

FW: 1000 Gibraltar Drive Project

1 message

Tue, Feb 16, 2021 at 8:42 AM

From: Janet M. Laurain [REDACTED]
Sent: Friday, February 12, 2021 12:57 PM
To: Rozalynne Thompson [REDACTED]
Subject: 1000 Gibraltar Drive Project

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Hi Rozalynne,

Can you please send me the applicant contact information (name and phone/email address) for the 1000 Gibraltar Drive project? Is there a projected timeline for the Planning Commission and City Council hearings on this project?

N-1

Also, I checked my emails and I did not find notice of the DEIR being released for public comment. We have a standing Request for Notice of CEQA Actions and Hearings on file with the City (See Attached). Can you please tell me if we were on the City's mailing list for notification of this project?

N-2

Thank you, in advance, for your help.

Janet Laurain

Janet M. Laurain, Paralegal
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080
(650) 589-1660
[REDACTED]

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*Admitted in Colorado

January 28, 2020

VIA U.S. MAIL

Ms. Mary Lavelle
City Clerk
City of Milpitas
455 East Calaveras Blvd.
Milpitas, CA 95035

Mr. Ned Thomas
Director of Planning & Neighborhood
Services
City of Milpitas
455 East Calaveras Blvd.
Milpitas, CA 95035

Re: **Renewal of Annual Request for Mailed Notice of Actions and
Public Hearings**

Dear Ms. Lavelle and Mr. Thomas:

We are writing to renew our annual request that City of Milpitas provide us notice, by U.S. Mail or email, of any and all environmental review documents, actions or hearings related to development projects or activities proposed to be permitted in City of Milpitas. This request includes:

1. Notice of any public hearing in connection with projects as required by California Planning and Zoning Law (Gov. Code §§ 65000 *et seq.*); and
2. Any and all notices prepared pursuant to the California Environmental Quality Act ("CEQA") (Pub. Res. Code §§ 21000 *et seq.*), including:
 - o Notices of determination that an Environmental Impact Report ("EIR") is required for a project;
 - o Notices of any scoping meeting;
 - o Notices of preparation of an EIR or a Negative Declaration ("ND") or Mitigated Negative Declaration ("MND") for a project;
 - o Notices of an Addendum to a previous EIR, ND or MND;

N-3

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- Notices that a subsequent project is within the scope of a project covered by a master Environmental Impact Report;
- Notices of availability of an EIR;
- Notices of intent to adopt an ND or MND;
- Notices of approval and/or determination that an EIR has been certified; and
- Notices of determination that a project is exempt from CEQA.

N-3 Cont.

Pursuant to CEQA, the CEQA Guidelines and Government Code Section 65092, local agencies are required to mail such notices to any person who has filed a written request for them with the clerk of the agency's governing body.

In addition, we request a copy, via U.S. Mail or email, of all City of Milpitas Planning Commission and City Council meeting and/or hearing agendas, as required by Government Code Section 54954.1.

We are willing to pay any fees reasonably related to the costs of providing these services.

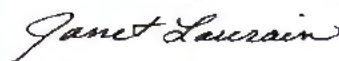
Please send the notices to:

N-4

Janet Laurain
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080
jlaurain@adamsbroadwell.com

Please call me at 650-589-1660 if you have any questions. Thank you for your attention to this matter.

Sincerely,



Janet Laurain
Paralegal

JML:acp
3698-005acp

**Response to Comment Letter N:
Janet Laurain, Adams Broadwell Joseph & Cardozo**

Response to Comment N-1

The commenter requests the Applicant's contact information, and inquires about a projected timeline for the Planning Commission and City Council hearings on the Project. Page III-14 of the Draft EIR states that the Project applicant is Overton Moore Properties. Its office is located at 19700 South Vermont Avenue, Suite #101 in Torrance, California. The Project site owner is Westport Capital Partners, 2121 Rosecrans Avenue, Suite 4325, El Segundo, California. This comment does not state a specific concern or question regarding the sufficiency of the analysis or mitigation measures contained in the Draft EIR; therefore, no further response is required.

Response to Comment N-2

The commenter expresses that they did not receive email notice of the Draft EIR being released for public comment. The commenter asks about being on the City's mailing list for notification of the Project, referencing a standing Request for Notice of CEQA Actions and Hearings on file with the City. Please refer to the following link: <https://www.ci.milpitas.ca.gov/1000gibraltardrive> in order to access the CEQA documentation for the proposed Project. The Draft EIR was made available to various public agencies, citizen groups, and interested individuals for a 52-day public review period from December 23, 2020 through February 12, 2021. The City also conducted a virtual public meeting on the Draft EIR to accept written comments on the Draft EIR on February 1, 2021. The Draft EIR was circulated to state agencies for review through the State Clearinghouse of the Governor's Office of Planning and Research. Copies of a Notice of Availability (NOA) of the Draft EIR were also sent to citizens surrounding the Project site (within a 1,000-foot radius), interested groups and agencies. In addition, on December 23, 2020, the *Mercury News* included a notice regarding the availability of the Draft EIR. Copies of the Draft EIR were made available for review at the San Mateo County Library and online at the City's website, <https://www.ci.milpitas.ca.gov/1000gibraltardrive>. This comment does not state a specific concern or question regarding the sufficiency of the analysis or mitigation measures contained in the Draft EIR; therefore, no further response is required.

Response to Comment N-3

The commenter requests renewal of their annual request that the City provide any and all environmental review documents, actions or hearings related to development projects or activities proposed in the City of Milpitas. This comment is noted. This comment does not state a specific concern or question regarding the sufficiency of the analysis or mitigation measures contained in the Draft EIR; therefore, no further response is required.

Response to Comment N-4

In this comment, the commenter requests copies of all City Planning Commission and City Council meeting and/or hearing agendas. This comment is noted. The commenter provides

closing statements and includes the commenter's contact information. This comment does not state a specific concern or question regarding the sufficiency of the analysis or mitigation measures contained in the Draft EIR; therefore, no further response is required.