



July 3, 2022

Jake Haley, Ed.D.
Principal
Corona del Mar High School
2101 Eastbluff Dr
Newport Beach, CA 92660

Dear Jake,

It was a pleasure meeting with you and district staff on Monday June 27 to discuss proposed changes in policy 1330 Use of Facilities. We appreciate the ongoing communications between CDM School, NMUSD and our HOA and your efforts to maintain a "Good Neighbor" policy.

The proposed changes in Policy 1330 Use of Facilities are focused on:

1. Defining methods to use for fee calculations non- profit and community groups using school facilities.
2. Use of funds collected as direct cost fees.
3. Use of school facilities as polling place.
4. The addition and definition of "Athletic Feeder Programs", which will be authorized to use the Athletics Facilities with artificial turf field and track at CDMHS on permitted days, hours and use of lights limitations.
5. You provided a list of CDM/MS/HS Athletics Feeder Programs and their affiliation sports group.

Here are my findings:

1. I found the CDM Sports Fields days, hours and use of lights guidelines compliant with the EIR mitigation measures agreed upon between NMUSD and our homeowner's association.
2. The definition of fees direct cost and use of funds for nonprofit and community its organization is school policy and does not impact our sport field agreement. These types of groups are not permitted to use the DCMHS artificial sports field and track.
3. The "Affiliated Feeder" sports groups are consistent with the intent of the EIR mitigation agreement and will follow the same days/hours of use limitations defined in policy 1330. These groups have had a long-standing use of the sports field prior to construction of the artificial field and track.
4. We continue to encourage the school to improve signage to direct attendees of sports field programs and competitions to park their vehicles on campus parking lots and not use neighborhood on street parking. Also, amplification will be limited to portable amps within the define maximum noise levels.
5. We request the school district and city restart communications about sharing cost to upgrade pool stadium lights to reduce light glare and overflow that impact nearby homeowners.





Thank you for the opportunity to review and comment on the proposed changes. This information will be shared with the HOA's Board of Directors and our 460 HOA homeowners at our July 11 meeting.

Sincerely,

Ron

Ron Rubino, President
Eastbluff Homeowners' Community Association



Policy 1330: Use Of School Facilities

Status: ~~ADOPTED~~ PROPOSED

Original Adopted Date: ~~01/16/2018~~

The Board of Education recognizes that district facilities and grounds are a community resource and authorizes their use by community groups for purposes provided for in the Civic Center Act when such use does not interfere with school activities. All school-related activities shall be given priority in the use of facilities and grounds under the Civic Center Act.

The Board of Education is committed to providing facilities and grounds that rank among the best of comparable facilities in Orange County, as funds are available, and to enforcing all state laws and regulations regarding the construction and operation of school facilities for their instructional and community uses. The Board of Education directs staff to adhere to all mitigations that are the result of Environmental Impact Report (EIR) findings as well as fulfill additional measures that are identified in this BP 1330 and accompanying AR 1330.

~~The Superintendent or designee shall give priority to school-related activities in the use of school facilities and grounds. Other uses authorized under the Civic Center Act shall be in accordance with this policy and accompanying administrative regulation.~~

The Superintendent or designee shall maintain procedures and regulations for the use of school facilities and grounds that: (Education Code 38133)

1. Aid, encourage, and assist groups desiring to use school facilities for approved activities
2. Preserve order in school buildings and on school grounds and protect school facilities, designating a person to supervise this task, if necessary

~~(cf. 0450 - Comprehensive School Safety Plan)~~

~~(cf. 3516 - Emergencies and Disaster Preparedness Plan)~~

3. Ensure that the use of school facilities or grounds is not inconsistent with their use for school purposes and does not interfere with the regular conduct of school work

ATHLETIC FACILITIES

Concerns about school operations pertaining to student activities or athletics on/in District athletic facilities are to be referred to the District by emailing facilityconcern@nmusd.us or calling 714-424-3696 (24-hour line). All concerns will be forwarded to the Board of Education and addressing the reported concerns will be referred to the Office of the Chief Operations Officer who will be responsible for responding to the concern.

