

Portswood Drive General Plan Amendment and Rezoning
Initial Study/ Negative Declaration
(File Numbers: GP20-001 and C20-007)

**RESPONSES TO PUBLIC COMMENTS AND
TEXT REVISIONS**

CEQA Lead Agency:



City of San José
Planning, Building and Code
Enforcement, Planning Division
200 East Santa Clara Street, Third Floor
San José, California 95113
Phone: (408) 535-3555

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1871 The Alameda, Suite 200
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December 2020

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Appendix A: Draft Comment Letters

SECTION 1.0 INTRODUCTION

The Initial Study/Negative Declaration (IS/ND) for public review period for the Portswood Drive Residential General Plan Amendment and Rezoning project was prepared in compliance with the requirements of the California Environmental Quality Act (CEQA). The 20-day public circulation period for the IS/ND started October 30, 2020 and ended November 19, 2020. The following pages contain responses to comments submitted by agencies, organizations, and individuals during the IS/ND public review period. Copies of the comment letters are attached to this document in Appendix A.

Pursuant to CEQA Guidelines §15073.5, the recirculation of the MND is required when the document must be “substantially revised” after public notice of its availability. A “substantial revision” is defined as:

- (1) A new, avoidable significant effect is identified and mitigation measures or project revisions must be added in order to reduce the effect to insignificance; or
- (2) The lead agency determines that the proposed mitigation measures or project revisions will not reduce potential effects to less than significance and new measures or revisions must be required.

CEQA does not require formal responses to comments on an IS/ND and the decision-making body shall adopt the proposed ND only if it finds on the basis of the whole record before it, that there is no substantial evidence that the project will have a significant effect on the environment and the ND reflects the lead agency’s independent judgment and analysis [CEQA Guidelines §15074(b)].

SECTION 2.0 RESPONSES TO DRAFT IS/ND COMMENTS

Comments are organized under headings containing the source of the letter and its date. The specific comments from each of the letters and/or emails are presented, with each response to that specific comment directly following. Copies of the letters and emails received by the City of San José are included in their entirety in Appendix A of this document. Comments received on the Draft IS/ND are listed below.

<u>Comment Letter and Commenter</u>	<u>Page of Response</u>
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B. County of Santa Clara Roads and Airports Department (November 20, 2020).....	4
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REGIONAL AND LOCAL AGENCIES

A. Valley Water (dated November 18, 2020)

Comment A.1: Valley Water has reviewed the Initial Study (IS)/Draft Negative Declaration (ND) for the Portwood Drive Residential General Plan Amendment, received on October 30, 2020 and have the following comments to be considered:

Page 82, Impact Discussion (b), notes the site is not located on or adjacent to any of Valley Water's recharge systems; however, the site is located in the Santa Clara Subbasin recharge zone.

Response A.1: The referenced text in the IS/ND notes that the site is located within the Santa Clara Subbasin. The project site is not located on a designated recharge facility (such as a recharge pond or stream), as stated on page 82 of the draft Initial Study and in the above comment. Text has been added to the Initial Study to clarify that the project site is located in the Santa Clara Subbasin recharge zone. Refer to Section 3.0 Text Revisions. This comment does not provide new information that would change the analysis already disclosed in the IS/ND.

Comment A.2: Page 83, Impact Discussion (e), should include in the discussion that while the project site may not be located adjacent to any Valley Water recharge ponds, the site is located within a designated groundwater recharge zone, the Santa Clara Subbasin recharge zone and any analysis of groundwater impacts should also take that into consideration.

Response A.2: The groundwater analysis within the IS/ND references Santa Clara Valley Water's 2016 Groundwater Management Plan, which does not indicate that the Santa Clara Subbasin is vulnerable to overdraft.¹ If the Subbasin was listed as having overdraft sensitivities, this would have been addressed and discussed in the analysis of groundwater impacts. Furthermore, the Portwood Drive Project proposes an amendment to the General Plan land use designation and zoning to allow single-family residential uses on the site. The re-zoning of the property would not be expected to result in a significant impact to groundwater resources.

