

## NOTICE OF DETERMINATION

**TO:** Office of Planning and Research  
P.O. Box 3044  
Sacramento, CA 95812-3044

**FROM:** CalRecycle  
P.O. Box 4025  
Sacramento, CA, 95812-4025

**SUBJECT:** Filing Notice of Determination in compliance with Public Resource Code § 21108(a) and Title 14, California Code of Regulations § 15096(i).

Concurrence in the Issuance of a Revised Solid Waste Facilities Permit for Zero Waste Energy Development Company (ZWED) in City of San Jose, SWIS No. 43-AN-0033

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Project Title

SCH No: 2011042023	Eric Kiruja	916-341-6427
State Clearinghouse Number	Project Contact Person	Area Code/Number

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685 Los Esteros Road, San Jose CA 95134

Project Location

Revised Solid Waste Facilities Permit will allow:

- An increase to the permitted maximum tonnage from 500 tons per day to 650 tons per day;
- An increase to the permitted hours of operation from 24 Hours per day, 7 days per week, 8:00 a.m. to 6:00 p.m. to 24 Hours per day, 7 days per week, 3:00 a.m. to 6:00 p.m.;
- Permitted Operations are changing from "Composting" to "In-Vessel Digestion" in order to comply with the California Code of Regulations, Title 14, Chapter 3.2 effective January 1, 2016.

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Project Description

This is to advise that CalRecycle, acting as a Responsible Agency, approved the above named project on July 1, 2019, and has made the following determinations regarding the above described project:

1. The project [ will  will not] have a significant effect on the environment.
2.  An Environmental Impact Report as prepared by the Lead Agency was considered.  
 A Mitigated Negative Declaration as prepared by the Lead Agency was considered.
3. Mitigation Measures [ were  were not] made a condition of the approval of the project.
4. The Lead Agency [ adopted  did not adopt] a Statement of Overriding Considerations.

This is to certify that the record of project approval by CalRecycle is available to the general public at: Custodian of Records, CalRecycle, Attn: Legal Office, 1001 I Street, P.O. Box 4025, Sacramento, CA 95812-4025

Eric Kiruja.

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Eric Kiruja  
Permitting & Assistance Branch  
Waste Permitting, Compliance, and Mitigation Division  
Department of Resources Recycling and Recovery - CalRecycle

July 2, 2019

Governor's Office of Planning & Research

JUL 09 2019

STATE CLEARINGHOUSE