

ATTACHMENT 2

ORDINANCE NO. 5014

AN ORDINANCE AMENDING SECTION 35-1, THE SANTA BARBARA COUNTY LAND USE AND DEVELOPMENT CODE, OF CHAPTER 35, ZONING, OF THE COUNTY CODE BY AMENDING ARTICLE 35.2, ZONES AND ALLOWABLE LAND USES, ARTICLE 35.3, SITE PLANNING AND OTHER PROJECT STANDARDS, ARTICLE 35.4, STANDARDS FOR SPECIFIC LAND USES, AND ARTICLE 35.11, GLOSSARY, TO IMPLEMENT NEW REGULATIONS REGARDING THE LAND USES OF SHORT-TERM RENTALS AND HOMESTAYS AND MAKE OTHER MINOR CLARIFICATIONS, CORRECTIONS, AND REVISIONS.

Case No. 16ORD-00000-00009

The Board of Supervisors of the County of Santa Barbara, State of California, ordains as follows:

SECTION 1:

ARTICLE 35.2, Zones and Allowable Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the Services section of Table 2-1 Allowed Land Uses and Permit Requirements for Agricultural Zones, of Section 35.21.030, Agricultural Zones Allowable Land Uses, of Chapter 35.21, Agricultural Zones, to read as follows:

| | | | | | | | |
|---|---|--|---|--|-----------------------------------|--|---------------------------------|
| Table 2-1 Allowed Land Uses and Permit Requirements for Agricultural Zones | E Allowed use, no permit required (Exempt) | P Permitted use, Land Use Permit required (2) | MCUP Minor Conditional Use Permit required | CUP Conditional Use Permit required | ZC Zoning Clearance required | S Permit determined by Specific Use Regulations | — Use Not Allowed |
| LAND USE (1) | | | | PERMIT REQUIRED BY ZONE | | | Specific Use Regulations |
| | | | | AG-I | AG-II | | |

SERVICES

| | | | |
|--|------|---------|-----------|
| Cemetery | CUP | CUP | |
| Charitable or philanthropic organization | CUP | CUP | |
| Large family day care home | P | P | 35.42.090 |
| Small family day care home | E | E | 35.42.090 |
| Day care center, Non-residential | MCUP | MCUP | 35.42.090 |
| Day care center, Residential | MCUP | MCUP | 35.42.090 |
| Lodging - Guest ranch | — | CUP (7) | |
| Lodging - Homestay | P | — | 35.42.193 |
| Lodging - Hostel | — | CUP | 35.42.240 |
| Lodging - Short-term rental | — | — | |
| Mausoleum | CUP | CUP | |
| Medical services - Animal hospital | MCUP | P | 35.42.250 |
| Mortuary, accessory to cemetery | CUP | CUP | 35.42.120 |

SECTION 2:

ARTICLE 35.2, Zones and Allowable Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the Services section of Table 2-4 Allowed Land Uses and Permit Requirements for Resource Protection Zones, of Section 35.22.030, Resource Protection Zones Allowable Land Uses, of Chapter 35.22, Resource Protection Zones, to read as follows:

| Table 2-4 Allowed Land Uses and Permit Requirements for Resource Protection Zones | E | Allowed use, no permit required (Exempt) | | | |
|--|--------------------------------|---|---------|-----|---------------------------------|
| | P | Permitted use, Land Use Permit required (2) | | | |
| | MCUP | Minor Conditional Use Permit required | | | |
| | CUP | Conditional Use Permit required | | | |
| | S | Permit determined by Specific Use Regulations | | | |
| | — | Use Not Allowed | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | Specific Use Regulations |
| | MT-GAV | MT-GOL | MT-TORO | RMZ | |

