Check list for Conformance with PPSP - EIR Project Name: 221 N. Mathilda Ave. File #2015-7302 Page 1 of 29

CEQA Checklist

Project Title	221 North Mathilda Avenue
Lead Agency Name and Address	City of Sunnyvale P.O. Box 3707, Sunnyvale, CA 94088-3707
Contact Person	Momoko Ishijima, Associate Planner
Phone Number	(408) 730-7532
Project Location	221 North Mathilda Avenue Sunnyvale, CA 94086 (APN: 165-27-010)
Applicant's Name	Spear Street Capital
Zoning	Peery Park Specific Plan - Innovation Edge (PPSP / Innovagtion Edge)
General Plan	Peery Park
Other Public Agencies whose approval is required	Santa Clara County - Airport Land Use Commission

BRIEF PROJECT DESCRIPTION

The action for the Heritage Preservation Commission is a Resource Alteration Permit to a Sunnyvale Heritage Resource for the former Mellow's Nursery site to allow alteration of the setting with redevelopment of the site with a three-story, office building with a four level parking structure. The project includes relocation, rehabilitation and adaptive reuse of the historic house on a reduced area of the site in accordance with the Secretary of the Interior's Standards for the Treatment of Historic Properties.

The complete application requires a Peery Park Plan Review Permit considered by the Planning Commission and a Resource Alteration Permit considered by the Heritage Preservation Commission to allow redevelopment of a 4.3-acre former nursery site with a 3-story commercial office building totaling 144,264 square feet in floor area (80% FAR), a 4-story parking structure with partial sub-grade parking, and the restoration and adaptive reuse of a 1,252-square foot historic house on site. The project site is listed on the City of Sunnyvale Heritage Resource Inventory.

The project is located in the Peery Park Specific Plan area. Development in the Peery Park District is guided by the Peery Park Specific Plan (PPSP). The subject project was included as a Near Term Development Project in the PPSP and related Environmental Impact Report (EIR) analysis. The PPSP was adopted and the EIR was certified by City Council on September 20,

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2016. The City Council adopted a Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program related to the significant and unavoidable impacts to the historic resource at the project site.

DETAILED PROJECT DESCRIPTION

Existing Site Conditions

The 4.3-acre project site was a former commercial plant nursery. The site contains a single family dwelling facing North Mathilda Avenue with the remnant of the orchard located behind and to the west of the house. The house was designed by the San Jose architectural firm, Wolfe & McKenzie, and constructed circa 1906. There are three other structures of varying sizes and ages on the property consisting of a garage and storage structures.

Surrounding Land Uses and Setting

The site is bounded by North Mathilda Avenue to the east, California Avenue to the south and Sobrante Way to the west. The surrounding uses are a multi-tenant commercial office development to the north, multi-family residential developments to the east, and industrial office developments to the south and west. The project site is located in the southern part of the Peery Park Specific Plan area, and the Sunnyvale Downtown district and Caltrain Station are located approximately ¼ mile to the southeast.

On-Site Development

The project site would be developed with a three story, 144,264-square foot office/R&D building on the south side along California Avenue. The building height would be 50 feet to the parapet and approximately 63 feet to the top of the stair tower. The main entrance to the building would be oriented to an internal drive court off of Sobrante Way with a secondary entrance facing California Avenue. An approximately 35-foot high, four level parking structure with partial subterranean parking would be located to the northwest of the property with a one-way access from of the internal drive court and one-way egress out to Sobrante Way. The parking structure would provide 500 parking spaces.

The project would relocate the historic house approximately 100 feet to the north and keep its orientation toward North Mathilda Avenue. The house would be restored and repurposed for office use in accordance with the Secretary of Interior's Standards for the Treatment of Historic Properties. Three other structures including a garage and storage structures would be demolished. All orchard and non-orchard trees would be removed. 33 protected trees would be removed with the preservation of seven protected trees including coast live oak trees and a redwood tree.