~~(cf. 6145.5 - Student Organizations and Equal Access)~~

SPECTATOR SEATING CAPACITY

All California Interscholastic Federation (CIF) sanctioned contests will not exceed spectator seating capacity. The capacity of each facility has been determined by the District and is listed in the following chart.

Site / Main Field / Gymnasium

Costa Mesa High / 1000* / 1400

Corona del Mar High / 664 (200 auxiliary) / 1200

Estancia High / 2500* / 1600

Newport Harbor High / 4900 / 1650

*Additional temporary spectator seating is added to the home team's field when hosting the Battle of the Bell.

PUBLIC ADDRESS SYSTEMS

The following chart defines allowable sound systems and maximum decibel level for events per facility.

Site / System / Max Decibels (dbLeq)

Costa Mesa High / Permanent / 55 at edge of closest residential property

Corona del Mar High / Portable / 55 at edge of closest residential property

Estancia High / Permanent / 55 at edge of closest residential property

Newport Harbor High / Permanent / 55 at edge of closest residential property

LIGHTING

Lighting will be tested in accordance with EIR procedures and locations to assess light spillage.

Site / Lighting Product / Vertical Light Levels Limits in foot-candles

Costa Mesa High / Shielded (Metal Halide) / N/A

Corona del Mar High / Shielded (LED) / 0.8

Estancia High / Shielded (Metal Halide) / N/A

Newport Harbor High / Shielded (Metal Halide) / N/A

In August of each year, the District will conduct an analysis measuring permanent light levels and PA sound system levels to ensure that impacts do not exceed those tested in the California Environmental Quality Act (CEQA) process. A report will be provided to the Board.

Residents near each comprehensive high school will be offered a minimum of two meetings per school year to discuss concerns and identify possible solutions related to operating conditions and impacts, including those contained in any EIR.

FEES

The Board authorizes the use of school facilities or grounds **without and may charge an amount not exceeding direct costs in accordance with 5 CCR 14037-14041 (Education Code 38134)** by nonprofit organizations, clubs, or associations organized to promote youth and school activities. In accordance with Education Code 38134(a), these groups include, but are not limited to, Girl Scouts, Boy Scouts, **Boys and Girls Club**, Camp Fire, ~~Inc.~~ **USA, YMCA**, parent-teacher associations/**organizations**, and school-community advisory councils, **and recreational youth sports leagues that charge participants no more than an average of \$60 per month**. Other groups, including nonprofit groups not organized to promote youth and school activities or for-profit groups that request the use of school facilities under the Civic Center Act, shall be charged at least direct costs.

Additionally, when any use of school facilities or grounds is for religious services, the district shall charge an amount at least equal to the district's direct costs. (Education Code 38134)

CALCULATING DIRECT COSTS

Direct costs to be charged for community use of each, or each type of, school facility or grounds shall be calculated in accordance with 5 CCR 14038 and may reflect the community's proportionate share of the following costs: (Education Code 38134; 5 CCR 14038-14041)

- 1. Capital direct costs calculated in accordance with 5 CCR 14039, including the estimated costs of maintenance, repair, restoration, and refurbishment of non-classroom space school facilities or grounds**
- 2. Operational direct costs calculated in accordance with 5 CCR 14040, including estimated costs of supplies, utilities, janitorial services, other services performed by district employees and/or contracted workers, and salaries and benefits paid to district employees directly associated with the administration of the Civic Center Act to operate and maintain school facilities and grounds**

Direct cost fees shall not be discounted to any group or organization except when the discount is specifically authorized in the adopted fee schedule. (5 CCR 14041)

Expending Funds Collected as Capital Direct Costs

Any funds collected as capital direct costs shall be deposited into a special fund to be used only for capital maintenance, repair, restoration, and refurbishment of school facilities and grounds. (5 CCR 14042)

USE OF SCHOOL FACILITY AS POLLING PLACE

Use of School Facility as Polling Place

The Board may authorize the use of school buildings as polling places on any election day, and may also authorize the use of school buildings, without cost, for the storage of voting machines and other vote-tabulating devices. However, if a city or county elections official specifically requests the use of a school building as a polling place, the Board shall allow its use for such purpose. If school will be in session, the Superintendent or designee shall identify to elections officials the specific areas of the school buildings not occupied by school activities that will be allowed for use as polling places. (Elections Code 12283)

