

Use of School Facilities

The board believes that public schools are owned and operated by and for the community. The public is encouraged to use school facilities, but will be expected to reimburse the district for such use to ensure that funds intended for education are not used for other purposes. On recommendation of the superintendent, the board will set the rental rates schedule.

The superintendent is authorized to establish procedures for use of school facilities, including rental rates, supervisory requirements, restrictions, and security. Those using school facilities will maintain insurance for accident and liability covering persons using the district's facilities under the sponsorship of the organization.

The district does not discriminate based on race, creed, religion, color, national origin, age, honorably-discharged veteran or military status, sex, sexual orientation including gender expression or identity, marital status, the presence of any sensory, mental or physical disability or the use of a trained dog guide or service animal by a person with a disability and provides equal access to Boy Scouts of America and other designated youth groups.

Community athletics programs that use district facilities will not discriminate against any person on the basis of sex in the operation, conduct or administration of their programs. The district will provide copies of the district's nondiscrimination policy to all third parties using district facilities.

For rental rate purposes, organizations seeking the use of school facilities have been divided into three categories:

School or Child-Related Groups or Other Government Agencies

School or Child-related Groups or Other Government Agencies include those organizations whose main purpose is to promote the welfare of students, or to provide members of the community access to government programs or opportunities for civic participation. Examples are: Scouts, Campfire, PTA, 4-H, city or county sponsored recreation groups, polling places, political caucuses and governmental groups. The district will provide official recruiting representatives of the state and United States military forces, Job Corps, Peace Corps and AmeriCorps with access to school facilities (including number of days and type of presentation space) equal to and no less than the access provided to other post-secondary occupational or educational representatives.

When facilities are used outside of regular school hours, or when the district incurs extra utility, cleaning or supervision costs, a fee, established by the superintendent, will be charged to recoup those costs. Additionally, youth organizations engaged in sports activities and using school facilities must provide a statement of compliance with the

policies for the management of concussion and head injury in youth sports as required by RCW 28A.600.

Nonprofit Groups

Nonprofit groups and organizations may use school facilities for lectures, promotional activities, rallies, entertainment, college courses, or other activities for which public halls or commercial facilities generally are rented or owned. The district may charge a rental rate in excess of costs incurred. Excess charges may be waived when a service club or other nonprofit group is raising funds for charitable purposes.

Professional fund raisers representing charities must provide evidence that they are registered and bonded by the state of Washington. Such fund-raisers must provide evidence that the charity will receive at least sixty (60) percent of the gross revenues received from the public prior to approval to use the facilities.

Similar treatment may be granted public universities and colleges when offering college courses within the community or when any university/college is offering a course for staff at the request of the district. Nonprofit groups of the kind that in most communities have their own facilities (churches, lodges, veterans groups, granges, etc.) who wish to use district facilities on a regular, but temporary, basis may do so under this rental rate.

Commercial Enterprises

Commercial Enterprises include profit-making organizations and business-related enterprises. While the district would prefer these organizations use commercial or private facilities, facilities may be rented for non-regular use at the prevailing rate charged by commercial facilities in the area.

District-sponsored activities, including curricular and co-curricular functions, retain first priority in use of facilities. Authorization for use of school facilities will not be considered as endorsement or approval of the activity, group or organization.

Cross References:	Policy 3422	Student Sports – Concussion and Head Injuries
Legal References:	RCW 4.24.660 RCW 28A.230.180	Liability of school districts under contracts with youth programs Educational and career opportunities in the military,

Lynden School District No. 504
BOARD POLICY

No. 4260

[RCW 28A.320.510](#)

[RCW 28A.335.150](#)

[RCW 28A.335.155](#)

[20 USC Sec. 7905](#)

[34 CFR Sec. 108.6](#)

[AGO 1973 No. 26](#)

student access to information
on, when
Night schools, summer schools,
meetings, use of facilities for
Permitting use and rental of
playgrounds, athletic fields,
or athletic facilities
Use of buildings for youth
programs — Limited
immunity
Boys Scout of America Equal
Access Act
Equal Access to Public School
Facilities For The Boy Scouts
of America and Other
Designated Youth Groups
School districts — Use of school
facilities for presentation of
programs — Legislature —
Elections

