



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

Project: Ohlone Mixed Use Project. Planned Development Zoning File No PDC08-061, General Amendment File No GP09-T-01, SCH# 2009042075

Project Description: The proposed mixed use project is a Planned Development (PD) Rezoning application from HI, Heavy Industrial District, to A(PD), Planned Development District to allow the construction of a mixed use development consisting of up to 800 condominium/apartment and live/work residential dwelling units and 30,000 square feet of ground-level retail space along W. San Carlos Street on an approximately 8.23-gross-acre site. The project will include General Plan amendment(s) to the Midtown Specific Plan to allow the increased density of approximately 125 DU/AC, height, and changes in the Vasona Mall subarea urban design guidelines applicable to this project site. The Project is also dedicating and improving, 3.99 acres of public parkland adjacent to Del Monte Park on the easterly side of Sunol Avenue between Auzerais and W. Home Street.

The proposed project will have significant unavoidable environmental effects on the following categories environmental resources: Traffic. 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 contained in the Cortese List of toxic sites.

The Draft EIR and documents referenced in the Draft EIR are available for review online at the City of San José's website: <http://www.sanjoseca.gov/planning/eir/eir.asp> and are also available at the following locations:

Department of Planning, Building,
and Code Enforcement
200 East Santa Clara Street, 3rd Floor
San José, CA 95113
(408) 535-3555

Rose Garden
Branch Library
1580 Naglee Ave.
San José, CA 95126
(408) 808-3070

Dr. Martin Luther King Jr.
Main Library
150 E. San Fernando St.
San José, CA 95112
(408) 277-4822

The public review period for this Draft EIR begins on **August 24, 2009** and ends on **October 7, 2009**. Written comments must be received at the Planning Department by **5:00 p.m.** on Wednesday, October 7, 2009, in order to be addressed as part of the formal EIR review process.

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. 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 mailed to those who have commented in writing on the EIR during the public review period.

A public hearing before the Planning Commission to consider certification of the Final EIR is tentatively scheduled for **November 18, 2009**, at 6:30 p.m. in the City Council Chambers at San José City Hall, 200 East Santa Clara Street, San José, CA 95113-1905.

