From: [redacted]
To: Flores, Michelle; Le, Thai-Chau; Tu, John
Cc: Rood, Timothy
Subject: RE: Resident"s Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024
Date: Friday, June 11, 2021 9:39:00 AM

[External Email]

Awesome!

I couldn't remember the link to request for public info.

Happy Friday!

Best regards,
Nick Pham
[redacted]

From: Flores, Michelle <michelle.flores@sanjoseca.gov>
Sent: Friday, June 11, 2021 8:42 AM
To: 'Nick Pham' <[redacted]>; Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024

Good morning Nick,

Please see below for a link to the recording. The application documents are available on SJPermits after the project is approved or denied at a hearing. Are you requesting the application forms? If you would like to request a specific documents to view, please use the second link below to submit your request. We will add you to the interested email list.

Meeting Recording:
https://sanjoseca.zoom.us/rec/share/CRy9EoYajChn7ruU-JQaMkJ7A9dOCrSqILJ5hDkN3ihGpKqLWwxIHVUCTYgKIM5V.Ysi2zSgL7svu9TS3
Access Passcode: +xJxGr5W

https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/official-city-records/request-for-public-records

Kind regards,

Michelle Flores
Planner | Planning Division | City of San Jose
200 E. Santa Clara Street, 3rd floor
http://www.sanjoseca.gov/planning

From: Nick Pham [redacted]
Sent: Friday, June 4, 2021 1:27 PM
To: Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>; Flores, Michelle <michelle.flores@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024

> [External Email]

Hi Michelle, John, Tim and Thai:

Happy Friday!

I have 2 quick questions:

1. Can you please share the zoom recording of the community meeting on 6/2. This is an important item for the entire neighborhood following the meeting.
2. I tried to look up the actual applications: C20-012 and SP20-024, I believe it is not online. Can you please forward a copy. Or held help me with the best way to search for docs online. I can see all docs on sjpermits.com & sanjoseca.gov/residents/site-search. Is there a better way?

Just in case I forgot to mentioned, please include me in all communication of the process. I can try help fill some of the communication gaps. I have become a resource for some of the neighbors somehow by default! ☺ Many don't understand the planning terminology, and need help with just the basic understanding of the process.

Best regards,
Nick Pham
[redacted]

From: Nick Pham <[redacted]>
Sent: Thursday, June 3, 2021 2:12 PM
To: 'Le, Thai-Chau' <Thai-Chau.Le@sanjoseca.gov>; 'Flores, Michelle' <michelle.flores@sanjoseca.gov>; 'Tu, John' <john.tu@sanjoseca.gov>
Cc: 'Rood, Timothy' <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File

Nos. C20-012 & SP20-024

Again, thank you, thank you!

Best regards,
Nick Pham
[redacted]

From: Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>
Sent: Thursday, June 3, 2021 2:03 PM
To: Nick Pham [redacted]; Flores, Michelle <michelle.flores@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024

Hi Nick,

Thank you for passing these along for your neighbors! I will add this to the record.

Please let the residents know that they are welcomed to email Michelle and I directly with their comments and concerns. If they have specific concerns about environmental related issues, I am the go-to. I will be out of the office next week, but will definitely make sure I retain all the emails and communications from the public on this item.

We appreciate that you are informing your neighbors about contact-methodology and please feel free to let me know if you have any other questions about how to get a hold of documents, be involved, and etc. Especially with the Environmental Review process, which I am the lead for. ☺

Best regards,
Thai

From: Nick Pham [[redacted]]
Sent: Thursday, June 3, 2021 1:56 PM
To: Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>; Flores, Michelle <michelle.flores@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024

[External Email]

Hi Thai and Staffs:

I am sorry to bug you with this! I have transferred my comments in this email into a letter format (pdf). I have been receiving multiple calls for residents as how to best document their concerns, etc. So created the pdf to share with them. Here are the 2 letters and a survey monkey result in one email to keep everything together.

Again, I personally appreciate all your work. The average residents with concerns just do not know the proper or best way to communicate to the City, and had reached out to me for help. They probably will send email to staffs shortly.

Best regards,
Nick Pham
[redacted]

From: Nick Pham <[redacted]>
Sent: Thursday, June 3, 2021 8:25 AM
To: Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>; Flores, Michelle <michelle.flores@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024

Thai, et al:

Again, thank you for your acknowledgement. Thank you for your time!

Pardon my typos. It was long night.