Management Resources:

Policy and Legal News, February 2014

Policy and Legal News, July, 2013

Policy and Legal News, June 2013

Policy News, December 2011

Policy News, August 2009

Other updates/corrections

Equal access to K-12 campuses
law goes into effect

Use of School Facilities policy
clarification

Changes in WSSDA's *Policy
Reference Manual*

Concussion and Head Injuries
Legislation

Adoption Date: August 25, 1994

Revised: June 19, 1997

Revised: March 16, 2000

Revised: June 26, 2002

Revised: October 26, 2006

Revised: January 8, 2015

Procedures for Use of School Facilities

Applications for use of school facilities shall be made to the building principal. Contact the building principal and complete an application that includes the hold harmless statement.

1. Provide proof of insurance.
2. The building principal will consider the application and intended use for appropriateness to district guidelines. He/she will consult with the district facilities use coordinator weekly to determine possible conflicts. Long-term rentals over five (5) consecutive days must be approved by the superintendent.
3. Upon approval, the building principal will calculate estimated fees, notify the facility renter and send a copy of the "Application for Use of School Facility" form to the district office. NOTE: After usage, users will be billed for rental fees.

For rental rate purposes, organizations seeking the use of school facilities have been divided into three categories:

1. Youth Related Groups: (Schedule A)

Includes those organizations whose main purpose is to promote the welfare of boys and girls or to improve the quality of life in the community. Examples are: Boys Scouts, Campfire Girls, PTA and service clubs. No fee shall be charged provided that additional staff is not employed to supervise or clean the facilities. There will be a charge for custodial overtime for rentals that occur outside the normal custodial staffing hours.

2. Community and/or Non-profit Groups (Schedule B)

Include those organizations who might wish to use school facilities for lectures, non-community recreation activities, promotional activities, political rallies, entertainment, college courses or other activities for which public halls or commercial facilities generally are rented. The district shall charge a rental rate for excess costs incurred, except that such excess charges may be waived when a service club or other non-profit group is raising funds for charitable purposes. Similar treatment may be granted public colleges and universities when offering college courses for staff members at the request of the district. When admission is charged, the district will collect five percent of the proceeds in addition to the applicable rental fee.

3. Commercial Enterprises (Schedule C)

Includes profit-making organizations and business-related enterprises. While the district would prefer organizations to use commercial or private facilities, facilities may be rented at the established district fee schedule. When admission is charged, the district will collect five percent of the proceeds in addition to the applicable rental fee.

General Conditions

1. Information and applications for use of school facilities shall be made to building principals.
2. The principal and district office shall determine and approve all fees for use of district facilities. The fee shall be the additional direct cost to the school district and shall be reviewed periodically by the superintendent and changed relative to the local market for rental of like-kind facilities.
3. Sponsoring organizations shall provide sufficient competent adult and/or special supervision, and the amount of adequate supervision shall be agreed upon at the time the authorization is issued.
4. Alcoholic beverages, narcotics, drugs, and use of tobacco shall not be permitted in school facilities or on school property at any time. Possession of weapons shall not be permitted in school facilities or on school property at any time unless such use qualifies under the exemptions listed in RCW 9.41.280.
5. All applicants for use of district facilities shall hold the Lynden School District free and without harm from any loss or damage liability or expense that may arise during or be caused in any way by such use or occupancy of district facilities. Also, in the event that property loss or damage is incurred during such use or occupancy of district facilities, the amount of damage shall be determined by the Superintendent and a bill for damages shall be presented to the group using or occupying the facilities during the time the loss or damage was sustained. Proof of insurance must be provided prior to the use of school facilities and the insurance certificate must name Lynden School District and its employees as additional insured.
6. The principal and superintendent possess the authority to make the final decision for use of school facilities by a group. However, the group may appeal such decision to the Board of Directors.
7. Summer use of any facility may be restricted or denied in order to provide maintenance and cleaning of facilities.

