

## Notice of Determination

**To: ■ County Clerk-Recorder  
 County of Santa Clara**

**■ Office of Planning & Research, State Clearinghouse  
 1400 Tenth Street  
 Sacramento, CA 95814**

**File#: 16480      2/14/2011**

<b>Project Title</b> Martial Cottle Park State Park General Plan/ County Park Master Plan Environmental Impact Report (EIR)		<b>File</b> N/A
<b>State Clearinghouse Number</b> 2010022006	<b>County Contact Person</b> Jane Mark, AICP, Senior Planner	<b>Telephone Number</b> (408) 355-2237
<b>Project Location</b> Martial Cottle Park is located in South San Jose, roughly bounded by Branham Lane, Snell Avenue, Chynoweth Avenue and State Route 85.		<b>APN (s)</b> 464-06-019, 464-06-020, 464-06-022

**Project Description**

Martial Cottle Park (Park) is an 256.64-acre park located in unincorporated Santa Clara County on land owned by the State of California and the County of Santa Clara. The project site is comprised of three parcels, of which one is owned by the State of California (136.52 acres) and two are owned by the County of Santa Clara (120.12 acres). The project site is within the jurisdiction of the County of Santa Clara, but is surrounded by land within the City of San Jose’s jurisdiction. The County of Santa Clara is the Lead Agency for the project, and the State of California is the Responsible Agency, under the Joint Powers and Operations Agreement and the requirements for the California Environmental Quality Act (CEQA).

The County of Santa Clara, Parks and Recreation Department and California State Parks prepared a combined State Park General Plan/County Park Master Plan (“Park Plan”) in compliance with the requirements set forth in Title 14 of the California Administration Code. The Plan contains goals, guidelines, and objectives to guide the development, operations and management of Martial Cottle Park. The Park Plan identifies four land use and management zones that include: Park and Recreation, Habitat Enhancement, Leased Agriculture, and Cooperative Management. The following summarizes the major features of the Park Plan and the components of the land use zones.

The establishment of the Park is intended to provide recreational and educational resources that honor the Donor’s intent to preserve and educate visitors about Santa Clara Valley’s agricultural history. The Park’s agricultural uses would be a component of educational and interpretive programming about the agricultural history of the Santa Clara Valley. The main uses of the Park would include recreational facilities and trails, educational and interpretive programming related to the site’s cultural and natural resources and agricultural production that relates to the site’s history. Recreational activities within the Park would be passive, supported by a trail network through agricultural land and through the enhanced seasonal wetlands, and by picnic grounds and day use facilities. A visitor center, a multi-use outdoor pavilion, grassy area, and picnic areas would serve as community-serving space for events and gathering.

Based on the environmental evaluation presented in the EIR, the project will not cause significant adverse effects related to aesthetics, agricultural resources, geology and soils, hydrology, floodplains and water quality, noise, transportation and circulation, utilities and infrastructure, public services and recreation.

Mitigation measures are required for the following environmental impact areas: air quality; biological resources; climate change; cultural, historic and archaeological resources; hazards and hazardous materials; and noise. These impacts and mitigation measures are identified in the Mitigation Monitoring and Reporting Program (MMRP). The mitigation measures will ensure that all impacts remain less than significant, with the exception of climate change impacts which cannot be fully mitigated.

A Statement of Overriding Considerations for the Martial Cottle Park Plan was adopted by the County of Santa Clara Board of Supervisors, where the Board determined that the legal, social, economic, technological, and other benefits of the Project described in the Board Resolution and in the Statement of Overriding Considerations outweighed the significant, unavoidable environmental effects of the Project which cannot be fully mitigated.

The full text for the EIR, MMRP and Statement of Overriding Considerations are available for public review at the County of Santa Clara Parks and Recreation Department's Administration Office, 298 Garden Hill Drive, Los Gatos, 95032. In addition, electronic files of the EIR, MMRP, and Statement of Overriding Considerations are available on the County Parks Department's website at <http://www.parkhere.org> and on the California State Parks' website at [http://www.parks.ca.gov/?page\\_id=24621](http://www.parks.ca.gov/?page_id=24621).

**This is to advise that the County of Santa Clara Board of Supervisors (decision maker) has adopted the above described project on February 8, 2011 and has made the following determinations regarding the project. The final Environmental Impact Report and record of project approval, or Negative Declaration, Mitigated Negative Declaration is available at the County of Santa Clara, Department of Parks and Recreation.**

The project:  will have  will not have a significant effect on the environment.

Monitoring Program:  was  was not adopted.

1.  A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.  
Mitigation measures:  have  have not been made a condition of approval of the project.
2.  An Environmental Impact Report has been prepared for this project pursuant to the provisions of CEQA  
Mitigation measures:  have  have not been made a condition of approval of the project.  
A *Statement of Overriding Considerations*:  was  was not adopted for this project.  
Findings:  were  were not made pursuant to Section 15091 of CEQA.

Signature: 

Date: February 11, 2011

Title: Acting Director, County of Santa Clara, Parks and Recreation Department