

Statement of Justification

Bon Appetit at NVIDIA

2888 San Tomas Expressway, Santa Clara, CA

August 4, 2021

- 1) *There is compatibility of the particular use on the site in relationship to other existing and potential uses within the general area in which the use is proposed to be located.***

All the other uses surrounding site are commercial office businesses and the addition of this establishment will complement those uses. The adjacent building owned by the same company currently serves beer and wine in a similar fashion to what is proposed.

- 2) *The proposed use is consistent and compatible with the purpose of the zone in which the site is located.***

The Planned Development encourages mixed uses and having an eatery with alcohol service and other amenities incorporated into a project is consistent.

- 3) *The proposed location and use and the conditions under which the use would be operated or maintained will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.***

All other uses in the NVIDIA Corporate Campus are offices and this establishment will primarily serve those workers. There will be adequate conditions and operational procedures in place to prevent this use from being detrimental to the public or properties around it.

- 4) *Potential impacts could be generated by the proposed use, such as noise, smoke, dust, fumes, vibration, odors, traffic, and hazards have been recognized and compensated for.***

Proposed use is not anticipated to create noise, smoke, dust, fumes, vibrations, odors, traffic, and other hazards.

- 5) *The State Department of Alcohol Beverage Control (ABC) has issued or will issue a license to sell alcohol to the applicant.***

Upon submission of the MUP, the business will submit an application for a Type 41 license to ABC.