Also, refer to Response A.1 above. This comment does not provide new information that would change the analysis already disclosed in the IS/ND.

Comment A.3: There is no Valley Water right of way or facilities at the project site; therefore, in accordance with Valley Water's Water Resources Protection Ordinance, a Valley Water permit is not required for the proposed improvements.

Response A.3: The comment does not raise any significant issues under CEQA; therefore, no further response is required.

¹ SCVWD. *2016 Groundwater Management Plan*. Chapter 4: Water Supplies, Demands and Budget. November 2016. Page 4-15.

B. County of Santa Clara Roads and Airports Department (November 20, 2020)

Comment B.1: The County of Santa Clara Roads and Airports Department (The County) appreciates the opportunity to review the Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001), and is submitted the following comments:

The County asks that at the minimum a Local Transportation Analysis be prepared, since it generates positive net trips, and to identify any impacts to County facilities in the project proximity.

Response B.1: The project is a request to rezone the property and update its General Plan Land Use Designation from agricultural to residential. A specific development project is not proposed at this time; therefore, specific trip generation and site access and circulation cannot be determined at this time. When a specific development is proposed, it will be subject to the City's Transportation Analysis Policy, which requires development projects prepare an LTA in conjunction with future development permit applications. This comment does not provide new information that would change the analysis already disclosed in the IS/ND.

ORGANIZATIONS, BUSINESSES, AND INDIVIDUALS

C. David Osugi (dated November 4, 2020)

Comment C.1: Comments on Appendix C1, Phase I Environmental Site Assessment (Phase I ESA).

These comments pertain mostly to the paved portion of Assessor's Parcel Number (APN) 701-58-048, located between Portswood Dr. and Raich Dr. to the south, and to the artificial fill material in the north and central portion of the site (APN 701-48-057). The paved portion of APN 701-58-048 was property owned by PG&E and has in recent years been used as a utilities storage yard.

- The Phase I ESA acknowledges that inadequate information was available related to historical activities in the 1970s. Aerial photos in 1973 show at least five small structures and possible additional structures or large vehicles. Furthermore, there is no record of the date of title transfer to PG&E and the User (PG&E) also did not provide any information on previous site activities as documented in Table 8-1 of the report. Given the lack of knowledge about what previous operations occurred at the site, it does not appear that the site has been adequately characterized for potential soil contamination (e.g., petroleum hydrocarbons, PAHs, metals, PCBs). Due to the presence of railroad tracks before 1939, it would be reasonable to also include creosote among the specific potential PAH contaminants to be evaluated. If residences are proposed for this site, there should be adequate characterization of the entire site to ensure that there is no potential future exposure to soil or groundwater at the project site. If contamination does exist under the paved portion, this should be fully characterized as part of the project.
- Based on sampling documentation, no soil sampling has been conducted on the paved portion of the project site.
- PG&E and project developer should be required to provide all information about activities conducted at the site to facilitate characterization of the site. PG&E should also provide documentation of title transfer of the property.
- The documentation does not draw any conclusions as to the extent of previous storage of previous PCB equipment or PCB-contaminated equipment at the site. The report only draws conclusions based on what was observed at the time of their inspection. Given the lack of knowledge about previous activities on the site, it would be appropriate to take a more conservative approach and assume that other storage activities (e.g. PCB equipment or PCB-contaminated equipment) may also have occurred at the site. Visual evidence of surface spills or releases may not now be fully evident after the site was paved over.
- If there is contamination at the site, there should be measures to protect workers and residents from potential exposure (i.e. airborne particulates) during construction.
- Further soil characterization is needed for the artificial fill material located in the northern and central portions of the site.
- Given that single-family residences are planned at this location, it is important to ensure that the full extent of any potential soil contamination is fully characterized before proceeding. These potential hazards should be known prior to proceeding with the negative declaration for this project, or with satisfactory mitigation measures.