Specific Conditions

1. The renter or user agrees to take full responsibility for:
 - a) Payment of all usage and staff fees when applicable in a timely manner. Failure to pay fees may be cause for denial of future use requests.
 - b) The conduct of all people admitted.
 - c) Adequate supervision at all times such facilities are in use.
 - d) Any infraction of the contract rules or this board policy.
 - e) The payment for damages which occur as a result of the use of the school facilities.
 - f) The employment of a law enforcement officer(s) if facilities are to be used for a dance or other kinds of activities where crowd control is a major concern.
2. Auditorium users must employ one or more members of the stage crew as needed to operate special equipment and lighting. If only normal overhead lights and a preset public address system are needed, this requirement may be waived. Arrangements are to be made with the stage supervisor.
3. Shop and laboratory facilities normally will be rented only for instructional purposes to a bona fide educational institution.
4. The school district will not assume responsibility for items left on the premises by the renter or user.
5. In the event that property loss or damage is incurred during a particular occupancy or use, the amount of damages shall be determined by the principal and a bill presented to the responsible group. If a user of district facilities does not pay all rental fees or assessments for damage, use of the facility will be denied until these debts are cleared. In certain circumstances, the user may be denied further use of facilities on a permanent basis.
- 6 Proper footwear must be worn on appropriate surfaces as specified by district staff.
- 7 The application of materials to walls, ceilings, or floors is prohibited unless approved in advance.

Procedures for Renter or User

1. Contact the building principal and complete an application.
2. Provide proof of insurance.

Lynden School District No. 504
BOARD POLICY

No. 4260P

3. The building principal will consider the application and intended use for appropriateness to district guidelines. He/she will consult with the superintendent before approving long-term rentals over five (5) consecutive days.
4. Upon approval, the building principal will calculate estimated fees, notify the facility renter, and send a copy of the "Application for Use of School Facility" form to the district office. NOTE: After usage, users will be billed for rental fees.

BASE RENTAL FEES (Fees are for the first four hours except as noted.)			
Facility	Schedule A	Schedule B	Schedule C
Auditorium	Custodial Costs Only	\$75.00	\$200.00
Cafeteria, K-8 (without kitchen)	Custodial Costs Only	\$50.00	\$75.00
Cafeteria, K-8 (with kitchen)	Custodial Costs Only	\$70.00	\$95.00
Cafeteria, LHS (without kitchen)	Custodial Costs Only	\$60.00	\$85.00
Cafeteria, LHS (with kitchen)	Custodial Costs Only	\$75.00	\$100.00
Classroom, Conference Rooms (per day)	Custodial Costs Only	\$30.00	\$40.00
Football Field or Track (without lights)	Custodial Costs Only	\$150.00	\$250.00
Football Field or Track lights hourly rate		\$12.00	\$12.00
Gymnasiums (K-8)	Custodial Costs Only	\$40.00	\$50.00
Hourly Rate	Custodial Costs Only	15.00	25.00
Four-Hour block by the same group or team	Custodial Costs Only	30.00	40.00
Full day use rate	Custodial Costs Only	60.00	80.00
Gymnasium (LHS), court only	Custodial Costs Only	\$40.00 (per court)	Not available
Gymnasium (LHS), full facility	Custodial Costs Only	\$110.00	\$250.00
Specialty rooms (Ag Shop, Computer Room, Library, Music Room, Weight Room, Woodshop, Wrestling Room)	Custodial Costs Only	\$40.00	\$50.00
ADDITIONAL CHARGES			
<p>The following is charged in addition to the base rental fee:</p> <ol style="list-style-type: none"> 1. There is a \$10 per hour fee for each additional hour after the first four hours on Schedule B and \$15 each additional hour after the first four hours on Schedule C. 2. Custodial overtime for rentals that occur outside the normal custodial staffing hours. Custodial overtime is a minimum of two hours and charged prevailing wage rate in effect on the day of the rental. 3. If the district provides staff to run sound and/or lights, there will be a \$20 per hour per person charge. 4. If a kitchen is used, a district kitchen staff member must be hired at the prevailing wage rate in effect on the day of the rental. 5. A charge of \$25.00 per dumpster will be assessed for garbage disposal. 6. If the District is required to provide supervisors, their time will be charged at \$30.00 per hour. 7. When admission is charged, the district will collect five percent of the proceeds in addition to the applicable rental fees. 			