| SERVICES | | | | | |
|--|------|------|------|------|-----------|
| Cemetery | — | CUP | CUP | CUP | |
| Charitable or philanthropic organization | — | CUP | CUP | CUP | |
| Large family day care home | P | P | P | P | 35.42.090 |
| Small family day care home | E | E | E | E | 35.42.090 |
| Day care center, Non-residential | — | MCUP | MCUP | MCUP | 35.42.090 |
| Day care center, Residential | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Drive-through facility, accessory to a permitted use | — | — | CUP | — | |
| Lodging - Guest ranch, low intensity | — | — | CUP | CUP | |
| Lodging - Homestay | — | — | — | — | |
| Lodging - Hostel | CUP | CUP | CUP | CUP | |
| Lodging - Short-term rental | — | — | — | — | |
| Mausoleum | — | CUP | CUP | CUP | |
| Medical services - Clinic | — | — | CUP | — | |
| Medical services - Extended care | — | — | CUP | — | |
| Medical services - Hospital | — | — | CUP | — | |
| Mortuary, accessory to cemetery | — | CUP | CUP | CUP | 35.42.120 |
| Mortuary | — | — | — | — | 35.42.120 |
| Music recording studio | — | — | CUP | — | |

SECTION 3:

ARTICLE 35.2, Zones and Allowable Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the Services section of Table 2-7, 2-8, and 2-9 Allowed Land Uses and Permit Requirements for Residential Zones, Section 35.23.030, Residential Zones Allowable Land Uses, of Chapter 35.23, Residential Zones, to read as follows:

| | | | | | | |
|--|--------------------------------|--|----------------|-----------------------|-------------|--------------------|
| Table 2-7 - Continued Allowed Land Uses and Permit Requirements for Residential Zones | E | Allowed use, no permit required (Exempt) | | | | |
| | P | Permitted use, Land Use or Coastal Permit required (2) | | | | |
| | MCUP | Minor Conditional Use Permit required | | | | |
| | CUP | Conditional Use Permit required | | | | |
| | S | Permit determined by Specific Use Regulations | | | | |
| | — | Use Not Allowed | | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | | |
| | RR | RR CZ | R-1/E-1 | R-1/E-1 CZ | EX-1 | EX-1 CZ |

SERVICES

| | | | | | | | |
|--|------|------|------|------|------|------|-----------|
| Cemetery | CUP | CUP | CUP | CUP | — | — | |
| Charitable or philanthropic organization | CUP | CUP | CUP | CUP | — | — | |
| Large family day care home | P | P | P | P | P | P | 35.42.090 |
| Small family day care home | E | E | E | E | E | E | 35.42.090 |
| Day care center, Non-residential | MCUP | MCUP | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Day care center, Non-residential, accessory | — | — | — | — | — | — | |
| Child care center, Residential | MCUP | MCUP | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Drive-through facility, accessory to permitted use | — | — | CUP | CUP | — | — | 35.42.130 |
| Lodging - Homestay | P | | P | | P | | 35.42.193 |
| Lodging - Hostel | CUP | — | CUP | — | — | — | |
| Lodging - Hotel or motel | — | — | — | — | — | — | |
| Lodging - Short-term rental | — | — | — | — | — | — | |
| Mausoleum | CUP | — | CUP | CUP | — | — | |
| Medical services - Clinic | — | — | CUP | CUP | — | — | |
| Medical services - Extended care | — | — | CUP | CUP | — | — | |
| Medical services - Hospital | — | — | CUP | CUP | — | — | |
| Mortuary | — | — | — | CUP | — | — | 35.42.120 |
| Mortuary, accessory to cemetery | CUP | — | CUP | CUP | — | — | 35.42.120 |
| Music recording studio | — | — | CUP | — | — | — | |
| Personal services | — | — | — | — | — | — | |
| Resort visitor-serving facilities | — | — | — | — | — | — | |

| | | | | | | | |
|--|--------------------------------|--|----|----------|------|-----|-----------|
| Table 2-8 - Continued Allowed Land Uses and Permit Requirements for Residential Zones | E | Allowed use, no permit required (Exempt) | | | | | |
| | P | Permitted use, Land Use or Coastal Permit required (2) | | | | | |
| | MCUP | Minor Conditional Use Permit required | | | | | |
| | CUP | Conditional Use Permit required | | | | | |
| | ZC | Zoning Clearance | | | | | |
| | S | Permit determined by Specific Use Regulations | | | | | |
| | — | Use Not Allowed | | | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | | | |
| | R-2 | R-2 CZ | DR | DR CZ | MR-O | PRD | PRD CZ |