Response B.1: The Initial Study describes the past agricultural history of the site and, as a result, the potential for residual levels of agricultural chemicals to be present in on-site soils. The Initial Study and Phase I ESA (which is included in Appendix C of the Initial Study) disclosed the data gaps regarding use of the southern portion of the site in the 1970s and the unknown nature of the fill in the central and northern portions of the site (page 71 of the Initial Study). To address the potential for on-site contamination from historic agricultural use and data gaps, a Phase II Limited ESA was completed and a copy of this report is included in Appendix C of the Initial Study.

As discussed on pages 71 and 73 of the Initial Study, the Phase II Limited ESA (which is included in Appendix C2 of the Initial Study) included soil sampling for petroleum hydrocarbons, organochlorine pesticides, PCBs, and metals. The results of the sampling indicated the absence of PCBs and the presence of petroleum hydrocarbons and organochlorine pesticides at levels below residential ESLs. In addition, metals (arsenic and cobalt) were found within accepted background concentrations. Based on the Phase I ESA and Phase II Limited ESA investigations, it is concluded that there are no Recognized Environmental Conditions, Controlled Recognized Environmental Conditions, or Historical Recognized Environmental Conditions on the site.

The project is a request to rezone the property and amend the General Plan Land Use Designation from agricultural to residential. When a specific development project is proposed, it will be subject to existing hazardous materials regulations (including those identified in Section 4.9.1.1 Regulatory Framework in the Initial Study) and subsequent environmental review will be required. At that time, the City would make a determination if any further investigation, mitigation measures, or conditions are warranted based on the specific development proposal to ensure that the future proposed development meets screening criteria for construction workers, future residents, surrounding neighborhood, and environment would be made. This comment does not provide new information that would change the analysis already disclosed in the IS/ND.

D. Ed Ketchum (dated November 1, 2020)

Comment D.1: This project is within the area of San José per agreement is represented by the Muwema Tribal Band. Please contact their representative.

Response D.1: The Muwema Tribal Band was included among the recipients of the Notice of Intent to Adopt a Negative Declaration (NOI) for the project, mailed out by the City on October 30, 2020. The tribe did not respond with any concerns or comments. Therefore, no further response is required.

SECTION 3.0 DRAFT IS/MND TEXT REVISIONS

This section contains revisions to the text of the Portswood Drive Residential GPA and Rezoning Draft IS/ND dated October 2020. Revised or new language is underlined. All deletions are shown with a ~~line through the text~~.

Initial Study, Page 82 Section 4.10.2 Hydrology and Water Quality Impact Discussion, the following information will be REVISED as follows:

The proposed project is located within the Santa Clara Subbasin Recharge Zone, one of two groundwater basins located within the City of San José Urban Growth Boundary. The project would result in the project site having a General Plan land use designation and zoning that permits residential development. Future development of the site would rely on existing sources of water and the City's existing water delivery system. Groundwater levels at the site are estimated to be 40 feet bgs. Future development of the site would not likely require dewatering of subsurface groundwater during construction. If construction dewatering occurs, it would be temporary in nature and would not substantially affect regional groundwater supplies. Future residential uses on the project site would contribute to the cumulative increase in demand for water in the City; however, the project itself would not result in the overdraft of any groundwater basins. Although the project site is located within the Santa Clara Subbasin Recharge Zone, the project site is not located on or adjacent to any of Valley Water's 18 major groundwater recharge systems facilities (i.e., recharge ponds or streams), as described in the Santa Clara Valley Water District's *Groundwater Management Plan*.² Therefore, the project and future development on the site would not interfere with groundwater recharge activities or substantially deplete groundwater levels. **(Less than Significant Impact)**

Initial Study, Page 83 Section 4.10.2 Hydrology and Water Quality Impact Discussion, the following information will be REVISED as follows:

