

RESOLUTION NO. 2017-08-04-03

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN JOSE UNIFIED SCHOOL DISTRICT DETERMINING THAT THE SOLAR ENERGY PROJECT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

WHEREAS, the San Jose Unified School District (“District”) has developed the Solar Energy Project (“Project”), which consists of the installation of solar/photovoltaic systems and associated equipment to provide supplemental green energy in the form of electricity from solar energy; and

WHEREAS, the Project is located within the school grounds of the following school sites (“the “School Sites”):

	School Sites	Address
1	Almaden Elementary School	1295 Dentwood Dr., San Jose, CA, 95118
2	Anne Darling Elementary School	333 N. 33rd St., San Jose, CA, 95133
3	Bachrodt Elementary School	102 Sonora Ave., San Jose, CA, 95110
4	Booksin Elementary School	1590 Dry Creek Rd, San Jose, CA, 95125
5	Canoas Elementary School	880 Wren Dr., San Jose, CA, 95125
6	Carson Elementary School	4245 Meg Dr., San Jose, CA, 95136
7	Empire Gardens Elementary School	1060 E. Empire St., San Jose, CA, 95112
8	Galarza Elementary School	1610 Bird Ave., San Jose, CA, 95125
9	Gardner Elementary School	502 Illinois Ave., San Jose, CA, 95125
10	Grant Elementary School	470 Jackson Ave., San Jose, CA, 95112
11	Graystone Elementary School	6982 Shearwater Dr., San Jose, CA, 95120
12	Hacienda Elementary School	1290 Kimberly Dr., San Jose, CA, 95118
13	Horace Mann Elementary School	55 N 7th St., San Jose, CA, 95112
14	Los Alamitos Elementary School	6130 Silberman Dr., San Jose, CA, 95120
15	Lowell Elementary School	625 S 7th St., San Jose, CA, 95112
16	Olinder Elementary School	890 E William St., San Jose, CA, 95116
17	Reed Elementary School	1524 Jacob Ave., San Jose, CA, 95118
18	River Glen Middle School	1088 Broadway Ave., San Jose, CA, 95125
19	Schallenberger Elementary School	1280 Koch Ln, San Jose, CA, 95125
20	Simonds Elementary School	6515 Grapevine Way, San Jose, CA, 95120
21	Terrell Elementary School	3925 Pearl Ave., San Jose, CA, 95136
22	Trace Elementary School	651 Dana Ave., San Jose, CA, 95126
23	Washington Elementary School	100 Oak St., San Jose, CA, 95110
24	Williams Elementary School	1150 Rajkovich Way, San Jose, CA, 95120
25	Willow Glen Elementary School	1425 Lincoln Ave., San Jose, CA, 95125

WHEREAS, the District must comply with the California Environmental Quality Act (“CEQA”) for the Project; and

WHEREAS, categorical exemptions to CEQA are set forth in Article 19 of Title 14 of the California Code of Regulations (“CEQA Guidelines”); and

WHEREAS, the Class 3 Categorical Exemption, set forth in CEQA Guidelines section 15303, exempts a project that consists of 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; and

WHEREAS, the Project consists of the construction and operation of solar/photovoltaic systems that comprise a limited number of new small structures on existing School Sites; and

WHEREAS, the solar/photovoltaic systems consist of accessory structures that are carports and/or shade structures and/or rooftop mounted panels; and

WHEREAS, the Class 11 Categorical Exemption set forth in CEQA Guidelines section 15311, exempts a project that consists of construction or placement of minor structures accessory to existing commercial, industrial, or institutional facilities; and

WHEREAS, the Project consists of the construction of solar/photovoltaic systems accessory to existing institutional facilities consisting of public schools; and

WHEREAS, the Class 14 Categorical Exemption, set forth in CEQA Guidelines section 15314, exempts a project that consists of minor additions to existing schools within existing school grounds where the additions do not increase original student capacity by more than twenty-five percent (25%) or ten (10) classrooms, whichever is less; and

WHEREAS, the Project consists of minor additions to existing School Sites per CEQA Guidelines section 15314; and

WHEREAS, the Project will not increase student capacity because the Project does not change the physical space for housing students, since the Project is solely for the constructions and installation of solar/photovoltaic systems and associated equipment to generate and supply solar energy to existing School Sites; and

WHEREAS, the Project will not increase the number of classrooms at existing School Sites; and

WHEREAS, the Project consists of landscape tree and vegetation removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures with approximately 10 module strings, located on the southern end of the playfield of the school site known as Almaden Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure and 2 rooftop mounted panels with approximately 22 module strings, located on the northeast end of the playfield and southern buildings of the school site known as Anne Darling Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the southern end of the hardscape of the school site known as Bachrodt Elementary School; and

