



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: ENV25121
STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF MILPITAS	LEAD AGENCY EMAIL AWONG@MILPITAS.GOV	DATE 05/23/2024
COUNTY/STATE AGENCY OF FILING		DOCUMENT NUMBER

PROJECT TITLE
 MONTAGUE PEDESTRIAN OVERCROSSING AT PENITENCIA CREEK

PROJECT APPLICANT NAME ANDY WONG	PROJECT APPLICANT EMAIL AWONG@MILPITAS.GOV	PHONE NUMBER (408) 210-6103
PROJECT APPLICANT ADDRESS 455 E CALAVERAS BLVD	CITY MILPITAS	STATE CA
		ZIP CODE 95035

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	\$ _____
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,916.75	\$ _____
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,377.25	\$ _____
<input checked="" type="checkbox"/> Exempt from fee		
<input checked="" 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	\$ _____
<input checked="" type="checkbox"/> County documentary handling fee		\$ 50.00
<input type="checkbox"/> Other		\$ _____

PAYMENT METHOD:

Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 50.00

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE Elaine Fader, Deputy County Clerk-Recorder
--------------------	---



SANTA CLARA COUNTY CLERK
CEQA FILING COVER SHEET

Santa Clara County - Clerk-Recorder Office
State of California

File Number: ENV25121

ENVIRONMENTAL FILING

No. of Pages: 2

Total Fees: \$50.00

File Date: 05/23/2024

Expires: 06/22/2024

REGINA ALCOMENDRAS, Clerk-Recorder

By: Elaine Fader, Deputy Clerk-Recorder

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Check Document being Filed:

- Environmental Impact Report (EIR)
- Filing Fee (new project)
 - Previously Paid F&W (must attach F&W receipt and project titles must match)
 - No Effect Determination (F&W letter must be attached)
- Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- Filing Fee (new project)
 - Previously Paid F&W (must attach F&W receipt and project titles must match)
 - No Effect Determination (F&W letter must be attached)
- Notice of Exemption (NOE)
- Other (Please fill in type):

1. LEAD AGENCY: City of Milpitas
2. LEAD AGENCY EMAIL: awong@milpitas.gov
3. PROJECT TITLE: Montague Pedestrian Overcrossing at Penitencia Creek
4. APPLICANT NAME: Andy Wong PHONE: (408) 210-6103
5. APPLICANT EMAIL: awong@milpitas.gov
6. APPLICANT ADDRESS: 455 E Calaveras Blvd, Milpitas, CA 95035
7. PROJECT APPLICANT IS A: Local Public Agency School District Other Special District State Agency Private Entity
8. NOTICE TO BE POSTED FOR 30 DAYS.

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

NOTICE OF EXEMPTION

To: Santa Clara County Clerk-Recorder
110 West Tasman Drive, First Floor
San José, CA 95134

From: City of Milpitas
455 East Calaveras Boulevard
Milpitas, CA 95035

Project Title: Montague Pedestrian Overcrossing at Penitencia Creek

Project Location: The project is located on Montague Expressway approximately 200 feet south of Delano Street and immediately north of Penitencia East Channel.

Project Location – City: Milpitas

Project Location – County: Santa Clara

Name of Public Agency Approving Project: City of Milpitas

Description of Project: The Project would construct a 198-foot-long pedestrian overcrossing across Montague Expressway. The pedestrian overcrossing would connect the existing sidewalks along the east and west sides of Montague Expressway. The pedestrian overcrossing would be supported by two towers, one located on each side of Montague Expressway, which would have stairs and elevators that provide pedestrian access to the overcrossing.

Name of Person or Agency Carrying Out Project: City of Milpitas

Exempt Status: The project meets all the requirements for a Statutory Exemption under Public Resources Code Section 21080.25; therefore, the project is statutorily exempt from environmental review under California Environmental Quality Act (CEQA).

Reasons Why Project is Exempt: Public Resources Code Section 21080.25 statutorily exempts certain transportation projects from environmental review under CEQA including, but not limited to, pedestrian and bicycle facilities within the public right-of-way provided the project meets specific requirements (e.g., project is located within existing public right-of-way and does not increase automobile capacity). The Project would construct a pedestrian overcrossing within existing public right-of-way and meets all the requirements for a Statutory Exemption under Public Resources Code Section 21080.25. For these reasons, the Project is statutorily exempt from environmental review under CEQA.

Lead Agency Contact Person: Jay Lee

Phone Number: (408) 586-3077

Signature  **Date** 5/22/24 **Title** Planning Director