

County of Santa Clara

Department of Planning and Development
County Government Center, East Wing, 7th Floor
70 West Hedding Street
San Jose, California 95110



Administration	Development Services	Fire Marshal	Planning
Phone: (408) 299-6740	(408) 299-5700	(408) 299-5760	(408) 299-5770
Fax: (408) 299-6757	(408) 279-8537	(408) 287-9308	(408) 288-9198

Notice of Determination

To: County Clerk
County of Santa Clara

Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Project Title		File #
Meritage Homeowner's Association Grading Abatement		10054-17GA-17EA
Person or Agency Carrying Out Project	Address	Phone #
Meritage Homeowner's Association	4610 Meritage Court Gilroy	(408) 299-1205
Applicant	Address	Phone #
Hanna & Brunetti	7651 Egleberry Street Gilroy	(408) 842-2173
State Clearinghouse Number	County Contact Person	Phone #
2019049140	Colleen Tsuchimoto	(408) 299-5797
Project Location		APN(s)
4420 Hecker Pass Highway Gilroy		810-13-005
Project Description		
<p>This application is for a Grading Abatement to restore the site to pre-graded conditions, with the exception of a serpentine bunch outcrop habitat that will not be restored, as recommended by a biologist. On an open space designated parcel, a dam (tributary of Bodfish Creek) was constructed with a pond of approximately 0.5 acres in area, and a berm to fill an approximately 5.6 acre capacity, according to the grading violation report. To restore the site to natural contours, the grading abatement includes an excavation totaling 7,912 cubic yards of cut, and 3,629 cubic yards of fill, and dewatering the dam to restore the site to pre-graded condition. No trees will be removed for this restoration work. A tree protection plan will be implemented to ensure that an existing oak woodland habitat is protected. A ranch road was graded without permits through a serpentine habitat which will remain in its existing condition.</p>		
<p>This is to advise that the County of Santa Clara Land Development Coordinator has approved the above described project on July 24, 2019 and has made the following determinations regarding the project. The Mitigated Negative Declaration and record of project approval may be examined at the County of Santa Clara Planning Office.</p>		

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1. The project will not have a significant effect on the environment.
2. A Monitoring Program was adopted.
3. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
4. A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
 - a) Mitigation Measures have been made a condition of approval of the project.
5. An Environmental Impact Report has been prepared for this project pursuant to the provisions of CEQA.
 - a) Mitigation Measures have been made a condition of approval of the project.
 - b) A *Statement of Overriding Considerations* was adopted for this project.
 - c) Findings were made pursuant to CEQA Guidelines section 15091.

Colleen Tsuchimoto, Senior Planner

Colleen T. Tsuchimoto

Signature

7/26/19

Date

Governor's Office of Planning & Research

JULY 26 2019

STATE CLEARINGHOUSE



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

Receipt: 19-155132

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$2,404.75
	# Pages	3
	Document #	ENV22313
	Document Info:	SANTA CLARA COUNTY PLANNING DEPT.
	Filing Type	N
Total		\$2,404.75
Tender (Check)		\$2,404.75
Check #	1086	
Paid By	CUSTOMER	

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: ENV22313
STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY SANTA CLARA COUNTY PLANNING DEPT.	LEAD AGENCY EMAIL	DATE 07/26/2019
COUNTY/STATE AGENCY OF FILING SANTA CLARA	DOCUMENT NUMBER	

PROJECT TITLE
 MERITAGE HOMEOWNERS ASSOCIATION GRADING ABATEMENT

PROJECT APPLICANT NAME HANNA BRUNETTI	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 842-2173
PROJECT APPLICANT ADDRESS 7651 EIGLEBERRY ST	CITY GILROY	STATE CA
		ZIP CODE 95020

PROJECT APPLICANT (Check appropriate box)

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

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,271.00	\$ _____
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,354.75	\$ <u>2,354.75</u>
<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)		
<hr/>		
<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		\$ <u>50.00</u>
<input type="checkbox"/> Other		\$ _____

PAYMENT METHOD:

Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 2,404.75

SIGNATURE <i>X Mike Louie</i>	AGENCY OF FILING PRINTED NAME AND TITLE Mike Louie, Deputy County Clerk-Recorder
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County of Santa Clara
Office of the County Clerk-Recorder
Business Division



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

Santa Clara County - Clerk-Recorder Office
 State of California

File Number: ENV22313

ENVIRONMENTAL FILING

No. of Pages: 3

Total Fees: \$2404.75

File Date: 07/26/2019

Expires: 08/25/2019

REGINA ALCOMENDRAS, Clerk-Recorder

By: Mike Louie, Deputy Clerk-Recorder

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: Santa Clara County Planning Dept.
2. PROJECT TITLE: Meritage Homeowners Association Grading Abatement
3. APPLICANT NAME: Hanna Brunetti PHONE: (408) 842-2173
4. APPLICANT ADDRESS: 7651 Eigleberry Street Gilroy, CA 95020
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 type="checkbox"/> 1. <u>ENVIRONMENTAL IMPACT REPORT</u> (PUBLIC RESOURCES CODE §21152) | \$ 3,271.00 | \$ <u>0.00</u> |
| <input checked="" type="checkbox"/> 2. <u>NEGATIVE DECLARATION</u> (PUBLIC RESOURCES CODE §21080(C)) | \$ 2,354.75 | \$ <u>2,354.75</u> |
| <input type="checkbox"/> 3. <u>APPLICATION FEE WATER DIVERSION</u> (STATE WATER RESOURCES CONTROL BOARD ONLY) | \$ 850.00 | \$ <u>0.00</u> |
| <input type="checkbox"/> 4. <u>PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS</u> | \$ 1,112.00 | \$ <u>0.00</u> |
| <input checked="" type="checkbox"/> 5. <u>COUNTY ADMINISTRATIVE FEE</u> (REQUIRED FOR a-1 THROUGH a-4 ABOVE)
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: _____ FEE (IF APPLICABLE): \$ _____

9. TOTAL RECEIVED..... \$ 2,404.75

*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)

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Signature

7/26/19
Date