

- 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 Jose Department of Planning, Building and Code Enforcement

Project Applicant: Fielder Group (Attn: Aydin.Manouchehri); 299 Euclid Avenue, Pasadena, CA, 91101;
aydin.manouchehri@fieldergroup.com; (213) 381-3478

Project Title: 101 Bernal Road Hydrogen Fueling Project

Project Description: Planned Development Permit Amendment to allow the addition of two Hydrogen Fuel dispensers and construction of a 1,120 square foot equipment compound that will hold the storage and compression equipment needed for Hydrogen Fuel operation.

Location: The project is located on an approximately 1.21 gross acre site at 101 Bernal Road in San Jose.

Assessor's Parcel No: 706-01-085

Council District: 2

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 draft 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 Hearing Officer, on behalf of and delegated by the Director of Planning, Building and Code Enforcement, of the City of San Jose approved the above-described project on **September 16, 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 Hearing Officer, on behalf of and delegated by the Director of Planning, Building and Code Enforcement, 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 Jose, 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, 3rd Floor Tower, San José CA 95113-1905 and on www.sjpermits.org. This notice is in compliance with Section 21108 and 21152 of the Public Resources Code.

Rosalynn Hughey, Director
Planning, Building and Code Enforcement



Deputy

Date: 9/22/2020

Shannon Hill
Environmental Project Manager