

In the weeks after the December 17, 2019 Open House at the Community Center to present the negotiated agreement reached by the SHHA and San Domenico School for amendments to the school's Transportation Management Plan from the late 1990s, two further issues arose and have been addressed by the School and SHHA. The two issues are the potential need for temporary traffic increases and stronger penalties.

The potential need for temporary increases in car counts at the San Domenico School entrance came up due to likely need to shift some events or activities, such as Swim Team practices, to the School campus, especially during Community Center renovation. We sought a way to provide for such temporary increases judged to be in the community's best interest without requiring amendment by the County and without increasing limits permanently. The agreement allows temporary increases in event exceptions and trip limits from time to time by mutual agreement of the school and the SHHA without further approval of the County, provided the terms of the agreement are fulfilled. (See agreed language below). This will allow the SHHA to approve or deny any additional trips according to its own guidelines.

Stronger penalties were discussed in response to comments received from the community during the December 17 Open House and in the weeks following, and in recognition that any additional event exceptions or temporary trip limit increases, however beneficial they are, raise the importance of compliance. We agreed on increases in the amount and timing of application of the penalties that would be incurred by the school if trip limit standards are exceeded in periodic independent audits. (See agreed language below).

Both the San Domenico School Board and the SHHA Board have approved these further agreements. We are adding these agreements to <https://shha.org/page-18182> and hope to be ready to submit to the County of Marin the amendments already posted to this site and these two additional ones within the next few months.

Event Exceptions and/or Adjustments to Trip Limits

Upon 30 days advance written notice to the County, San Domenico School and the SHHA may mutually agree upon additional event exceptions and/or adjustments to the trip limits contained in this permit so long as the amount of increased trips in said exceptions or adjustments do not exceed the CA Environmental Quality Act intersections Level of Service thresholds as established at the time of the granting of this permit.

Penalties

Financial penalties will be adjusted annually by the Cost of Living Adjustment (COLA).

The first violation in a rolling 24-months period will require retesting within 45-60 calendar days at the School's expense, but will not incur a fine. The second violation and subsequent violations in a rolling 24-month period will require retesting and incur fines as follows: 2nd, \$15,000; 3rd and 4th, \$35,000; 5th \$50,000 and loss of 2 exceptions; 6th enrollment rollback in percentages specified in the agreement reviewed December 17, 2019.