The main access to the project site would be off of Sobrante Way. The project would retain one of the two existing driveways on North Mathilda Avenue for emergency vehicle access only. The project proposes new landscaping all around each of the structures and open space area between the office building and the historic house. A publicly accessible open space area of approximately 10,000 square feet would be located on the corner of California Avenue and Sobrante Way. The open space area would include a bocce ball court for recreational use and orchard style landscaping incorporating elements of the site's heritage.

Construction Activities and Schedule

On-Site Demolition and Construction: Construction activities include demolition of the garage and sheds, the relocation and restoration of the house, and construction of the office building and the parking structure. The property would be cleared of all vegetation and protection of the seven trees identified for preservation. Grading activity includes excavation for one level of subterranean parking. The project will be subject to the Sunnyvale Municipal Code requirements for construction noise and hours of construction contained in Chapter 16.08.030.

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Construction of the project is estimated to span 4-5 months. Demolition is anticipated to commence in spring of 2017. Demolition and site work will span approximately one- month. The remaining time will include construction of the buildings, on-site improvements and off-site improvements. Construction will not include deep pile foundations or pile driving, jackhammers or other extremely high noise-generating activities or significant vibration.

Off-site Improvements: Existing curb cuts and driveways off of North Mathilda Avenue would be removed and new curb cuts, driveways, sidewalks and landscaping would be installed along all frontages as per City/Perry Park Specific Plan standards. Standard water, sewer, right-of-way and utility upgrades will be provided as required by the Municipal Code.

EVALUATION OF ENVIRONMENTAL IMPACTS:

- 1. A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g. the project falls outside a fault rupture zone). A "No Impact" answer should be explained where it is based on project-specific factors as well as general standards (e.g. the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis).
- 2. All answers must take account of the whole action involved, including off-site as well as onsite, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3. Once the lead agency has determined that a particular physical impact may occur, then the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
- 4. "Negative Declaration: Potentially Significant Unless Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from Section 17, "Earlier Analysis," may be cross-referenced).
- 5. Earlier analysis may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration. Section 15063 (c) (3) (d). In this case, a brief discussion should identify the following:
- 6. Earlier Analysis Used. Identify and state where they are available for review.
- 7. Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
- 8. Mitigation Measures. For effects that are "Less than Significant with Mitigation Measures Incorporated," describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project
- 9. Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g. general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR" or "New Significant Impact" as indicated by the checklist on the following pages.

	Aesthetics and Visual Resources		Hazards & Hazardous Materials		Public Services		
	Air Quality		Land Use/Planning		Recreation		
	Cultural Resources & Historic Structures		Noise		Transportation, Circulation & Traffic		
	Greenhouse Gas		Population/Housing		Utilities & Infrastructure		
	Emissions				Mandatory Findings of Significance		
progra Does t	m EIR to determine whether (4) Where the subsequent written checklist or similar determine whether the error (see checklist for further	er an add at activition device nvironme er inform	activities in the program must ditional environmental documes involve site specific operato to document the evaluation of ental effects of the operation in action):	ent must tions, the of the site were cove	be prepared. agency should use a and the activity to		
COVER	id in a r rogram Lirk:				⊠ No		
Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory?							
Mandatory Findings of Significance? Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of the past projects, the effects of other current projects, and the effects of probable future projects)?							
	will cause substantial adve		s the project have environme ets on human beings, either c		ets ☐ Yes		

DETERMINATION:

On the basis of this initial evaluation:

