

**From:** [Handler, Elisabeth](#)  
**To:** [Wessling, Cheryl](#); [Manford, Robert](#); [Keyon, David](#)  
**Cc:** [Chang, Chu](#); [Downtown West Project](#)  
**Subject:** RE: Merc question about Google EIR level of analysis  
**Date:** Thursday, May 20, 2021 5:07:42 PM

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Great – thanks!

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**From:** Wessling, Cheryl <[Cheryl.Wessling@sanjoseca.gov](mailto:Cheryl.Wessling@sanjoseca.gov)>  
**Sent:** Thursday, May 20, 2021 4:30 PM  
**To:** Manford, Robert <[Robert.Manford@sanjoseca.gov](mailto:Robert.Manford@sanjoseca.gov)>; Keyon, David <[david.keyon@sanjoseca.gov](mailto:david.keyon@sanjoseca.gov)>  
**Cc:** Handler, Elisabeth <[elisabeth.handler@sanjoseca.gov](mailto:elisabeth.handler@sanjoseca.gov)>; Chang, Chu <[chu.chang@sanjoseca.gov](mailto:chu.chang@sanjoseca.gov)>; Downtown West Project <[downtownwest@esassoc.com](mailto:downtownwest@esassoc.com)>  
**Subject:** RE: Merc question about Google EIR level of analysis

Thanks all! I just spoke to Maggie and that took care of it.

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**From:** Manford, Robert  
**Sent:** Thursday, May 20, 2021 4:20 PM  
**To:** Keyon, David <[david.keyon@sanjoseca.gov](mailto:david.keyon@sanjoseca.gov)>; Wessling, Cheryl <[Cheryl.Wessling@sanjoseca.gov](mailto:Cheryl.Wessling@sanjoseca.gov)>  
**Cc:** Handler, Elisabeth <[elisabeth.handler@sanjoseca.gov](mailto:elisabeth.handler@sanjoseca.gov)>; Chang, Chu <[chu.chang@sanjoseca.gov](mailto:chu.chang@sanjoseca.gov)>; Downtown West Project <[downtownwest@esassoc.com](mailto:downtownwest@esassoc.com)>  
**Subject:** Re: Merc question about Google EIR level of analysis

The simplest answer is that the 4000 housing units is what is currently feasible.

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**From:** Keyon, David <[david.keyon@sanjoseca.gov](mailto:david.keyon@sanjoseca.gov)>  
**Sent:** Thursday, May 20, 2021 4:18 PM  
**To:** Wessling, Cheryl <[Cheryl.Wessling@sanjoseca.gov](mailto:Cheryl.Wessling@sanjoseca.gov)>; Manford, Robert <[Robert.Manford@sanjoseca.gov](mailto:Robert.Manford@sanjoseca.gov)>  
**Cc:** Handler, Elisabeth <[elisabeth.handler@sanjoseca.gov](mailto:elisabeth.handler@sanjoseca.gov)>; Chang, Chu <[chu.chang@sanjoseca.gov](mailto:chu.chang@sanjoseca.gov)>; Downtown West Project <[downtownwest@esassoc.com](mailto:downtownwest@esassoc.com)>  
**Subject:** Re: Merc question about Google EIR level of analysis

Hi Cheryl,

The EIR evaluated the maximum amount of development proposed in the Development Program in the Planned Development zoning, which is up to 5,900 housing units. The EIR needs to evaluate the maximum potential development proposed to accurately identify project impacts. The applicant currently proposes to build 4,000 housing units, but if the EIR is certified and the Planned Development Zoning is approved the applicant will have environmental clearance to increase the number of housing units to 5,900.

I would defer to Nanci Klein or Rosalynn for an explanation of why the DA discusses 4,000 housing units.

Thanks,

**David Keyon**

Principal Planner, Environmental Review  
City of San Jose  
(408) 535-7898 [david.keyon@sanjoseca.gov](mailto:david.keyon@sanjoseca.gov)

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**From:** Wessling, Cheryl <[Cheryl.Wessling@sanjoseca.gov](mailto:Cheryl.Wessling@sanjoseca.gov)>  
**Sent:** Thursday, May 20, 2021 3:49 PM  
**To:** Manford, Robert <[Robert.Manford@sanjoseca.gov](mailto:Robert.Manford@sanjoseca.gov)>; Keyon, David <[david.keyon@sanjoseca.gov](mailto:david.keyon@sanjoseca.gov)>  
**Cc:** Handler, Elisabeth <[elisabeth.handler@sanjoseca.gov](mailto:elisabeth.handler@sanjoseca.gov)>; Chang, Chu <[chu.chang@sanjoseca.gov](mailto:chu.chang@sanjoseca.gov)>; Downtown West Project <[downtownwest@esassoc.com](mailto:downtownwest@esassoc.com)>  
**Subject:** Merc question about Google EIR level of analysis

Robert or David – As I understand it:

The EIR doesn't "call" for 5,900 units but rather presents that as the largest case scenario, as required by CEQA in order to analyze the greatest possible impact.

If you think the above statement suffices, I'll just email that to Maggie. In the event she needs further explanation, I may ask one of you to call her.

Thank you,  
--Cheryl

**Cheryl Wessling** | Public Information Manager  
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**From:** Handler, Elisabeth  
**Sent:** Thursday, May 20, 2021 3:11 PM  
**To:** Wessling, Cheryl <[Cheryl.Wessling@sanjoseca.gov](mailto:Cheryl.Wessling@sanjoseca.gov)>  
**Subject:** can Robert Manford talk to Maggie at Merc  
**Importance:** High

I have to jump on a webinar I'm presenting.

Maggie wants explanation of why EIR called for 5900 housing units and DA commits to 4000?

Maggie is 630 399-0648

Nanci suggested Robert.

Thanks!

**lisabeth H. Handler, APR**

Public Information Manager, OED

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