



## Memorandum

To: Board of Directors  
From: J.J. Lewis, President & CEO  
Date: November 28<sup>th</sup>, 2016  
**RE: State Board of Education Waiver**

Academy of Arts and Sciences currently operates a Learning Center in San Diego County, outside our authorizers (Mountain Empire USD) boundaries and within the boundaries of San Diego USD. Due to the recent Shasta decision, charter schools may only locate learning / resource centers in either the district they are authorized or in an adjoining county, not outside the district and within the same county as AAS currently operates.

Mountain Empire USD issued a letter on November 14, 2016 notifying us of being out of compliance with this ruling. Part of the letter recommends asking the district to submit a waiver on its behalf.

A waiver to the State Board of Education could exempt us from this ruling. Our lease expires in August 2017 and we do not intend on renewing. This waiver would allow us to continue offering enrichment activities at the San Diego Learning Center for the remainder of the 2016-17 school year if approved by the State Board of Education.

### **Action Requested:**

A motion to approve the California State Board of Education Waiver Request for AAS Del Mar.

### **Reviewed and Approved for Submission:**

A handwritten signature in black ink, appearing to read "J.J. Lewis".

J.J. Lewis  
President & CEO