

ADDENDUM TO THE ENVISION SAN JOSÉ 2040 GENERAL PLAN FINAL ENVIRONMENTAL IMPACT REPORT AND SUPPLEMENTAL PROGRAM ENVIRONMENTAL IMPACT REPORT (SCH# 2009072096)

Pursuant to Section 15164 of the CEQA Guidelines, the City of San José has determined that the project described below will result in minor changes to the Envision San José 2040 General Plan Final Program Environmental Impact Report and Envision San José 2040 General Plan Supplemental Environmental Impact Report, which do not raise important new issues about the significant impacts on the environment.

File Number and Project Name: C16-052 539 North 8th Street Rezoning

Conventional Rezoning from LI Light Industrial Zoning District to R-2 Two-Family Residence Zoning District on a 0.145 gross acre site. **Location:** Northwest of the intersection on North 8th Street and East Empire Street, at 539 North 8th Street in San José. **Assessor’s Parcel Number:** 249-36-002. **Council District:** 3.

The environmental impacts of this project were addressed by the following Environmental Impact Reports (EIRs): the Envision San José 2040 General Plan EIR adopted by City Council Resolution No. 76041 on November 1, 2011 (SCH #2009072096) and the Envision San José General Plan 2040 Supplemental EIR adopted by City Council Resolution No. 77617 on December 15, 2015 (SCH #2009072096). The proposed project is eligible for an addendum pursuant to CEQA Guidelines §15164, which states that, “A lead agency or responsible agency shall prepare an addendum to a previously certified EIR if some changes or additions are necessary but none of the conditions described in CEQA Guidelines §15162 calling for preparation of a subsequent EIR have occurred.”

The following impacts were reviewed and found to be adequately considered by the EIRs:

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| <input checked="" type="checkbox"/> Aesthetics | <input checked="" type="checkbox"/> Agriculture Resources | <input checked="" type="checkbox"/> Air Quality |
| <input checked="" type="checkbox"/> Biological Resources | <input checked="" type="checkbox"/> Cultural Resources | <input checked="" type="checkbox"/> Geology and Soils |
| <input checked="" type="checkbox"/> Greenhouse Gas Emissions | <input checked="" type="checkbox"/> Hazardous Materials | <input checked="" type="checkbox"/> Hydrology & Water Quality |
| <input checked="" type="checkbox"/> Land Use | <input checked="" type="checkbox"/> Mineral Resources | <input checked="" type="checkbox"/> Noise |
| <input checked="" type="checkbox"/> Population and Housing | <input checked="" type="checkbox"/> Public Services | <input checked="" type="checkbox"/> Recreation |
| <input checked="" type="checkbox"/> Transportation/Traffic | <input checked="" type="checkbox"/> Utilities & Service Systems | <input checked="" type="checkbox"/> Energy |
| <input checked="" type="checkbox"/> Growth Inducing | <input checked="" type="checkbox"/> Cumulative Impacts | <input checked="" type="checkbox"/> Mandatory Findings of Significance |

ANALYSIS


The proposed rezoning would not result in any new or substantially increased significant impacts beyond those previously identified in the Envision San José 2040 General Plan EIR, as supplemented. For the project site, the City’s Zoning Ordinance did not identify a General Plan conforming zoning district for MUN Mixed Use Neighborhood. The proposed rezoning from LI

Light Industrial Zoning District to R-2 Two-Family Residence Zoning District, however, shall provide an environmentally less intensive land use and would not result in any impacts beyond those identified in the previously identified certified EIRs.

Given the proposed project description and knowledge of the project area, the City has concluded that the proposed project would not result in any new impacts beyond those previously identified certified EIRs. Additionally, the proposed rezoning would not result in a substantial increase in the magnitude of any significant environmental impacts previously identified in the previously certified EIRs; nor have any new mitigation measures or alternatives which are considerably different from those analyzed in the EIRs been identified. For these reasons, a supplemental or subsequent EIR is not required and an addendum to the EIRs has been prepared and the City of San José may take action on the proposed project as being within the scope of the Final Program EIR. This addendum will not be circulated for public review, but will be attached to the EIRs, pursuant to CEQA Guidelines §15164(c).

Harry Freitas, Director
Planning, Building and Code Enforcement

2/22/17
Date


Deputy

Environmental Manager: Krinjal Mathur