Valley Water prepared a GMP for the Santa Clara and Llagas subbasins in 2016, describing its comprehensive groundwater management framework including objectives and strategies, programs and activities to support those objectives, and outcome measures to gauge performance. The GMP is the guiding document for how Valley Water will ensure groundwater basins within its jurisdiction are managed sustainably. While the project site is not located on or adjacent to any groundwater recharge facilities (i.e., recharge ponds or streams), the project site is located within the Santa Clara Subbasin Recharge Zone, which ~~The Santa Clara subbasin~~ has not been identified as a groundwater basin in a state of overdraft. Implementation of the proposed project would not interfere with any actions set forth by Valley Water in its GMP regarding groundwater recharge, transport of groundwater, and/or groundwater quality. Therefore, the proposed project would not preclude implementation of the GMP.

² SCVWD. *2016 Groundwater Management Plan*. November 2016. Figure 1-3.

SECTION 4.0 CONCLUSION

The comments received on the IS/ND did not raise any new issues about the project’s environmental impacts, or provide information indicating the project would result in new environmental impacts or impacts substantially greater in severity than disclosed in the IS/ND. Minor clarifications were added to the text of the IS/MND (refer to Section 3.0 Draft IS/ND Text Revisions). The text revisions do not constitute a “substantial revision” pursuant to CEQA Guidelines §15073.5 and recirculation of the ND is not required.

Appendix A: Draft EIR Comment Letters

From: [Lisa Brancatelli](#)
To: [Le, Thai-Chau](#)
Cc: [Colleen Haggerty](#)
Subject: NOA a ND for Portswood Drive Residential General Plan Amendment (GP20-001)
Date: Wednesday, November 18, 2020 8:50:24 AM
Attachments: [image001.png](#)
Importance: High

[External Email]

Hello Thai-Chau Le,

Please disregard the previous subject email and consider this email instead.

Valley Water has reviewed the Initial Study (IS)/Draft Negative Declaration (ND) for the Portswood Drive Residential General Plan Amendment, received on October 30, 2020 and have the following comments to be considered:

1. Page 82, Impact Discussion (b), notes the site is not located on or adjacent to any of Valley Water's recharge systems; however, the site is located in the Santa Clara Subbasin recharge zone.
2. Page 82, Impact Discussion (e), should include in the discussion that while the project site may not be located adjacent to any Valley Water recharge ponds, the site is located within a designated groundwater recharge zone, the Santa Clara Subbasin recharge zone and any analysis of groundwater impacts should also take that into consideration.
3. There is no Valley Water right of way or facilities at the project site; therefore, in accordance with Valley Water's Water Resources Protection Ordinance, a Valley Water permit is not required for the proposed improvements.

We appreciate the opportunity to comment on the draft ND and IS and would also appreciate the opportunity to review any further documents when they become available. If you have any questions, or need further information, you can reach me at (408) 630-2479, or by e-mail at LBrancatelli@valleywater.org. Please reference District File No. 34286 on future correspondence regarding this project.

Thank you,

LISA BRANCATELLI

ASSISTANT ENGINEER II (CIVIL)

Community Projects Review Unit

lbrancatelli@valleywater.org

Tel. (408) 630-2479 / Cell. (408) 691-1247

CPRU Hotline: (408) 630-2650

Santa Clara Valley Water District is now known as:



Clean Water • Healthy Environment • Flood Protection

5750 Almaden Expressway, San Jose CA 95118

www.valleywater.org

From: CPRU-Dropbox <CPRU@valleywater.org>

Sent: Tuesday, November 10, 2020 11:59 AM

To: Lisa Brancatelli <LBrancatelli@valleywater.org>

Subject: FW: Public Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001)

LISA BRANCATELLI

ASSISTANT ENGINEER II (CIVIL)

Community Projects Review Unit

lbrancatelli@valleywater.org

Tel. (408) 630-2479 / Cell. (408) 691-1247

CPRU Hotline: (408) 630-2650

Santa Clara Valley Water District is now known as:



Clean Water • Healthy Environment • Flood Protection

5750 Almaden Expressway, San Jose CA 95118

www.valleywater.org

From: Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov>

Sent: Friday, October 30, 2020 8:10 AM

Subject: Public Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001)