Best regards,
Nick Pham
[redacted]

From: Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>
Sent: Thursday, June 3, 2021 8:13 AM
To: Nick Pham [redacted]; Flores, Michelle <michelle.flores@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: RE: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024

Hi Nick,

Thank you for your comments. This email is to confirm that I have receive your comments and have

forwarded it with the environmental consultants as well to ensure the environmental concerns are captured in our analysis. This comment will be part of the administrative and public record.

Best regards,
Thai

From: Nick Pham [redacted]
Sent: Thursday, June 3, 2021 3:06 AM
To: Flores, Michelle <michelle.flores@sanjoseca.gov>; Tu, John <john.tu@sanjoseca.gov>; Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>
Cc: Rood, Timothy <timothy.rood@sanjoseca.gov>
Subject: FW: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024
Importance: High

> [External Email]

Dear Michelle, John, Thai-Chau and Tim:

Again, thank you very much for hosting the community meeting on 6/2. The entire neighborhood was hoping that it would be live in person. But we appreciate the opportunity to voice our concerns.

In addition to my comments sent (reforwarded). I have a few additional comments, questions on behalf of all the neighbors that could not make the meeting, due to work, graduation, and other schedule conflicts. So I had set up a quick survey, 24 hrs prior to the meeting. There were about 40 responses. These folks have seen my attached letters, and in supports of the points made. Please find it attached as comments from these 40 neighbors.

I believe my questions/comments do represent the majority of the neighbors that oppose the Rezoning and SUP applications. I would like to enter this email in addition to my letter public record, for the recorded to be forwarded to the Planning Commissioners and Council Members. The basics of the comments and questions are:

1. These are comments following the community meeting on 6/2. I would like to thank staffs for hosting and managing the meeting. I can understand how difficult it is to do on Zoom. Per my rough counts, there about 140 people that spoke. I believe there were about 100 more attendees that were not given the opportunity to speak, due to the time constraints, as people were not able to raise their hands after a cutoff time. That would mean only about 60% of the people spoke. Could you please share the number attendees that spokes vs the total of attendees. Could you make the recorded session available to the public review, please. Thank you.
2. Of the ~140 people that spoke, there were 7-8 people who are members of the temple. The

remaining speakers were community members who live in the neighborhood, I counted 3 neighbors that support the project. That equates to 130 people that opposed the Rezoning and Special Use Permit. **So 130 out of 133 is ~ 98% of the neighbors OPPOSED** the Rezoning and SUP application. Of the 40 people that took the survey, 100% opposed the Rezoning and SUP application. Of the 400 people that received the flyers handout about the meeting, about 100% of those also OPPOSED this project. These numbers DO represent this community, this neighborhood and should be documented in staff report for the record.

3. Also for the record, I and many of people I spoke with after the meeting were VERY OFFENDED by the members of temple! Extremely negative comments. **What rights do these members have to accuse the neighbors of being racists, and that "Asian Hate" was the primary motive of the neighbors opposing this project. It is obvious that the temple members do not know what made up this neighborhood**. We are a very diverse community, and the majorities have lived in this neighborhood for over 20 years. **It is also very transparent that the temple members do not live this neighborhood and do not have any consideration for our real concerns**. *How can anyone believe the applicant's statements regarding the temple good neighbor intentions, when the message that the temple members are telling the community members are with so much hatred, instead of hearing the neighborhood concerns???*
4. The temple members' comments were more than disappointing and contradictory to the applicant's statement that they want to build this temple for the community, when the **members of the temples OBVIOUSLY DON'T KNOW and DON'T CARE about the people that live in this neighborhood,** as they indicated. **How many members of the temple actually live within 0.25 mile of the proposed site?** I person did not hear from any temple members living in this neighborhood. I've personally lived in small court with 8 homes. There are "1" Caucasian family, "1" Brazilian family and "6" Asian family. My court has annual block parties over the past 23 years together. Therefore, I DO NOT appreciate anyone not knowing anything about our neighborhood, accusing us of being racist! A few neighbors spoked to this point during the meeting. Again, I would like for this important point to be on record of the applicant's extreme comments against the neighborhood.
5. A large # of neighbors made up of a very diverse ethnic group, took times out of their busy schedules to prepare presentation and voice their concerns regarding the REZONING & SUP applications. We pointed out facts and data surrounding the project. NO positive comments were made by the temple members, nor constructive comments shared by the applicant. Instead, we are accused of not being inconsiderate? Everything in the applicant's statements contradicts all the comments made by the members of the temple that spoke at the meeting.
6. Again, the size of the combined gathering facilities is simply INCOMPATIBLE in this dense RN zone. The 15,000 sf MASSIVE structure, 60ft tall (4-stories high), with a potential occupancy capacity of 787+799+795 = 2381 per the proposed SUP, is just not appropriate for this small parcel in a majority Residential Neighborhood. The additional 2131 occupancy capacity in the temple courtyards would make the potential capacity of this facility over 4000 people. Therefore, the Operation Plan of maximum 300 people is extremely deceiving and difficult to comprehend. What is the truth? Is this an attempt to manipulate the zoning codes and to submit a plan that meet certain requirements, and the reality is beyond the paper design? The original plan was much bigger. Was that plan also to accommodate only 300 visitors? Again, this is very difficult for the residents to make sense of the proposal. Logically, no one

