

ENDORSED  
FILED  
ALAMEDA COUNTY

MAR 19 2015

STEVE MANNING, County Clerk  
By DN Deputy

## NOTICE OF DETERMINATION CITY OF FREMONT

DATE: March 19, 2015

TO:  Office of Planning and Research  
1400 Tenth Street, Room 121  
Sacramento, CA 95814

County Clerk-Recorder  
County of Alameda  
1106 Madison Street  
Oakland, CA 94607

**SUBJECT: Filing of Notice of Determination**

**PROJECT TITLE:** Silevo Hazardous Materials Conditional Use Permit (PLN2015-00148)

**STATE CLEARINGHOUSE NUMBER:** N/A (not submitted to State Clearinghouse)

**PROJECT LOCATION:** 47700 Kato Road and 1055 Page Avenue, Fremont, CA 94538 (APN: 519-1010-130-01)

**PROJECT DESCRIPTION:** The applicant (Silevo, Inc.) is proposing to establish and operate a solar panel and photovoltaic cell research and development facility at an existing two-building industrial campus located at 47700 Kato Road and 1055 Page Avenue in the I-R Restricted Industrial zoning district. The solar panel and photovoltaic cell design and manufacturing process requires the use of various hazardous materials, including inert cryogenes, toxic, pyrophoric, and flammable gases, and corrosive, toxic and water-reactive liquids. In this case, the proposed quantities and types of chemicals that would be used on the site would constitute Silevo, Inc. as a Large User of Hazardous Materials engaged in the storage and handling of Group "A" Chemicals pursuant to Section 18.190.220 of the Fremont Municipal Code, High Intensity Hazardous Materials Uses, and such a user requires a Conditional Use Permit to locate in the I-R Restricted Industrial zoning district.

**CONTACT PERSON:** Steve Kowalski, Planning Division, phone: 510-494-4532, e-mail: [SKowalski@fremont.gov](mailto:SKowalski@fremont.gov)

This is to advise that the City of Fremont Planning Commission (acting as the Lead Agency) approved the above-described project on March 12, 2015, and made the following determinations regarding the project:

1. The project will not have a significant effect on the environment;
2. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA;
3. Mitigation measures were not included as conditions of approval for the project;
4. A Mitigation Monitoring Program was not adopted for the project;
5. A Statement of Overriding Considerations was not adopted for the project; and
6. Findings were made pursuant to the provisions of CEQA.

This is to certify that the Negative Declaration, with all public comments and responses to comments, as well as the official record of project approval is available to the general public at the City of Fremont Planning Division, 39550 Liberty Street, 1<sup>st</sup> Floor, Fremont, California 94538.

Kristie Wheeler  
Signature (Public Agency)

Planning Manager  
Title

March 19, 2014  
Date