

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

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: _____
2. PROJECT TITLE: _____
3. APPLICANT NAME: _____ PHONE: _____
4. APPLICANT ADDRESS: _____
5. PROJECT APPLICANT IS A: Local Public Agency School District Other Special District State Agency Private Entity
6. NOTICE TO BE POSTED FOR _____ DAYS.
7. **CLASSIFICATION OF ENVIRONMENTAL DOCUMENT**

a. PROJECTS THAT ARE SUBJECT TO DFG FEES

- | | | |
|---|----|----------|
| 1. <u>ENVIRONMENTAL IMPACT REPORT</u> (PUBLIC RESOURCES CODE §21152) | \$ | \$ _____ |
| 2. <u>NEGATIVE DECLARATION</u> (PUBLIC RESOURCES CODE §21080(C)) | \$ | \$ _____ |
| 3. <u>APPLICATION FEE WATER DIVERSION</u> (STATE WATER RESOURCES CONTROL BOARD ONLY) | \$ | \$ _____ |
| 4. <u>PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS</u> | \$ | \$ _____ |
| 5. <u>COUNTY ADMINISTRATIVE FEE</u> (REQUIRED FOR a-1 THROUGH a-4 ABOVE)
Fish & Game Code §711.4(e) | \$ | \$ _____ |

b. PROJECTS THAT ARE EXEMPT FROM DFG FEES

- | | | |
|--|-----------------------------|----------------------|
| 1. NOTICE OF EXEMPTION (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED) | \$ | \$ _____ |
| 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: | ENVIRONMENTAL IMPACT REPORT | NEGATIVE DECLARATION |
| | \$ | \$ _____ |

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

- | | | | | |
|-----------------------|------------------|--------|----------|--------|
| NOTICE OF PREPARATION | NOTICE OF INTENT | NO FEE | \$ _____ | NO FEE |
|-----------------------|------------------|--------|----------|--------|

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

9. TOTAL RECEIVED..... \$ _____

*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 01-01-2021)



NOTICE OF DETERMINATION

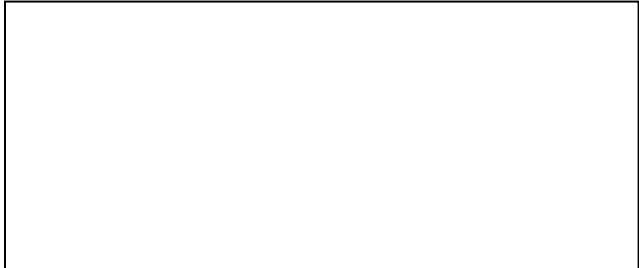
Date: May 27, 2021

File Number: 2019-7576

To: X County Clerk
Santa Clara County
70 West Hedding Street
San Jose, California 95110

FROM: Planning Division
City of Sunnyvale
P.O. Box 3707
Sunnyvale, California 94088-3707

- Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, California 95814



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

Project Title: 1139 Karlstad Drive Residential Condominium Project

N/A

State Clearinghouse Number Contact Person Telephone Number

Project Location (APN): The property is located at 1139 Karlstad Drive, APN 110-14-197

Project Description: Related applications on a 4.97-acre site:

- SPECIAL DEVELOPMENT PERMIT: to allow construction of 135 condominium units within 16, three to four-story buildings.
TENTATIVE PARCEL MAP: to create 135 condominiums.

This is to advise that the City of Sunnyvale has approved the above described project on May 24, 2021 and has made the following determination regarding the above described project:

- 1. The Project [] will [X] 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.
[X] A Mitigated Negative Declaration Addendum was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [X] were [] were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [X] was [] was not adopted for this project.
5. A statement of Overriding Considerations [] was [X] was not adopted for this project.
6. Findings [X] were [] were not made pursuant to the provisions of CEQA.

The Mitigated Negative Declaration Addendum and record of project approval is available to the general public at: Community Development Department, City Hall, 456 West Olive Avenue, Sunnyvale, California 94087.

Noren Caliva-Lepe

5/27/2021

Noren Caliva-Lepe, Principal Planner

Date

Date Received for Filing at OPR



Project Fish & Wildlife Fees were paid under a Notice of Determination for a 2017 Mitigated Negative Declaration (File # ENV21048)