I find that although the proposed project could have a significant effect on the environment not covered in the Peery Park Specific Plan Program EIR, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared. I find that the proposed project MAY have a significant effect on the environment not covered in the Peery Park Specific Plan Program EIR, and an ENVIRONMENTAL IMPACT REPORT is required. I find that the proposed project MAY have a "potential significant impact" or "potentially significant unless mitigated" impact on the environment not covered in the Peery Park Specific Plan Program EIR, but at least one effect (1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and (2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed. I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required. Checklist Prepared By: Momoko Ishijima Date: 12/1/16 Title: Associate Planner City of Sunnyvale	I find that the proposed project COULD NOT have a significant environment on the environment that has not been considered in the Peery I Specific Plan EIR, Mitigation Measures and Monitoring Plan		
not covered in the Peery Park Specific Plan Program EIR, and an ENVIRONMENTAL IMPACT REPORT is required. I find that the proposed project MAY have a "potential significant impact" or "potentially significant unless mitigated" impact on the environment not covered in the Peery Park Specific Plan Program EIR, but at least one effect (1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and (2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed. I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required. Checklist Prepared By: Momoko Ishijima Date: 12/1/16 Title: Associate Planner City of Sunnyvale	environment not covered in the Peery Park Specific Plan Program EII not be a significant effect in this case because revisions in the project made by or agreed to by the project proponent. A MITIGATED NEGATION.	R, there will have been	
"potentially significant unless mitigated" impact on the environment not covered in the Peery Park Specific Plan Program EIR, but at least one effect (1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and (2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed. I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required. Checklist Prepared By: Momoko Ishijima Date: 12/1/16 Title: Associate Planner City of Sunnyvale	not covered in the Peery Park Specific Plan Program EIR, and an	nvironment	
environment, because all potentially significant effects (a) have been analyzed in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required. Checklist Prepared By: Momoko Ishijima Date: 12/1/16 Title: Associate Planner City of Sunnyvale	"potentially significant unless mitigated" impact on the environment not in the Peery Park Specific Plan Program EIR, but at least one effect (adequately analyzed in an earlier document pursuant to applicable lest and ards, and (2) has been addressed by mitigation measures based earlier analysis as described on attached sheets. An ENVIRONMENT IMPACT REPORT is required, but it must analyze only the effects that	ot covered 1) has been gal d on the TAL	
Title: Associate Planner City of Sunnyvale	environment, because all potentially significant effects (a) have been an earlier EIR or NEGATIVE DECLARATION pursuant to applicable and (b) have been avoided or mitigated pursuant to that earlier EIR of NEGATIVE DECLARATION, including revisions or mitigation measurements.	analyzed in standards r	
	Checklist Prepared By: Momoko Ishijima	Date: 12/1/16	
Signature:	Title: Associate Planner	City of Sunnyvale	
	Signature:		

Environmental Checklist

This Environmental Checklist compares the environmental impacts that would result from the implementation of the proposed project to the impacts previously identified for the site under the implementation of the PPSP, to determine whether the proposed project's environmental impacts were adequately addressed in the PPSP EIR per CEQA Guidelines Sections 15162 and 15168, as described under *Section 3.0* above.

The checkboxes in the Environmental Checklist indicate whether the proposed project would result in environmental impacts, as described below:

- Equal or Less Severity of Impact than Previously Identified in PPSP EIR The severity of the specific impact of the proposed project would be the same as or less than the severity of the specific impact described in the PPSP EIR.
- Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR The proposed project's specific impact would be substantially greater than the specific impact described in the PPSP EIR.
- **New Significant Impact** The proposed project would result in a new significant impact that was not previously identified in the PPSP EIR.

Where the severity of the impacts of the proposed project would be the same as or less than the severity of the impacts described in the PPSP EIR, the checkbox for **Equal or Less Severity of Impact Previously Identified in PPSP EIR** is checked. Where the checkbox for **Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR or New Significant Impact** is checked, there are significant impacts that are:

- Due to substantial changes in the project (CEQA Guidelines Section 15162[a][1]);
- Due to substantial changes in circumstances under which the project will be undertaken (CEQA Guidelines Section 15162[a][2]); or
- Due to substantial new information not known at the time the EIR was certified [CEQA Guidelines Sections 15162(a)(3)].

A discussion of the project's impact under the thresholds identified for reach resource follows the checklist.

