



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

Receipt: 25-56123

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$50.00
	# Pages	7
	Document #	ENV25567
	Document Info:	CITY OF SAN JOSE
	Filing Type	J
Total		\$50.00
Tender (Check)		\$50.00
Paid By	CUSTOMER	
Check #	1692986	
Paid By	CUSTOMER	

PLEASE KEEP FOR REFERENCE

Santa Clara County Recorder - Official Records

110 West Tasman Drive

San Jose, CA 95134

408-299-5688

Source:	Phone Order (Card Keyed-In)	Authorization:	Paid in Full
Order Date/Time:	4/10/2025 11:42 AM PDT	Agency Amount:	\$50.00
Order Number:	199740146	Other Agency Amount:	\$0.00
Operator:	FrauleinS	Shipping Amount:	\$0.00
Location Code:	*****615	LN Service Fee:	\$2.50
		Total Amount(USD):	\$52.50

Payment Information

Transaction Type:	Purchase	Expiration	###/###
Card Holder:	MICHELLE MCNAMARA	Transaction Ref #:	201917610
Payment Method:	Credit Card (VISA *****5001)	CVV2 Response:	
Approval Code:	00541I	Auth Txn Id #:	46510067431248
AVS Response:		Val Code:	MFVK

Merchant Copy

Agency Amount	Product	Product Detail
\$50.00	Clerk Payment	

Santa Clara County Recorder - Official Records

110 West Tasman Drive, San Jose, CA 95134

408-299-5688

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

Order Date/Time:	4/10/2025 11:42 AM PDT	Transaction Type:	Purchase
Confirmation Number:	199740146	Approval Code:	00541I
Payment Applied towards:	Clerk Payment	Transaction Ref #:	201917610
Card Holder:	MICHELLE MCNAMARA	Payment Method:	VI(5001)

Bill To

MICHELLE MCNAMARA

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.



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

Santa Clara County - Clerk-Recorder Office
State of California

File Number: ENV25567

ENVIRONMENTAL FILING

No. of Pages: 7

Total Fees: \$50.00

File Date: 04/10/2025

Expires: 05/10/2025

REGINA ALCOMENDRAS, Clerk-Recorder

By: Fraulein Dominguez, 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:

- ☒ Environmental Impact Report (EIR)
- ☐ Filing Fee (new project)
- ☒ Previously Paid F&W (must attach F&W receipt and project titles must match)
- ☐ No Effect Determination (F&W letter must be attached)
- ☐ Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- ☐ Filing Fee (new project)
- ☐ Previously Paid F&W (must attach F&W receipt and project titles must match)
- ☐ No Effect Determination (F&W letter must be attached)
- ☐ Notice of Exemption (NOE)
- ☐ Other (Please fill in type):

Notice of Determination

1. LEAD AGENCY: City of San Jose
2. LEAD AGENCY EMAIL: tina.garg@sanjoseca.gov
3. PROJECT TITLE: San Jose Data Center Project - Addendum to Final EIR
4. APPLICANT NAME: Microsoft Corporation (Attn: Peter Witters) PHONE: (425) 703-3772
5. APPLICANT EMAIL: pwitters@microsoft.com
6. APPLICANT ADDRESS: 1 microsoft WAY Redmond, Washington, 98052, 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.

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

File Nos.: **CP23-016, ER20-219**

- ☒ County Clerk-Recorder
County of Santa Clara
110 W Tasman Drive, 1st Floor, San José CA 95134
- ☒ Office of Land Use and Climate Innovation
State of California
P.O. Box 3044, Sacramento, CA, 95812

**NOTICE OF DETERMINATION
FOR AN ADDENDUM TO THE SAN JOSÉ DATA CENTER PROJECT FINAL
ENVIRONMENTAL IMPACT REPORT (SCH# 2021020002)**

Responsible Agency: City of San José

Project Applicant: Microsoft Corporation, One Microsoft Way, Redmond, WA 98052

Project Title: San José Data Center Project

Background: The California Energy Commission (CEC) is the Lead Agency for reviewing, and ultimately approving or denying, all thermal power plants 50 megawatts (MW) and greater, and the infrastructure serving the plants, such as electric transmission lines, fuel supply lines, and water pipelines, proposed for construction and operation in California. In addition to traditional thermal power plants, projects that include thermal backup power generation, such as data center facilities that utilize backup generators, are subject to the jurisdiction of the CEC if their power generating capacity is greater than or equal to 50 MW. The CEC's permitting process is a certified regulatory program under the California Environmental Quality Act (CEQA). It covers all State, local, and regional agencies' requirements necessary for a plant to be constructed.