- In 2017, a Mitigated Negative Declaration was adopted for a previously-approved 250-unit project (Special Development Permit # 2016-8065). Section 15164 of the Guidelines to the California Environmental Quality Act (CEQA Guidelines) provides that an agency may prepare an addendum to a previously-adopted MND if “only minor technical changes or additions are necessary or none of the conditions described in section 15162 calling for the preparation of a subsequent EIR or negative declaration have occurred.” Section 15162 requires an agency to prepare a subsequent negative declaration if “substantial changes” are proposed in the project that will require “major revisions” to the MND due to the involvement of “new significant environmental effects or the substantial increase in the severity of previously identified significant effects”.
- Due to the revised project scope, the City prepared an Addendum to the 2017 Initial Study and Mitigation Monitoring and Reporting Program (MMRP). The Addendum finds that the revised project would not create any significant environmental impacts with implementation of mitigation measures pertaining to construction emissions, vibration, and noise; nesting birds; archaeological and cultural resources; and potentially contaminated soil and groundwater. The Addendum concludes that the construction of the project, with incorporation of the mitigation measures identified in the 2017 MND, will not result in new significant impacts or a substantial increase in the severity of significant impacts than what were previously identified. Therefore, the City has approved the revised project based on the CEQA findings made in 2017 when the MND was adopted.
- The NOD for the 2017 MND was filed as shown in Attachment 1.
- As per Fish and Wildlife and California Code sections:
Only **one filing is required** for each project, even if **multiple notices of determination are filed for a project**, unless the project is tiered or phased or separate environmental documents are required [(Fish and Wildlife 711.4 (g); 14 California Code of Regulations 753.5 (e)(3)]. The fee must be paid with the **first notice of determination that is filed; the applicant must attach copies of the receipt** to any additional notices of determination required for the project [(14 California Code of Regulations 753.5 (e)(4)]. The County Clerks and Office of Planning and Research are required to maintain records of all environmental documents received, and remit the filing fees monthly to the Department of Fish and Wildlife [(Fish and Wildlife 7411.4 (e)(1)].

Santa Clara County - Clerk-Recorder Office
State of California

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: ENV21048

ENVIRONMENTAL FILING

No. of Pages: 3

Total Fees: \$2266.25

File Date: 08/18/2017

Expires: 09/17/2017

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

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

- 1. LEAD AGENCY: City of Sunnyvale
- 2. PROJECT TITLE: 1139 Karlstad Drive Residential Project
- 3. APPLICANT NAME: The Sobrato Organization PHONE: 408-446-0700
- 4. APPLICANT ADDRESS: 10600 N. De Anza Blvd, Suite 200, 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 type="checkbox"/> 1. ENVIRONMENTAL IMPACT REPORT (PUBLIC RESOURCES CODE §21152)	\$ 3,078.25	\$ <u>0.00</u>
<input checked="" type="checkbox"/> 2. NEGATIVE DECLARATION (PUBLIC RESOURCES CODE §21080(C))	\$ 2,216.25	\$ <u>2,216.25</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	\$ 1,046.50	\$ <u>0.00</u>
<input checked="" type="checkbox"/> 5. COUNTY ADMINISTRATIVE FEE (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..... \$ 2,266.25

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NOTICE OF DETERMINATION



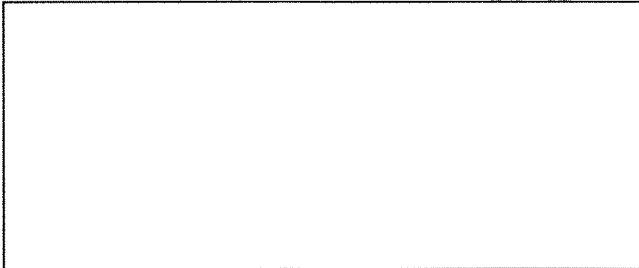
Date: August 18, 2017

File Number: 2016-8065

To: X County Clerk
Santa Clara County
70 West Hedding Street
San Jose, California 95110

FROM: Planning Division
City of Sunnyvale
P.O. Box 3707
Sunnyvale, California 94088-3707

Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, California 95814



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

Project Title: 1139 Karlstad Drive Residential Project

N/A
State Clearinghouse Number Contact Person Telephone Number

Project Description:

File #: 2016-8065
Location: 1139 Karlstad Drive (APN: 110-14-197)
Zoning: R-4/PD

Proposed Project:

SPECIAL DEVELOPMENT PERMIT: To demolish an existing 100,517 sq. ft. one-story industrial building and construct a four-story, 250-unit residential apartment building above a podium parking structure. The project proposes a State affordable housing and green building density bonus and includes 20 very low-income units.

Applicant / Owner: The Sobrato Organization (applicant/owner)

Environmental Review: Mitigated Negative Declaration

Project Planner: George Schroeder, (408) 730-7443, gschroeder@sunnyvale.ca.gov

This is to advise that the City of Sunnyvale has approved the above described project on April 18, 2017 and has made the following determination regarding the above described project:

- 1. The Project __ will X will not have a significant effect on the environment.
2. __ An Environmental Impact Report X A Mitigated Negative Declaration was prepared for this project pursuant to the provision of CEQA.
3. Mitigation measures X were __ were not made a condition of the approval of the project.
4. A statement of Overriding Considerations __ was X was not adopted for this project.
5. Findings X were __ were not made pursuant to the provisions of CEQA.