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Aesthetics

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Have a substantial adverse effect on a scenic vista?				Section 3.1 Aesthetic and Visual Resources Impact AES-1
b)	Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				Section 3.1 Aesthetic and Visual Resources Impact AES-4
c)	Substantially degrade the existing visual character or quality of the site and its surroundings?				Section 3.1 Aesthetic and Visual Resources Impact AES-2
d)	Create a new source of substantial light or glare which will adversely affect day or nighttime views in the area?				Section 3.1 Aesthetic and Visual Resources Impact AES-6

Agricultural and Forestry Resources

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?				Section 4.4 Areas Found Not to be Significant
b)	Conflict with existing zoning for agricultural use, or a Williamson Act contract?				Section 4.4 Areas Found Not to be Significant
c)	Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?				Section 4.4 Areas Found Not to be Significant
d)	Result in a loss of forest land or conversion of forest land to non-forest use?				Section 4.4 Areas Found Not to be Significant
e)	Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?				Section 4.4 Areas Found Not to be Significant

Air Quality

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Conflict with or obstruct implementation of the applicable air quality plan?				Section 3.2 Air Quality Impact AQ-4
b)	Violate any air quality standard or contribute substantially to an existing or projected air quality violation?				Section 3.2 Air Quality Impact AQ-1
c)	Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is classified as non-attainment under an applicable federal or state ambient air quality standard including releasing emissions which exceed quantitative thresholds for ozone precursors?				Section 3.2 Air Quality Impact AQ-5
d)	Expose sensitive receptors to substantial pollutant concentrations?				Section 3.2 Air Quality Impact AQ-5
e)	Create objectionable odors affecting a substantial number of people?				Section 3.2 Air Quality

Biology

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or US Fish and Wildlife Service?				Section 4.4 Areas Found Not to be Significant
b)	Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Wildlife or US Fish and Wildlife Service?				Section 4.4 Areas Found Not to be Significant
c)	Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?				Section 4.4 Areas Found Not to be Significant
d)	Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				Section 4.4 Areas Found Not to be Significant
e)	Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				Section 4.4 Areas Found Not to be Significant
f)	Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?				Section 4.4 Areas Found Not to be Significant

Cultural Resources

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Cause a substantial adverse change in the significance of an historical resource as defined in §15064.5?				Section 3.3 Cultural Resources Impact CR-2
b)	Cause a substantial adverse change in the significance of an archaeological resource as defined in §15064.5?				Section 3.3 Cultural Resources Impact CR-4
c)	Directly or indirectly destroy a unique paleontological resource or site, or unique geologic feature?				Section 3.3 Cultural Resources Impact CR-3
d)	Disturb any human remains, including those interred outside of formal cemeteries?				Section 3.3 Cultural Resources Impact CR-4

Analysis:

The project site is considered an historical resource as defined by California Environmental Quality Act (CEQA) in Section 15064.5 and is identified as a Sunnyvale Heritage Resource. The Peery Park Specific Plan Environmental Impact Report (EIR) found that demolition, redevelopment, or alteration of the property would result in significant and unavoidable impacts to this historical resource. On September 20, 2016, City Council adopted a Statement of Overriding Considerations related to the significant and unavoidable impacts to this cultural resource and historical structure and certified the EIR and Mitigation Measures and Monitoring Report (MMRP). The following Mitigation Measures apply to the project:

MM CR-1. Historical Record of Property. In the event of demolition, redevelopment, or alteration of Mellow's Nursery and Farm, a historical record including photographs and artifacts shall be incorporated into the Sunnyvale Heritage Park Museum. A qualified historian shall complete thorough photographic and historic documentation of Mellow's Nursery and Farm to be incorporated into historical records prior to any development.

MM CR-2. Preservation and Relocation of the Mellow's Nursery House. Future development of the Mellow's Nursery site shall consider preserving and relocating the historic house on site. If such action is feasible, a subsequent cultural resource evaluation shall be prepared to determine if the relocation and rehabilitation of the historic house on site retains its historic qualities and complies with the Secretary of the Interior's Standards for the Treatment of Historic Properties.

