

From: [Hill, Shannon](#)
To: [Pete Choi](#); [Keyon, David](#); [Hillary Gitelman](#); [Linda S. Peters](#); [Michael Lisenbee](#); [Karl Heisler](#); [Elliott Schwimmer](#)
Cc: [Keyon, David](#)
Subject: RE: Downtown West: Response to RFIs

Hello,

I added a note regarding the status #1 and a response to #2. Thanks for your patience.

Shannon Hill, Planner

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From: Hill, Shannon

Sent: Thursday, January 9, 2020 6:07 PM

To: Pete Choi <PChoi@esassoc.com>; Keyon, David <david.keyon@sanjoseca.gov>; Hillary Gitelman <HGitelman@esassoc.com>; Linda S. Peters <lspeters@esassoc.com>; Michael Lisenbee <mlisenbee@davidjpowers.com>; Karl Heisler <KHeisler@esassoc.com>; Elliott Schwimmer <ESchwimmer@esassoc.com>

Cc: Keyon, David <david.keyon@sanjoseca.gov>

Subject: Downtown West: Response to RFIs

Hi All,

Sorry for the delay in getting this information to you. We have had a few legislative deadlines to meet this week. Here is a list of your outstanding requests, and the City's responses. I need to run out to catch the bus, but I'll provide the highlighted responses tomorrow:

1. **City to review Land Use Section of ADEIR-1 and identified if additional policies should be highlighted in section.**

I am requesting internal review of the list before sending it.

2. **City direction on cumulative impact significance for Population and Housing.**

Since the project is in line with goals and policies of the general plan, as far as increasing jobs, etc., and will only cause minimal displacement as a result of the project, the City agrees with the project-level LTS determination. For cumulative impacts, since the additional capacity was shifted to the DSAP area from outside the Downtown Strategy boundaries, and overall capacity would be higher than that analyzed in the General Plan, the City sees the cumulative impacts as SU, as that determination was made for DTS and DSAP.

3. **City to provide direction related to identification of compliance with City process as a mitigation measure.**

Discussed this with public works (PW), and it's acceptable to provide a mitigation measure to comply with LOS policies. Compliance with the policies will be confirmed during building permit review. However, in support of this, PW is expecting a description of existing and proposed infrastructure and connections to the system in the EIR.

Related to this, I had the following question that we didn't receive a response to: Is there any analysis planned to determine impacts to existing LOS downstream of the project?

4. Shadow confirmation (placement and methodology)

Analysis should be provided in the Land Use section under non-CEQA affects. However, it needs to be provided for compliance with General Plan policies. The shade/shadow analysis need only include the parks covered in the [Downtown Strategy 2040 EIR](#). Other parks potentially affected by the project can be discussed briefly at qualitative level.

*Following is an excerpt from the Land Use and Planning section (section 3.11): "The City identifies significant shade and shadow impacts as occurring when a building or other structure located in the Downtown area substantially reduces natural sunlight on **six major public open spaces (St. James Park, Plaza of Palms, Plaza de Cesar Chavez, Paseo de San Antonio, Guadalupe River Park and McEnery Park)**, measured on winter solstice when the sun is lowest in the sky (December 21st); the spring equinox, when day and night are approximately equal in length (March 21st); and the summer solstice when the sun is at its highest point in the sky (June 21st)."*

Refer to the [draft SEIR for Museum Place](#) for the level of detail. An SEIR was required to add the shade/shadow analysis, so this is a good reference.

5. Cumulative list confirmation.

No need to include projects in addition to projects added shortly after the NOP was circulated.

Thank you,

Shannon Hill, Planner

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