SERVICES

| | | | | | | | | |
|--|------|------|------|------|----|------|------|-------------|
| Cemetery | CUP | CUP | CUP | CUP | — | CUP | CUP | — |
| Charitable or philanthropic organization | CUP | CUP | CUP | CUP | — | CUP | CUP | — |
| Large family day care home | P | P | P | P | — | P | P | 35.42.090 |
| Small family day care home | E | E | E | E | E | E | E | 35.42.090 |
| Day care center, Non-residential | MCUP | MCUP | MCUP | MCUP | — | MCUP | MCUP | 35.42.090 |
| Day care center, Non-residential accessory | — | — | P | P | ZC | P | P | 35.42.090 |
| Day care center, residential | MCUP | MCUP | MCUP | MCUP | — | MCUP | MCUP | 35.42.090 |
| Drive-through facility, accessory to permitted use | CUP | CUP | CUP | CUP | — | CUP | CUP | 35.42.130 |
| Lodging – Homestay | P | — | P | — | P | P | — | 35.42.193 |
| Lodging - Hostel | CUP | — | CUP | — | — | CUP | — | — |
| Lodging - Hotel or motel | — | — | — | — | — | — | CUP | 35.23.100.H |
| Lodging – Short-term rental | — | — | — | — | — | — | — | — |
| Mausoleum | CUP | CUP | CUP | CUP | — | CUP | CUP | — |
| Medical services - Clinic | CUP | CUP | CUP | CUP | — | CUP | CUP | — |
| Medical services - Extended care | CUP | CUP | CUP | CUP | — | CUP | CUP | — |
| Medical services - Hospital | CUP | CUP | CUP | CUP | — | CUP | CUP | — |
| Mortuary | — | CUP | — | CUP | — | — | CUP | 35.42.120 |
| Mortuary, accessory to cemetery | CUP | CUP | CUP | CUP | — | CUP | CUP | 35.42.120 |
| Music recording studio | CUP | — | CUP | — | — | CUP | — | — |
| Personal services | — | — | — | — | — | CUP | CUP | 35.23.100.G |
| Resort visitor-serving | — | — | — | — | — | — | P(3) | — |

| Table 2-9 - Continued Allowed Land Uses and Permit Requirements for Residential Zones | E | Allowed use, no permit required (Exempt) | | | | |
|--|--------------------------------|--|------------|-----|-----------|-----|
| | P | Permitted use, Land Use or Coastal Permit required (2) | | | | |
| | MCUP | Minor Conditional Use Permit required | | | | |
| | CUP | Conditional Use Permit required | | | | |
| | S | Permit determined by Specific Use Regulations | | | | |
| | — | Use Not Allowed | | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | | |
| | SLP | SR-M CZ | SR-H CZ | MHP | MHP CZ | MHS |

SERVICES

| | | | | | | | |
|--|----------|------|------|----------|------|----------|-----------|
| Cemetery | CUP | CUP | CUP | CUP | CUP | CUP | |
| Charitable or philanthropic organization | CUP | CUP | CUP | CUP | CUP | CUP | |
| Large family day care home | P | P | P | P | P | P | 35.42.090 |
| Small family day care home | E | E | E | E | E | E | 35.42.090 |
| Day care center, Non-residential | MCUP | MCUP | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Day care center, Non-residential, accessory | P | P | P | — | — | — | 35.42.090 |
| Day care center, Residential | MCUP | MCUP | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Drive-through facility, accessory to permitted use | — | — | — | — | — | — | |
| Kennel, animal boarding, commercial | — | — | — | — | — | — | |
| Kennel, private | — | — | — | — | — | — | |
| Lodging - Homestay | P | | | P | | P | 35.42.193 |
| Lodging - Hostel | CUP | — | — | CUP | — | CUP | |
| Lodging - Hotel or motel | — | — | — | — | — | — | |
| Lodging - Short-term rental | — | | | — | | — | |
| Mausoleum | CUP | CUP | CUP | CUP | CUP | CUP | |
| Medical services - Clinic | CUP | CUP | CUP | CUP | CUP | CUP | |
| Medical services - Extended care | CUP | CUP | CUP | CUP | CUP | CUP | |
| Medical services - Hospital | CUP | CUP | CUP | CUP | CUP | CUP | |
| Mortuary | — | CUP | CUP | — | CUP | — | 35.42.120 |
| Mortuary, accessory to cemetery | CUP | CUP | CUP | CUP | CUP | CUP | 35.42.120 |
| Music recording studio | CUP | — | — | CUP | — | CUP | |
| Personal services | — | — | — | — | — | — | |