Revised: June 26, 2002
 Revised: August 23, 2006
 Revised: October 26, 2006
 Revised: July 30, 2015

Lynden School District #504
1203 Bradley Road, Lynden WA 98264

APPLICATION FOR PERMISSION TO USE OR RENT DISTRICT FACILITIES

Name of Organization _____ Date: _____

Mailing Address of Organization: _____

Name and Address of Adult Responsible: _____ Day Phone: _____

Number of Teams/Participants _____ P.M Phone _____

Facility (School) _____

Building, Room, Etc.: _____

Dates of Use: _____ Hours _____ to _____

Purpose: _____

Anticipated Attendance: _____

Admission Charge: _____ Yes _____ No Amount _____

Special Needs: _____

AGREEMENT AND INSURANCE

The person or organization entering into this agreement with the Lynden School District for the use of facilities or equipment described above certifies that the information given in this application is current. The undersigned further states that he/she has the authority to make this application for the applicant and agrees that the applicant will observe all rules and regulations. The applicant further agrees to reimburse the Lynden School district for any damage arising from the applicant's use of said facilities. Any accident involving injury to participants or damages to facilities or equipment occurring during the use of facilities or equipment will be reported to district authorities immediately.

All rental applications are required to provide proof of general liability coverage of no less than \$1 million dollars per occurrence. Lynden School District must be named as additionally insured on said policy. Coverage cannot be cancelled or reduced without thirty (30) days written notice to the district. (initial-copy of insurance attached).

_____(initial) **The applicant agrees to fully comply in accordance with the adoption of policies for the management of concussion and head injury in youth sports; as amended in RCW 4.24.660 and chapter 28A.600 RCW if applicable. Access to school facilities may not be granted until all requirements are complete and approved by Lynden School District &/or designee.**

The applicant agrees that the Lynden School district and its agents or employees will not be liable for any damage to person or property by reason of negligent acts of applicant, its agents, employees, invitees, or subcontractors. Applicant agrees to protect, indemnify for legal costs and other expenses, and hold harmless, the Lynden school district and its officers, employees, directors and agents from claims, liabilities, or suits, arising out of injury to person or property from negligent acts of applicant, directly or indirectly attributable to user's activities and/or use of premises except for sole negligence of the Lynden School District. Lynden School District staff must be present during rental.

Base Rental Fee - \sqrt one (see attached Base Rental Fees Schedule)

Schedule: <u> </u> A <u> </u> B <u> </u> C	\$ _____	Kitchen staff time @ \$17/hr	\$ _____
Custodial overtime @ \$34/hr.	\$ _____	Kitchen OT staff @ \$26/hr	\$ _____
Sunday custodial O.T. @ \$45/hr.	\$ _____	Sunday kitchen staff OT @ \$35/hr.	\$ _____
Auditorium Sound/Light @ \$20/hr.	\$ _____	Other:	\$ _____
		TOTAL:	\$ _____

Signature of Applicant (must be 18 years or older to apply for facility rental) _____
Date