Geology and Soils

Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
 a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving: i. Rupture of a known earthquake fault, as described on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? (Refer to Division of Mines and Geology Special Publication 42.) 				Section 4.4 Areas Found Not to be Significant
ii. Strong seismic ground shaking?iii. Seismic-related ground failure, including liquefaction?iv. Landslides?				
b) Result in substantial soil erosion or the loss of topsoil?				Section 4.4 Areas Found Not to be Significant
c) Be located on a geologic unit or soil that is unstable, or that will become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?				Section 4.4 Areas Found Not to be Significant
d) Be located on expansive soil, as defined in Section 1802.3.2 of the California Building Code (2007), creating substantial risks to life or property?				Section 4.4 Areas Found Not to be Significant
e) Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?				Section 4.4 Areas Found Not to be Significant

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Greenhouse Gas Emissions

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?				Section 3.4 Greenhouse Gas Impact GHG-1
b)	Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?				Section 3.4 Greenhouse Gas Impact GHG-1

Hazards and Hazardous Materials

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?				Section 3.5 Hazards and Hazardous Materials Impact HAZ-2
b)	Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				Section 3.5 Hazards and Hazardous Materials
c)	Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				Section 3.5 Hazards and Hazardous Materials
d)	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, will it create a significant hazard to the public or the environment?				Section 3.5 Hazards and Hazardous Materials
e)	For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, will the project result in a safety hazard for people residing or working in the project area?				Section 3.5 Hazards and Hazardous Materials Impact HAZ-3
f)	For a project within the vicinity of a private airstrip, will the project result in a safety hazard for people residing or working in the project area?				Section 3.5 Hazards and Hazardous Materials
g)	Impair implementation of, or physically interfere with, an adopted emergency response plan or emergency evacuation plan?				Section 3.5 Hazards and Hazardous Materials
h)	Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?				Section 3.5 Hazards and Hazardous Materials

Hydrology and Water Quality

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Violate any water quality standards or waste discharge requirements?				Section 4.4 Areas Found Not to be Significant
b)	Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there will be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of preexisting nearby wells will drop to a level which will not support existing land uses or planned uses for which permits have been granted)?				Section 4.4 Areas Found Not to be Significant
c)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which will result in substantial erosion or siltation on-or off-site?				Section 4.4 Areas Found Not to be Significant
d)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which will result in flooding on-or off-site?				Section 4.4 Areas Found Not to be Significant
e)	Create or contribute runoff water which will exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?				Section 4.4 Areas Found Not to be Significant
f)	Otherwise substantially degrade water quality?				Section 4.4 Areas Found Not to be Significant
g)	Place housing within a 100-year flood hazard area as mapped on a Federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?				Section 4.4 Areas Found Not to be Significant
h)	Place within a 100-year flood hazard area structures which will impede or redirect flood flows?				Section 4.4 Areas Found Not to be Significant

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	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
i)	Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?				Section 4.4 Areas Found Not to be Significant
j)	Inundation by seiche, tsunami, or mudflow?				Section 4.4 Areas Found Not to be Significant

Land Use

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Physically divide an established community?				Section 3.6 Land Use and Planning Impact LU-1
b)	Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?				Section 3.6 Land Use and Planning Impact LU-2
c)	Conflict with any applicable habitat conservation plan or natural community conservation plan?				Section 3.6 Land Use and Planning Impact LU-3

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Mineral Resources

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Result in the loss of availability of a known mineral resource that will be of value to the region and the residents of the state?				Section 4.4 Areas Found Not to be Significant
b)	Result in the loss of availability of a locally- important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?				Section 4.4 Areas Found Not to be Significant