SECTION 4:

ARTICLE 35.2, Zones and Allowable Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the Services section of Table 2-14, 2-15, and 2-16, Allowed Land Uses and Permit Requirements for Commercial Zones, Section 35.24.030, Commercial Zones Allowable Land Uses, of Chapter 35.24, Commercial Zones, to read as follows:

| | | | | | | |
|--|--------------------------------|--|-----------|-----------|-----------|---------------------------------|
| Table 2-14 - Continued Allowed Land Uses and Permit Requirements for Commercial Zones | E | Allowed use, no permit required (Exempt) | | | | |
| | P | Permitted use, Land Use or Coastal Permit required (2) | | | | |
| | MCUP | Minor Conditional Use Permit required | | | | |
| | CUP | Conditional Use Permit required | | | | |
| | S | Permit determined by Specific Use Regulations | | | | |
| | — | Use Not Allowed | | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | | Specific Use Regulations |
| | CN | C-1 CZ | C-2 CZ | C-2 CZ | C-2 CZ | |

SERVICES - GENERAL

| | | | | | | |
|--|------|-----|-----|------|------|-----------|
| Cemetery, mausoleum | CUP | CUP | CUP | CUP | CUP | |
| Charitable or philanthropic organization | CUP | CUP | CUP | CUP | CUP | |
| Large family day care home | P | P | P | P | P | 35.42.090 |
| Small family day care home | E | E | E | E | E | 35.42.090 |
| Day care center, Non-residential | P | P | P | P | P | 35.42.090 |
| Day care center, Non-residential, accessory | — | — | — | — | — | |
| Day care center, Residential | MCUP | P | P | MCUP | MCUP | 35.42.090 |
| Drive-through facility | CUP | CUP | CUP | CUP | CUP | 35.42.130 |
| Lodging - Bed and breakfast inn | — | P | P | MCUP | MCUP | |
| Lodging - Guest ranch | — | — | — | — | — | |
| Lodging - Homestay | — | — | — | — | — | |
| Lodging - Hostel | CUP | CUP | P | CUP | — | |
| Lodging - Hotel or motel | — | CUP | CUP | P | P | |
| Lodging - Resort | — | — | — | — | — | |
| Lodging - Short-term rental | — | P | — | P | — | 35.42.245 |
| Mortuary | — | — | CUP | — | CUP | 35.42.120 |
| Mortuary, accessory to cemetery | CUP | CUP | CUP | CUP | CUP | 35.42.120 |
| Music recording studio | CUP | CUP | — | CUP | — | |
| Personal services | P | P | P | P | P | |
| Repair service - Equipment, appliances, etc. - Indoor | — | — | — | P | P | |
| Repair service - Equipment, appliances, etc. - Outdoor | — | — | — | P | P | |
| Repair service - Farm implements and equipment | — | — | — | — | — | |
| Repair service - Small appliances | P | P | P | P | P | |
| Vehicle services - Carwash, mechanical | — | — | — | MCUP | MCUP | 35.42.270 |
| Vehicle services - Major repair, bodywork | — | — | — | — | — | |
| Vehicle services - Minor maintenance/repair | MCUP | — | — | P | P | |
| Vehicle services - With outdoor work areas | — | — | — | MCUP | MCUP | |

