

NOTICE OF DETERMINATION

Public Agency:

Santa Clara Valley Water District
 5750 Almaden Expressway
 San Jose, CA 95118
 (408) 265-2600

Lead Agency:

City of San Jose
 Department of Planning, Building and Code Enforcement
 200 East Santa Clara Street, 3rd Floor Tower
 San Jose, CA 95113-1905
 Reema Mahamood, (408) 535-6872

Office of Planning and Research
 1400 Tenth Street, Room 121
 Sacramento, CA 95818

County of Santa Clara
 Clerk-Recorder's Office, Business Division
 110 West Tasman Drive, First Floor
 San Jose, CA 95134

Subject: *Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resource Code.*

Contact Person: Nick Mascarello	Telephone No: (408) 630-3147	State Clearinghouse No: 2023060277
Project Title: Emergency Interim Housing Programs		
Project Location: APNs 458-16-035 and 458-14-032. An undeveloped 2.52 acre lot along Cherry Avenue, north of State Route 85 and the Guadalupe Percolation Ponds, and adjacent to Guadalupe River in the City of San Jose, Santa Clara County.		
<p>Project Description: The project would implement a program whereby the City would select up to 15 Emergency Interim Housing (EIH) sites in order to provide temporary housing and supportive services for individuals, couples, and families experiencing homelessness. Potential EIH sites would be selected based on guidelines established in accordance with requirements set forth by the State law, City Ordinance No. 30199, and project Siting Guidelines. The project would construct two-story modular buildings, each containing up to six units. Construction activities would last approximately 12 months per site and be limited to surface grading and utility trenching. An average EIH site size is typically two to three acres with a service population of approximately 50 to 200 individuals. The estimated average service population per site is expected to be 100 individuals. The expected minimum stay is four months with a maximum stay of 12 months.</p> <p>As part of its EIH Program, the City is now proposing the Cherry Avenue EIH Project (project) to develop and construct temporary housing facilities for individuals, couples, and families experiencing homelessness. The Cherry Avenue project site was selected as a potential location for development of EIH facilities using the site selection parameters associated with the EIH Program. The project would be located in San Jose on an undeveloped 2.52 acre lot owned by Valley Water along Cherry Avenue, north of State Route 85 and the Guadalupe Percolation Ponds, and adjacent to Guadalupe River. The City would install 12 single-story modular buildings, each containing residential units that would accommodate up to a total of 125 sleeping units. Site improvements would include installation of drainage/stormwater improvements, installation of utilities and sewer hookups, a guard shack, and an insert eradicator shed, along with communal spaces. Communal spaces would include restrooms and showers, storage facilities, dining areas, laundry facilities, and outdoor community space with a pet run and a smoking area. Case management and 24-hour security would be provided. The developed lot would have a perimeter fence around the entire site. All structures would be temporary. This EIH site is expected to be in operation for a maximum of 10 years or less depending upon need. After operations cease, all structures would be removed, and the project site would be returned to existing conditions to the extent feasible. This Notice of Determination is filed for Valley Water's approval of the Collaborative Use Agreement between Santa Clara Valley Water District and City of San Jose for the Cherry Avenue Emergency Interim Housing Project, which authorizes the City to develop and operate the EIH facilities on Valley Water owned property.</p>		

The Lead Agency, City of San Jose, adopted the Emergency Interim Housing Programs Final MND, adopted an MMRP, and approved the project per Resolution No. 2023-380 on October 24, 2023.

This is to advise that Valley Water, as a Responsible Agency, has considered the EIH Programs Final MND as prepared by the Lead Agency and has approved the above-described project on 9/19/2024 2024. Valley Water has made the following determinations regarding the above-described project:

1. The project will, will not, have a significant effect on the environment.
2. Environmental Impact Reports were prepared for this project pursuant to the provisions of CEQA.
 A Mitigated 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 program [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 provision of CEQA.

This is to certify that the Final MND and the records of project approval are available to the general public at the City of San Jose Department of Planning, Building and Code Enforcement located at 200 East Santa Clara Street, 3rd Floor Tower, San Jose, CA 95113-1905.

Copies of additional information regarding Valley Water's responsible agency environmental documentation and record of approval for the project may be examined at:

Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118

<p>DocuSigned by:  DFAA488CB212415... Rick L. Callender, Esq. Chief Executive Officer</p>	<p>Date: 9/19/2024</p>
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Regina Alcomendras

Santa Clara County

Clerk-Recorder

(408) 299-5688

<https://www.clerkrecorder.org>

Receipt: 23-163458

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$2,814.00
	# Pages	3
	Document #	ENV24834
	Document Info:	CITY OF SAN JOSE
	Filing Type	N
Total		\$2,814.00
Tender (Check)		\$2,814.00
Check #	5283387	
Paid By	City of San Jose	