Noise

	Would the project result in:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?				Section 3.7 Noise Impact NOI-2
b)	Exposure of persons to, or generation of, excessive groundborne vibration or groundborne noise levels?				Section 3.7 Noise Impact NOI-2
c)	A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?				Section 3.7 Noise Impact NOI-3
d)	A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?				Section 3.7 Noise Impact NOI-4
e)	For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, will the project expose people residing or working in the project area to excessive noise levels?				Section 3.7 Noise Impact NOI-5
f)	For a project within the vicinity of a private airstrip, will the project expose people residing or working in the project area to excessive noise levels?				Section 3.7 Noise Impact NOI-5

Check list for Conformance with PPSP - EIR Project Name: 221 N. Mathilda Ave. File #2015-7302 Page 21 of 29

Population and Housing

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?				Section 3.8 Population and Housing Impact PH-1
b)	Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?				Section 3.8 Population and Housing Impact PH-1
c)	Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?				Section 3.8 Population and Housing Impact PH-1

Public Services

	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, the need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the				Section 3.9 Public Services Impact PH-1-3
public services: Fire Protection? Police Protection? Schools? Parks? Other Public Facilities?				

		Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
b)	Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility will occur or be accelerated?				Section 3.9 Public Services Impact PH-1-3
c)	Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?				Section 3.9 Public Services Impact PH-1-3

Transportation, Circulation, and Traffic

	Would the project:	Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit?				Section 3.10 Transportation
b)	Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways?				Section 3.10 Transportation
c)	Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?				Section 3.10 Transportation
d)	Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible land uses (e.g., farm equipment)?				Section 3.10 Transportation
e)	Result in inadequate emergency access?	\boxtimes			Section 3.10 Transportation
f)	Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities?				Section 3.10 Transportation

Check list for Conformance with PPSP - EIR Project Name: 221 N. Mathilda Ave. File #2015-7302 Page 24 of 29

Utilities and Service Systems

	Would the project:		
a)	Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?		Section 3.11 Public Services Impact UT-1
b)	Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?		Section 3.11 Public Services Impact UT-2
c)	Require or result in the construction of new stormwater drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?		Section 3.11 Public Services Impact UT-2
d)	Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?		Section 3.11 Public Services Impact UT-2
e)	Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?		Section 3.11 Public Services Impact UT-5
f)	Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?		Section 3.11 Public Services Impact UT-6
g)	Comply with federal, state and local statutes and regulations related to solid waste?		Section 3.11 Public Services Impact UT-7

Mandatory Findings of Significance

		Equal or Less Severity of Impact Previously Identified in the PPSP EIR	Substantial Increase in Severity of Previously Identified Significant Impact in PPSP EIR	New Significant Impact	Where the Impact was Analyzed in the PPSP EIR
a)	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?				
b)	Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?				
c)	Does the project have the potential to achieve short-term environmental goals to the disadvantage of long-term environmental goals?				
d)	Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?				

Check list for Conformance with PPSP - EIR Project Name: 221 N. Mathilda Ave. File #2015-7302

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WHEN: These mitigations shall be incorporated by reference into conditions of approval (Attachment 4) for the Peery Park Conditional Use Permit and the Peery Park Plan Review Permit) prior to its final approval by the City's Planning Commission. The conditions will become valid when the application is approved and prior to building permit issuance.

WHO: The project applicant or property owner shall be solely responsible for implementation and maintenance of these mitigation measures.

HOW: The conditions of approval will require these mitigation measures to be incorporated into the construction plans.

Responsible Division: Planning Division Completed by: Momoko Ishijima Date: 12/1/16

City of Sunnyvale General Plan:

Sunnyvale General Plan Consolidated in (2011) generalplan.InSunnyvale.com

- Community Vision
- Land Use and Transportation
- Community Character
- Housing
- Safety and Noise
- Environmental Management
- Appendix A: Implementation Plans

City of Sunnyvale Climate Action Plan 2014

City of Sunnyvale Municipal Code:

