



State of California - Department of Fish and Wildlife
2024 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

RECEIPT NUMBER:
 36 — 05202024 — 373
 STATE CLEARINGHOUSE NUMBER (If applicable)
 N/A

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY City of San Bernardino	LEAD AGENCY EMAIL	DATE 05202024
COUNTY/STATE AGENCY OF FILING San Bernardino	DOCUMENT NUMBER	

PROJECT TITLE

Amazing 34 Distribution Center Project

PROJECT APPLICANT NAME Orly Corp.	PROJECT APPLICANT EMAIL	PHONE NUMBER (917)378-1022
PROJECT APPLICANT ADDRESS 15 West 34th Street, 7th Floor	CITY New York	STATE NY
		ZIP CODE 10001

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) | \$4,051.25 | \$ | <u>0.00</u> |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,916.75 | \$ | <u>0.00</u> |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,377.25 | \$ | <u>0.00</u> |
|
 | | | |
| <input type="checkbox"/> Exempt from fee | | | |
| <input type="checkbox"/> Notice of Exemption (attach) | | | |
| <input type="checkbox"/> CDFW No Effect Determination (attach) | | | |
| <input checked="" 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 | \$ | <u>0.00</u> |
| <input checked="" type="checkbox"/> County documentary handling fee | | \$ | <u>50.00</u> |
| <input type="checkbox"/> Other | | \$ | <u> </u> |

PAYMENT METHOD: **#7794**
 Cash Credit Check Other

TOTAL RECEIVED \$ 50.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Jennifer Luna, Deputy Clerk
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DATE FILED & POSTED

Posted On: 05-20-24

Removed On: 06-25-24

Receipt No: 36-05208024

- 373

NOTICE OF DETERMINATION

TO:	<input checked="" type="checkbox"/> Clerk of the Board of Supervisors or <input type="checkbox"/> County Clerk	FROM:	Public Agency/Lead Agency: City of San Bernardino (lead agency)
	Address: 385 N. Arrowhead Avenue San Bernardino, CA 92415		Address: 290 North D Street San Bernardino, CA 92401 Contact: Travis Martin Senior Planner Phone: (909) 384.5313
TO:	<input type="checkbox"/> Office of Planning and Research P. O. Box 3044 Sacramento, CA 95812-3044	Lead Agency (if different from above) Click to enter Agency	
	<input checked="" type="checkbox"/> 1400 Tenth Street, Rm. 113 Sacramento, CA 95814	Address: Click enter address	
		Contact:	Click to enter contact
		Phone:	Click to enter phone no.

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (If submitted to SCH): Click to enter no.	CLERK OF THE BOARD OF SUPERVISORS SAN BERNARDINO COUNTY CALIFORNIA 2024 MAY 20 PM 2:36
Project Title: Amazing 34 Distribution Center Project	
Project Applicant (include address and telephone number): Orly Corp. 15 West 34th Street, 7th Floor New York, New York 10001 Contact: Ruby Antebi Phone: (917) 378-1022	
Specific Project Location – Identify street address and cross street or attach a map showing project site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name): 791 South Waterman Avenue, on the northeast corner of South Waterman Avenue and East Central Avenue. (APN(S): 0280-021-34, -44, and -47) See attached map.	
General Project Location (City and/or County): City of San Bernardino	

Project Description: On May 1, 2024, the City Council of the City of San Bernardino adopted Resolution No. 2024-078 adopting the Mitigated Negative Declaration and Mitigation Monitoring Reporting Program under the California Environmental Quality Act and approving Development Permit Type-D 20-03 allowing the development and establishment of an industrial warehouse containing approximately 89,475 square feet on a project site comprised of three parcels (APN(s): 0280-021-34, -44, and -47) containing a total of approximately 4.02 acres (“Project” or “Amazing 34 Distribution Center Project”). The City also introduced for first reading Ordinance No. MC-1637 approving Development Code Amendment (Zoning Map Amendment) 20-05 changing the Zoning District Classification from Office Industrial Park (OIP) to Industrial Light (IL) of two parcels (APN(S):0280-021-44 and -47) containing a total of approximately 3.84 acres. On May 7, 2024, the City filed a Notice of Determination with the County Clerk for the actions taken on May 1, 2024.