WHEREAS, the Project consists the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the southern end of the hardscape of the school site known as Booksin Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the eastern end of the playfield of the school site known as Canoas Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the center of the hardscape of the school site known as Carson Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure and 2 rooftop mounted panels with approximately 22 module strings, located on the northern end of the hardscape and southern buildings of the school site known as Empire Gardens Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the northern end of the playfield of the school site known as Galarza Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures and 2 rooftop mounted panels with approximately 22 module strings, located on the northern and southern hardscape, and the northwestern and southwestern buildings of the school site known as Gardner Elementary School; and

WHEREAS, the Project consists of landscape tree removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures with approximately 10 module strings, located on the northern end of the hardscape of the school site known as Grant Elementary School; and

WHEREAS, the Project consists of landscape tree removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 carport and 1 shade structure with approximately 10 module strings, located on the southwestern end of the hardscape and south parking lot of the school site known as Graystone Elementary School; and

WHEREAS, the Project consists of landscape tree removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures with approximately 10 module strings, located on the northern end of the hardscape of the existing school site known as Hacienda Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 rooftop mounted panels with approximately 12 module strings, located on the western building of the school site known as Horace Mann Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the southern end of the hardscape of the school site known as Los Alamitos Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 3 rooftop mounted panel with approximately 12 module strings, located on the eastern building of the school site known as Lowell Elementary School; and

WHEREAS, the Project consists of landscape tree removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 3 shade structures with approximately 10 module strings, located on the northwest hardscape and southeast hardscape of the school site known as Olinder Elementary School; and

WHEREAS, the Project consists of landscape tree and vegetation removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the southwest end of the hardscape of the school site known as Reed Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure and 2 rooftop mounted panels with approximately 22 module strings, located on the western end of the playfield and the adjacent two buildings of the school site known as River Glen Middle School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures with approximately 10 module strings, located on the northern end of the playfield and the southern end of the hardscape of the school site known as Schallenberger Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure and 2 rooftop mounted panels with approximately 22 module strings, located on the southern end of the hardscape and adjacent building of the school site known as Simonds Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the northern end of the hardscape of the school site known as Terrell Elementary School; and

WHEREAS, the Project consists of landscape tree and vegetation removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures with approximately 10 module strings, located on the western end of the hardscape of the school site known as Trace Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures and 7 rooftop mounted panels with approximately 34 module strings, located on the northeastern end of the playfield, middle of the hardscape, and on five buildings of the school site known as Washington Elementary School; and

WHEREAS, the Project consists of the construction, installation, and operation of a solar/photovoltaic system, comprised of 1 shade structure with approximately 10 module strings, located on the center of the southern hardscape of the school site known as Williams Elementary School; and

WHEREAS, the Project consists of landscape tree removal and the construction, installation, and operation of a solar/photovoltaic system, comprised of 2 shade structures with approximately 10 module strings, located on the southern end of the northern hardscape and northern end of the playfield of the school site known as Willow Glen Elementary School; and

WHEREAS, CEQA Guidelines section 15300.2(c) provides that if unusual circumstances exist, an otherwise categorically exempt project would be disqualified from being exempt; and

WHEREAS, the District is unaware of any unusual circumstances that would negate the use of the Class 3, Class 11, and Class 14 Categorical Exemptions;

WHEREAS, attached hereto as **Exhibit “A”** is a Notice of Exemption for the Project; and

WHEREAS, the District has reviewed the Project and has considered whether the Project may have significant environmental impacts due to unusual circumstances, and has determined that none exist for the Project.

NOW THEREFORE, the Board of Education of the San Jose Unified School District hereby resolves, determines, and finds the following:

1. The foregoing recitals are true and correct.
2. The Project meets the definitions of the Class 3, Class 11, and Class 14 Categorical Exemptions (CEQA Guidelines, §§ 15303, 15311, and 15314).
3. There is no indication of unusual circumstances that would cause a potentially significant environmental impact related to the Project.
4. The applicable requirements of CEQA have been fulfilled for the Project.
5. The Board hereby separately approves the Project.
6. The Superintendent or the Superintendent's designee is authorized and directed to file a Notice of Exemption for the Project with the Santa Clara County Clerk within five (5) days of the adoption of this Resolution.

PASSED AND ADOPTED, by the Board of Education of the San Jose Unified School District this 4th day of August 2016, by the following votes:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

ATTEST:

Nancy Albarrán
Superintendent and Secretary
Governing Board of Education

Teresa Castellanos, President
Governing Board of Education