



**SANTA CLARA COUNTY CLERK  
CEQA FILING COVER SHEET**

Santa Clara County - Clerk-Recorder Office  
State of California

**File Number: ENV24567**

ENVIRONMENTAL FILING

No. of Pages: 4

Total Fees: \$50.00

File Date: 05/11/2023

Expires: 06/10/2023

**REGINA ALCOMENDRAS, Clerk-Recorder**

By: Ronald Nguyen, Deputy Clerk-Recorder

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk  
TYPE OR PRINT CLEARLY

Check Document being Filed:

- ☐ Notice of Determination
- ☒ Environmental Impact Report (EIR)
- ☐ Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- ☒ No Effect Determination
- ☐ Notice of Exemption (NOE)
- ☐ Other (Please fill in type):

1. LEAD AGENCY: California Energy Commission
2. LEAD AGENCY EMAIL: lisa.worrall@energy.ca.gov
3. PROJECT TITLE: STACK Trade Zone Park
4. APPLICANT NAME: STACK Infrastructure PHONE: (206) 419-7599
5. APPLICANT EMAIL: imbourne@stackinfra.com
6. APPLICANT ADDRESS: 1700 Broadway Suite 1750, Denver, Colorado, 80290 USA
7. PROJECT APPLICANT IS A: ☐ Local Public Agency ☐ School District ☐ Other Special District ☐ State Agency ☒ Private Entity
8. NOTICE TO BE POSTED FOR 30 DAYS.

## Notice of Determination

## Appendix D

## To:

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

☒ County Clerk  
 County of: Santa Clara  
 Address: 70 W Hedding St, 1st fl, E Wing  
 San Jose, CA 95110

## From:

Public Agency: City of San Jose  
 Address: 200 E. Santa Clara St.  
 San Jose, CA 95133

Contact: Tina Garg  
 Phone: (206) 419-7599

Lead Agency (if different from above):  
 California Energy Commission  
 Address: 715 P Street MS 40  
 Sacramento, CA 95814  
 Contact: Lisa Worrall  
 Phone: 916-661-8367

**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): 2022060141

Project Title: STACK Trade Zone Park

Project Applicant: STACK Infrastructure

Project Location (include county): 2400 Ringwood Ave. & 1849 Fortune Dr., San Jose, Santa Clara County

## Project Description:

The project would include one advance manufacturing building with a one megawatt (MW) backup generator and two data center buildings with a 90 MW backup generating facility. The backup generators would provide emergency electrical power to the data center and manufacturing building in the event of a utility power outage or other service disruption. The generators would comply with Tier 4 emissions standards.

This is to advise that the City of San Jose has approved the above  
☐ Lead Agency or ☒ Responsible Agency)

described project on 5/9/2023 and has made the following determinations regarding the above  
 (date)  
 described project.

1. The project ☐ will ☐ will not have a significant effect on the environment.
2. ☐ 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 ☐ were ☐ were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan ☐ was ☐ was not adopted for this project.
5. A statement of Overriding Considerations ☐ was ☐ was not adopted for this project.
6. Findings ☐ 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:

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=21-SPPE-02>

Signature (Public Agency): Tina Garg Title: Supervising Planner

Date: 05/10/2023

Date Received for filing at OPR:



State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE  
CASH RECEIPT**  
DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

Print

Start Over

Save

RECEIPT NUMBER:

58 — 04/12/2023 — 047

STATE CLEARINGHOUSE NUMBER (if applicable)

2022060141

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

California Energy Commission

LEAD AGENCY EMAIL

DATE

04/12/2023

COUNTY/STATE AGENCY OF FILING

OPR/SCH

DOCUMENT NUMBER

PROJECT TITLE

STACK Trade Zone Park

PROJECT APPLICANT NAME

California Energy Commission - Lisa Worrall

PROJECT APPLICANT EMAIL

lisa.worrall@energy.ca.gov

PHONE NUMBER

(916) 661-8367

PROJECT APPLICANT ADDRESS

715 P Street, MS 40

CITY

Sacramento

STATE

CA

ZIP CODE

95814

PROJECT APPLICANT (Check appropriate box)

