

Notice of Determination

Appendix D

To: [X] Office of Planning and Research
U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113 Sacramento, CA 95814

[X] County Clerk
County of:
Address:

From:
Public Agency: CITY OF SANTA CLARA
Address: 1500 WARBURTON AVE. SANTA CLARA, CA 95050
Contact: DEBBY FERNANDEZ
Phone: 408-615-2450

Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 201702201610

Project Title: GATEWAY CROSSINGS PROJECT

Project Applicant: JOSH RUPERT AND ED STORM / HUNTER STORM PROPERTIES

Project Location (include county): 1205 COLEMAN AVE., SANTA CLARA, SANTA CLARA COUNTY

Project Description: GENERAL PLAN AND ZONING AMENDMENTS TO DEVELOP 1,565 RESIDENTIAL UNITS AND 197,000 SQUARE FEET OF COMMERCIAL USES (INCLUDING A 225-ROOM HOTEL AND 45,000 SQUARE FEET OF ANCILLARY RETAIL) ON AN APPROXIMATELY 21.4 ACRE SITE. THE PROJECT INCLUDES DEVELOPMENT OF TWO PUBLIC PARKS TOTALING APPROXIMATELY 2.6 ACRES, STRUCTURED AND SURFACE PARKING, PRIVATE STREETS, NEW PUBLIC STREET, ON- AND OFF-SITE IMPROVEMENTS, LANDSCAPING, AND ON-SITE INFRASTRUCTURE. THE PROJECT INCLUDES A VESTING TENTATIVE SUBDIVISION MAP AND DEVELOPMENT AGREEMENT.

This is to advise that the CITY OF SANTA CLARA has approved the above [X] Lead Agency or [ ] Responsible Agency

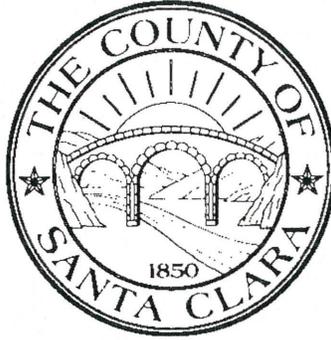
described project on JULY 9, 2019 (date) and has made the following determinations regarding the above described project.

- 1. The project [X] will [ ] will not] have a significant effect on the environment.
2. [X] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. [ ] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [X] were [ ] were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [X] was [ ] was not] adopted for this project.
5. A statement of Overriding Considerations [X] was [ ] was not] adopted for this project.
6. Findings [X] were [ ] were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at: CITY OF SANTA CLARA, 1500 WARBURTON AVE., SANTA CLARA, CA 95050 (DURING NORMAL BUSINESS HOURS)

Signature (Public Agency): Debby Fernandez Title: Associate Planner

Date: July 10, 2019 Date Received for filing at OPR: JUL 15 2019



Regina Alcomendras  
Santa Clara County  
Clerk-Recorder  
(408) 299-5688  
<https://www.clerkrecorder.org>

Receipt: 19-136755

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$3,321.00
	# Pages	2
	Document #	ENV22285
	Document Info:	CITY OF SANTA CLARA
	Filing Type	1
<b>Total</b>		\$3,321.00
Tender (Check)		\$3,321.00
Check #	12368	
Paid By	CUSTOMER	

Governor's Office of Planning & Research  
JUL 15 2013  
STATE CLEARINGHOUSE

PLEASE KEEP FOR REFERENCE



State of California - Department of Fish and Wildlife  
**2019 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
 DFW 753.5a (REV. 12/01/18) Previously DFG 753.5a

RECEIPT NUMBER: ENV22285
STATE CLEARINGHOUSE NUMBER (If applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY CITY OF SANTA CLARA	LEAD AGENCY EMAIL	DATE 07/10/2019
COUNTY/STATE AGENCY OF FILING SANTA CLARA	DOCUMENT NUMBER	

PROJECT TITLE  
GATEWAY CROSSINGS PROJECT

PROJECT APPLICANT NAME JOSH RUPERT & ED STORM / HUNTER STORM	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 255-4100
PROJECT APPLICANT ADDRESS 10121 MILLER AVENUE. SUITE 200	CITY CUPERTINO	STATE CA
		ZIP CODE 95014

**PROJECT APPLICANT** (Check appropriate box)

Local Public Agency   
  School District   
  Other Special District   
  State Agency   
  Private Entity

**CHECK APPLICABLE FEES:**

<input checked="" type="checkbox"/> Environmental Impact Report (EIR)	\$3,271.00	\$	\$3,271.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,354.75	\$	
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,112.00	\$	
<input type="checkbox"/> Exempt from fee			
<input type="checkbox"/> Notice of Exemption (attach)			
<input type="checkbox"/> CDFW No Effect Determination (attach)			
<input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)			
<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	
<input checked="" type="checkbox"/> County documentary handling fee		\$	\$50.00
<input type="checkbox"/> Other		\$	

**PAYMENT METHOD:**

Cash   
  Credit   
  Check   
  Other

**TOTAL RECEIVED**    \$    \$3,321.00

SIGNATURE <i>X Mike Louie</i>	AGENCY OF FILING PRINTED NAME AND TITLE Mike Louie, Deputy County Clerk-Recorder
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Governor's Office of Planning & Research  
**JUL 15 2019**  
 STATE CLEARINGHOUSE

**County of Santa Clara**  
Office of the County Clerk-Recorder  
Business Division

County Government Center  
70 West Hedding Street, E. Wing, 1<sup>st</sup> Floor  
San Jose, California 95110 (408) 299-5688