On July 13, 2022, the CEC considered and certified the San José Data Center (SJDC) Final Environmental Impact Report, SCH # 2021-020002, including all appendices attached thereto (collectively, 2022 FEIR) and approved a Small Power Plant Exemption for the 2022 SJDC Project. The 2022 SJDC Project (hereafter referred to as the 2022 Project) proposed an approximately 396,914 gross square foot data center facility, located on approximately 64.5 acres of land at 1657 Alviso-Milpitas Road in the City of San José (data center site) and related supporting infrastructure improvement areas (e.g., roadway and utility infrastructure). The CEC filed a Notice of Determination (NOD) for the 2022 FEIR on July 18, 2022.

Since the certification of the 2022 FEIR, the City of San José and the project applicant proposed project modifications that warranted the preparation of an Addendum pursuant with CEQA Guidelines Section

15162. The Addendum was prepared by the City of San José acting as a Responsible Agency under CEQA. This NOD is for the modified project analyzed in the Addendum to the 2022 FEIR.

Project Description: The proposed project would involve the construction and operation of an approximately 396,914 gross square foot data center facility with a maximum electrical load of 99 MW on a 64.5-acre undeveloped site at 1657 Alviso-Milpitas Road in San José. In addition, the project would include the following supporting infrastructure improvements west of the data center site:

- Extension of McCarthy Lane by approximately 1,150 feet to act as the primary access roadway to the data center site,
- Construction of a new Santa Clara Valley Water Purification Visitor Center parking lot,
- Relocation of the Santa Clara Valley Water Purification Visitor Center onto the new proposed parking lot,
- Widening of Zanker Road and construction of new multimodal facilities (e.g., sidewalks and bike lanes) along Zanker Road, and
- Construction of new utility connections (potable water, fire water, recycled water, sanitary sewer, and storm drain) to support the proposed data center site.

Location: The approximate 64.5-acre data center project site is located at 1657 Alviso-Milpitas Road in San José (Santa Clara County). The data center site is bounded by the San José-Santa Clara Regional Wastewater Facility dewatering facility to the north, Alviso-Milpitas Road to the south, Coyote Creek to the east, and the Pacific Gas & Electric Los Esteros Substation, the Los Esteros Critical Energy Facility, the Silicon Valley Advanced Water Purification Center, and undeveloped grassland to the west. The supporting infrastructure improvement areas for the proposed utilities and roadway infrastructure consist of approximately 6.7 linear miles of improvements located on undeveloped land west of the data center site along Zanker Road and McCarthy Lane.

Assessor's Parcel No: 477-05-005, 015-30-061, 015-31-061, 015-31-062, 015-31-063, 015-30-109, 015-31-072, 015-31-044, and 015-31-060, along Zanker Road (no parcel number), and across Alviso Milpitas Road (no parcel number)

Council District: 4

The City has performed an environmental review of the project. The environmental review examines the nature and extent of any adverse effects on the environment that could occur if the project is approved and implemented. Based on the review, the City has prepared an Addendum for this project. The proposed project is eligible for an addendum pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15164, which states that, "A lead agency or responsible agency shall prepare an addendum to a previously certified Environmental Impact Report (EIR) if some changes or additions are necessary but none of the conditions described in Section 15162 calling for preparation of a subsequent EIR have occurred." An Addendum is a statement by the City that the project would not result in any new impacts that have not been previously disclosed; nor would it result in a substantial increase in the magnitude of any significant environmental impacts previously identified in the previously certified EIR.

