

**NOTICE OF AVAILABILITY OF  
A DRAFT ENVIRONMENTAL IMPACT REPORT (EIR)  
AND PUBLIC COMMENT PERIOD**

A Draft Environmental Impact Report (DEIR) for the 210 Baypointe Residential Project (SCH# 2022120253). The approximately 4.3-acre project site is comprised of one parcel (APN: 097-07-046) located at 210 Baypointe Parkway, which is currently developed with a commercial building and associated parking lot. The proposed project would demolish the existing building on site and construct 42, three-story townhouses in six buildings and one 292-unit, seven story apartment building. Approximately 5.82 percent of total units within the apartment building would be affordable (17 units out of 292).

**Location:** 210 Baypointe Parkway

**APN:** 097-07-046

**Council District:** 4

**File Nos.:** ER22-234 & H22-037

The proposed project will have potentially significant environmental effects with regard to air quality, biological resources, cultural resources, hazardous materials, and noise. The California Environmental Quality Act (CEQA) requires this notice to disclose whether any listed toxic sites are present at the project location. The project location is located on the Cortese List of toxic sites for voluntary cleanup actions. The Department of Toxic Substances Control (DTSC) is a responsible agency for this project.

The Draft EIR and documents referenced in the Draft EIR are available for review online at the City of San José's "Active EIRs" website at [www.sanjoseca.gov/activeeirs](http://www.sanjoseca.gov/activeeirs) and are also available at the following locations:

Department of Planning, Building,  
and Code Enforcement  
200 East Santa Clara St., 3<sup>rd</sup> Floor  
San José, CA 95113

Dr. MLK Jr. Main Library  
150 E. San Fernando St.,  
San José, CA 95112

Alviso Branch Library  
505 N First Street,  
San José, CA 95002

The public review period for this Draft EIR begins on **May 31, 2023 and ends on July 17, 2023**. Written comments must be received at the Planning Department by **5:00 p.m. on July 17, 2023**, in order to be addressed as part of the formal EIR responses to comments process. Comments and questions should be referred to Kara Hawkins in the Department of Planning, Building and Code Enforcement via e-mail at [kara.hawkins@sanjoseca.gov](mailto:kara.hawkins@sanjoseca.gov) or by regular mail at the mailing address listed for the Department of Planning, Building, and Code Enforcement, above (send to the attention of Kara Hawkins). For the official record, **please reference File Nos. ER23-234 and H22-037 in any correspondence.**



Following the close of the public review period, the Director of Planning, Building, and Code Enforcement will prepare a Final Environmental Impact Report that will include responses to comments received during the review period. At least ten days prior to the public hearing on the EIR, the City's responses to comments received during the public review period will be available for review and will be sent to those who have commented in writing on the EIR during the public review period.

Christopher Burton, Director  
Planning, Building and Code Enforcement

Date

*Tina Jarg*

May 24, 2023

Deputy