

Notice of Exemption

2019048200

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: (Public Agency): Moreland School District
4711 Campbell Avenue
San Jose, CA 95130

County Clerk
County of: Santa Clara
70 W. Hedding Street
San Jose, CA 95110

(Address)

Project Title: Easterbrook Discovery School Shade Structures

Project Applicant: Moreland School District

Project Location - Specific:
4835 Doyle Road, San Jose, CA.

Project Location - City: San Jose Project Location - County: Santa Clara

Description of Nature, Purpose and Beneficiaries of Project:

Construction of two 30 by 40 ft. shade structures in an existing school interior courtyard. The purpose of the project is to provide sun protection to school students. See Attached Project Description.

Name of Public Agency Approving Project: Moreland School District

Name of Person or Agency Carrying Out Project: Moreland School District

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
Declared Emergency (Sec. 21080(b)(3); 15269(a));
Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
[X] Categorical Exemption. State type and section number: Sections 15314 and 15303: Minor Addition
Statutory Exemptions. State code number:

Reasons why project is exempt:

Addition of two 30 by 40-foot shade structures to an interior courtyard at an existing school are below the Class 1 and 3 exemption limits and none of the exceptions to the exemptions apply. Project does not add to classroom number or student capacity.

Lead Agency
Contact Person: Patti Ernsberger Area Code/Telephone/Extension: (408) 874-2922

If filed by applicant:

- 1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? [X] Yes [] No

Signature: [Signature] Date: 3/13/19 Title: Assistant Superintendent

[X] Signed by Lead Agency [] Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Governor's Office of Planning & Research
Date Received for filing at OPR:

APR 09 2019

STATE CLEARINGHOUSE

EASTERBROOK DISCOVERY SCHOOL SHADE STRUCTURE PROJECT
NOTICE OF EXEMPTION DISCUSSION

Project Description

Existing Facilities

The Easterbrook School, an elementary and middle school located at 4835 Doyle Road in San Jose, is owned and operated by the Moreland School District. The school site consists of eight classroom buildings, and a library/computer lab building, and a Multi-Use building containing a kitchen, cafeteria, stage, and music room. The school has a current enrollment of approximately 1000 students.

The school is adjacent to single-family houses to the east and across the street from single-family houses to the west and south (across Doyle Road and Marilla Avenue). To the north, across a large grassy play field, is another school campus containing the Trust Montessori School and the Saniku Gakuin Santa Clara Japanese School.

Proposed Project

The project would consist of the installation of two 30- by 40-foot shade structures adjacent to existing shade structures in the school's western courtyard area. The shades would be 14'-6" high, similar to the existing adjacent shade structures, which is lower than the parapet walls on the adjacent classroom buildings and Multi-Use building.

The project would be constructed over a 5-week period, from June 2019 to August 2019. No new or expanded uses of the buildings or grounds are proposed as part of this project.

Categorical Exemption Analysis

Class 1 Exemption

The CEQA Class 1 Exemption (Class 1-Existing Facilities [CEQA Guidelines, Section 15301]) applies to operation and minor expansions of existing facilities. It includes upgrades of existing building interiors and exteriors, demolition and removal of small structures, addition of safety or health protection devices, restoration or rehabilitation of deteriorated structures, and additions to existing structures that will not result in an increase of more than 50% of the floor area before the addition, or 2500 sq. ft., whichever is less.

The proposed project would consist of two 1200 sq. ft shade canopies in an existing school patio/courtyard area. It would not add to the school's building area. Therefore, this exemption would apply.

Class 3 Exemption

The CEQA Class 3 Exemption (Class 1-New Construction [CEQA Guidelines, Section 153013]) applies to construction and location of limited numbers of new, small facilities or

structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. In urban areas, structures of up to 10,000 sq. ft and garages (and presumably parking lots) would be subject to this exemption (per CEQA Guidelines Sections 15303(c) and (e)).

The project would construct two 1200- sq. ft shade structures on an existing paved patio/courtyard area. This would not add to the school's overall square footage or structurally change any buildings or their uses.

Class 14 Exemption

The CEQA Class 14 Exemption (Minor additions to schools (CEQA Guidelines, Section 15314)) applies to minor additions to existing schools within existing school grounds where the addition does not increase original student capacity by more than twenty-five percent or ten classrooms, whichever is less.

The project would be a minor addition of two 1200 sq. ft. shade structures to the overall school facility. It would not affect school capacity and would not add any classrooms.

Analysis of Possible Exceptions to Class 1, 3 and 14 Exemptions

The exemptions are subject to the following exceptions:

- **Cumulative Impact.** This exception would apply if the project were to contribute to significant impacts to a resource in combination with other proposed new development nearby. No other such development is proposed at the school or in the neighborhood, so this exception would not apply
- **Scenic Highways.** This exception would apply if the project were to result in damage to scenic resources within a scenic highway corridor. There are no designated State Scenic Highways in the project vicinity (http://www.dot.ca.gov/hq/LandArch/16_livability/scenic_highways/.) In addition, the project site is an interior courtyard not visible from the exterior of the school.
- **Hazardous Waste Sites.** This exception would apply if the project were to be located on a hazardous waste site listed pursuant to California Government Code Section 65962.5. A search of the State Envirostor database conducted on February 14, 2019, found no listed hazardous wastes sites on or near the school site. (https://www.envirostor.dtsc.ca.gov/public/map/?global_id=21880002)
- **Historical Resources.** This exception would apply if the project were to potentially significantly adversely affect an historical resource. The proposed project includes no alterations to the existing school buildings, and therefore would not have the potential to adversely affect any historical resources.
- **Significant Effect.** The exception would apply if the project would have the

potential for a significant effect to the environment due to unusual circumstances. Unusual circumstances may include historic structures, hazardous materials contamination, protected species or habitats, and other similar conditions. There are no unusual circumstances on the site and there is no potential for significant effect, therefore this exception would not apply.

In addition to the above exceptions, which apply to both classes of exemptions, the Class 3 Exemption is also subject to an exception if it is located in a particularly sensitive environment. The courtyard area on the school campus where the shade would be located is not a sensitive environment.

Conclusions

As discussed above, the project is within the parameters of the Class 1, 3 and 14 Exemptions. Further, as detailed above, none of the exceptions to the exemption would apply. Therefore, this exemption would apply to the proposed project.