When a school is used as a polling place, the Superintendent or designee shall provide the elections official a site with an adequate amount of space that will allow the precinct board to perform its duties in a manner that will not impede, interfere, or interrupt the normal process of voting and shall make a telephone line and or WIFI for Internet access available for use by local elections officials if so requested. He/she shall make a reasonable effort to ensure that the site is accessible to persons with disabilities. (Elections Code 12283)

The Superintendent or designee shall establish procedures to ensure student safety and minimize disruptions whenever school is in session while the facilities are being used as a polling place.

Groups shall be charged fair rental value when using school facilities or grounds for entertainment or meetings where admission is charged or contributions solicited and net receipts are not to be expended for charitable purposes or for the welfare of the district's students. (Education Code 38134)

USE OF ATHLETIC FACILITIES

Specific District facilities will not be made available for use other than school instructional programs, ASB activities or athletic programs. These guidelines are described in Administrative Regulation (AR) 1330 and Rule and Regulation - Use of School Facilities Under the Civic Center Act.

ARTIFICIAL TURF FIELDS AND TRACKS

MONDAY-THURSDAY

School in Session: 7am-8pm (Practice)

School not in Session*: 8am-8pm (Practice)

Use of Lights: Practice until 8pm

FRIDAY

School in Session: 7am-8pm (Practice); 7am-10pm (Games); 7am-9pm (CdM Games)

School not in Session*: 8am-8pm (Practice); 8am-10pm (Games); 7am-9pm (CdM Games)

Use of Lights: Practice until 8pm; Games until 10pm; CdM until 9pm

SATURDAY

9am-8pm (Practice); 9am-10pm (Games); 9am-9pm (Cdm Games)

School not in Session: No Use*

Use of Lights: Practice until 8pm; Games until 10pm; CdM None*

SUNDAY

No Use

School not in Session: No Use

Use of Lights: No Use of Lights

PLEASE NOTE:

* "Not in Session" no use is permitted unless CIF sanctioned activities have been scheduled by the Southern Section CIF Office or use is permitted per agreements with municipalities.

Athletic Feeder Programs: The definition of district athletic programs shall include approved athletic feeder programs that promote participation in high school athletics. The high school principal or designee shall identify and recommend by July 1st to the Department of Secondary Education recognized district feeder programs with a minimum of 80% district students/non-adult residents. Eligible feeder programs shall be approved by the Department of Secondary Education and a list of established feeders shall be made available upon request. The District may charge a facility use fee not to exceed the district's direct costs.

District artificial turf fields and tracks are not available for private outside use except for groups that are identified by the District as an approved feeder program. Lights and public announcement shall not be made available for any private outside use, including feeder programs, nor shall any feeder program displace a regular District program for the use of lights or sound.

Public agencies are only allowed to use artificial turf fields and tracks with District approval. After practice the lights would be on at approximately 40% of full level for fifteen minutes for cleanup. After games the lights would be at approximately 40% of full level for one hour for clean-up, except for clean-up for Homecoming, Battle of the Bell, and Battle of the Bay.

Public Address systems are only to be used for games and special events, such as opening day for sports teams, track meets, or graduations. Public Address systems will be turned off after the final announcement asking everyone to leave the facility.

The Superintendent or his designee(s) may allow occasional use outside these hours. Requests must be made at least 60 days in advance.

NATURAL TURF FIELDS AND TRACKS

MONDAY-THURSDAY

Not Lighted: School in Session: 7am-Dusk or 8pm (Whichever is earliest)

Not Lighted: School not in Session: 8am-Dusk or 8pm (Whichever is earliest)

With Lights: School in Session: 7am-8pm; School not in Session: 8am-8pm

FRIDAY

Not Lighted: School in Session: 7am-Dusk or 8pm (Whichever is earliest)

Not Lighted: School not in Session: 8am-Dusk or 8pm (Whichever is earliest)

With Lights: School in Session: 7am-8pm; School not in Session: 8am-8pm

SATURDAY

Not Lighted: 9am-Dusk or 8pm (Whichever is earliest)

Not Lighted: School not in Session: 9am-Dusk or 8pm (Whichever is earliest)

With Lights: School in Session: 9am-8pm; School not in Session: 9am-8pm

SUNDAY

Not Lighted: 10am-Dusk

Not Lighted: School not in Session: 10am-Dusk

With Lights: School in Session: No Use of Lights; School not in Session: No Use of Lights

PLEASE NOTE:

Public address systems may only be used for special events.