The Final Mitigated Negative Declaration and record of project approval is available to the general public at: Community Development Department, City Hall, 456 West Olive Avenue, Sunnyvale, California 94087.

Signature, Principal Planner

8.16.17
Date

Date Received for Filing at OPR:



MITIGATED NEGATIVE DECLARATION

This **Mitigated Negative Declaration** has been prepared in compliance with the provisions of the California Environmental Quality Act of 1970, as amended, and Resolution #118-04.

PROJECT TITLE:

1139 Karlstad Drive Residential Project

PROJECT DESCRIPTION AND LOCATION (APN):

File #: 2016-8065

Location: 1139 Karlstad Drive (APN: 110-14-197)

Zoning: R-4/PD

Proposed Project:

SPECIAL DEVELOPMENT PERMIT: To demolish an existing 100,517 sq. ft. one-story industrial building and construct a four-story, 250-unit residential apartment building above a podium parking structure. The project proposes a State affordable housing and green building density bonus and includes 20 very low-income units.

Applicant / Owner: The Sobrato Organization (applicant/owner)

Environmental Review: Mitigated Negative Declaration

Project Planner: George Schroeder, (408) 730-7443, gschroeder@sunnyvale.ca.gov


FINDINGS:

The Director of Community Development of the City of Sunnyvale, California, hereby determines that an environmental impact report is not required. There are sufficient environmental controls incorporated into the zoning regulations and conditions of approval to ensure no significant detrimental effect.

The above determination is based upon the initial study conducted in this matter and information provided by the applicant. The above determination is based on the fact that the use is in keeping with the adopted General Plan and Zoning Ordinance. There are also sufficient environmental controls incorporated in the Zoning regulations to ensure no significant detrimental effects by the proposed use. No endangered species are known to depend on this site for habitat.

This **Mitigated Negative Declaration** may be protested in writing by any person prior to **5:00 p.m. on Monday, September 18, 2017**. Such protest shall be filed in the Department of Community Development, 456 W. Olive Avenue, Sunnyvale and shall include a written statement specifying anticipated environmental effects which may be significant. A protest of a Mitigated Negative Declaration will be considered by the adopting authority, whose action on the protest may be appealed.

Circulated On August 18, 2017

Signed: 
George Schroeder, Senior Planner

Adopted On August 15, 2017

Verified: 
Geri Caruso, Principal Planner



2016 ENVIRONMENTAL FILING FEE CASH RECEIPT

DFW 753.5a (Rev. 12/15/15) Previously DFG 753.5a

RECEIPT NUMBER: ENV21048
STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF SUNNYVALE	LEAD AGENCY EMAIL	DATE 08/18/2017
COUNTY/STATE AGENCY OF FILING SANTA CLARA	DOCUMENT NUMBER	

PROJECT TITLE
1139 KARLSTAD DRIVE RESIDENTIAL PROJECT

PROJECT APPLICANT NAME THE SOBRATO ORGANIZATION	PROJECT APPLICANT EMAIL	PHONE NUMBER (408) 446-0700
PROJECT APPLICANT ADDRESS 10600 N. DE ANZA BLVD SUITE 200	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:

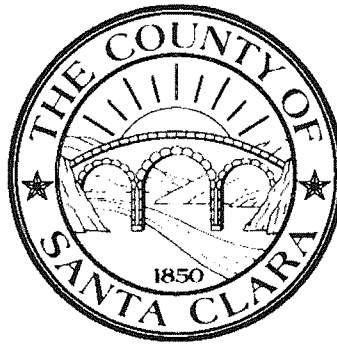
<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,070.00	\$	_____
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,210.25	\$	_____ \$2,216.25
<input type="checkbox"/> Certified Regulatory Program document (CRP)	\$1,043.75	\$	_____
<input type="checkbox"/> 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)			
<hr/>			
<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 \$ _____ \$2,266.25

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Sandy Chanthasy, Deputy County Clerk-Recorder
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Regina Alcomendras
Santa Clara County
Clerk-Recorder
(408) 299-5688
<https://www.sccgov.org>

Receipt: 17-173674

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$2,266.25
	# Pages	3
	Document #	ENV21048
	Document Info:	CITY OF SUNNYVALE
	Filing Type	N
Total		\$2,266.25
Tender (Check)		\$2,266.25
Check #	189032	
Paid By	thesobratoorganization	

PLEASE KEEP FOR REFERENCE