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

RECEIPT NUMBER:
 43 — ENV24834 —
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF SAN JOSE	LEAD AGENCY EMAIL reema.mahamood@sanjoseca.gov	DATE 10/30/2023
COUNTY/STATE AGENCY OF FILING Santa Clara	DOCUMENT NUMBER	

PROJECT TITLE
 EMERGENCY INTERIM HOUSEING PROGRAMS

PROJECT APPLICANT NAME CITY OF SAN JOSE HOUSING DEPARTMENT	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 535-6872
PROJECT APPLICANT ADDRESS 200 EAST SANTA CLARA STREET	CITY SAN JOSE	STATE CA
		ZIP CODE 95113

PROJECT APPLICANT (Check appropriate box)

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

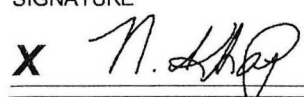
CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$3,839.25 \$ 0.00
- Mitigated/Negative Declaration (MND)(ND) \$2,764.00 \$ 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 \$ 50.00
- Other \$

PAYMENT METHOD:

- Cash Credit Check Other
- TOTAL RECEIVED** \$ 2,814.00 0.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Nina Khamphilath, Deputy County Clerk-Recorder
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SANTA CLARA COUNTY CLERK
CEQA FILING COVER SHEET

Santa Clara County - Clerk-Recorder Office
State of California

File Number: ENV24834

ENVIRONMENTAL FILING

No. of Pages: 3

Total Fees: \$2814.00

File Date: 10/30/2023

Expires: 11/29/2023

REGINA ALCOMENDRAS, Clerk-Recorder

By: Nina Khamphilath, 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):

1. LEAD AGENCY: City of san Jose
2. LEAD AGENCY EMAIL: reema.mahamood@sanjoseca.gov
3. PROJECT TITLE: Emergency Interim Housing Programs SCH# 2023060277
4. APPLICANT NAME: City of San Jose Housing Department PHONE: 408-535-6872
5. APPLICANT EMAIL: reema.mahamood@sanjoseca.gov
6. APPLICANT ADDRESS: 200 East Santa Clara Street, San Jose, CA 95113
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 No.: **ER22-198**

- County Clerk-Recorder
County of Santa Clara
70 W. Hedding St., San José, CA, 95110

- Office of Planning and Research
State of California
P.O. Box 3044, Sacramento, CA, 95812
State.Clearinghouse@opr.ca.gov

**NOTICE OF DETERMINATION
FOR A MITIGATED NEGATIVE DECLARATION FOR
THE EMERGENCY INTERIM HOUSING PROGRAMS PROJECT
SCH # 2023060277**

Lead Agency: City of San José

Project Applicant: City of San José Housing Department, 200 East Santa Clara Street, San José, CA 95113

Project Title: Emergency Interim Housing Programs

Project Description: The project would implement a program whereby the City would select up to 15 Emergency Interim Housing (EIH) sites in order to provide temporary housing and supportive services for individuals, couples, and families experiencing homelessness. Potential EIH sites would be selected based on guidelines established in accordance with requirements set forth by the State law, City Ordinance No. 30199, and project Siting Guidelines. The project would construct two-story modular buildings, each containing up to six units. Construction activities would last approximately 12 months per site and be limited to surface grading and utility trenching. An average EIH site size is typically two to three acres with a service population of approximately 50 to 200 individuals. The estimated average service population per site is expected to be 100 individuals. The expected minimum stay is four months with a maximum stay of 12 months.

Location: City-owned or City-leased sites Citywide. Individual sites will be selected based on guidelines established in accordance with requirements set forth by the State law and City Ordinance No. 30199.

Assessor's Parcel No: N/A

Council Districts: All

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 a Mitigated Negative Declaration (MND) for this project. An MND is a statement by the City that the project will not have a significant effect on the environment because the project will include mitigation measures that will reduce identified project

impacts to a less than significant level. The project site is not present on any list pursuant to Section 65962.5 of the California Government Code.

This is to advise that the City Council of the City of San José approved the above-described project on October 24, 2023 and the made the following determinations regarding such project:

1. The Initial Study and MND referenced above was prepared and completed for this project pursuant to and in compliance with the provisions of CEQA.
2. The Council has independently reviewed and analyzed the Initial Study and Mitigated Negative Declaration and other information in the record and has considered the information contained therein, prior to acting upon or approving the Project.
3. The Initial Study and Negative Declaration represents the independent judgment and analysis of the City of San José, as lead agency for the project.
4. Mitigation measures were identified for potential significant impacts for construction air quality, flood zones, and tribal cultural resources. The project would not result in significant impacts with implementation of these mitigation measures.
5. A Mitigation Monitoring and Reporting Program (MMRP) was prepared and adopted for this project.
6. Findings were made and adopted for this project pursuant to the provisions of CEQA.

The Mitigated Negative Declaration, supporting Initial Study 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: October 25, 2023

Tina Garg

Deputy

Environmental Project Manager: Reema Mahamood