

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



Santa Clara County - Clerk-Recorder Office
State of California

File Number: ENV24530

ENVIRONMENTAL FILING

No. of Pages: 3

Total Fees: \$2814.00

File Date: 04/20/2023

Expires: 05/20/2023

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 José Department of Planning, Building, and Code Enforcement
2. PROJECT TITLE: 1050 St. Elizabeth Drive Residential Project
3. APPLICANT NAME: David Chan (dchan@kcrdevelopment.com) PHONE: (408) 464-1088
4. APPLICANT ADDRESS: 19620 Stevens Creek 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 **MND**

a. **PROJECTS THAT ARE SUBJECT TO DFG FEES**

<input type="checkbox"/> 1. ENVIRONMENTAL IMPACT REPORT (PUBLIC RESOURCES CODE §21152)	\$ 3,839.25	\$ 0.00
<input checked="" type="checkbox"/> 2. NEGATIVE DECLARATION (PUBLIC RESOURCES CODE §21080(C))	\$ 2,764.00	\$ 2,764.00
<input type="checkbox"/> 3. APPLICATION FEE WATER DIVERSION (STATE WATER RESOURCES CONTROL BOARD ONLY)	\$ 850.00	\$ 0.00
<input type="checkbox"/> 4. PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS	\$ 1,305.25	\$ 0.00
<input checked="" type="checkbox"/> 5. COUNTY ADMINISTRATIVE FEE (REQUIRED FOR a-1 THROUGH a-4 ABOVE) Fish & Game Code §711.4(c)	\$ 50.00	\$ 50.00

b. **PROJECTS THAT ARE EXEMPT FROM DFG FEES**

<input type="checkbox"/> 1. NOTICE OF EXEMPTION (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED)	\$ 50.00	\$ 0.00
<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	\$ 0.00

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	\$ NO FEE
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8. OTHER: _____ FEE (IF APPLICABLE): \$ _____

9. TOTAL RECEIVED..... \$ **2,814.00**

*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 Number: H20-049

- 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 A MITIGATED NEGATIVE DECLARATION
(1050 ST. ELIZABETH DRIVE RESIDENTIAL PROJECT)
SCH# 2023020063**

Lead Agency: City of San José Department of Planning, Building, and Code Enforcement

Project Applicant: KCR Development, 19620 Stevens Creek Blvd., Suite 200, Cupertino, CA 95014. dchan@kcrdevelopment.com, (408) 464-1088.

Project Title: 1050 St. Elizabeth Drive Residential Project

Project Description: The proposed project would demolish the existing two-story, 28,223-square-foot senior housing facility, parking lot, access roads, carport structure, and landscaping on-site and construct a seven-story multi-family apartment building with 206 residential units above one level of below grade parking and two levels of podium parking. The building would have a maximum height of 87 feet to the top of the building parapet and would include a leasing office, community clubhouse and game room, fitness center, resident lounge, as well as a workshop, pet wash, storage, and media/game rooms for residents. A total of 13,090-square feet of outdoor space would be provided in the form of private decks. The project would also replace the existing six-foot tall chain link fence with a new six-foot tall solid wood fence along the south, east, and north property lines.

Location: 1050 St. Elizabeth Drive, in the City of San José

Assessor's Parcel No: 284-07-018

Council District: 6

The City has performed environmental review on this project. Environmental review examines the nature and extent of any adverse effects on the environment that could occur if a project is approved and implemented. Based on the review, the City has prepared a Mitigated Negative Declaration for this project. A Mitigated Negative Declaration is a statement by the City that the project will not

have a significant effect on the environment if protective measures (mitigation measures) are included in the project.

This is to advise that the City of San José Director of Planning approved the above-described project on **April 19, 2023**, and the made the following determinations regarding such project:

1. An Initial Study and Mitigated Negative Declaration referenced above was prepared and completed for this project pursuant to and in compliance with the provisions of CEQA.
2. The Director of Planning, Building, and Code Enforcement has independently reviewed and analyzed the Initial Study and Mitigated Negative Declaration and other information in the record and has considered the information contained therein, prior to acting upon or approving the Project.
3. The Initial Study and Mitigated Negative Declaration represents the independent judgment and analysis of the City of San José, as lead agency for the Project.
4. This project will not have a significant impact on the environment.
5. Mitigation measures were made a condition of approval of the project.
6. A Mitigation Monitoring and Reporting Program was adopted for this project.
7. Findings were made and adopted for this project pursuant to the provisions of CEQA.

The Initial Study, Mitigated Negative Declaration, Mitigation Monitoring and Reporting Program 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 Section 21108 and 21152 of the Public Resources Code.

Christopher Burton, Director
Planning, Building and Code Enforcement

Tina Garg Digitally signed by Tina Garg
Date: 2023.04.20 11:27:59
-0700

Date: April 20, 2023

Deputy

Environmental Project Manager: Tina Garg



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

Receipt: 23-55019

Product	Name	Extended
CEQA	ENVIRONMENTAL FILING	\$2,814.00
	# Pages	3
	Document #	ENV24530
	Document Info:	CITY OF SAN JOSE DEPARTMENT OF PLANNING, BUILDING, AND CODE ENFORCEMENT
	Filing Type	N
Total		\$2,814.00
Tender (Check)		\$2,814.00
Check #	1273713	
Paid By	DAVID CHAN	

PLEASE KEEP FOR REFERENCE

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4/20/23 1:29 PM rnyuen



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 — ENV24530 —
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF SAN JOSE DEPARTMENT OF PLANNING,	LEAD AGENCY EMAIL	DATE 04/20/2023
COUNTY/STATE AGENCY OF FILING Santa Clara	DOCUMENT NUMBER	

PROJECT TITLE
 105 ST. ELIZABETH DRIVE RESIDENTIAL PROJECT

PROJECT APPLICANT NAME DAVID CHAN (DCHAN@KCRDEVELOPMENT.COM)	PROJECT APPLICANT EMAIL	PHONE NUMBER (408)464-1088
PROJECT APPLICANT ADDRESS 1960 STEVENS CREEK 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) | \$3,839.25 | \$ | 0.00 |
| <input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,764.00 | \$ | \$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) | | | |

- | | | | |
|---|----------|----|---------|
| <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 \$ 2,814.00 0.00

SIGNATURE X R. Nguyen	AGENCY OF FILING PRINTED NAME AND TITLE Ronald Nguyen, Deputy County Clerk-Recorder
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