☐ Local Public Agency

☐ School District

☐ Other Special District

☒ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

☒ Environmental Impact Report (EIR)

\$3,839.25

\$

3,839.25

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,764.00

\$

0.00

☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW

\$1,305.25

\$

0.00

☐ Exempt from fee

☐ Notice of Exemption (attach)

☐ CDFW No Effect Determination (attach)

☐ Fee previously paid (attach previously issued cash receipt copy)

☐ Water Right Application or Petition Fee (State Water Resources Control Board only)

\$850.00

\$

0.00

☐ County documentary handling fee

\$

☐ Other

\$

PAYMENT METHOD:

☐ Cash

☐ Credit

☒ Check


☐ Other

TOTAL RECEIVED

\$

3,839.25

SIGNATURE

 Mikayla Vaba

Digitally signed by Mikayla Vaba  
Date: 2023.04.12 14:53:17  
+07'00'

AGENCY OF FILING PRINTED NAME AND TITLE

SCH, Clearinghouse Technician



State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- ☐ Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- ☐ Issue cash receipt to project applicant.
- ☐ Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- ☐ Mail filing fees for CRP document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a No Effect Determination signed by CDFW, also:

- ☐ Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))**

- ☐ Issue cash receipt to project applicant.
- ☐ Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

Within 30 days after the end of each month in which the environmental filing fees are collected, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

Mail to:  
California Department of Fish and Wildlife  
Accounting Services Branch  
P.O. Box 944209  
Sacramento, California 94244-2090



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

Receipt: 23-66255

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$50.00
	# Pages	4
	Document #	ENV24567
	Document Info:	CALIFORNIA ENERGY COMMISSION
	Filing Type	J
<b>Total</b>		<b>\$50.00</b>
Tender (Check)		\$50.00
Check #	1282904	
Paid By	TYLER RAINERI	

PLEASE KEEP FOR REFERENCE



State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE  
CASH RECEIPT**  
DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

Print

StartOver

Save

RECEIPT NUMBER:

43 — ENV24567 —

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

CALIFORNIA ENERGY COMMISSION

LEAD AGENCY EMAIL

LISA.WORRALL@ENERGY.CA.GOV

DATE

05/11/2023

COUNTY/STATE AGENCY OF FILING

Santa Clara

DOCUMENT NUMBER

PROJECT TITLE

STACK TRADE ZONE PARK

PROJECT APPLICANT NAME

STACK INFRASTRUCTURE

PROJECT APPLICANT EMAIL

PHONE NUMBER

(206) 419-7599

PROJECT APPLICANT ADDRESS

1700 BROADWAY SUITE 1750

CITY

DENVER

STATE

CO

ZIP CODE

80290

PROJECT APPLICANT (Check appropriate box)

☐ Local Public Agency

☐ School District

☐ Other Special District

☐ State Agency

☒ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

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☐ Water Right Application or Petition Fee (State Water Resources Control Board only)

\$850.00

\$

0.00

☒ County documentary handling fee

\$

\$50.00

☐ Other

\$

PAYMENT METHOD:

☐ Cash

☒ Credit

☐ Check

☐ Other

TOTAL RECEIVED

\$

\$50.00 0.00

SIGNATURE

x R. Nguyen

AGENCY OF FILING PRINTED NAME AND TITLE

Ronald Nguyen, Deputy County Clerk-Recorder

**Santa Clara County Recorder - Official Records**

70 West Hedding St., San Jose, CA 95110

408-299-5688

**VitalChek Receipt - Phone Order (Card Keyed-In)**

**Cardholder Copy**

**Order Date/Time:** 5/11/2023 08:17 AM PDT  
**Confirmation Number:** 161981349  
**Payment Applied towards:** Clerk Payment  
**Card Holder:** Tyler Raineri

**Transaction Type:** Purchase  
**Approval Code:** 03781C  
**Transaction Ref #:** 160254628  
**Payment Method:** VI(7069)

**Bill To**

Tyler Raineri  
United States of America

Authorization:	Paid in Full
Agency Amount:	\$50.00
Other Agency Amount:	\$0.00
LN Service Fee:	\$2.50
Total Amount(USD):	\$52.50

Refund Policy: Please contact the agency listed on the receipt to request a refund.