

Notice of Determination

Appendix D

To:
[] Office of Planning and Research
U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113 Sacramento, CA 95814

[] County Clerk
County of: Santa Clara
Address: 70 W. Hedding St. E. Wing, 1st Floor San Jose, CA 95110

From:
Public Agency: Santa Clara Valley Transport. Auth.
Address: 3331 North First Street, Building B-2 San Jose, CA 95134-1927
Contact: Christina Jaworski, Sr. Environ. Planner
Phone: (408) 321-5789

Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2001092014

Project Title: Eastridge to BART Regional Connector: Capitol Expressway Light Rail Project

Project Applicant: Santa Clara Valley Transportation Authority

Project Location (include county): Capitol Expwy (Capitol Ave-Quimby Rd), City of San Jose, Santa Clara County

Project Description:
The following changes to the approved project are proposed: extension of the aerial guideway to grade-separate the Ocala Ave and Cunningham Ave intersections; revisions to Capitol Expressway roadway lane configurations; modifications to Eastridge Station platforms and track; reduction in parking spaces at Eastridge Park-and-Ride lot; minor shift in the location and straightening of the Story Station pedestrian overcrossing; modification to Story Station pedestrian access; relocation of a construction staging area; relocation of PG&E electrical transmission facilities; and extension of construction duration and modification to the construction scenario.

This is to advise that the Santa Clara Valley Transportation Authority has approved the above ([] Lead Agency or [] Responsible Agency)

described project on 6/6/19 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 was prepared for this project pursuant to the provisions of CEQA.
[] A 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 plan [] 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 provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

Multiple locations including VTA, River Oaks Building B Lobby, 3331 North First Street, San Jose, CA. 95134

Signature (Public Agency): [Signature] Title: MANAGER - ENV. PROGRAMS

Date: 6/7/19 Date Received for filing at OPR:

Governor's Office of Planning & Research

Authority cited: Sections 21083, Public Resources Code. Reference Section 21000-21174, Public Resources Code.

JUN 07 2019 Revised 2011

STATE CLEARINGHOUSE

County of Santa Clara
Office of the County Clerk-Recorder
Business Division



County Government Center
70 West Hedding Street, E. Wing, 1st Floor
San Jose, California 95110 (408) 299-5688

File Number: ENV22225

ENVIRONMENTAL FILING

No. of Pages: 1

Total Fees: \$3321.00

File Date: 06/07/2019

Expires: 07/07/2019

REGINA ALCOMENDRAS, Clerk-Recorder
By: Venessa Reed, Deputy Clerk-Recorder

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: Santa Clara Valley Transportation Authority
2. PROJECT TITLE: Eastridge to BART Regional Connector - Capitol Expressway Light Rail
3. APPLICANT NAME: Santa Clara Valley Transportation Authority PHONE: 408-321-5789
4. APPLICANT ADDRESS: 3331 North First Street, Bldg. B-2, San Jose, CA 95134-1927
5. PROJECT APPLICANT IS A: Local Public Agency School District Other Special District State Agency Private Entity
6. NOTICE TO BE POSTED FOR 30 DAYS.
7. CLASSIFICATION OF ENVIRONMENTAL DOCUMENT

a. PROJECTS THAT ARE SUBJECT TO DFG FEES

- | | | |
|---|-------------|--------------------|
| <input checked="" type="checkbox"/> 1. <u>ENVIRONMENTAL IMPACT REPORT</u> (PUBLIC RESOURCES CODE §21152) | \$ 3,271.00 | \$ <u>3,271.00</u> |
| <input type="checkbox"/> 2. <u>NEGATIVE DECLARATION</u> (PUBLIC RESOURCES CODE §21080(C)) | \$ 2,354.75 | \$ <u>0.00</u> |
| <input type="checkbox"/> 3. <u>APPLICATION FEE WATER DIVERSION</u> (STATE WATER RESOURCES CONTROL BOARD ONLY) | \$ 850.00 | \$ <u>0.00</u> |
| <input type="checkbox"/> 4. <u>PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS</u> | \$ 1,112.00 | \$ <u>0.00</u> |
| <input checked="" type="checkbox"/> 5. <u>COUNTY ADMINISTRATIVE FEE</u> (REQUIRED FOR a-1 THROUGH a-4 ABOVE)
Fish & Game Code §711.4(e) | \$ 50.00 | \$ <u>50.00</u> |

