



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: ENV22709
STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY UNION SCHOOL DISTRICT	LEAD AGENCY EMAIL	DATE 04/22/2020
COUNTY/STATE AGENCY OF FILING SANTA CLARA	DOCUMENT NUMBER	

PROJECT TITLE
UNION MIDDLE SCHOOL GYMNASIUM ROOF REPLACEMENT PROJECT

PROJECT APPLICANT NAME UNION SCHOOL DISTRICT	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 377-8010
PROJECT APPLICANT ADDRESS 5175 UNION AVE	CITY SAN JOSE	STATE CA95124
		ZIP CODE

PROJECT APPLICANT (Check appropriate box)

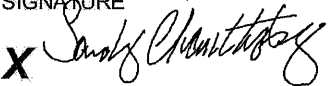
Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$3,271.00 \$ _____
- Mitigated/Negative Declaration (MND)(ND) \$2,354.75 \$ _____
- Certified Regulatory Program (CRP) document - payment due directly to CDFW \$1,112.00 \$ _____
- Exempt from fee
 - Notice of Exemption (attach)
 - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)
- Water Right Application or Petition Fee (State Water Resources Control Board only) \$850.00 \$ _____
- County documentary handling fee \$ _____ \$50.00
- Other \$ _____

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other
- TOTAL RECEIVED** \$ _____ \$50.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Sandy Chanthasy, Deputy County Clerk-Recorder
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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: ENV22709

ENVIRONMENTAL FILING

No. of Pages: 4

Total Fees: \$50.00

File Date: 04/22/2020

Expires: 05/27/2020

REGINA ALCOMENDRAS, Clerk-Recorder
By: Sandy Chanthasy, Deputy Clerk-Recorder

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

- 1. LEAD AGENCY: Union School District
- 2. PROJECT TITLE: Union Middle School Gymnasium Roof Replacement Project
- 3. APPLICANT NAME: Union School District PHONE: (408) 377-8010
- 4. APPLICANT ADDRESS: 5175 Union Ave, San Jose, CA 95124
- 5. PROJECT APPLICANT IS A: Local Public Agency School District Other Special District State Agency Private Entity
- 6. NOTICE TO BE POSTED FOR 35 DAYS.
- 7. CLASSIFICATION OF ENVIRONMENTAL DOCUMENT

a. PROJECTS THAT ARE SUBJECT TO DFG FEES

<input type="checkbox"/> 1. ENVIRONMENTAL IMPACT REPORT (PUBLIC RESOURCES CODE §21152)	\$ 3,343.25	\$ <u>0.00</u>
<input type="checkbox"/> 2. NEGATIVE DECLARATION (PUBLIC RESOURCES CODE §21080(C))	\$ 2,408.75	\$ <u>0.00</u>
<input type="checkbox"/> 3. APPLICATION FEE WATER DIVERSION (STATE WATER RESOURCES CONTROL BOARD ONLY)	\$ 850.00	\$ <u>0.00</u>
<input type="checkbox"/> 4. PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS	\$ 1,136.50	\$ <u>0.00</u>
<input type="checkbox"/> 5. COUNTY ADMINISTRATIVE FEE (REQUIRED FOR a-1 THROUGH a-4 ABOVE) Fish & Game Code §711.4(e)	\$ 50.00	\$ <u>0.00</u>

b. PROJECTS THAT ARE EXEMPT FROM DFG FEES

<input checked="" type="checkbox"/> 1. NOTICE OF EXEMPTION (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED)	\$ 50.00	\$ <u>50.00</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..... \$ 50.00

*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)

(Fees Effective 01-01-2020)

2020050011

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
70 W. Hedding Street
San Jose, CA 95110

From: (Public Agency): Union School District
5175 Union Avenue
San Jose, CA 95124
(Address)

Project Title: Union Middle School Gymnasium Roof Replacement Project

Project Applicant: Union School District

Project Location - Specific:
2130 Los Gatos Almaden Rd in San Jose, CA 95124

Project Location - City: San Jose Project Location - County: Santa Clara

Description of Nature, Purpose and Beneficiaries of Project:
Existing gymnasium roof (67x 110'; 7370 sq. ft.) will be replaced. Students and staff at the school will benefit from this project.

