



SANTA CLARA COUNTY CLERK  
CEQA FILING COVER SHEET

Santa Clara County - Clerk-Recorder Office  
State of California

**File Number: ENV25020**

ENVIRONMENTAL FILING

No. of Pages: 3

Total Fees: \$4101.25

File Date: 03/14/2024

Expires: 04/13/2024

**REGINA ALCOMENDRAS, Clerk-Recorder**

By: Mike Louie, 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 San Jose
2. LEAD AGENCY EMAIL: reema.mahamood@sanjoseca.gov
3. PROJECT TITLE: South Fourth Street Project
4. APPLICANT NAME: Nelly Amas PHONE: (408) 386-6474
5. APPLICANT EMAIL: metrostation439@yahoo.com
6. APPLICANT ADDRESS: P.O. Box 1770, Morgan Hill, CA 95038
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.

File Numbers: H17-004/ER20-262

County Clerk-Recorder  
County of Santa Clara  
110 West Tasman Drive, 1<sup>st</sup> Floor, San José, CA, 95134

**NOTICE OF DETERMINATION**

**SOUTH FOURTH STREET PROJECT SUPPLEMENTAL ENVIRONMENTAL IMPACT  
REPORT (SCH#2022020588)**

**Lead Agency:** City of San José

**Project Applicant:** Nelly Amas, P.O. Box 1770, Morgan Hill, California 95038

**Project Title:** South Fourth Street Project

**Project Description:** Site Development Permit to allow the demolition of an existing single-family residence and multifamily apartment building totaling approximately 21,791 square feet, the removal of five non-ordinance-size trees and construction of a new 25-story, 210-unit, multifamily residential building with a 20% parking reduction and implementation of an alternative parking arrangement on an approximately 0.52-gross acre site.

**Location:** The project is located at 439 South Fourth Street, on the west side of South Fourth Street, approximately 170 feet south of East San Salvador Street.

**Assessor's Parcel Numbers:** 467-47-058 and 467-47-096.

**Council District:** 3.

This is to advise that the City Council of San José approved the above-described project on **March 12, 2024** and made the following determinations regarding such project:

1. The Final Supplemental Environmental Impact Report (FSEIR) was prepared and completed in compliance with CEQA
2. The Council has reviewed the FSEIR and other information in the record and has found that the FSEIR represents the independent judgement of the City as the lead agency for the project
3. The Council recognized that the FSEIR contains additions, clarifications, modifications, and other information in response to comments on the Draft SEIR or obtained after the Draft SEIR was issued and circulated for public review and found that such changes and additional information would not result in (i) any new significant environmental impact or substantially more severe environmental impact not already disclosed and evaluated in the Draft SEIR (ii) any feasible mitigation measure considerably different from those analyzed in the Draft SEIR that would lessen a significant environmental impact of the project, or (iii) any feasible alternative considerably different from those analyzed in the Draft SEIR that would lessen a significant environmental impact of the project

4. The Council determined that recirculation of the FSEIR is not warranted or required under the provisions of CEQA
5. The Council weighed each of the benefits of the project against the unavoidable significant environmental effects identified in the FSEIR related to project-level and cumulative-level construction noise and determined that the benefits outweigh the risks and adopted a Statement of Overriding Considerations.

The documents and other materials that constitute the record of project approval may be examined at the City of San José, Department of Planning, Building and Code Enforcement, 200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower, San José CA 95113-1905. This notice is in compliance with Sections 21108 and 21152 of the Public Resources Code.

