

Sale of Real Property

The Board of Directors has exclusive control of the acquisition and disposal of all district property. This power shall be exercised only when the board determines by resolution that such property is or is not necessary for school purposes.

Once the board has considered all the factors relating to a proposed sale of real property, it shall comply with all requirements of the law, including:

- A. A professionally designated real estate appraiser or a general real estate appraiser certified under chapter 18.140 RCW shall be selected by the board. The selected appraiser shall provide a market value appraisal to the board.
- B. No sale of real property is to take place if the sale price would be less than 90 percent of the appraisal made by the appraiser unless the property has been on the market for one year. In which case, it may be reappraised and sold for not less than 75 percent of the reappraisal value, if the sale is approved by the unanimous consent of the board.
- C. If the appraised value exceeds \$70,000 notice that such a sale is being considered is to be published in a newspaper of general circulation within the district for at least two consecutive weeks. The notice shall specify the date, time and place of a public hearing scheduled to consider the property specified for sale. Evidence concerning the proposed sale along with the advisability of selling the parcel is to be taken into account by the board at such a hearing.
- D. Bids may be secured, or a licensed real estate broker may be engaged. If the latter, the commission shall not exceed 7 percent. Any appraiser selected by the board to appraise the market value of a parcel of property may not be a party to any contract with the district to sell the parcel for a period of three years after the appraisal. No bid award shall be made within a forty-five day period following publication of notice of the intended sale in a newspaper of general circulation in the district.

Receipts from the sale of real property shall be placed into the Debt Service Fund or in the Capital Projects Fund. However, after an evaluation of the sufficiency of the capital projects fund, receipts may be deposited into the district's general fund to be used exclusively for nonrecurring costs related to operating school facilities.

Legal References:	RCW 28A.335.090	Conveyance and acquisition of property – Management
	28A.335.120	Real property – Sale – Notice of and hearing on sale, when – Appraisal

	required – Broker services – Real estate sales contracts, limitations
39.33.010	Sale, exchange, transfer, lease of public property authorized – Section deemed alternative
Ch. 18.140 RCW	Certified Real Estate Appraiser Act
WAC 180-34-010	General conditions

RSD #400
Adopted: April 14, 1987
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Revised: January 13, 2009