

**REVISED NOTICE OF AVAILABILITY OF
A DRAFT ENVIRONMENTAL IMPACT REPORT (EIR)
AND PUBLIC COMMENT PERIOD**

This Notice of Availability was revised to reflect the correct Project Description.

A Draft Environmental Impact Report (DEIR) for the Berryessa Mixed Use Development Project. The approximately 13-acre project site is located at 1655 Berryessa Road in the City of San José.

The applicant seeks to rezone the project site from the LI - Light Industrial Zoning District to a PD - Planned Development Zoning District. In addition, the applicant is seeking approval of a Planned Development Permit to develop up to 850 residential units and up to 480,000 square feet of commercial, and to create an approximately 0.9-acre open space area. A Vesting Tentative Map to merge three parcels into one; and re-subdivide the merged parcel into 35 lots; and create up to 590 condominium units and new streets is also included in the project. Under the project, the three existing industrial buildings and ancillary structures and parking lot would be demolished. Trees on the site would be removed and replaced.

Location: 1655 Berryessa Road, San José, CA 95131 (bounded by Bay Area Rapid Transit (BART)/Union Pacific Railroad (UPRR) tracks to the east, Berryessa Road, the San José Flea Market, and surface parking lot to the south, and residential uses to the west and north).

APN: 241-03-023, 241-03-024, and 241-03-025.

Council District: 4

File Nos.: PDC18-036/PD21-009/PT21-030/ER20-260

The proposed project will have potentially significant environmental effects with regard to air quality, biological resources, cultural resources, hazardous materials, noise and vibration, and tribal cultural resources. The California Environmental Quality Act (CEQA) requires this notice to disclose whether any listed toxic sites are present at the project location. The project location is contained in the Cortese List of toxic sites.

The Draft EIR and documents referenced in the Draft EIR are available for review online at the City of San José's "Active EIRs" website at www.sanjoseca.gov/activeeirs and are also available at the following locations:

Department of Planning, Building,
and Code Enforcement
200 East Santa Clara St., 3rd Floor
San José, CA 95113
(408) 535-3555

Dr. MLK Jr. Main Library
150 E. San Fernando St.,
San José, CA 95112
(408) 277-4822

Educational Park Branch Library
1772 Educational Park Dr, an Jose, CA
San José, CA 95112
(408) 808-3073

The public review period for this Draft EIR begins on **August 11, 2022 and ends on September 28, 2022**. Written comments must be received at the Planning Department by **5:00 p.m. on September 28,**



2022, in order to be addressed as part of the formal EIR review process. Comments and questions should be referred to **Tina Garg** in the Department of Planning, Building and Code Enforcement at 408-535-7895, via e-mail: Tina.Garg@sanjoseca.gov, or by regular mail at the mailing address listed for the Department of Planning, Building, and Code Enforcement, above (send to the attention of Cassandra van der Zweep). Written comments are preferred. For the official record, **when submitting your written comment letters, please reference File Nos. PDC18-036/PD21-009/PT21-030/ER20-260.**

Following the close of the public review period, the Director of Planning, Building, and Code Enforcement will prepare a Final Environmental Impact Report that will include responses to comments received during the review period. At least ten days prior to the public hearing on the EIR, the City's responses to comments received during the public review period will be available for review and will be sent to those who have commented in writing on the EIR during the public review period.

Christopher Burton, Director
Planning, Building and Code Enforcement

Date

8/15/2022

Deputy