**PUBLIC NOTICE
INTENT TO ADOPT A NEGATIVE DECLARATION
CITY OF SAN JOSE, CALIFORNIA**

Project Name: Portswood Drive Residential General Plan Amendment and Rezoning Project

File No.: GP20-001/C20-007/ER20-058

Description: The project proposes a General Plan Amendment (GPA) and rezoning of the approximately 8.6-acre project site to potentially allow for the development of single-family residential units and expansion of existing single-family residences in the future. The project proposes to change the land use designation from Transportation and Utilities (TU) to Residential Neighborhood (RN). The project also proposes to rezone the project site from A Agriculture and R-1-1 (PD) Planned Development District to R-1-5 Single-Family Residence District.

Location: The approximately 8.6-acre site consists of Pacific Gas & Electric (PG&E) property located on Portswood Drive, between Belder Drive and Martwood Way, that extends from Almaden Expressway to McKean Road; and a linear parcel between Queenswood Court and Brooktree Court, that extends from Almaden Expressway to Bret Harte Drive.

Assessor's Parcel No.: 701-48-057, 701-58-048

Council District: 10

Applicant Contact Information: SummerHill Homes (ATTN: Denise Cunningham, Vice President of Entitlements & Planning); 3000 Executive Parkway, San Ramon, CA 94583, DCunningham@shhomes.com; (925) 244-7537

The City has performed an environmental review of the project. The environmental review examines the nature and extent of any adverse effects on the environment that could occur if the project is approved and implemented. Based on the review, the City has prepared a Draft Negative Declaration (ND) for this project. An ND is a statement by the City that the project will not have a significant effect on the environment because the project will not have a significant effect on the environment. The project site is not present on any list pursuant to Section 65962.5 of the California Government Code.

The public is welcome to review and comment on the Draft ND. The public comment period for this Draft ND begins on **Friday October 30, 2020 and ends on November 19, 2020**. The Draft ND, Initial Study, and reference documents are available online at: www.sanjoseca.gov/negativedeclarations.

In response to the COVID-19 and Shelter-in-Place policy, hard copies are not longer available at the typical locations such as the City of San Jose Department of Planning, Building and Code Enforcement, located at City Hall, 200 East Santa Clara Street; and at the Dr. Martin Luther King, Jr. Main Library, located at 150 E. San Fernando Street during normal business hours. Therefore, if requested, a hard copy will be mailed to you. Please allow time for printing and delivery. Please contact Thai-Chau Le at Thai-Chau.Le@sanjoseca.gov.

For additional information, please contact Thai-Chau Le at (408) 535-5658, or by e-mail at Thai-Chau.Le@sanjoseca.gov.

Best regards,
Thai

Thai-Chau Le

Supervising Planner | Planning, Building & Code Enforcement

City of San Jose | 200 East Santa Clara Street

Thai-Chau.Le@sanjoseca.gov | (408) 535 - 5658

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County of Santa Clara

Roads and Airports Department
Planning, Land Development and Survey



101 Skyport Drive
San Jose, CA 95110-1302
(408) 573-2460 FAX 441-0276

November 20, 2020

Thai-Chau Le

Supervising Planner|Planning, Building & Code Enforcement
City of San Jose|200 East Santa Clara Street
Thai-Chau.Le@sanjoseca.gov | (408) 535 - 5658

SUBJECT: Public Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001)

The County of Santa Clara Roads and Airports Department (The County) appreciates the opportunity to review the Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001), and is submitting the following comments:

- The County asks that at the minimum a Local Transportation Analysis be prepared, since it generates positive net trips, and to identify any impacts to County facilities in the project proximity.

If you have any questions or concerns about these comments, please contact me at 408-573-2462 or ben.aghegnehu@rda.sccgov.org

Thank you.