Signature of Building Administrator _____
Date

LYNDEN SCHOOL DISTRICT – FACILITY USE AGREEMENT

RULES AND REGULATIONS

- Applicant/organization is responsible for the safety and conduct of its participants and spectators.
- **All non-profit youth sports group, verifies all coaches, athletes and their parent/guardian have complied with mandated policies for the management of concussion and head injuries as prescribed by HB 1824, section 2.**
- Satisfactory sponsorship and adequate adult supervision must be provided by the applicant. Security may be required for some activities.
- All events will be required to meet the occupancy load and fire and safety regulations of the City of Lynden and the State of Washington.
- Use of alcohol, tobacco, and /or drugs is prohibited. Profane language and/or other objectionable conduct may results in barred use of facilities.
- Firearms or other dangerous weapons area prohibited on school grounds as defined by law.
- Games of chance, lotteries, and giving of door prizes are not allowed except where permitted by law and then only with proper clearances.
- Access to facilities and services, except as otherwise addressed in these rules, shall be limited to that specified on the application.
- Alterations to the field/facility are prohibited without prior approval. This may include such things as hanging signs, erecting backstops, placing goals, using masking tape on wall and floors, etc.
- District-owned equipment shall not be removed from the facility or loaned to any individual or organization unless prior approval by the district has been grants. **Groups or individuals cannot use district-owned expendable supplies.**
- Applicants are responsible for special set-up requirements and clean up unless specifically requested in the application. Users shall be responsible for returning the facility to its original condition immediately following the event.
- Appropriate gym shoes are required for all activities on the uncovered floor of gymnasiums.
- The applicant/organization shall not practice discrimination of any kind.
- Cancellations by applicants require at least a 24 hour notice. Otherwise, related actual costs shall be borne by the applicant.
- Facility use is cancelled when facility/building is closed due to an emergency.
- The district reserves the right to refuse or revoke any authorization issued for the use of a school building or grounds, and if rental has been paid, to refund such rental less expense incurred by the district in connection therewith.
- No unsupervised children/students allowed during a rental. (i.e- sibling of a player at a team practice).

FOR DISTRICT USE ONLY

Approved Disapproved

Category : A B C

Single Event School Year Summer Days Evenings Saturday Sunday & Holiday

Certificate of Insurance Requested Received

Signature of Building Administrator _____ Date _____

Excerpt from Board Policy No. 4260P

BASE RENTAL FEES CATEGORIES For rental rate purposes, organizations seeking the use of school facilities have been divided into three categories:

1. Youth Related Groups: (Schedule A)

Includes those organizations whose main purpose is to promote the welfare of boys and girls or to improve the quality of life in the community. Examples are: Boys Scouts, Campfire Girls, PTA and service clubs. No fee shall be charged provided that additional staff is not employed to supervise or clean the facilities. There will be a charge for custodial overtime for rentals that occur outside the normal custodial staffing hours.

2. Community and/or Non-profit Groups (Schedule B)

Include those organizations who might wish to use school facilities for lectures, non- community recreation activities, promotional activities, political rallies, entertainment, college courses or other activities for which public halls or commercial facilities generally are rented. The district shall charge a rental rate for excess costs incurred, except that such excess charges may be waived when a service club or other non-profit group is raising funds for charitable purposes. Similar treatment may be granted public colleges and universities when offering college courses for staff members at the request of the district. When admission is charged, the district will collect five percent of the proceeds in addition to the applicable rental fee.

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Includes profit-making organizations and business-related enterprises. While the district would prefer organizations to use commercial or private facilities, facilities may be rented at the established district fee schedule. When an admission is charged, the district will collect five percent of the proceeds in addition to the applicable rental fee.

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Custodial Hours Worked

Date	Custodian Signature	# of Hours – Note whether RT or OT

KITCHEN HOURS WORKED

Date	Signature of Kitchen Staff Member	# of Hours – Note whether RT or OT

SOUND/LIGHT STAFF HOURS WORKED

Date	Signature of Sound/Light Staff Member	# of Hours

LYNDEN SCHOOL DISTRICT

Compliance Statement for HB 1824, **Youth Sports-Head Injury Polices** and SB 5083, **Sudden Cardiac Arrest Awareness**.

(Attach to any building/facility use request form)

_____ requests the use of the Lynden School District facilities for the following dates:

_____, a private non-profit youth sports group, verifies all coaches, athletes and their parent/guardian have complied with mandated policies for, the **Management of Concussions and Head Injuries** as prescribed by HB 1824, section 2 and **Sudden Cardiac Arrest Awareness** as prescribed by SB 5083, section 3.

Attached is a proof of insurance under an accident and liability policy issued by an insurance company authorized to do business in Washington State covering any injury or damage with at least \$50,000 due to bodily injury or death or one person and at least \$100,000 due to bodily injury or death to two or more persons.

Signed:

Representative of Private Non-Private Youth Sports Group

_____(Date)

*Note: Access to school facilities may not be granted until all requirements of this application are complete and approved by the school district &/or designee.

7/30/15