

**DEPARTMENT OF TRANSPORTATION**

DISTRICT 4  
 P.O. BOX 23660  
 OAKLAND, CA 94623-0660  
 PHONE (510) 286-5528  
 www.dot.ca.gov



*Making Conservation  
 a California Way of Life!*

Gov. Newsom  
 4/15/2019  
 E

Governor's Office of Planning & Research

MAR 28 2019

STATE CLEARINGHOUSE

March 28, 2019

Daniel Fama, Senior Planner  
 City of Campbell  
 200 East Santa Clara Street  
 Campbell, CA 95008

SCH: 2018072028  
 04-SCL-2017-00542  
 GTS ID 5059  
 Post Mile: SCL – 17- 12.35

**Campbell In-N-Out Project – Draft Environmental Impact Review (DEIR)**

Dear Daniel Fama:

Thank you for including the California Department of Transportation (Caltrans) in the environmental review process for the above-referenced project. In tandem with the Metropolitan Transportation Commission's (MTC) Regional Transportation Plan (RTP)/Sustainable Communities Strategy (SCS), Caltrans mission signals a modernization of our approach to evaluating and mitigating impacts to the State Transportation Network (STN). Caltrans' *Strategic Management Plan 2015-2020* aims to reduce Vehicle Miles Travelled (VMT) by tripling bicycle and doubling both pedestrian and transit travel by 2020. Our comments are based on the DEIR.

***Project Understanding***

The applicant proposes to construct an In-N-Out Burger drive-thru fast-food restaurant that consists of approximately a 3,800-square foot (sf) restaurant with a drive-through window. The proposed restaurant would replace a vacant 8,250 sf former Elephant Bar Restaurant to be demolished as part of this project. The proposed building would include indoor seating capacity for approximately 48 guests, for a combined dine-in capacity of 145 guests. The proposed project would include a total of 61 vehicle parking spaces and a bike rack with four short-term bike parking spaces. Regional access is provided 800 feet east of the project at the State Route (SR) 17 and E Hamilton Avenue interchange.

***Active Transportation***

The project should be conditioned to ensure connections to existing bike lanes and multi-use trails to facilitate walking and biking to nearby jobs, neighborhood services, and transit. Since the proposed project is 1400 feet from Santa Clara Valley Transportation Authority's (VTA) Hamilton Light Rail Station, the proposed project should provide subsidized transit passes on an ongoing basis for future employees. The Lead Agency should identify project-generated travel demand and estimate the costs of transit and active transportation improvements necessitated by the proposed project; viable funding sources such as development and/or transportation impact fees should also be identified and incorporated in the Conditions of Approval. We encourage a sufficient allocation of fair share contributions toward bicycle and pedestrian improvements on the SR 17 overpass on E Hamilton Avenue that connects to VTA's Hamilton Light Rail Station, see *Caltrans District 4 Bike Plan's*

Daniel Fama, Senior Planner  
City of Campbell  
March 28, 2019  
Page 2

Appendix A. [http://www.dot.ca.gov/d4/bikeplan/docs/CaltransD4BikePlan\\_Report.pdf](http://www.dot.ca.gov/d4/bikeplan/docs/CaltransD4BikePlan_Report.pdf). We also strongly support measures to increase sustainable mode shares, thereby reducing VMT.

***Lead Agency***


As the Lead Agency, the City of Campbell is responsible for all project mitigation, including any needed improvements to the STN. The project's financing, scheduling, implementation responsibilities and monitoring should be fully discussed for all proposed mitigation measures, prior to the submittal of an encroachment permit. Potential mitigation measures that include the requirements of other agencies—such as Caltrans—are fully enforceable through permit conditions, agreements, or other legally-binding instruments under the control of the Lead Agency.

***Encroachment Permit***

Please be advised that any work or traffic control that encroaches onto the State ROW requires an encroachment permit that is issued by Caltrans. To obtain an encroachment permit, a completed encroachment permit application, environmental documentation, and six (6) sets of plans clearly indicating the State ROW, and six (6) copies of signed and stamped traffic control plans must be submitted to: Office of Encroachment Permits, California DOT, District 4, P.O. Box 23660, Oakland, CA 94623-0660. To download the permit application and obtain more information, visit <http://www.dot.ca.gov/hq/traffops/developserv/permits/>.

Should you have any questions regarding this letter, please contact Michael McHenry at (510) 286-5562 or [Michael.Mchenry@dot.ca.gov](mailto:Michael.Mchenry@dot.ca.gov).

Sincerely,



PATRICIA MAURICE  
District Branch Chief  
Local Development - Intergovernmental Review

c: State Clearinghouse