The Superintendent or designee(s) may allow occasional use outside these hours. Requests must be made at least 60 days in advance.

USE OF TENNIS COURTS

MONDAY-THURSDAY

8am-8pm

FRIDAY

8am-8pm

SATURDAY

8am-8pm

SUNDAY

10am-Dusk (No use of lights on Sundays)

PLEASE NOTE:

Lights may be used as necessary to light courts during approved use.

USE OF POOLS

MONDAY-THURSDAY

5:30am-9pm

FRIDAY

5:30am-9pm

SATURDAY

5:30am-9pm

SUNDAY

10am-8pm

PLEASE NOTE:

Lights may be used as necessary during the year to accommodate the use from 5:30am-9:00pm. Lights will be dimmed to approximately 40% of full level for fifteen minutes at the end of use, for cleanup.

No use of whistles at pools before 7:00 am.

Public address systems may only be used for games and meets.

The Superintendent or designee(s) may allow occasional use outside these hours. Requests must be made at least 60 days in advance.

SITE RENOVATION, IMPROVEMENT OR ALTERATIONS

District staff will make an informational presentation at a Board Meeting regarding proposed site renovation, improvement or alterations regarding construction projects that are not otherwise exempt from CEQA. This informational presentation shall be made before staff makes a formal request to the Board to approve the design and scope of the project (except in the case of emergency). The presentation will include a description of the project and an estimated range of costs. Following this presentation, staff will engage local community members to discuss the proposed project. Once information has been shared with local communities, staff will return to the Board of Education and share the input received from residents and make a recommendation to move forward or abandon the proposed construction, remodel or alteration to the school site.

As the District opens new or renovated facilities, staff will meet with neighbors to share plans to minimize the impact on surrounding homes. Concerns such as noise, lights, parking, and traffic shall be discussed and solutions will be developed in a good-faith effort to limit the impact on adjacent neighborhoods.

DRAFT

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CdM MS/HS		
2021-22		
Name	Affiliation/Sport	Facility Preference
CdM Foundation	Parent Support Group	
CdM Boosters	Parent Support Group for Academics, Athletics, Activities and the Arts	
CdM PTA	Parent Teacher Association	
CDM Surf Dawgs	Feeder: Boys Lacrosse	Artificial turf - LAX
SeaKing Runners	Cross Country / Track	
Newport Beach Seahawks	Feeder: Football	Artificial turf - Football and LAX
CDM Wrestling Boosters	Wrestling	
CDMHS Girls Soccer Boosters	Girls' Soccer	
Corona del Mar Lacrosse Booster Club	Boys' Lacrosse	
CDM Girls Volleyball Foundation	Girls' Volleyball	
CDM Surf Team Boosters	Surf	
Cal Coast Track Youth Runners	Feeder: Cross Country / Track	Artificial track
CDM Girls Tennis Foundation	Girls' Tennis	
CDM Boys Tennis Foundation	Boys' Tennis	
CDM Boys Basketball Boosters	Boys Basketball	
Newport Lightning Basketball Club	Feeder: Boys Basketball	Large and Small Gym
CDM Baseball Boosters	Baseball	
CDM Orchesis Dance Company	Orchesis	
CDM Touchdown Club	Football	
CDM Girls Basketball Boosters	Girls' Basketball	
Neptunes Basketball	Feeder: Girls' Basketball	Large and Small Gym
CDM Aquatics Federation	Feeder: Water Polo	Pool
CDM Girls Water Polo Foundation	Girls' Water Polo	
Corona del Mar Water Polo Foundation	Boys' Water Polo	

Corona del Mar high School Girls Lacrosse	Girls' Lacrosse	
CDM Boys Soccer Boosters	Boys' Soccer	
Corona del Mar Golf Boosters	Golf	