On May 15, 2024, the City Council conducted the second and final reading of Ordinance No. MC-1637 approving Development Code Amendment 20-05, which is now adopted.

The Project is located at 791 S. Waterman Avenue within the Office Industrial Park (OIP) and Industrial Light (IL) zones. It would be used for the applicant’s family-run fashion merchandise business. Approximately 4,560 square feet of the new building will be used for office and wholesaling, with the remainder dedicated for the warehouse facility. No intensive manufacturing would be permitted within the Industrial Light zone.

The Project site previously had two warehouse buildings located onsite. A fire caused by trespassers destroyed one of the buildings at which point it had become a hazard. In March 2021, the San Bernardino County Fire Protection District declared the property unsafe and subject to immediate demolition. A permit application for demolition was submitted to the City on March 3, 2021, and Demolition Permit (D2100012) was issued on April 29, 2021. The Demolition Permit also covered the second warehouse building because the trespassing vagrants had stripped out the electrical and mechanical infrastructure in the second building, making it susceptible to hazards. The demolition work was completed April through June 2021. The existing areas consist of graded dirt. Trespassing by vagrants on the vacant project site (including illegal camping, fires, and trash dumping) continues to be an issue, despite the applicant’s efforts to prevent trespassing with fencing and other measures. The Project would transform an underutilized property into a development that meets the City’s economic development goals, while satisfying the Development Code.

Identify the person or entity undertaking the project, including any private applicant, any other person undertaking an activity that receives financial assistance from the Public Agency as part of the project, and any person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the project.

Orly Corp.
15 West 34th Street, 7th Floor
New York, New York 10001

Contact: Ruby Antebi
Phone: (917) 378-1022

CLERK OF THE BOARD OF SUPERVISORS
 2024 MAY 20 PM 2:28
 SAN BERNARDINO COUNTY
 CALIFORNIA

This is to advise that the City of San Bernardino (Lead Agency or Responsible Agency) has approved the above-described project on May 15, 2024 and has made the following determinations regarding the above described project:

1.	The project [<input type="checkbox"/> will <input checked="" type="checkbox"/> will not] have a significant effect on the environment.
2.	<input type="checkbox"/> An Environmental Impact Report was prepared and certified for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
	<input type="checkbox"/> A Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
	<input checked="" type="checkbox"/> A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
3.	Mitigation measures [<input checked="" type="checkbox"/> were <input type="checkbox"/> were not] made a condition of the approval of the project.

4.	A Mitigation Monitoring or Reporting Plan [<input checked="" type="checkbox"/> was <input type="checkbox"/> was not] adopted for this project.	
5.	A Statement of Overriding Considerations [<input type="checkbox"/> was <input checked="" type="checkbox"/> was not] adopted for this project.	
6.	Findings [<input type="checkbox"/> were <input checked="" type="checkbox"/> were not] made pursuant to the provisions of CEQA.	
	<p>This is to certify that the Mitigated Negative Declaration with comments and responses and record of project approval is available to General Public at:</p> <p>Community Development and Housing Department, 201 North E Street, 3rd Floor, San Bernardino, CA 92401 during regular business hours, Monday, Tuesday, and Thursday, 8:00a.m. to 5:00p.m; Wednesday, 10:00a.m. to 5:00p.m.; and, Friday, 8:00a.m. to 4:00p.m. or online at https://www.sbcity.org/city_hall/community_development_and_housing/planning/environmental_documents</p>	
	Custodian: City Clerk	Location: 290 North D Street San Bernardino, CA 92401

Date: May 20, 2024	
	Signature
	Name: Travis Martin
	Title: Senior Planner
Date Received for Filing: Click or tap to enter a date.	

Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.

