

**PUBLIC NOTICE**  
**INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION**  
**CITY OF SAN JOSE, CALIFORNIA**

**Project Name:** Chick-fil-A Silver Creek & Capitol Project

**File Nos.:** CP21-015, ER21-114

**Description:** Conditional Use Permit to demolish an existing retail building and construct a new Chick-fil-A restaurant with a dual drive-thru lane and associated surface parking. The proposed Chick-fil-A restaurant would be situated on an approximate 0.74-gross acre site. The restaurant would be a 3,565-square-foot, one-story building with 38 interior dining seats and 28 outdoor dining seats. The dual lane drive-thru would have a 21-vehicle stacking que capacity.

**Location:** The Chick-fil-A Silver Creek and Capitol Project (project) site is located at the 3000-3100 block of Silver Creek Road, an out parcel of 3155 Silver Creek Valley, San José, California (APNs 670-15-018 and -023).

**Assessor's Parcel No.:** 670-15-018 and -023

**Council District:** 7

**Applicant Contact Information:** Keith Gilbert, Chick-fil-A, Inc., 5200 Buffington Road, Atlanta, Georgia 30349-2998, (562)505-5540

The City has performed an environmental review of the project. The environmental review examines the nature and extent of any adverse effects on the environment that could occur if the project is approved and implemented. Based on the review, the City has prepared a Draft Mitigated Negative Declaration (MND) for this project. An MND is a statement by the City that the project will not have a significant effect on the environment because the project will include mitigation measures that will reduce identified project impacts to a less than significant level. The project site is on a list pursuant to Section 65962.5 of the California Government Code.

The public is welcome to review and comment on the Draft MND. Comments should be sent to the Project Manager, Kara Hawkins, at [Kara.Hawkins@sanjoseca.gov](mailto:Kara.Hawkins@sanjoseca.gov) or by mail to Kara Hawkins, 200 E. Santa Clara Street, T3, San Jose, CA 95113. The public comment period for this Draft MND begins on **September 28<sup>th</sup>, 2022 and ends on October 19<sup>th</sup>, 2022.**

The Draft MND, Initial Study, and reference documents are available online at:

<https://www.sanjoseca.gov/your-government/departments-offices/planning-building-code-enforcement/planning-division/environmental-review/environmental-review-documents>.

The documents are also available for review from 9:00 a.m. to 5:00 p.m. Monday through Friday at the City of San José Department of Planning, Building and Code Enforcement, located at City Hall, 200 East Santa Clara Street; and at the Dr. Martin Luther King, Jr. Main Library, located at 150 E. San Fernando Street.

Christopher Burton, Director  
Planning, Building and Code Enforcement

September 22, 2022

Date

Deputy

Circulation period: September 28<sup>th</sup>, 2022 to October 19<sup>th</sup>, 2022