



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

Receipt: 22-213469

Product
CEQA

Name
ENVIRONMENTAL FILING

Pages
Document #
Document Info:
Filing Type

12/12/2022 03:06 PM PST

SANTA CLARA COUNTY RECORDER
 70 WEST HEDDING STREET
 SAN JOSE, CA 95110

TERMINAL NAME: E8699316

ORDER# 154123480

Extended
\$3,589.25
2
ENV24313
Y OF CUPERTINO
1

Total
Tender (Credit Card)
Paid By CITY OF CUPERTINO
Tracking # 154123480

PURCHASE

COUNTER PAYMENT \$3589.25
 AGENCY SUBTOTAL: \$3589.25
 LEXISNEXIS SERVICE FEE: \$2.50
 TOTAL USD: \$3591.75

\$3,589.25
\$3,589.25

CARD #: 0363 VISA
 PAYMENT: CREDIT CHIP READ-CONTACT
 MODE: ISSUER
 AUTH CODE: 022807
 VAL CODE: M2PH
 TRAN REF #: 462346831901836
 REC #: 0008
 APP LABEL: VISA CREDIT
 CVM: NO SIG REQUIRED
 AID: A00000003101001
 ARQC: FB06E5D281D0731C
 AMOUNT: \$3591.75

*** CARD APPROVED ***

AMOUNT PAID:
\$3591.75

I AGREE TO PAY ABOVE TOTAL AMOUNT
 ACCORDING TO CARD ISSUER AGREEMENT
 (MERCHANT AGREEMENT IF CREDIT VOUCHER)

RETAIN THIS COPY FOR
 STATEMENT VERIFICATION

CUSTOMER COPY

PLEASE KEEP FOR R

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: ENV24313

ENVIRONMENTAL FILING
No. of Pages: 2
Total Fees: \$3589.25
File Date: 12/12/2022
Expires: 01/11/2023

REGINA ALCOMENDRAS, Clerk-Recorder
By: Corinne Vasquez, Deputy Clerk-Recorder

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: City of Cupertino
2. PROJECT TITLE: The Marina Plaza Project, Addendum No. 1
3. APPLICANT NAME: De Anza Venture, LLC PHONE: 408-777-3308
4. APPLICANT ADDRESS: 10145 De Anza Boulevard and 10118 to 10122 Bandy Drive Cupertino, CA 95014
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)	\$ 3,539.25	\$ <u>3,539.25</u>
<input type="checkbox"/> 2. <u>NEGATIVE DECLARATION</u> (PUBLIC RESOURCES CODE §21080(C))	\$ 2,548.00	\$ <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>	\$ 1,203.25	\$ <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>
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8. OTHER: _____ FEE (IF APPLICABLE): \$ _____

9. TOTAL RECEIVED..... \$ 3,589.25

*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)



State of California - Department of Fish and Wildlife
2022 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/22) Previously DFG 753.5a

RECEIPT NUMBER: ENV24313
STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF CUPERTINO	LEAD AGENCY EMAIL	DATE 12/12/2022
COUNTY/STATE AGENCY OF FILING SANTA CLARA	DOCUMENT NUMBER	

PROJECT TITLE
THE MARINA PLAZA PROJECT, ADDENDUM NO. 1

PROJECT APPLICANT NAME DE ANZA VENTURE, LLC	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 777-3308
PROJECT APPLICANT ADDRESS 10146 DE ANZA BOULEVARD AND 10118 TO 10122	CITY CUPERTINO	STATE CA
		ZIP CODE 95014

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)	\$3,539.25	\$	\$3,539.25
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,548.00	\$	
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,203.25	\$	
<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 \$ 3,589.25

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE Corinne Vasquez, Deputy County Clerk-Recorder
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NOTICE OF DETERMINATION (NOD)

To:

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

County Clerk
County of: Santa Clara
Street Address: 70 West Hedding Street
San Jose, CA 95110

From:

Public/Lead Agency: City of Cupertino
Address: 10300 Torre Avenue
Cupertino, CA 95014-3255
Contact: Gian Martire, Senior Planner
Phone: 408-777-3319

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

State Clearinghouse Number (if submitted to State Clearinghouse): 2016052006
Project Title: Addendum No. 1 (Addendum) to the Marina Plaza Project Initial Study and Mitigated Negative Declaration

Project Location (include county): 10145 De Anza Boulevard, Assessor's Parcel Number (APN) 326-34-043, 10118 to 10122 Bandle Drive, APN 326-34-066, Cupertino, Santa Clara County.

Project Description: De Anza Venture, LLC, the project Applicant, proposes the approved Marina Plaza Mixed-Use Project, which would demolish two existing commercial buildings totaling approximately 49,140 square feet on a 5.12-acre site and redevelop the project site with three mixed-use buildings with 41,589 square feet of commercial space and 206 residential units. The buildings range from four to five stories, each with one level of underground parking at the basement levels. The maximum height of these buildings range from 50 feet to 64 feet at the tallest points. The proposed project would provide 608 vehicular parking stalls, including 262 electric vehicle parking spaces, and 194 bicycle parking stalls, and both private and common open space areas.

This is to advise that the City of Cupertino as the Lead Agency for the above-described project has made the following determinations regarding the above-described project:

1. No further environmental review is required for the approved Marina Plaza Mixed-Use Project.
2. The proposed modifications to the original project described and approved in the approved IS/MND in September 2016 (2016 IS/MND), as analyzed in the Addendum to the IS/MND approved on December 6, 2022, will result in no new significant adverse effects or substantially increase the severity of significant effects previously identified in the 2016 IS/MND.
3. The mitigation measures that were adopted and incorporated into the project analyzed in the 2016 IS/MND will remain in effect unless otherwise replaced with the Standard Environmental Protection Requirements codified in Cupertino Municipal Code Chapter 17.04 that was approved following the approval of the 2016 IS/MND and identified in the Addendum approved on December 6, 2022. No new or modified mitigation measures were identified in the Addendum.
4. A Statement of Overriding Considerations was not made at the time of approval of the project analyzed in the 2016 IS/MND, and no such statement is required now.

This is to certify that the Addendum to the 2016 IS/MND with comments and responses and record of project approval is available to the General Public at: City of Cupertino, Department of Community Development, 10300 Torre Avenue, Cupertino, CA 95014

Signature (Public Agency):  Title: Senior Planner

Date: December 7, 2022 Date received for filing at OPR: December 9, 2022