

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk

County of: Santa Clara

County Clerk Recorder's Office

110 W. Tasman Dr, San Jose CA 95134

From: (Public Agency): City of Cupertino

10300 Torre Ave.

Cupertino, CA 95014

(Address)

Project Title: TR-2026-012

Project Applicant: Heather Sutton

Project Location - Specific:

10855 Sweet Oak St.

Project Location - City: Cupertino Project Location - County: Santa Clara

Description of Nature, Purpose and Beneficiaries of Project:

Tree Removal Permit for the removal and replacement of 3 Coast Redwoods (one 26", one 23" and one 28" diameter) which are protected Development trees located in the HOA-owned common area adjacent to a townhome residence at 10855 Sweet Oak Street within the Glencaks Park Villas HOA in Cupertino. Replacement trees will be two (2), 24-inch-box Magnolia grandiflora 'Little Gem' magnolia trees planted in Replacement Area A and four (4) 24-inch-box Lagerstroemia x 'Centennial Spirit' Crape Myrtle trees planted in Replacement Area B, as depicted on the replacement tree plan.

Name of Public Agency Approving Project: City of Cupertino

Name of Person or Agency Carrying Out Project: Heather Sutton (westvalleyarborists@gmail.com)

Exempt Status: (check one):

☐ Ministerial (Sec. 21080(b)(1); 15268);

☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));

☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));

☒ Categorical Exemption. State type and section number: Class 4, Section 15304

☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt:

Staff has found the project consistent with CMC 14.18.180(A)(1) that all three Coast Redwoods "can cause potential damage to existing or proposed essential structures, or interferes with private on-site utility services and cannot be controlled or remedied through reasonable relocation or modification of the structure or utility services." and with CMC 14.18.180(A)(3), "That the protected tree(s) are a detriment to the subject property and cannot be adequately supported according to good urban forestry practices due to the overplanting or overcrowding of trees on the subject property." The City's consultant arborist's report states that, "the trees have damaged the garage foundation and will likely interfere with private on-site utilities."

Lead Agency

Contact Person: Catherine Tarone

Area Code/Telephone/Extension: 408-777-3297

If filed by applicant:

1. Attach certified document of exemption finding.

2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: Catherine Tarone

Date: 6/25/2026

Title: Permit Technician

• Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____