Christopher Burton, Director  
Planning, Building and Code Enforcement

Date: 3/14/24



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Deputy



**Regina Alcomendras**  
**Santa Clara County**  
**Clerk-Recorder**  
(408) 299-5688  
<https://www.clerkrecorder.org>

**Receipt: 24-38521**

<b>Product</b>	<b>Name</b>	<b>Extended</b>
CEQA	ENVIRONMENTAL FILING	\$4,101.25
	# Pages	3
	Document #	ENV25020
	Document Info:	CITY OF SAN JOSE
	Filing Type	1
<b>Total</b>		<b>\$4,101.25</b>
Tender (Check)		\$4,101.25
Check #	1494288	
Paid By	CITY OF SAN JOSE	

PLEASE KEEP FOR REFERENCE



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:  
 ENV25020  
 STATE CLEARINGHOUSE NUMBER (if applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY CITY OF SAN JOSE	LEAD AGENCY EMAIL REEMA.MAHAMOOD@SANJOSECA.	DATE 03/14/2024
COUNTY/STATE AGENCY OF FILING		DOCUMENT NUMBER

PROJECT TITLE  
 SOUTH FOURTH STREET PROJECT


PROJECT APPLICANT NAME NELLY AMAS	PROJECT APPLICANT EMAIL metrostation439@yahoo.com	PHONE NUMBER (408) 386-6474
PROJECT APPLICANT ADDRESS P.O. BOX 1770	CITY MORGAN HILL	STATE CA
		ZIP CODE 95038

**PROJECT APPLICANT** (Check appropriate box)

Local Public Agency    
  School District    
  Other Special District    
  State Agency    
  Private Entity

**CHECK APPLICABLE FEES:**

<input checked="" type="checkbox"/> Environmental Impact Report (EIR)	\$4,051.25	\$	\$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 type="checkbox"/> Exempt from fee			
<input 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)			
<hr/>			
<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		\$	
<hr/>			
<b>PAYMENT METHOD:</b>			
<input type="checkbox"/> Cash <input type="checkbox"/> Credit <input checked="" type="checkbox"/> Check <input type="checkbox"/> Other	<b>TOTAL RECEIVED</b>	\$	\$4,101.25

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Mike Louie, Deputy County Clerk-Recorder
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**Santa Clara County Recorder - Official Records**

110 West Tasman Drive  
San Jose, CA 95134  
408-299-5688

<b>Source:</b>	Phone Order (Card Keyed-In)	<b>Authorization:</b>	Paid in Full
<b>Order Date/Time:</b>	3/14/2024 01:44 PM PDT	<b>Agency Amount:</b>	\$4101.25
<b>Order Number:</b>	178139185	<b>Other Agency Amount:</b>	\$0.00
<b>Operator:</b>	MikeL	<b>Shipping Amount:</b>	\$0.00
<b>Location Code:</b>	*****615	<b>LN Service Fee:</b>	\$2.50
		<b>Total Amount(USD):</b>	\$4103.75

**Payment Information**

<b>Transaction Type:</b>	Purchase	<b>Expiration</b>	###/###
<b>Card Holder:</b>	Nelly Amas	<b>Transaction Ref #:</b>	178154745
<b>Payment Method:</b>	Credit Card (MASTERCARD *****4513)	<b>CVV2 Response:</b>	
<b>Approval Code:</b>	02324C	<b>Auth Txn Id #:</b>	MEBTTXLWN0314
<b>AVS Response:</b>		<b>Val Code:</b>	

**Merchant Copy**

<b>Agency Amount</b>	<b>Product</b>	<b>Product Detail</b>
\$4101.25	Clerk Payment	

**Santa Clara County Recorder - Official Records**

110 West Tasman Drive, San Jose, CA 95134  
408-299-5688

**VitalChek Receipt - Phone Order (Card Keyed-In)  
Cardholder Copy**

<b>Order Date/Time:</b>	3/14/2024 01:44 PM PDT	<b>Transaction Type:</b>	Purchase
<b>Confirmation Number:</b>	178139185	<b>Approval Code:</b>	02324C
<b>Payment Applied towards:</b>	Clerk Payment	<b>Transaction Ref #:</b>	178154745
<b>Card Holder:</b>	Nelly Amas	<b>Payment Method:</b>	MC(4513)

**Bill To**

Nelly Amas  
United States of America

<b>Authorization:</b>	Paid in Full
<b>Agency Amount:</b>	\$4101.25
<b>Other Agency Amount:</b>	\$0.00
<b>LN Service Fee:</b>	\$2.50
<b>Total Amount(USD):</b>	\$4103.75

Refund Policy: Please contact the agency listed on the receipt to request a refund.