

**County of Santa Clara**  
Office of the County Clerk-Recorder  
Business Division

County Government Center  
70 West Hedding Street, E. Wing, 1<sup>st</sup> Floor  
San Jose, California 95110 (408) 299-5688



Santa Clara County - Clerk-Recorder Office  
State of California

**File Number: ENV24467**

ENVIRONMENTAL FILING

No. of Pages: 3

Total Fees: \$3889.25

File Date: 03/16/2023

Expires: 04/15/2023

**REGINA ALCOMENDRAS, Clerk-Recorder**

By: Ronald Nguyen, Deputy Clerk-Recorder

**CEQA DOCUMENT DECLARATION**

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: City of San Jose (Attn: Cassandra van der Zweep)
2. PROJECT TITLE: Qume and Commerce Project
3. APPLICANT NAME: Qume and Commerce LLC, Attn: Heather Crossner PHONE: 213-425-2309
4. APPLICANT ADDRESS: 1100 Santa Monica Boulevard, Suite 700, Los Angeles, CA 90025
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 NOD for EIR

a. PROJECTS THAT ARE SUBJECT TO DFG FEES

<input checked="" type="checkbox"/> 1. <u>ENVIRONMENTAL IMPACT REPORT</u> (PUBLIC RESOURCES CODE §21152)	\$ 3,839.25	\$ <u>3,839.25</u>
<input type="checkbox"/> 2. <u>NEGATIVE DECLARATION</u> (PUBLIC RESOURCES CODE §21080(C))	\$ 2,764.00	\$ <u>0.00</u>
<input type="checkbox"/> 3. <u>APPLICATION FEE WATER DIVERSION</u> (STATE WATER RESOURCES CONTROL BOARD ONLY)	\$ 850.00	\$ <u>0.00</u>
<input type="checkbox"/> 4. <u>PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS</u>	\$ 1,305.25	\$ <u>0.00</u>
<input checked="" type="checkbox"/> 5. <u>COUNTY ADMINISTRATIVE FEE</u> (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..... \$ 3,889.25

\*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)

File Nos.: **H21-040, T21-040, ER21-154**

- 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 AN ENVIRONMENTAL IMPACT REPORT FOR THE  
QUME AND COMMERCE PROJECT  
(SCH#2022010603)**

**Lead Agency:** City of San José

**Project Applicant:** Qume and Commerce LLC, Attn: Heather Crossner, 1100 Santa Monica Boulevard, Suite 700, Los Angeles, CA 90025, 213-425-2309

**Project Title:** Qume and Commerce Project

**Project Description:** The applicant seeks a site development permit and tentative map for the demolition of three existing buildings totaling approximately 425,433 square feet and removal of 577 trees for the construction of four new industrial warehouse buildings with associated incidental office space totaling approximately 714,491 square feet with Saturday construction hours from 8:00 a.m. to 5:00 p.m. and a vesting tentative map to subdivide the existing three lots into four lots on an approximately 32.8-gross acre site.

**Location:** 2150 Commerce Drive and 2222 and 2350 Qume Drive in San José.

**Assessor's Parcel Nos:** 244-15-003, -020 & -026

**Council District:** 4

The City has performed an environmental review for this project which examines the nature and extent of any adverse effects on the environment that could occur if this project is approved and implemented. Based on the review, the City prepared an Environmental Impact Report (EIR) for this project. The EIR identified that implementation of the project would result in potentially significant environmental effects with regard to Air Quality, Biological Resources, Cultural Resources, Hazards and Hazardous Materials, and Transportation. These impacts would be reduced to less than significant levels with the implementation of the identified mitigation measures. The EIR determined there would be no significant and unavoidable impacts due to the implementation of the project. The project is not located on any of the list of hazardous sites under Section 65962.5 of the Government Code.

This is to advise that on March 16, 2023, the Director of Planning, Building and Code Enforcement (PBCE) of the City of San José took the following actions related to the above-described project:

1. Adoption of a resolution certifying the Environmental Impact Report (EIR) for the Qume and Commerce Project, and making certain findings concerning significant impacts, mitigation measures and alternatives, and adopting the related Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act (CEQA).
2. Adoption of the Vesting Tentative Map Permit, subject to conditions, to allow the reconfiguration of three lots into four lots on an approximately 32.8-gross acre site.
3. Adoption the Site Development Permit approving, subject to conditions, the demolition of three existing buildings and the removal of 561 trees (222 ordinance-size, 339 non-ordinance-size) for the construction of four new industrial warehouse buildings with associated incidental office space with Saturday construction hours from 8:00 am to 5:00 pm on the approximately 32.8-gross acre site.

