

**NOTICE OF AVAILABILITY OF  
A DRAFT SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT (EIR)  
AND PUBLIC COMMENT PERIOD**

A Draft Supplemental Environmental Impact Report (Draft SEIR) for the Fountain Alley Mixed-Use Project is available for public review.

**Project Description:** The 1.25-acre project site is currently developed with a surface-level parking lot and is listed as a non-contributing parcel within the San José Downtown Commercial Historic District. The project proposed to construct a 21-story curvilinear mixed-use building with up to 194 dwelling units, approximately 31,959 square feet of ground floor retail, and 405,924 square feet of office space. The building would have a maximum height of 267 feet to the top of the roof and 289 feet to the top of the mechanical penthouse. Parking would be provided in a four-level, below-grade parking garage containing up to 292 parking stalls. As proposed, construction would take place six days a week, Monday through Saturday, (7:00 AM to 10:00 PM Mondays through Fridays; 7:00 AM to 7:00 PM on Saturdays) for approximately 34 months.

**Location:** West of Second Street, between East Santa Clara Street and West San Fernando Street, in the Fountain Alley area of downtown San José. (Assessor Parcel Number [APN] 467-22-121).

**Council District:** 3

**File Nos.:** H20-037/ER20-242

The proposed project will have potentially significant environmental effects with regard to air quality, biological, cultural resources (historic and archeological resources), hazardous materials, and noise. The California Environmental Quality Act (CEQA) requires this notice to disclose whether any listed toxic sites are present at the project location. The project location is not included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

The Draft EIR and documents referenced in the Draft EIR are available for review online at the City of San José's "Active EIRs" website at [www.sanjoseca.gov/activeeirs](http://www.sanjoseca.gov/activeeirs) and are also available at the following locations:

Department of Planning, Building,  
and Code Enforcement  
200 East Santa Clara St., 3<sup>rd</sup> Floor  
San José, CA 95113  
(408) 535-3555

Dr. MLK Jr. Main Library  
150 E. San Fernando St.,  
San José, CA 95112  
(408) 277-4822

The public review period for this Draft EIR begins on **June 17, 2022 and ends on August 2, 2022**. Written comments must be received at the Planning Department by **5:00 p.m. on August 2, 2022**, in order to be addressed as part of the formal EIR review process. Comments and questions should be referred to Kara Hawkins in the Department of Planning, Building and Code Enforcement at 408-535-

7852, via e-mail: [Kara.Hawkins@sanjoseca.gov](mailto:Kara.Hawkins@sanjoseca.gov) or by regular mail at the mailing address listed for the Department of Planning, Building, and Code Enforcement, above (send to the attention of Kara Hawkins). For the official record, **please your written comment letter and reference File Nos. H20-037/ER20-242.**

Following the close of the public review period, the Director of Planning, Building, and Code Enforcement will prepare a Final Supplemental Environmental Impact Report that will include responses to comments received during the review period. At least ten days prior to the public hearing on the SEIR, the City's responses to comments received during the public review period will be available for review and will be sent to those who have commented in writing on the SEIR during the public review period.

Christopher Burton, Director  
Planning, Building and Code Enforcement

Date

  
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Deputy

6/16/22  
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