- Title 8 Health and Sanitation
- Title 9 Public Peace, Safety or Welfare
- Title 10 Vehicles and Traffic
- Title 12 Water and Sewers
- Chapter 12.60 Storm Water Management
- Title 13 Streets and Sidewalks
- Title 16 Buildings and Construction
 - Chapter 16.52 Fire Code
 - Chapter 16.54 Building Standards for Buildings Exceeding Seventy –Five Feet in Height
- Title 18 Subdivisions
- Title 19 Zoning
 - Chapter 19.28 Downtown Specific Plan District
 - Chapter 19.29 Moffett Park Specific plan District
 - Chapter 19.39 Green Building Regulations
 - Chapter 19.42 Operating Standards
 - Chapter 19.54 Wireless
 Telecommunication Facilities
 - Chapter 19.81 Streamside Development Review
 - Chapter 19.96 Heritage Preservation
- Title 20 Hazardous Materials

Specific Plans:

Peery Park Specific Plan 2016

Environmental Impact Reports:

- Futures Study Environmental Impact Report
- Lockheed Site Master Use Permit Environmental Impact Report
- Tasman Corridor LRT Environmental Impact Study (supplemental)
- Kaiser Permanente Medical Center Replacement Center Environmental Impact Report (City of Santa Clara)
- Downtown Development Program Environmental Impact Report

- Caribbean-Moffett Park Environmental Impact Report
- Southern Pacific Corridor Plan Environmental Impact Report
- East Sunnyvale ITR General Plan Amendment EIR
- Palo Alto Medical Foundation Medical Clinic Project EIR
- Luminaire (Lawrence Station Road/Hwy 237 residential) EIR
- NASA Ames Development Plan Programmatic EIS
- Mary Avenue Overpass EIR
- Mathilda Avenue Bridge EIR
- Peery Park Specific Plan EIR

Maps:

- General Plan Map
- Zoning Map
- City of Sunnyvale Aerial Maps
- Flood Insurance Rate Maps (FEMA)
- Santa Clara County Assessor's Parcel
- Utility Maps
- Air Installations Compatible Use Zones (AICUZ) Study Map
- 2010 Noise Conditions Map

Legislation / Acts / Bills / Resource Agency Codes and Permits:

- Subdivision Map Act
- Municipal Regional Stormwater NPDES Permit
- Santa Clara County Valley Water District Groundwater Protection Ordinance
- Section 404 of Clean Water Act

Lists / Inventories:

- Sunnyvale Cultural Resources Inventory List
- Heritage Landmark Designation List
- Santa Clara County Heritage Resource Inventory
- Hazardous Waste & Substances Sites List (State of California)
- List of Known Contaminants in Sunnyvale
- USFWS / CA Dept. F&G Endangered and Threatened Animals of California http://www.dfg.ca.gov/biogeodata/cnddb/pdfs/TEAnimals.pdf
- The Leaking Underground Petroleum Storage Tank List <u>www.geotracker.waterboards.ca.gov</u>
- The Federal EPA Superfund List www.epa.gov/region9/cleanup/california.html
- The Hazardous Waste and Substance Site List <u>www.dtsc.ca.gov/SiteCleanup/Cortese List.cfm</u>

Guidelines and Best Management Practices

- Storm Water Quality Best Management Practices Guidelines Manual 2007
- Sunnyvale Citywide Design Guidelines
- Sunnyvale Industrial Guidelines
- Sunnyvale Single-Family Design Techniques
- Sunnyvale Eichler Guidelines
- Blueprint for a Clean Bay
- Santa Clara Valley Water District (SCVWD)
 Guidelines and Standards for Land Use Near Streams
- The United States Secretary of the Interior 's Guidelines for Rehabilitation
- Criteria of the National Register of Historic Places

Transportation:

