

Site Acquisition/Lease

All site acquisitions and/or all lease-to-own of real property by ESD 123 must receive approval from the Office of the Superintendent of Public Instruction (OSPI). The need for additional leased space to house new or existing cooperatives may warrant action sooner than the official process. Specifically, it can take a considerable amount of time to find the appropriate premises, negotiate with the owner, and submit the request to OSPI. The Superintendent is authorized to investigate sites, negotiate for the terms and conditions of any such leases, and sign lease approval(s) with the notation the lease(s) must be ratified by the ESD 123 Board and approved by OSPI prior to legally binding ESD 123. All temporary agreements will include language which requests these approvals as a condition precedent to creating an ongoing lease obligation.

First Reading: 1/27/22
Second Reading: 2/24/22
Adoption: 2/24/22

Reference:

[RCW 8.16 Eminent domain by school districts](#)
[RCW 28A.310.200 ESD board—Powers and duties—Rules.](#)
[RCW 28A.310.220 ESD board—Delegation of powers and duties to superintendent.](#)
[RCW 28A.310.460 Contracts to lease building space and portable buildings and lease or have maintained security systems, computers and other equipment.](#)
[RCW 74.46.020 Definitions.](#)