill zoning ordinances which would otherwise be applicable to the Project and the School Site, to the extent the project does not pertain to non-classroom facilities.

3. That District's Superintendent, or the superintendents designee, is directed to give written notice of the adoption of this resolution to the City of Pleasant Hill as required by Government Code section 53094, within ten (10) days of the Board's action; and
4. That this resolution shall take effect immediately upon adoption.

*Passed and adopted* at the regular meeting of the Mount Diablo Unified School District Board of Trustees duly held on December 7, 2015, by the following:

\_\_\_\_\_  
Cheryl Hansen, Board President

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Debra Mason, Board Vice President

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Brian Lawrence, Trustee

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Linda Mayo, Trustee

\_\_\_\_\_  
Barbara Oaks, Trustee

\_\_\_\_\_  
Date

Attest:

\_\_\_\_\_  
Dr. Nellie Meyer, Superintendent