| Table 2-15 - Continued | | E | Allowed use, no permit required (Exempt) | | |
|---|--|--------------------------------|---|---------------------------------|-------|
| Allowed Land Uses and Permit Requirements for Commercial Zones | | P | Permitted use, Land Use Permit required (2) | | |
| | | MCUP | Minor Conditional Use Permit required | | |
| | | CUP | Conditional Use Permit required | | |
| | | S | Permit determined by Specific Use Regulations | | |
| | | — | Use Not Allowed | | |
| LAND USE (1) | | PERMIT REQUIRED BY ZONE | | Specific Use Regulations | |
| | | C-3 | CS | CH | CM-LA |
| SERVICES - GENERAL | | | | | |
| Cemetery, mausoleum | | CUP | CUP | CUP | — |
| Charitable or philanthropic organization | | CUP | CUP | CUP | CUP |
| Large family day care home | | P | — | P | P |
| Small family day care home | | E | — | E | E |
| Day care center, Non-residential | | P | MCUP | MCUP | P |
| Day care center, Non-residential, accessory | | — | P | P | P |
| Day care center, Residential | | MCUP | — | MCUP | MCUP |
| Drive-through facility | | CUP | CUP | CUP | — |
| Lodging - Bed and breakfast inn | | MCUP | — | — | P |
| Lodging - Guest ranch | | — | — | — | — |
| Lodging - Homestay | | — | — | — | P |
| Lodging - Hostel | | CUP | CUP | CUP | P |
| Lodging - Hotel or motel | | P | — | P | P |
| Lodging - Resort | | — | — | — | P |
| Lodging - Short-term rental | | P | P | P | P |
| Mortuary | | — | — | — | — |
| Mortuary, accessory to cemetery | | CUP | CUP | CUP | — |
| Music recording studio | | CUP | CUP | CUP | CUP |
| Personal services | | P | — | — | P |
| Repair service - Equipment, appliances, etc. - Indoor | | P (3) | P (3) | — | P (3) |
| Repair service - Equipment, appliances, etc. - Outdoor | | — | — | — | — |
| Repair service - Farm implements and equipment | | P (3) | P (3) | — | — |
| Vehicle services - Carwash, mechanical | | MCUP | — | MCUP (4) | — |
| Vehicle services - major repair, bodywork | | P (3) | — | — | — |
| Vehicle services - Minor maintenance/repair | | P (3) | P (3) | P | P |
| Vehicle services - With outdoor work areas | | — | — | — | — |

Short-Term Rental Ordinance

Attachment 2: LUDC Amendments

Departmental Agenda Date: October 3, 2017

16ORD-00000-00009

Page 8

Table 2-16 - Continued**Allowed Land Uses and Permit Requirements for Commercial Zones**

| | |
|------|--|
| E | Allowed use, no permit required (Exempt) |
| P | Permitted use, Land Use or Coastal Permit required (2) |
| MCUP | Minor Conditional Use Permit required |
| CUP | Conditional Use Permit required |
| S | Permit determined by Specific Use Regulations |
| — | Use Not Allowed |

| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | | Specific Use Regulations |
|--------------|-------------------------|-----------|----|----|----------|--------------------------|
| | C-V CZ | C-V CZ | SC | PI | PI CZ | |