Name of Public Agency Approving Project: Union School District

Name of Person or Agency Carrying Out Project: Ms. Rita Sohal, Assistant Superintendent

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: Sections 15301
Statutory Exemptions. State code number: CEQA General Exemption Section 15061(b)(3)

Reasons why project is exempt:

All work would be repairs/renovations to an existing school building. No capacity expansion or changes in uses are proposed.

Lead Agency
Contact Person: Ms. Rita Sohal, Asst. Sup. Bus Area Code/Telephone/Extension: 408-377-8010

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: [Handwritten Signature] Date: 3/11/2020 Title: Asst. Sup. Business Svcs.

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: Governor's Office of Planning & Research

APR 29 2020
STATE CLEARINGHOUSE

UNION MIDDLE SCHOOL GYMNASIUM ROOF REPLACEMENT PROJECT
CEQA NOTICE OF EXEMPTION DISCUSSION

Project Description

Existing Facilities

Union Middle School, located at 2130 Los Gatos Almaden Road in San Jose, CA 95124 in San Jose is owned and operated by the Union School District. Union Middle School is in a residential neighborhood. There are sidewalks and chain-link fencing separating the school from multi-family dwelling units along Pinehurst Avenue on the east side of the school. There are also single-family homes adjacent to the school on the east and south sides of the campus. The gymnasium site is in the central part of the campus, and faces Taft Drive.

Proposed Project

The proposed Union Middle School Gymnasium Roof Replacement project would consist of replacing the composition shingle roof on the school gymnasium (67x 110'; 7370 sq. ft).

The project would be constructed in the summer of 2020, with a proposed 4-week construction period between late May and early August.

The purpose of the project would be to replace roofing that has deteriorated over its lifetime.

Categorical Exemption Analysis

Class 1 Exemption

The CEQA Class 1 Exemption (Class 1-Existing Facilities [CEQA Guidelines, Section 15301]) applies to repairs and renovation of existing facilities. The proposed re-roofing would qualify as repairs and renovation. Therefore, this exemption would apply.

Analysis of Possible Exceptions to Class 1 Exemption

The exemptions are subject to the following exceptions:

- **Cumulative Impact.** This exception would apply if the project were to contribute to significant impacts to a resource in combination with other proposed new development nearby. The project area is a developed residential neighborhood, and, based on a review of the San Jose Planning Division's Development Monitoring GIS database (December 18, 2019), no development has been identified that, in combination with project impacts, could result in significant cumulative impacts.

No other such new development is proposed at the school or in the neighborhood, so this exception would not apply.

- **Scenic Highways.** This exception would apply if the project were to result in damage to scenic resources within a scenic highway corridor. The project site is not within the viewshed of a State Scenic Highway. Union Middle School is not adjacent to or visible from any scenic highway. Therefore, it would not affect any scenic resources connected with a designated scenic highway.
- **Hazardous Waste Sites.** This exception would apply if the project were to be located on a hazardous waste site listed pursuant to California Government Code Section 65962.5. A search of the State Envirostor database conducted on December 18, 2019, found no listed hazardous wastes sites on or near the school site. (https://www.envirostor.dtsc.ca.gov/public/map/?global_id=21880002)
- **Historical Resources.** This exception would apply if the project were to potentially significantly adversely affect an historical resource. The proposed project includes no changes to the existing school buildings other than replacement of existing roofing with similar roofing, and therefore would not have the potential to adversely affect any historical resources.
- **Significant Effect.** The exception would apply if the project would have the potential for a significant effect to the environment due to unusual circumstances. Unusual circumstances may include historic structures, hazardous materials contamination, protected species or habitats, and other similar conditions. There are no unusual circumstances on the site and there is no potential for significant effect, therefore this exception would not apply.

General Rule Exemption

Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to environmental review. In such cases, the activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. (See CEQA Guidelines Section 15061(b)(3)). As described above, the proposed project does not have the potential to result in a significant impact to the physical environment. Therefore, this exemption would apply.

Conclusions

As discussed above, the project is within the parameters of the Class 1 Categorical Exemption and the General Rule Exemption. Further, as detailed above, none of the exceptions to this exemption would apply. Therefore, this exemption would apply to the proposed project.