

# Notice of Exemption

## Appendix E

**To:** Office of Planning and Research  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044

County Clerk

County of: Santa Clara

County Clerk Recorder's Office

110 W. Tasman Dr, San Jose CA 95134

**From:** (Public Agency): City of Cupertino

10300 Torre Ave.

Cupertino, CA 95014

(Address)

Project Title: Permit # M-2024-002, ASA-2024-002, TR-2024-023

Project Applicant: Gate of Heaven Cemetery

Project Location - Specific:

22555 Cristo Rey Dr.

Project Location - City: Cupertino

Project Location - County: Santa Clara

Description of Nature, Purpose and Beneficiaries of Project:

Use Permit Modifications, Architectural and Site Approval, and Tree Removal Permit for the construction of 275 crypt garden Mausoleum and removal and replacement of seven trees at an existing cemetery (Gate of Heaven).

Name of Public Agency Approving Project: City of Cupertino

Name of Person or Agency Carrying Out Project: Chris Kelly (ckelly@chriskellyarchitects.com)

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: Section 15303: New Construction or Conversion of Small Structures.

Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

This project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) per Section 15303: New Construction or Conversion of Small Structures.

Lead Agency

Contact Person: Gian Paolo Martire

Area Code/Telephone/Extension: 408-777-3319

**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: 3/17/2025 Title: Senior Planner

▪ Signed by Lead Agency      Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: \_\_\_\_\_