

## CHAPTER 3.0: COMMENTS RECEIVED ON THE DRAFT EIS/EIR

### 3.1 PUBLIC REVIEW OF THE DRAFT EIR/EIR

The Draft EIS/EIR was circulated for public review and comment for 60 days from March 16, 2004 through May 14, 2004. A Notice of Completion for the draft document was sent to the State Clearinghouse on March 16, 2004 (SCH #2002022004). A Notice of Availability of the Draft EIS/EIR was filed with the Santa Clara County Clerk on March 16, 2004 and published in the Federal Register on March 26, 2004. The Notice of Availability was published on March 24 and March 25, 2004 in the following publications: *Fremont Argus*, *Milpitas Post*, *San Jose Mercury News*, *Santa Clara Weekly*, *El Observador* (Spanish), *Sing Tao Daily* (Chinese), and *Thoi Boa* (Vietnamese). Notices of Availability were also sent to interested agencies, organizations, and individuals, as indicated in Chapter 10, *Agencies and Organizations*, and posted on VTA's SVRTC project website. The Notice of Availability included information on three public hearings scheduled during the public review and comment period: Santa Clara on April 12, 2004, San Jose on April 14, and Milpitas on April 19, 2004. It also included information on where the Draft EIS/EIR could be reviewed by the general public including select local libraries, VTA's website, and VTA's Environmental Planning Department. Information on how to obtain a hard or CD ROM copy of the document was also provided. A Public Hearing Notice with much of the same information as the Notice of Availability was mailed to approximately 55,000 people in VTA's SVRTC project database and included property and business owners and tenants within 1,000 feet from the proposed corridor and one-half mile radius around the proposed stations. Following publication of the Notice of Availability, a fourth public hearing was scheduled on May 10, 2004 in San Jose.

During the public review period, written comments were received by postal mail, facsimile, or e-mail, and oral testimony was received at the public hearings. A total of 710 comments were received on the Draft EIS/EIR, as indicated in Chapter 1, Table 1-1. All written and verbal comments are included in this chapter and organized by category: federal agency, state agency, regional agency, local agency, public (individual, organization, business), and public hearing transcript. Each comment letter or public transcript is numbered consecutively, preceded by the category type (e.g., for local: L-1, L-2, etc.). Each comment within each comment letter or public transcript is also numbered consecutively to allow the reader to find the corresponding response, which follows the letter or transcript (e.g., for local: L1-1, L1-2, etc.) Table 2-1 lists the agency that or individual who submitted the written or verbal comment. The order of the table reflects the order the comments appear in this chapter.

<b>Table 3.1-1: List of Comments by Category</b>		
<b>No.</b>	<b>Date of Comment</b>	<b>Commentor</b>
<b>Federal Agency</b>		
F-1	05-21-04	U.S. Environmental Protection Agency
F-2	06-10-04	U.S. Department of the Interior
<b>State Agency</b>		
S-1	05-12-04	California Regional Water Quality Control Board – San Francisco Bay Region
S-2	05-12-04	California Department of Transportation
S-3	06-02-04	California Transportation Commission
S-4	05-17-04	Department of Toxic Substances Control
S-5	05-13-04	California Regional Water Quality Control Board – San Francisco Bay Region
S-6	06-02-04	California Department of Transportation

<b>Table 3.1-1: List of Comments by Category</b>		
<b>No.</b>	<b>Date of Comment</b>	<b>Commentor</b>
<b>Regional Agency</b>		
R-1	05-04-04	Metropolitan Transportation Commission
R-2	05-07-04	San Francisco Bay Area Rapid Transit District
R-3	05-14-04	Alameda County Transportation Improvement Authority
R-4	05-13-04	Alameda County Water District
R-5	05-10-04	South Bay Historical Railroad Society
R-6	05-12-04	County of Santa Clara
R-7	05-14-04	Caltrain
R-8	05-14-04	Transportation Agency for Monterey County
R-9	05-14-04	AC Transit
R-10	05-14-04	Bay Area Air Quality Management District
R-11	05-14-04	Santa Clara Valley Water District
R-12	05-20-04	Alameda County Congestion Management Agency
R-13	05-17-04	County of Alameda Public Works Agency
<b>Local Agency</b>		
L-1	05-13-04	City of Santa Clara Historical and Landmarks Commission
L-2	04-13-04	San Jose Silicon Valley Chamber of Commerce
L-3	05-13-04	City of Santa Clara
L-4	05-05-04	City of Milpitas
L-5	05-14-04	City of San Jose
L-6	05-13-04	City of San Jose, Dave Cortese, San Jose City Councilmember
L-7	05-13-04	City of Fremont
L-8	05-10-04	San Jose Historic Landmarks Commission
<b>Public (Individual, Organization, Business)</b>		
P-1	03-25-04	George Rasko
P-2	03-30-04	Zakhary Cribari
P-3	04-07-04	Todd Garrison
P-4	04-18-04	Jene-Howard Chang
P-5	04-12-04	Connie Costa
P-6	04-12-04	Saiyanna Charitou
P-7	04-14-04	S. Kaun
P-8	04-14-04	Susan Bradley
P-9	04-14-04	Janet Bailey
P-10	03-15-04	Don Tustin
P-11	04-22-04	Kirit Patel
P-12	04-23-04	Charlie Cameron
P-13	04-28-04	Jenq Chang
P-14	05-05-04	John Lin