- California Department of Transportation Highway Design Manual
- California Department of Transportation Traffic Manual
- California Department of Transportation Standard Plans & Standard Specifications
- Highway Capacity Manual
- Institute of Transportation Engineers Trip Generation Manual & Trip Generation Handbook
- Institute of Transportation Engineers Traffic Engineering Handbook
- Institute of Transportation Engineers Manual of Traffic Engineering Studies
- Institute of Transportation Engineers -Transportation Planning Handbook
- Institute of Transportation Engineers Manual of Traffic Signal Design
- Institute of Transportation Engineers -Transportation and Land Development
- U.S. Dept. of Transportation Federal Highway Administration Manual on Uniform Traffic Control Devices for Street and Highways & CA Supplements
- California Vehicle Code
- Santa Clara County Congestion Management Program and Technical Guidelines
- Santa Clara County Transportation Agency Short Range Transit Plan
- Santa Clara County Transportation Plan
- Traffic Volume Studies, City of Sunnyvale Public works Department of Traffic Engineering Division
- Statewide Integrated Traffic Records System
- Sunnyvale Zoning Ordinance including Titles 10 & 13
- City of Sunnyvale General Plan land Use and Transportation Element
- City of Sunnyvale Bicycle Plan

- City of Sunnyvale Neighborhood Traffic Calming Program
- Valley Transportation Authority Bicycle Technical Guidelines
- Valley Transportation Authority Community Design & Transportation – Manual of Best Practices for Integrating Transportation and Land Use
- Santa Clara County Sub-Regional Deficiency Plan
- City of Sunnyvale Deficiency Plan
- AASHTO: A Policy on Geometric Design of Highways and Streets

Public Works:

- Standard Specifications and Details of the Department of Public Works
- Storm Drain Master Plan
- Sanitary Sewer Master Plan
- Water Master Plan
- Solid Waste Management Plan of Santa Clara County
- Geotechnical Investigation Reports
- Engineering Division Project Files
- Subdivision and Parcel Map Files

Miscellaneous Agency Plans:

- ABAG Projections 2013
- Bay Area Clean Air Plan
- BAAQMD CEQA Guidelines 1999 Thresholds

Building Safety:

- · California Building Code,
- California Energy Code
- California Plumbing Code,
- California Mechanical Code,
- California Electrical Code
- California Fire Code
- Title 16.52 Sunnyvale Municipal Code
- Title 16.53 Sunnyvale Municipal Code
- Title 16.54 Sunnyvale Municipal Code
- Title 19 California Code of Regulations
- National Fire Protection Association (NFPA) standards

OTHER:

Project Specific Information

- Project Description
- Sunnyvale Project Environmental Information Form
- Project Development Plans dated 9/14/16
- Project Construction Schedule
- Project Draft Storm Water Management Plan dated 10/4/16
- Project Arborist Survey and Tree Appraisal Report by WRA Environmental Consultants, dated 10/14/2016
- Project Noise Impact Study by Mei Wu Acoustics, dated 3/25/14
- Project Sewer Analysis by Kier & Wright Civil Engineers & Surveyors, Inc., dated 2/4/16
- Project Habitat Assessment and Nesting Birds Survey by WRA Environmental Consultants, dated 3/11/15
- Project Historical and Architectural Evaluation by Archives & Architecture, LLC, dated 6/23/15
- Project Property Condition Assessment by AllWest Environmental, Inc., dated 5/13/15
- Project Preliminary Building Enclosure and Structural Assessment by Simpson, Gumpertz & Heger, dated 9/13/16
- Project Analysis for Adherence to The Secretary of the Interior's Standards for the Treatment of Historic Properties by Carey & Co./a TreanorHL Company, dated 9/14/16
- Project Record Research Result by California Historic Resources Information System, dated 5/20/15
- Project Phase 1 Environmental Site Assessment by Cardno ATC, dated 3/6/15
- Project Limited Phase 2 Assessment Report by Cardno ATC, dated 4/8/15
- Project Phase 1 and 2 Environmental Activities Summary by ATC Group Services LLC, dated 9/30/16
- Project Airport Land Use Commission Consistency Determination letter by Santa Clara County Airport Land Use Commission, dated 11/4/16
- Project Determination of No Hazard to Air Navigation by Federal Aviation Administration, dated 11/8/16