

File Number: **PDC18-025**

County Clerk-Recorder  
County of Santa Clara  
70 W. Hedding St., San José, CA, 95110

Office of Planning and Research  
State of California  
P.O. Box 3044, Sacramento, CA, 95812

**NOTICE OF DETERMINATION  
FOR A MITIGATED/NEGATIVE DECLARATION**

**Lead Agency:** City of San José Department of Planning, Building and Code Enforcement

**Project Applicant:** Urbanco-Tamien LLC, Attention: Susan Mineta, 94 West Santa Clara Street, Suite 600, San Jose, CA 95113

**Project Title:** Tamien Station Transit-Oriented Development

**Project Description:** The project is a Planned Development Rezoning from the A(PD) Planned Development Zoning District to the R-M(PD) Planned Development Zoning District to allow up to 569 multi-family residential dwelling units (434 Market Rate and 135 Affordable units) and commercial or childcare facility up to 3,000 square feet on an approximately 6.96-gross acre site.

**Location:** 1197 Lick Avenue, between the Tamien Transit Station and Lick Avenue, in central San José

**Assessor's Parcel No:** 434-13-040

**Council District:** 3

The City has performed environmental review on this project. Environmental review examines the nature and extent of any adverse effects on the environment that could occur if a project is approved and implemented. Based on the review, the City has prepared a Mitigated/Negative Declaration for this project. A Mitigated/Negative Declaration is a statement by the City that the project will not have a significant effect on the environment if protective measures (mitigation measures) are included in the project.

This is to advise that the City Council of the City of San Jose approved the above-described project on **June 9, 2020** and made the following determinations regarding such project:

1. An Initial Study and Mitigated/Negative Declaration referenced above was prepared and completed for this project pursuant to and in compliance with the provisions of CEQA.
2. The City Council of the City of San José has independently reviewed and analyzed the Initial Study and Mitigated Negative Declaration and other information in the record and has considered the information contained therein, prior to acting upon or approving the Project.

3. The Initial Study and Mitigated/Negative Declaration represents the independent judgment and analysis of the City of San José, as lead agency for the Project.
4. This project will not have a significant impact on the environment.
5. Mitigation measures were made a condition of approval of the project.
6. A “Mitigation Monitoring and Reporting Program” was adopted for this project.
7. Findings were made and adopted for this project pursuant to the provisions of CEQA.

The Initial Study, Mitigated Negative Declaration, Mitigation Monitoring and Reporting Program (MMRP), and the record of project approval may be examined at the City of San José, Department of Planning, Building and Code Enforcement, 200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower, San José CA 95113-1905. This notice is in compliance with Section 21108 and 21152 of the Public Resources Code.

Rosalynn Hughey, Director  
Planning, Building and Code Enforcement

Date: 06/10/2020

  
Deputy

Environmental Project Manager: Reema Mahamood