would invest and build a gathering facility that can hold 4000 people, and promise that there will be only a 300 visitor max? Can staffs please help the community understand how this MASSIVE facility is appropriate for this small parcel and how is it compatible in the dense Residential Neighborhood?

7. For an Residential Neighborhood Zone (R1-5), designed for a max 5-6 single family homes, the max would be 30 people, assuming 5 persons per typical household. How can we justify even the minimum 300 people? I do understand that if one apply to rezone an R1-5 to PQP, then a different size of build be constructed. However the plan for a MASSIVE ~15000 sf, 60ft tall building is just NOT COMPATIBLE, NOT APPROPRIATE for this RN parcel.
8. A PQP is simply a tactic to manipulate a simple R1-5 to allow a oversized structure of 15,000 sf. How is this meeting CEQA?
9. The fact that the facility is designed to hold easily 4000 people is simply unreal and incompatible with the neighborhood. The Operation Plan (300 visitors) contradicts the project potential capacity (4000 people). Please review my comments regarding my personal experiences with the other temples regarding overflow parking to the surrounding streets, traffics. The timing when traffic analysis is done should be realistic, when ALL activities are back to normal (POST-COVID). One speaker concurred, and mentioned that he stopped going the local Buddhist temples and go to one 30 mi away to avoid parking problem that we are real life's concerns. This is the reality that will never show up on any paper designs submitted for approval.
10. Please observe the real traffic and parking problems at the temples at 2420 McLaughlin Ave and 2715 S White Road during any "major" holiday event to truly validate the "real-life" problems that is beyond any paper designs! Observing/doing traffic analysis during the summer when kids are out and while everything are still not back to normal due to COVID, are simply misleading. Data would not be valid.
11. Norwood is a narrow 2-lane road. There would not be any visitors coming from the hillside. Ruby Ave is a "double-yellow" 2-lane road. There is only one-way to enter the proposed project on Ruby. Traffic would be coming for the south on Ruby Ave from Quimby. Or the visitors would have to travel up Norwood and turn left on Ruby at the stop sign. There is only a short 250 ft from the stop sign at Ruby and Norwood. Thus the reason, one neighbor commented that without an EIR, this would be a major programmatic and realistic problem that all the neighbors fear of. More than likely, visitors will turn left illegally crossing the "double-yellow" coming from Tully Rd on Ruby Ave, as Tully Rd is a main path for many people. It is also a main road that connect all other major road and freeway access.
12. As for the applicant's plan to bus/shuttle visitors from nearby schools, how is this plan safe for kids near schools and the small streets that these buses will travel through? How does this address the traffic and parking concerns? How is this appropriate for this highly dense Residential Neighborhood?

Please consider all these points if you are moving forward with the EIR and CEQA compliance review. Thank you for hearing our concerns.

Best regards,

Nick Pham

[redacted]

From: Nick Pham [redacted]
Sent: Wednesday, June 2, 2021 3:40 PM
To: 'michelle.flores@sanjoseca.gov' <michelle.flores@sanjoseca.gov>
Subject: Resident's Comments OPPOSING the Proposed Rezoning and Special Use Permit File Nos. C20-012 & SP20-024
Importance: High

Hi Michelle:

Please find attached a letter with my comments for this project, that I would like to enter for public record. Feel free to share screen the letter during the meeting as needed, if appropriate. I am planning to be at on the Zoom Meeting and comment to it, as well.

I am a resident within ~ 1000ft.

Thank you,
Nick Pham
[redacted]

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