

AGENCY DKT. NO. 234-8/15

IN THE MATTER OF THE PETITION OF THE	:	
BOARD OF EDUCATION OF THE BOROUGH	:	
OF DEAL, MONMOUTH COUNTY, FOR	:	COMMISSIONER OF EDUCATION
SEVERANCE OF ITS SENDING-RECEIVING	:	
RELATIONSHIP WITH THE BOARD OF	:	DECISION
EDUCATION OF THE CITY OF ASBURY PARK,	:	
MONMOUTH COUNTY.	:	

The Board of Education of the Borough of Deal (Deal), having applied – pursuant to *N.J.S.A.* 18A:38-13 and *N.J.A.C.* 6A:3-6.1 – to the Commissioner of Education for severance of its send-
receive relationship with respondent Asbury Park Board of Education (Asbury Park),¹ and to establish a
send-
receive relationship with respondent Shore Regional Board of Education (Shore Regional);² and

The Boards of Education of Asbury Park and Shore Regional not having opposed Deal’s
request to terminate the current send-
receive relationship with Asbury Park and establish a new send-
receive relationship with Shore Regional; and

The parties having complied with the public notice and comment provisions outlined in
N.J.A.C. 6A:3-6.1(b); and

Deal having conducted a feasibility study in accordance with *N.J.S.A.* 18A:38-13 and
N.J.A.C. 6A:3-6.1; and

There being no dispute amongst the parties as to certain relevant facts, including that no
substantial negative educational, financial or racial impact will incur to any of the school districts upon
severance of the current sending-
receiving relationship between Deal and Asbury Park or upon
establishment of the proposed sending-
receiving relationship between Deal and Shore Regional; and

¹ The parties believe a send-
receive relationship currently exists between Deal and Asbury Park, but have been unable to locate a
copy of the agreement.

² Deal operates a K through 8th grade school system, while Shore Regional operates a high school for grades 9 through 12.
Asbury Park operates a Pre-K through 12th grade school system.

The feasibility study having established to the Commissioner's satisfaction that the withdrawal of the Deal students from the Asbury Park School District, and the entry of the Deal students into the Shore Regional School District, would cause no substantial negative impact on the educational programs of the school districts or on the quality of education received by the pupils in each of the school districts; and

The feasibility study having further established to the Commissioner's satisfaction that there would be no substantial negative impact on the financial conditions of the school districts; and

The feasibility study having further established to the Commissioner's satisfaction that there will be no substantial impact on the racial composition of the school districts; and

The Commissioner having received no public comments pursuant to *N.J.A.C.* 6A:3-6.1(b); now therefore

IT IS ORDERED on this 11th day of March 2016 that – pursuant to *N.J.S.A.* 18A:38-13 and *N.J.A.C.* 6A:3-6.1 – the application of Deal for severance of its send-receive relationship with Asbury Park and to establish a send-receive relationship with Shore Regional – as set forth in its petition of appeal – is APPROVED, effective July 1, 2016.

IT IS SO ORDERED.³

COMMISSIONER OF EDUCATION

Date of Decision: March 11, 2016

Date of Mailing: March 14, 2016

³ This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L.* 2008, *c.* 36. (*N.J.S.A.* 18A:6-9.1)