Santa Clara County - Clerk-Recorder Office  
State of California

**File Number: ENV22285**

ENVIRONMENTAL FILING

No. of Pages: 2

Total Fees: \$3321.00

File Date: 07/10/2019

Expires: 08/09/2019

**REGINA ALCOMENDRAS, Clerk-Recorder**

By: Mike Louie, Deputy Clerk-Recorder

**CEQA DOCUMENT DECLARATION**

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: City of Santa Clara
2. PROJECT TITLE: Gateway Crossings Project
3. APPLICANT NAME: Josh Rupert & Ed Storm / Hunter Storm Properties PHONE: 408-255-4100
4. APPLICANT ADDRESS: 10121 Miller Avenue, Suite 200 Cupertino, CA 95014
5. PROJECT APPLICANT IS A:  Local Public Agency  School District  Other Special District  State Agency  Private Entity
6. NOTICE TO BE POSTED FOR 30 DAYS.

**7. CLASSIFICATION OF ENVIRONMENTAL DOCUMENT**

**a. PROJECTS THAT ARE SUBJECT TO DFG FEES**

- |   |             |                    |
|---|-------------|--------------------|
| <input checked="" type="checkbox"/> 1. ENVIRONMENTAL IMPACT REPORT (PUBLIC RESOURCES CODE §21152)                                   | \$ 3,271.00 | \$ <u>3,271.00</u> |
| <input type="checkbox"/> 2. NEGATIVE DECLARATION (PUBLIC RESOURCES CODE §21080(C))  | \$ 2,354.75 | \$ <u>0.00</u>     |
| <input type="checkbox"/> 3. APPLICATION FEE WATER DIVERSION (STATE WATER RESOURCES CONTROL BOARD ONLY)                              | \$ 850.00   | \$ <u>0.00</u>     |
| <input type="checkbox"/> 4. PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS   | \$ 1,112.00 | \$ <u>0.00</u>     |
| <input checked="" type="checkbox"/> 5. COUNTY ADMINISTRATIVE FEE (REQUIRED FOR a-1 THROUGH a-4 ABOVE)<br>Fish & Game Code §711.4(e) | \$ 50.00    | \$ <u>50.00</u>    |

**b. PROJECTS THAT ARE EXEMPT FROM DFG FEES**

- |   |          |                |
|---|----------|----------------|
| <input type="checkbox"/> 1. NOTICE OF EXEMPTION (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED)  | \$ 50.00 | \$ <u>0.00</u> |
| <input type="checkbox"/> 2. A COMPLETED "CEQA FILING FEE NO EFFECT DETERMINATION FORM" FROM THE DEPARTMENT OF FISH & GAME, DOCUMENTING THE DFG'S DETERMINATION THAT THE PROJECT WILL HAVE NO EFFECT ON FISH, WILDLIFE AND HABITAT, OR AN OFFICIAL, DATED RECEIPT / PROOF OF PAYMENT SHOWING PREVIOUS PAYMENT OF THE DFG FILING FEE FOR THE *SAME PROJECT IS ATTACHED (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED) |          |                |
| DOCUMENT TYPE: <input type="checkbox"/> ENVIRONMENTAL IMPACT REPORT <input type="checkbox"/> NEGATIVE DECLARATION   | \$ 50.00 | \$ <u>0.00</u> |

**c. NOTICES THAT ARE NOT SUBJECT TO DFG FEES OR COUNTY ADMINISTRATIVE FEES**

- |  |   |        |                  |
|--|---|--------|------------------|
| <input type="checkbox"/> NOTICE OF PREPARATION | <input type="checkbox"/> NOTICE OF INTENT | NO FEE | \$ <u>NO FEE</u> |
|--|---|--------|------------------|

8. OTHER: Notice of Determination FEE (IF APPLICABLE): \$ \_\_\_\_\_

9. TOTAL RECEIVED..... \$ 3,321.00

\*NOTE: "SAME PROJECT" MEANS NO CHANGES. IF THE DOCUMENT SUBMITTED IS NOT THE SAME (OTHER THAN DATES), A "NO EFFECT DETERMINATION" LETTER FROM THE DEPARTMENT OF FISH AND GAME FOR THE SUBSEQUENT FILING OR THE APPROPRIATE FEES ARE REQUIRED.

THIS FORM MUST BE COMPLETED AND ATTACHED TO THE FRONT OF ALL CEQA DOCUMENTS LISTED ABOVE (INCLUDING COPIES) SUBMITTED FOR FILING. WE WILL NEED AN ORIGINAL (WET SIGNATURE) AND TWO (2) COPIES. IF THERE ARE ATTACHMENTS, PLEASE PROVIDE THREE (3) SETS OF ATTACHMENTS FOR SUBMISSION. (YOUR ORIGINAL WILL BE RETURNED TO YOU AT THE TIME OF FILING.)

CHECKS FOR ALL FEES SHOULD BE MADE PAYABLE TO: SANTA CLARA COUNTY CLERK-RECORDER

PLEASE NOTE: FEES ARE ANNUALLY ADJUSTED (Fish & Game Code §711.4(b)); PLEASE CHECK WITH THIS OFFICE AND THE DEPARTMENT OF FISH AND GAME FOR THE LATEST FEE INFORMATION.

"... NO PROJECT SHALL BE OPERATIVE, VESTED, OR FINAL, NOR SHALL LOCAL GOVERNMENT PERMITS FOR THE PROJECT BE VALID, UNTIL THE FILING FEES REQUIRED PURSUANT TO THIS SECTION ARE PAID." Fish & Game Code §711.4(c)(3)

(Fees Effective 01-01-2019)

Governor's Office of Planning & Research

JUL 15 2019

STATE CLEARINGHOUSE