This is to advise that the Planning Commission for the City of San José approved the above-described project on April 9, 2025 and made the following determinations regarding such project:

1. The project will not have a significant effect on the environment.
2. The Addendum referenced above was prepared and completed for this project pursuant to and in compliance with the provisions of CEQA.
3. The Planning Commission for the City of San José has independently reviewed and analyzed the Addendum and other information in the record and has considered the information contained therein, prior to acting upon or approving the Project.
4. The Planning Commission for the City of San José has approved the San José Data Center Addendum to the Final EIR all in accordance with CEQA.
5. The Addendum represents the independent judgment and analysis of the City of San José, as responsible agency for the project.
6. Mitigation measures were made a condition of the approval of the project.
7. A Mitigation Monitoring and Reporting Program was prepared and adopted for this project.
8. Findings were made and adopted for this project pursuant to the provisions of CEQA.

The Addendum and the record of project approval may be examined at the City of San José, Department of Planning, Building and Code Enforcement, 200 East Santa Clara Street, 3rd Floor Tower, San José CA 95113-1905. This notice is in compliance with Sections 21108 and 21152 of the Public Resources Code.

Christopher Burton, Director
Planning, Building and Code Enforcement

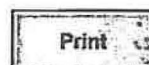
Date: April 9, 2025


Deputy

Environmental Project Manager: Tina Garg



State of California - Department of Fish and Wildlife
**2022 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT**
DFW 753.5a (REV. 01/01/22) Previously DFG 753.5a



RECEIPT NUMBER:

59 — 07/18/2022 — 077

STATE CLEARINGHOUSE NUMBER (If applicable)

2021020002

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

California Energy Commission

LEAD AGENCY EMAIL

DATE

07/18/2022

COUNTY/STATE AGENCY OF FILING

OPR/SCH

DOCUMENT NUMBER

PROJECT TITLE

San Jose Data Center

PROJECT APPLICANT NAME

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)

\$3,539.25

\$

3,539.25

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,548.00

\$

0.00

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

\$1,203.25

\$

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

\$

3,539.25

SIGNATURE

X

Meng Heu

Digitally signed by Meng
Heu
Date: 2022.07.18
14:53:50 -07'00'

AGENCY OF FILING PRINTED NAME AND TITLE

SCH



State of California - Department of Fish and Wildlife
2022 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
DFW 753.5a (REV. 01/01/22) 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 amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify 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 1 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

DOCKETED

Docket Number:	19-SPPE-04
Project Title:	SJ2
TN #:	244111
Document Title:	Environmental Document Filing Fees Cash Receipt
Description:	N/A
Filer:	Lisa Worrall
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	7/18/2022 3:21:48 PM
Docketed Date:	7/18/2022



State of California - Department of Fish and Wildlife
2025 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
DFW 753.5a (REV. 01/01/25) Previously DFG 753.5a

RECEIPT NUMBER:
ENV25567
STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF SAN JOSE	LEAD AGENCY EMAIL TINA-GARG@SANJOSECA.GOV	DATE 04/10/2025
COUNTY/STATE AGENCY OF FILING SANTA CLARA		DOCUMENT NUMBER
PROJECT TITLE SAN JOSE DATA CENTER PROJECT-ADDENDUM TO FINAL EIR		

PROJECT APPLICANT NAME MICROSOFT CORPORATION (ATTN: PETER)	PROJECT APPLICANT EMAIL PWITTERS@MICROSOFT.COM	PHONE NUMBER (425) 703-3772
PROJECT APPLICANT ADDRESS 1 MICROSOFT WAY	CITY REDMOND	STATE WA
		ZIP CODE 98052

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)	\$4,123.50	\$	
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,968.75	\$	
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,401.75	\$	
<input type="checkbox"/> Exempt from fee			
<input type="checkbox"/> Notice of Exemption (attach)			
<input checked="" 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 \$ 50.00

SIGNATURE X <i>Dominguez</i>	AGENCY OF FILING PRINTED NAME AND TITLE Fraulein Dominguez, Deputy County Clerk-Recorder
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