CLERK OF THE
BOARD OF SUPERVISORS
2024 MAY 20 PM 2:36
SAN BERNARDINO COUNTY
CALIFORNIA

ATTACHMENT

CLERK OF THE
BOARD SUPERVISORS

2024 MAY 20 PM 3:35
SAN BERNARDINO COUNTY
CALIFORNIA



Exhibit 3: Aerial View
Amazing 34 Distribution Center
City of San Bernardino





State of California - Department of Fish and Wildlife
2024 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

Print  Save

RECEIPT NUMBER:
 36 — 05072024 — 323
 STATE CLEARINGHOUSE NUMBER (if applicable)
 N/A

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY City of San Bernardino	LEAD AGENCY EMAIL	DATE 05072024
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PROJECT TITLE		

Amazing 34 Distribution Center Project

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PROJECT APPLICANT ADDRESS 15 West 34th Street, 7th Floor	CITY New York	STATE NY
		ZIP CODE 10001
PROJECT APPLICANT (Check appropriate box)		
<input type="checkbox"/> Local Public Agency	<input type="checkbox"/> School District	<input type="checkbox"/> Other Special District
<input type="checkbox"/> State Agency	<input checked="" type="checkbox"/> Private Entity	

CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$4,051.25 \$ 0.00
- Mitigated/Negative Declaration (MND)(ND) \$2,916.75 \$ 2,916.75
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- Exempt from fee
 - Notice of Exemption (attach)
 - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)
- Water Right Application or Petition Fee (State Water Resources Control Board only) \$850.00 \$ 0.00
- County documentary handling fee \$ 50.00
- Other \$

PAYMENT METHOD:

- Cash Credit Check Other
- #1790
- TOTAL RECEIVED \$ 2,966.75

SIGNATURE X <i>Debra LuBrant-Contreras</i>	AGENCY OF FILING PRINTED NAME AND TITLE Debra LuBrant-Contreras, Deputy Clerk
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CLERK OF THE BOARD OF SUPERVISORS
 2024 MAY 20 PM 2:36
 SAN BERNARDINO COUNTY CALIFORNIA

NOTICE OF DETERMINATION

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TO:	<input type="checkbox"/> Office of Planning and Research P. O. Box 3044 Sacramento, CA 95812-3044 <input checked="" type="checkbox"/> 1400 Tenth Street, Rm. 113 Sacramento, CA 95814	Lead Agency (if different from above) Click to enter Agency Address: Click enter address Contact: Click to enter contact Phone: Click to enter phone no.	COUNTY OF SAN BERNARDINO CALIFORNIA 2024 MAY -7 PM 4: 03 CLERK OF THE BOARD OF SUPERVISORS

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to SCH): Click to enter no.	
Project Title: Amazing 34 Distribution Center Project	
Project Applicant (include address and telephone number): Orly Corp. 15 West 34th Street, 7th Floor New York, New York 10001 Contact: Ruby Antebi Phone: (917) 378-1022	
DATE FILED & POSTED Posted On: <u>5-7-24</u> Removed On: <u>6-12-24</u> Receipt No: <u>36-05072024-323</u>	
Specific Project Location – Identify street address and cross street or attach a map showing project site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name): 791 South Waterman Avenue, on the northeast corner of South Waterman Avenue and East Central Avenue (APN(S): 0280-021-34, -44, and -47) See attached map.	
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COUNTY OF SAN BERNARDINO
 CALIFORNIA
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Orly Corp.
15 West 34th Street, 7th Floor
New York, New York 10001

Contact: Ruby Antebi
Phone: (917) 378-1022

COUNTY OF SAN BERNARDINO
 CALIFORNIA
 2024 MAY -7 PM 4:00

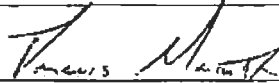
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SAN BERNARDINO COUNTY
 CALIFORNIA
 2024 MAY 20 PM 2:36
 CLERK OF THE BOARD OF SUPERVISORS

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	Custodian: City Clerk	Location: 290 North D Street San Bernardino, CA 92401

CLERK OF THE
 BOARD OF SUPERVISORS
 2024 MAY 20 PM 2:36
 SAN BERNARDINO COUNTY
 CALIFORNIA

Date: Click or tap to enter a date. MAY 7, 2024	 Signature Name: Travis Martin Title: Senior Planner
Date Received for Filing: Click or tap to enter a date.	

Authority cited: Sections 21083, Public Resources Code.
 Reference Section 21000-21174, Public Resources Code.

2024 MAY -7 PM 4:03
 COUNTY OF SAN BERNARDINO
 CALIFORNIA



Exhibit 3: Aerial View
Amazing 34 Distribution Center
City of San Bernardino