b. PROJECTS THAT ARE EXEMPT FROM DFG FEES

- | | | |
|---|----------|----------------|
| <input type="checkbox"/> 1. NOTICE OF EXEMPTION (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED) | \$ 50.00 | \$ <u>0.00</u> |
| <input type="checkbox"/> 2. A COMPLETED "CEQA FILING FEE NO EFFECT DETERMINATION FORM" FROM THE DEPARTMENT OF FISH & GAME, DOCUMENTING THE DFG'S DETERMINATION THAT THE PROJECT WILL HAVE NO EFFECT ON FISH, WILDLIFE AND HABITAT, OR AN OFFICIAL, DATED RECEIPT / PROOF OF PAYMENT SHOWING PREVIOUS PAYMENT OF THE DFG FILING FEE FOR THE "SAME PROJECT IS ATTACHED (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED) | | |
| DOCUMENT TYPE: <input type="checkbox"/> ENVIRONMENTAL IMPACT REPORT <input type="checkbox"/> NEGATIVE DECLARATION | \$ 50.00 | \$ <u>0.00</u> |

c. NOTICES THAT ARE NOT SUBJECT TO DFG FEES OR COUNTY ADMINISTRATIVE FEES

- | | | | |
|--|---|--------|------------------|
| <input type="checkbox"/> NOTICE OF PREPARATION | <input type="checkbox"/> NOTICE OF INTENT | NO FEE | \$ <u>NO FEE</u> |
|--|---|--------|------------------|

8. OTHER: _____ FEE (IF APPLICABLE): \$ _____

9. TOTAL RECEIVED..... \$ 3,321.00

*NOTE: "SAME PROJECT" MEANS NO CHANGES. IF THE DOCUMENT SUBMITTED IS NOT THE SAME (OTHER THAN DATES), A "NO EFFECT DETERMINATION" LETTER FROM THE DEPARTMENT OF FISH AND GAME FOR THE SUBSEQUENT FILING OR THE APPROPRIATE FEES ARE REQUIRED.

THIS FORM MUST BE COMPLETED AND ATTACHED TO THE FRONT OF ALL CEQA DOCUMENTS LISTED ABOVE (INCLUDING COPIES) SUBMITTED FOR FILING. WE WILL NEED AN ORIGINAL (WET SIGNATURE) AND TWO (2) COPIES. IF THERE ARE ATTACHMENTS, PLEASE PROVIDE THREE (3) SETS OF ATTACHMENTS FOR SUBMISSION. (YOUR ORIGINAL WILL BE RETURNED TO YOU AT THE TIME OF FILING.)

CHECKS FOR ALL FEES SHOULD BE MADE PAYABLE TO: SANTA CLARA COUNTY CLERK-RECORDER

PLEASE NOTE: FEES ARE ANNUALLY ADJUSTED (Fish & Game Code §711.4(b)); PLEASE CHECK WITH THIS OFFICE AND THE DEPARTMENT OF FISH AND GAME FOR THE LATEST FEE INFORMATION.

"... NO PROJECT SHALL BE OPERATIVE, VESTED, OR FINAL, NOR SHALL LOCAL GOVERNMENT PERMITS FOR THE PROJECT BE VALID, UNTIL THE FILING FEES REQUIRED PURSUANT TO THIS SECTION ARE PAID." Fish & Game Code §711.4(c)(3)



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

Receipt: 19-111307

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$3,321.00
	# Pages	1
	Document #	ENV22225
	Document Info:	SANTA CLARA VALLEY TRANSPORTATION AUTHORITY
	Filing Type	I
Total		\$3,321.00
Tender (Check)		\$3,271.00
Check #	0219900	
Paid By	VALLEY TRANSPORTATION AUTHORITY	
Tender (Check)		\$50.00
Check #	2679	
Paid By	CHRISTINA AND THEODORE JAWORSKI	

PLEASE KEEP FOR REFERENCE

6/7/19 8:24 AM vreed



State of California - Department of Fish and Wildlife
2019 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (REV. 12/01/18) Previously DFG 753.5a

RECEIPT NUMBER: ENV22225
STATE CLEARINGHOUSE NUMBER (if applicable) 2001092014

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY SANTA CLARA VALLEY TRANSPORTATION	LEAD AGENCY EMAIL	DATE 06/07/2019
COUNTY/STATE AGENCY OF FILING SANTA CLARA		DOCUMENT NUMBER

PROJECT TITLE
 EASTRIDGE TO BART REGIONAL CONNECTOR - CAPITOL EXPRESSWAY LIGHT RAIL

PROJECT APPLICANT NAME SANTA CLARA VALLEY TRANSPORTATION	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 321-5789
PROJECT APPLICANT ADDRESS 3331 NORTH FIRST STREET, BLDG B-2	CITY SAN JOSE	STATE CA
		ZIP CODE 951341927

PROJECT APPLICANT (Check appropriate box)

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

CHECK APPLICABLE FEES:

<input checked="" type="checkbox"/> Environmental Impact Report (EIR)	\$3,271.00	\$	\$3,271.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,354.75	\$	
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,112.00	\$	
<input type="checkbox"/> Exempt from fee			
<input type="checkbox"/> Notice of Exemption (attach)			
<input 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 \$ 3,321.00

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