From: [REDACTED]
To: [Le.Thai-Chau](mailto:Le.Thai-Chau@sanjoseca.gov)
Subject: Re: Public Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001)
Date: Wednesday, November 4, 2020 2:18:47 PM

[External Email]

David Osugi [REDACTED]

1:14 PM (0 minutes ago)

to Thai-Chau

Project Name: Portswood Drive Residential General Plan Amendment and Rezoning Project
File No.: GP20-001/C20-007/ER20-058

Hello Thai-Chau,

Comments on Appendix C1, Phase I Environmental Site Assessment (Phase I ESA)

These comments pertain mostly to the paved portion of Assessors Parcel Number (APN) 701-58-048, located between Portswood Dr. and Raich Dr. to the south, and to the artificial fill material in the north and central portion of the site (APN 701-48-057). The paved portion of APN 701-58-048 was property owned by PG&E and has in recent years been used as a utilities storage yard.

1. The Phase I ESA acknowledges that inadequate information was available related to historical activities in the 1970s. Aerial photos in 1973 show at least five small structures and possible additional structures or large vehicles. Furthermore, there is no record of the date of title transfer to PG&E and the User (PG&E) also did not provide any information on previous site activities as documented in Table 8-1 of the report. Given the lack of knowledge about what previous operations occurred at the site, it does not appear that the site has been adequately characterized for potential soil contamination (e.g., petroleum hydrocarbons, PAHs, metals, PCBs). Due to the presence of railroad tracks before 1939, it would be reasonable to also include creosote among the specific potential PAH contaminants to be evaluated. If residences are proposed for this site, there should be adequate characterization of the entire site to ensure that there is no potential future exposure to soil or groundwater at the project site. If contamination does exist under the paved portion, this should be fully characterized as part of the project.
2. Based on sampling documentation, no soil sampling has been conducted on the paved portion of the project site.
3. PG&E and project developer should be required to provide all information about activities conducted at the site to facilitate characterization of the site. PG&E should also provide documentation of title transfer of the property.
4. The documentation does not draw any conclusions as to the extent of previous storage of previous PCB equipment or PCB-contaminated equipment at the site. The report only draws conclusions based on what was observed at the time of their inspection. Given the lack of knowledge about previous activities at the site, it would be appropriate to take a more conservative approach and assume that other storage activities (e.g., PCB equipment or PCB-contaminated equipment) may also have occurred at the site. Visual evidence of surface spills or releases may not now be fully evident after the site was paved over.
5. If there is contamination at the site, there should be measures to protect workers and residents from potential exposure (i.e., airborne particulates) during construction.
6. Further soil characterization is needed for the artificial fill material located in the northern and central portions of the site.
7. Given that single-family residences are planned at this location, it is important to ensure that the full extent of any potential soil contamination is fully characterized before proceeding. These potential hazards should be known prior to proceeding with the negative declaration for this project, or with satisfactory mitigation measures.

Thank you for the opportunity to comment.

David Osugi
[REDACTED]



On Wed, Nov 4, 2020 at 1:14 PM David Osugi [REDACTED] wrote:
Project Name: Portswood Drive Residential General Plan Amendment and Rezoning Project
File No.: GP20-001/C20-007/ER20-058

Comments on Appendix C1, Phase I Environmental Site Assessment (Phase I ESA)

These comments pertain mostly to the paved portion of Assessors Parcel Number (APN) 701-58-048, located between Portswood Dr. and Raich Dr. to the south, and to the artificial fill material in the north and central portion of the site (APN 701-48-057). The paved portion of APN 701-58-048 was property owned by PG&E and has been used as a utilities storage yard.

1. The ESA acknowledges that inadequate information is available related to historical activities that were present in the 1970s. Furthermore the User did not provide any information as documented in Table 8-1

On Fri, Oct 30, 2020 at 11:39 AM Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov> wrote:

**PUBLIC NOTICE
INTENT TO ADOPT A NEGATIVE DECLARATION
CITY OF SAN JOSE, CALIFORNIA**

Project Name: Portswood Drive Residential General Plan Amendment and Rezoning Project
File No.: GP20-001/C20-007/ER20-058

Description: The project proposes a General Plan Amendment (GPA) and rezoning of the approximately 8.6-acre project site to potentially allow for the development of single-family residential units and expansion of existing single-family residences in the future. The project proposes to change the land use designation from Transportation and Utilities (TU) to Residential Neighborhood (RN). The project also proposes to rezone the project site from A Agriculture and R-1-1 (PD) Planned Development District to R-1-5 Single-Family Residence District.

