



Yana Garcia
Secretary for
Environmental Protection



Department of Toxic Substances Control

Meredith Williams, Ph.D., Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Gavin Newsom
Governor

SENT VIA ELECTRONIC MAIL

March 22, 2024

Tina Garg
Supervising Planner
City of San Jose
200 E Santa Clara Street
San Jose, CA 95113
tina.garg@sanjoseca.gov

Governor's Office of Planning & Research

Mar 22 2024

STATE CLEARINGHOUSE

RE: NOTICE OF PREPARATION (NOP) OF A DRAFT ENVIRONMENTAL IMPACT REPORT (DEIR) FOR THE FIVE WOUNDS URBAN VILLAGE PLAN UPDATE DATED MARCH 11, 2024 STATE CLEARINGHOUSE #[2024030360](#)

Dear Tina Garg,

The Department of Toxic Substances Control (DTSC) received a NOP of a DEIR for the Five Wounds Urban Village Plan Update (project). The project would create a new "Five Wounds Urban Village" Plan (plan) that would govern land use and transportation development in the area through 2040. The new plan would incorporate the existing urban villages located in the project area (Five Wounds Urban Village, Roosevelt Park Urban Village, Little Portugal Urban Village, and the 24th and William Urban Village) into a single plan that reflects the anticipated development potential of the area following construction. The stand-alone Roosevelt Park Urban Village, Little Portugal Urban Village, and the 24th and William Urban Village Plans will be retired. The project would modify the planned job and housing capacities of the project area from approximately 4,855 jobs and 2,022 housing units to 2,500 jobs and 8,022 housing units. The decrease in job capacity and increase in housing capacity would result in a

net zero change in capacity under the Envision San José 2040 General Plan (General Plan), with jobs and housing units being distributed to and from, respectively, other urban villages throughout San José. Based on our project review; we request consideration of the following comments:

1. The proposed Project encompasses multiple active and nonactive mitigation and clean-up sites where DTSC has conducted oversight that may be impacted as a result of this Project. This may restrict what construction activities are permissible in the proposed Project areas in order to avoid any impacts to human health and the environment.
2. Due to the broad scope of the Project, DTSC is unable to determine the locations of the proposed sites, whether they are listed as having documented contamination, land use restrictions, or whether there is the potential for the sites to be included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5. Therefore, DTSC recommends providing further information on the proposed project and areas that may fall under DTSC's oversight within future environmental documents. Once received, DTSC may provide additional comments on the future environmental documents as further information becomes available. Please review the project area in [EnviroStor](#); DTSC's public-facing database.

DTSC believes the City of San Jose must address these comments to determine if any significant impacts under the California Environmental Quality Act (CEQA) will occur and, if necessary, avoid significant impacts under CEQA. DTSC recommends the department connect with our unit if any hazardous waste projects managed or overseen by DTSC are discovered. Please refer to the [City of San Jose EnviroStor Map](#) for additional information about the areas of potential contamination

DTSC appreciates the opportunity to comment on the NOP of a DEIR for the Five Wounds Urban Village Plan Update. Thank you for your assistance in protecting California's people and environment from the harmful effects of toxic

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substances. If you have any questions or would like any clarification on DTSC's comments, please respond to this letter or via [email](#) for additional guidance.

Sincerely,

Tamara Purvis

Tamara Purvis
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HWMP - Permitting Division – CEQA Unit
Department of Toxic Substances Control
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cc: (via email)

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