Executive Department

State of California

GOVERNOR'S CERTIFICATION GRANTING JUDICIAL STREAMLINING FOR THE APPLE CAMPUS 2 PROJECT IN THE CITY OF CUPERTINO

I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with the authority vested in me by the Jobs and Economic Improvement Act of 2011, Public Resources Code section 21178 et seq., make the following determinations:

The Apple Campus 2 Project, a multi-billion dollar office and research facility to be located in the City of Cupertino, will create new jobs, reduce energy usage and use clean energy, and help California continue to lead the world in the high tech industry. The Project has applied for eligibility under the Jobs and Economic Improvement Act of 2011, Public Resources Code section 21178 et seq. A copy of the Project's Application is attached as Exhibit 1. All materials associated with this application are available online at http://opr.ca.gov/s_californiajobs.php.

1. Project Applicant: Apple Inc.

2. Project Description: Apple proposes a state-of-the-art office and research campus to replace 2.66 million square feet of existing aging office buildings and surface parking lots on a 176-acre infill site with 3.3 million square feet of high-performance energy and water-efficient buildings, below-grade and structured parking, and more than 115 acres of landscaped green space. The Project's focal point is a 2.8 million square-foot ring-shaped main office building, which will consolidate 12,000 Apple employees together into one integrated workspace around an expansive courtyard. Additional Project structures include ancillary research buildings, a central plant, a corporate auditorium, a corporate fitness center, and above and below-grade parking, integrated into the site's green space, which will be landscaped with native vegetation and approximately 6,000 trees, including orchard trees reflecting the region's agricultural past. The Project will be powered by renewable energy, which will primarily be generated on-site from fuel cells and more than 650,000 square feet of solar panels installed on building roofs. The Project will also promote alternative transit through the provision of a comprehensive Transportation Demand Management program, an on-site Apple Transit Center, employee shuttles, pedestrian- and bicycle-friendly design, and 300 on-site electric car charging stations with built-in capacity to expand.

3. Lead Agency: City of Cupertino

4. The Project meets the criteria set forth in Public Resources Code section 21180(b)(1).
   a. It is a commercial project;
   b. It is designed to be eligible for LEED Silver certification;
   c. It will achieve a 10-percent greater standard for transportation efficiency than for comparable projects (based on a review of comparable campuses in the high tech industry) (see Ex. 2); and
   d. It is located on an in-fill site.

5. The City of Cupertino has been notified that the Project has applied for certification, as required by Public Resources Code section 21181. (See Exhibit J to the Project Application.)

6. The size and scope of the Project necessarily require a minimum investment of $100 million in California through the time of completion of construction.

7. Apple has committed that the prevailing and living wage requirements of Public Resources Code section 21183(b) will be satisfied. (See Apple Submission, dated May 18, 2012, Attached as Ex. 3.)

8. Apple has committed that the Project will not result in any net additional greenhouse gas emissions, and the Deputy Executive Officer of the Air Resources Board has made the determination that the project does not result in any net additional greenhouse gas emissions. (See Application, and CARB Determination, dated 14, 2012, attached as Ex. 4.)

9. Apple has provided documentation reflecting a binding agreement establishing the requirements set forth in Public Resources Code sections 21183(d), (e), and (f). (See Apple Submission, dated April 12, 2012, attached as Exhibit 5.)

Therefore, I hereby certify that the Apple Campus 2 Project is an eligible project under the Jobs and Economic improvement Act of 2011, Public Resources Code Section 21178 et seq.

EDMUND G. BROWN JR.
Governor of California

June __th, 2012