

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, March 16, 2004

MACH 4 CHARTER ACADEMY

Petitioner,

v.

SCHOOL BOARD OF
ORANGE COUNTY

DOE Case No. 2003-963

RECOMMENDATION

On October 29, 2003 the School Board of Orange County (School Board) voted to deny the charter application of MACH 4 Charter Academy (Charter applicant). The School Board's letter of denial was dated October 29, 2003. The Charter applicant filed this appeal on December 19, 2003. On February 26, 2004, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 6 to 2 to recommend to the State Board of Education to deny the appeal of the Charter applicant.** The Commission's justifications for its recommendation were as follows:

- A. The Commission voted 6 to 2 to recommend that the School Board **did** have competent, substantial evidence to support that the **Reading Program** area of the Charter Application was insufficient.
- B. The Commission voted 8 to 0 to recommend that the School Board's denial of the charter application based on the insufficient Reading Program area **is statutory good cause for denial** under §1002.33 Florida Statute.
- C. The Commission voted 8 to 0 to recommend that the School Board **did** have competent substantial evidence to support the charter application failed to provide measurable **Goals and Objectives** that indicate the level of academic improvement students are expected to show each year, how success will be evaluated, and the specific results to be obtained through instruction.
- D. The Commission voted 7 to 1 to recommend that the School Board's denial of the charter application based on the failure to provide measurable Goals and Objectives that indicate the level of academic improvement students are expected to show each year, how success will be evaluated,

and the specific results to be obtained through instructions **is statutory good cause for denial under** §1002.33 Florida Statute.

E. The Commission voted 6 to 2 to recommend that the School Board **did** have competent, substantial evidence to support that the charter application failed to provide a **Budget** that represents a sound annual financial plan for each year of the proposed charter.

F. The Commission voted 7 to 1 to recommend that failure to provide a Budget that represents a sound annual financial plan for each year of the proposed charter results **is statutory good cause for denial under** §1002.33 Florida Statute.

G. The Commission voted 7 to 1 to recommend that the School Board **did** have competent substantial evidence to support that the proposed **dual enrollment structure** lacks critical details and fails to ensure that students will be provided a detailed curriculum plan to attain Florida Sunshine State Standards.

H. The Commission voted 8 to 0 to recommend that the denial of the charter application because of the proposed dual enrollment structure lacks critical details and fails to ensure that students will be provided a detailed curriculum plan to attain Florida State Sunshine Standards **is statutory good cause for denial under** §1002.33 Florida Statute.

Kim McDougal, Commissioner's Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of March, 2004.

AGENCY CLERK