The Director of PBCE made the following determinations regarding the above-described project:

1. A Draft EIR was prepared for this project pursuant to and in compliance with the provisions of CEQA.
2. A First Amendment to the Draft EIR was prepared that included responses to comments received during the public comment period.
3. The First Amendment and the Draft EIR together comprise the Final EIR for the project.
4. The Final EIR concluded that implementation of the project could result in certain significant effects on the environment and identified mitigation measures that would reduce all of those significant effects to a less than significant level.
5. A Mitigation Monitoring and Report Program (MMRP) was prepared and adopted for the project.
6. The Director of San José PBCE independently reviewed and analyzed the Final EIR and other information in the record.
7. The Director of San José PBCE has certified the Qume and Commerce Project Final EIR, in accordance with CEQA, as amended.

The Final EIR 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. This notice is in compliance with Sections 21108 and 21152 of the Public Resources Code.

Christopher Burton, Director  
Planning, Building and Code Enforcement

Date: March 16, 2023

  
Deputy

Environmental Project Manager: Cassandra van der Zweep



**Regina Alcomendras**  
**Santa Clara County**  
**Clerk-Recorder**  
(408) 299-5688  
<https://www.clerkrecorder.org>

**Receipt: 23-36164-C1**

**Receipt corrected 3/16/23 1:01 PM by rnguyen**  
**23-36164-C1 - Misspelling of name**

<b>Product</b>	<b>Name</b>	<b>Extended</b>
CEQA	ENVIRONMENTAL FILING	\$3,889.25
	# Pages	3
	Document #	ENV24467
	Document Info:	CITY OF SAN JOSE (ATTN; CASSANDRA VAN DER ZWEEP)
	Filing Type	I
<b>Total</b>		<b>\$3,889.25</b>
Tender (Check)		\$3,889.25
Check #	1251311	
Paid By	BRIAN WILSON	

PLEASE KEEP FOR REFERENCE

3/16/23 12:01 PM rnguyen



State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

RECEIPT NUMBER:  
 43 — ENV24467 —  
 STATE CLEARINGHOUSE NUMBER (if applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY CITY OF SAN JOSE (ATTN; CASSANDRA VAN DER	LEAD AGENCY EMAIL	DATE 03/16/2023
COUNTY/STATE AGENCY OF FILING Santa Clara	DOCUMENT NUMBER	

PROJECT TITLE  
 QUME AND COMMERCE PROJECT

PROJECT APPLICANT NAME QUME AND COMMERCE LLC, ATTN: HEATHER	PROJECT APPLICANT EMAIL	PHONE NUMBER (213)425-2309
PROJECT APPLICANT ADDRESS 1100 SANTA MONICA BOULEVARD, SUITE 700	CITY LOS ANGELES	STATE CA
		ZIP CODE 90025

**PROJECT APPLICANT** (Check appropriate box)

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

**CHECK APPLICABLE FEES:**

<input checked="" type="checkbox"/> Environmental Impact Report (EIR)	\$3,839.25	\$	\$3,839.25	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,764.00	\$		0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,305.25	\$		0.00
<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	\$		0.00
<input checked="" type="checkbox"/> County documentary handling fee		\$	\$50.00	
<input type="checkbox"/> Other		\$		

**PAYMENT METHOD:**

Cash   
  Credit   
  Check   
  Other

**TOTAL RECEIVED**    \$    \$3,889.25    0.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Ronald Nguyen, Deputy County Clerk-Recorder
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**Santa Clara County Recorder - Official Records**

70 West Hedding St., San Jose, CA 95110

408-299-5688

**VitalChek Receipt - Phone Order (Card Keyed-In)**

**Cardholder Copy**

Order Date/Time: 3/16/2023 11:58 AM PDT  
Confirmation Number: 158885047  
Payment Applied towards: Clerk Payment  
Card Holder: *Brian* WILSON

Transaction Type: Purchase  
Approval Code: 070320  
Transaction Ref #: 156751823  
Payment Method: VI(0324)

**Bill To**

*Brian* WILSON  
United States of America

Authorization: Paid in Full  
Agency Amount: \$3889.25  
Other Agency Amount: \$0.00  
LN Service Fee: \$2.50  
Total Amount(USD): \$3891.75

Refund Policy: Please contact the agency listed on the receipt to request a refund.