Location: The approximately 8.6-acre site consists of Pacific Gas & Electric (PG&E) property located on Portswood Drive, between Belder Drive and Martwood Way, that extends from Almaden Expressway to McKean Road; and a linear parcel between Queenswood Court and Brooktree Court, that extends from Almaden Expressway to Bret Harte Drive.

Assessor's Parcel No.: 701-48-057, 701-58-048
Council District: 10

Applicant Contact Information: SummerHill Homes (ATTN: Denise Cunningham, Vice President of Entitlements & Planning); 3000 Executive Parkway, San Ramon, CA 94583, DCunningham@shhomes.com; (925) 244-7537

The City has performed an environmental review of the project. The environmental review examines the nature and extent of any adverse effects on the environment that could occur if the project is approved and implemented. Based on the review, the City has prepared a Draft Negative Declaration (ND) for this project. An ND is a statement by the City that the project will not have a significant effect on the environment because the project will not have a significant effect on the environment. The project site is not present on any list pursuant to Section 65962.5 of the California Government Code.

The public is welcome to review and comment on the Draft ND. The public comment period for this Draft ND begins on **Friday October 30, 2020 and ends on November 19, 2020**. The Draft ND, Initial Study, and reference documents are available online at: www.sanjoseca.gov/negativedeclarations.

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Thai

Thai-Chau Le

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City of San Jose | 200 East Santa Clara Street

Thai-Chau.Le@sanjoseca.gov | (408) 535 - 5658

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From: [Ed Ketchum](#)
To: [Le, Thai-Chau](#)
Subject: Re: Public Notice of Intent to Adopt a Negative Declaration for Portswood Drive Residential General Plan Amendment and Rezoning Project (GP20-001)
Date: Sunday, November 1, 2020 12:32:24 AM

[External Email]

Thai-Chau,
This project is within the area of San Jose per agreement is represented by the Muwema Tribal Band. Pleas contact their representatives.

Ed Ketchum
Amah Mutsun Tribal Band

Sent from my iPad

On Oct 30, 2020, at 8:10 AM, Le, Thai-Chau <Thai-Chau.Le@sanjoseca.gov> wrote:

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The City has performed an environmental review of the project. The environmental review examines the nature and extent of any adverse effects on the environment that could occur if the project is approved and implemented. Based on the review, the City has prepared a Draft Negative Declaration (ND) for this project. An ND is a statement by the City that the project will not have a significant effect on the environment because the project will not have a significant effect on the environment. The project site is not present on any list pursuant to Section 65962.5 of the California Government Code.

The public is welcome to review and comment on the Draft ND. The public comment period for this Draft ND begins on **Friday October 30, 2020 and ends on November 19, 2020**. The Draft ND, Initial Study, and reference documents are available online at: www.sanjoseca.gov/negativedeclarations.

In response to the COVID-19 and Shelter-in-Place policy, hard copies are not longer available at the typical locations such as the City of San Jose Department of Planning, Building and Code Enforcement, located at City Hall, 200 East Santa Clara Street; and at the Dr. Martin Luther King, Jr. Main Library, located at 150 E. San Fernando Street during normal business hours. Therefore, if requested, a hard copy will be mailed to you. Please allow time for printing and delivery. Please contact Thai-Chau Le at Thai-Chau.Le@sanjoseca.gov.

For additional information, please contact Thai-Chau Le at (408) 535-5658, or by e-mail at Thai-Chau.Le@sanjoseca.gov.

Best regards,

Thai

Thai-Chau Le

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