

Notice of Exemption

To: Office of Planning and Research
PO Box 3044, Room 113
1400 Tenth Street
Sacramento, CA 95812-3004

From: Responsible Agency
California Energy Commission
715 P Street, MS-6
Sacramento, CA 95814

Project Title: Reliable Fast Charging Access for Multi-Family Housing in Northern California

Project Applicant: EVgo Services LLC

Project Location – Specific

- 1) Seven Trees Shopping Center, 4060 Monterey Road, San Jose, CA 95111
- 2) Morgan Hill Shopping Center, 17599 Monterey St, Morgan Hill, CA 95037

Project Location – City:

San Jose and Morgan Hill

Project Location – County:

Santa Clara

Description of Nature, Purpose and Beneficiaries of Project:

The objective of this Agreement is to install a total of nine direct current fast chargers (DCFC) for electric vehicles at two retail shopping locations in Santa Clara County with the potential to serve over 36,500 multi-family housing units within a 5-mile radius. The chargers will be open to the public 24 hours a day, 7 days a week.

Name of Public Agency Approving Project:

California Energy Commission

Name of Person on Agency Carrying Out Project:

EVgo Services LLC

Exempt Status (check one):

Ministerial (Sec. 21080(b)(1); 15268);

Declared Emergency (Sec. 21080(b)(3); 15269(a));

Emergency Project (Sec. 21080(b)(4); 15269(b)(c));

Categorical Exemption. State type and section number: §15301 – “Existing Facilities”; §15303 – “New Construction or Conversion of Small Structures”; §15304 – “Minor Alterations to Land”

Statutory Exemptions. State code number: _____

Reasons why project is exempt:

Cal. Code Regs., Title 14, Sec. 15301 provides that projects which consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, and which involve negligible or no expansion of existing or former use, are categorically exempt from the provisions of the California Environmental Quality Act. This project involves installation of nine electric vehicle DCFC at two existing retail parking lot sites in shopping facilities in Northern California. Specifically, the charging equipment to be installed is approximately the size of a payphone. The electric vehicle charging stations will be installed on existing pavement and connected to existing electrical infrastructure in locations where customers already park their vehicles to access commercial and retail businesses. The project involves negligible or no expansion of existing or former use of the sites. Therefore, the project falls within section 15301 and will not have a significant effect on the environment.

Cal. Code Regs., Title 14, Sec. 15303 provides that projects which consist of construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure, are categorically exempt from the provisions of CEQA. This project consists of installation of new small equipment to existing sites. Specifically, the charging equipment to be installed is approximately the size of a pay phone. All the equipment will be installed on existing pavement. Therefore, the project falls within section 15303 and will not have a significant effect on the environment.

Authority cited: Sections 21083 and 21110, Public Resources Code.

Reference: Sections 21108, 21152, and 21152.1, Public Resources Code

Revised 2011

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Cal. Code Regs., Title 14, Sec. 15304 provides that projects which consist of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry and agricultural purposes are categorically exempt from the provisions of CEQA. In this project, minor trenching and directional boring may be necessary to lay conduit from the existing or new electrical infrastructure (transformer, switchgear, etc.) to the charging equipment. The trenching/boring will take place on currently paved ground, will not involve the removal of any trees, and surface will be restored. Therefore, the project falls within section 15304 and will not have a significant effect on the environment.

This project does not involve impacts on any particularly sensitive environment; any cumulative impacts of successive projects of the same type in the same place that might be considered significant; does not involve unusual circumstances that might have a significant effect on the environment; will not result in damage to scenic resources within a highway officially designated as a state scenic highway; the project site is not included on any list compiled pursuant to Government Code section 65962.5, and the project will not cause a substantial adverse change in the significance of a historical resource. Therefore, none of the exceptions to categorical exemptions listed in CEQA Guidelines section 15300.2 apply to this project and this project will not have a significant effect on the environment.

Responsible Agency

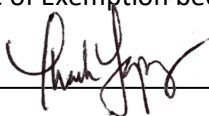
Contact Person: Thanh Lopez

Area Code / Telephone /

Extension: (916) 931-9427

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature:  **Date:** 11/17/2022 **Title:** Air Pollution Specialist

- Signed by Responsible Agency
 Signed by Applicant

Date Received for filing at OPR: _____