

**CEQA DETERMINATION FOR THE
2007-2014 HOUSING ELEMENT UPDATE**

Pursuant to Section 15162 of the CEQA Guidelines, the City of San Jose has determined that the project described below is pursuant to or in furtherance of the Final Environmental Impact Reports (EIR) identified and does not involve new significant effects beyond those analyzed in the list of Final EIRs. Therefore, the City of San Jose can take action on the project as being within the scopes of the Final EIRs.

PROJECT DESCRIPTION AND LOCATION:

General Plan Text Amendment File No. GP08-T-06: City-initiated General Plan text amendment request to revise the San Jose 2020 General Plan Text including Appendix C: Housing, to update demographic and housing data, goals, policies, selected land use designations’ minimum densities, and implementation actions for the 2007-2014 planning period, and other minor technical, clarifying and clerical revisions, as necessary, to comply with State Housing Element Law (Government Code Section 65580-65589.8). CEQA: List of Existing CEQA Documents for the 2007-2014 Housing Element Update.

The proposed project is a text amendment to the San Jose 2020 General Plan pursuant to State Housing Element Law (Government Code Sections 65580-65589.8). Housing Element law requires local governments to adopt, and periodically update, a Housing Element as part of its General Plan as demonstration that it has a comprehensive strategy consisting of goals, policies, and programs and identification of adequate land capacity to accommodate housing needs. The current update of the Housing Element covers the planning period from January 1, 2007 through June 30, 2014. State Housing Element Law recognizes that in order for the private sector to produce enough housing to meet projected housing needs, local governments must adopt land-use plans and regulatory schemes that provide opportunities for housing development. The City’s strategy to comply with State law consists of identifying remaining residential capacity in the San Jose 2020 General Plan and implementing specific measures to encourage and facilitate housing development as required under State law. Applicant: City of San Jose; Location: Citywide

The environmental impacts of this project were addressed by the Final EIRs included in the , “List of Existing CEQA Documents for the 2007-2014 Housing Element Update.” Specifically, the following impacts were reviewed and found to be adequately considered by the existing environmental documents:

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|-------------------------------------------------------------|------------------------------------------------------------|-----------------------------------------------------------------|
| <input checked="" type="checkbox"/> Traffic and Circulation | <input checked="" type="checkbox"/> Soils and Geology | <input checked="" type="checkbox"/> Noise |
| <input checked="" type="checkbox"/> Cultural Resources | <input checked="" type="checkbox"/> Hazardous Materials | <input checked="" type="checkbox"/> Land Use |
| <input checked="" type="checkbox"/> Urban Services | <input checked="" type="checkbox"/> Biotics | <input checked="" type="checkbox"/> Air Quality |
| <input checked="" type="checkbox"/> Aesthetics | <input checked="" type="checkbox"/> Airport Considerations | <input checked="" type="checkbox"/> Microclimate |
| <input checked="" type="checkbox"/> Energy | <input checked="" type="checkbox"/> Relocation Issues | <input checked="" type="checkbox"/> Construction Period Impacts |
| <input checked="" type="checkbox"/> Transportation | <input checked="" type="checkbox"/> Utilities | <input checked="" type="checkbox"/> Facilities and Services |
| <input checked="" type="checkbox"/> Water Quality | | |

ANALYSIS:

See attached Initial Study checklist.

ENVIRONMENTAL IMPACTS OF PROPOSED CHANGE TO APPROVED PROJECT:

When comparing the proposal to the previously approved project, no new or more severe environmental impacts would result.

CONCLUSION:

Approval of the proposed Project will not have any significant environmental impacts not previously disclosed in the environmental documents referenced in the "List of Existing CEQA Documents for the 2007-2014 Housing Element Update," nor would there be a substantial increase in the severity of previously-identified significant environmental impacts. Therefore, no subsequent or supplemental EIR is warranted or required.

Allen Tai
Project Manager

Joseph Horwedel, Director
Planning, Building and Code Enforcement

Date

5/6/09

Deputy

Alfoni Amidon