**Table 3.1-1: List of Comments by Category**

<b>No.</b>	<b>Date of Comment</b>	<b>Commentor</b>
P-15	05-06-04	Bryant Adleson
P-16	05-05-04	Ashok Gopala
P-17	05-04-04	Leah Valentino
P-18	05-04-04	Ka Kwok
P-19	05-04-04	Jayaprasad Vejendla
P-20	05-04-04	Ajitha Vankayalapati
P-21	04-28-04	Robert S. Allen
P-22	05-11-04	Andrew Smith
P-23	05-11-04	Paula Velsey
P-24	05-12-04	Richard Preston
P-25	05-13-04	Regional Alliance for Transit
P-26	05-10-04	Lester H. Lee
P-27	05-10-04	Joseph Adams
P-28	05-08-04	Vinod Dhomse
P-29	05-09-04	Jenny and Willy Pan
P-30	05-10-04	Piper Rudnick
P-31	05-10-04	Pam Blacksten
P-32	05-03-04	Askmar
P-33	05-12-04	K.J.L Associates
P-34	05-13-04	Dan Wagenet
P-35	05-12-04	Qiao Mai
P-36	05-14-04	Eugene Bradley
P-37	05-14-04	BayRail Alliance
P-38	05-14-04	Transportation and Land Use Coalition
P-39	05-14-04	Andy Chow
P-40	05-14-04	Son Cheong Kuan
P-41	05-14-04	Transportation Solutions Defense and Education Fund
P-42	05-14-04	Santa Clara VTA Riders Union
P-43	05-14-04	Robert S. Means
P-44	05-14-04	Paul, Hastings, Janofsky & Walker LLP
P-45	05-12-04	Kinder Morgan
P-46	05-13-04	Federal Express Corporation
P-47	05-14-04	HP Pavilion at San Jose
P-48	05-10-04	San Jose Arena Authority
P-49	05-14-04	Matteoni Saxe and O'Laughlin Lawyers
P-50	05-15-04	Roy Nakadegawa
P-51	04-14-04	Boris Landa
P-52	05-11-04	Norman Azevedo
P-53	05-13-04	Yolanda Lopez

<b>Table 3.1-1: List of Comments by Category</b>		
<b>No.</b>	<b>Date of Comment</b>	<b>Commentor</b>
P-54	05-13-04	Alex Lopez
P-55	05-20-04	Lester Lee
P-56	06-03-04	Hieke C. Langbroek
P-57	06-03-04	Vinay Jivan
P-58	04-05-04	San Jose Water Company
P-59	05-12-04	Preservation Action Council of San Jose
P-60	05-14-04	San Jose Downtown Association
P-61	05-13-04	The League of Women Voters of the Bay Area
<b>Public Transcript</b>		
T-1	4-12-04	Public Hearing in Santa Clara – <i>oral comments by:</i>
	--	Rose Zukas
	--	Claudia Daw
	--	Andrew Raturmavil
	--	Toby McPheeters
	--	Heinz Bodeker
	--	Ken Sinclair
	--	Richard Preston
	--	Minh Thai
	--	Anthony Smrdeli
	--	Greg McPheeters
T-2	4-14-04	Public Hearing in San Jose – <i>oral comments by:</i>
	--	Henry Bender
	--	Boris Landa
	--	Danny Garza
	--	Margaret Okuzumi
	--	Bob Van Cleef
	--	Grant Bentley
	--	Denise Hohman
	--	Edward Mason
T-3	4-19-04	Public Hearing in Milpitas – <i>oral comments by:</i>
	--	Jeff Gao
	--	William Connor
	--	Rudy Metz
	--	Rajeev Balla
	--	Megan Thompson
	--	Monty Britton
	--	Rob Means
	--	Zachary Cribari
	--	Kevin Kim

**Table 3.1-1: List of Comments by Category**

No.	Date of Comment	Commentor
	--	Frabrizio Corno
	--	Donald Stewart
T-4	5-10-04	Public Hearing in San Jose – <i>oral comments by:</i>
	--	Eugene Bradley
	--	Ryan Leaderman
	--	Donald Stewart
	--	Eric England

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