SERVICES - GENERAL

| | | | | | | |
|--|------|------|------|------|------|-----------|
| Cemetery, mausoleum | CUP | CUP | CUP | P | P | |
| Charitable or philanthropic organization | CUP | CUP | CUP | P | P | |
| Large family day care home | P | P | — | P | P | 35.42.090 |
| Small family day care home | E | E | — | E | E | 35.42.090 |
| Daycare center, Non-residential | MCUP | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Day care center, Non-residential, accessory | P | P | P | P | P | 35.42.090 |
| Day care center, Residential | MCUP | MCUP | — | MCUP | MCUP | 35.42.090 |
| Drive-through facility | CUP | CUP | CUP | CUP | CUP | 35.42.130 |
| Lodging - Bed and breakfast inn | — | — | — | — | — | |
| Lodging - Guest ranch | P | P | — | — | — | |
| Lodging - Homestay | ■ | ■ | ■ | ■ | ■ | |
| Lodging - Hostel | CUP | — | CUP | CUP | — | |
| Lodging - Hotel or motel | P | P | — | — | — | |
| Lodging - Resort | P | P | — | — | — | |
| Lodging - Short-term rental | ■ | ■ | ■ | ■ | ■ | 35.42.245 |
| Mortuary | — | CUP | — | — | CUP | 35.42.120 |
| Mortuary, accessory to cemetery | CUP | CUP | CUP | CUP | CUP | 35.42.120 |
| Music recording studio | CUP | — | CUP | CUP | — | |
| Personal services | — | — | — | P | P | |
| Repair service - Equipment, appliances, etc. - Indoor | — | — | — | — | — | |
| Repair service - Equipment, appliances, etc. - Outdoor | — | — | — | — | — | |
| Repair service - Farm implements and equipment | — | — | — | — | — | |
| Vehicle services - Carwash, mechanical | — | — | — | — | — | |
| Vehicle services - Major repair, bodywork | — | — | — | — | — | |
| Vehicle services - Minor maintenance/repair | — | — | — | — | — | |
| Vehicle services - With outdoor work areas | — | — | — | — | — | |

SECTION 5:

ARTICLE 35.2, Zones and Allowable Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the Services section of Table 2-22 Allowed Land Uses and Permit Requirements for Industrial Zones, Section 35.25.030, Industrial Zones Allowable Land Uses, of Chapter 35.25, Industrial Zones, to read as follows:

| | | | | | | | |
|--|--------------------------------|--|------------|------------|-------------|--------------------|--------------------|
| Table 2-22 - Continued Allowed Land Uses and Permit Requirements for Industrial Zones | E | Allowed use, no permit required (Exempt) | | | | | |
| | P | Permitted use, Land Use or Coastal Permit required (2) | | | | | |
| | MCUP | Minor Conditional Use Permit required | | | | | |
| | CUP | Conditional Use Permit required | | | | | |
| | S | Permit determined by Specific Use Regulations | | | | | |
| | — | Use Not Allowed | | | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | | | |
| | M-RP | M-RP CZ | M-1 | M-2 | M-CR | M-CR CZ | M-CD CZ |

SERVICES - GENERAL

| | | | | | | | |
|--|------|------|------|------|------|------|-----------|
| Cemetery | CUP |
| Charitable or philanthropic organization | CUP |
| Large family day care home | — | — | — | — | P | P | P |
| Small family day care home | — | — | — | — | E | E | E |
| Day care center, Non-residential | MCUP |
| Day care center, Non-residential, accessory | P | P | P | — | — | — | 35.42.090 |
| Day care center, Residential | — | — | — | — | MCUP | MCUP | MCUP |
| Drive through facility | CUP |
| Lodging - Homestay | — | — | — | — | — | — | — |
| Lodging - Hostel | CUP | — | CUP | CUP | CUP | — | CUP |
| Lodging - Hotel or motel | — | — | P | — | — | — | — |
| Lodging - Short-term rental | — | — | — | — | — | — | — |
| Mausoleum | CUP |
| Mortuary | — | CUP | — | — | — | CUP | — |
| Mortuary, accessory to cemetery | CUP |
| Music recording studio | CUP | — | CUP | CUP | CUP | — | CUP |
| Personal services, employees only | P | P | P | — | — | — | — |
| Public safety facility | — | — | P | — | — | — | — |
| Repair service - Equipment, large appliances, etc. - Indoor | — | — | P | P | — | — | — |
| Repair service - Equipment, large appliances, etc. - Outdoor | — | — | P | P | — | — | — |
| Repair service - Small appliances | — | — | P | P | — | — | — |
| Vehicle services - Major repair, bodywork | — | — | P(3) | P | — | — | — |
| Vehicle services - Minor maintenance/repair | — | — | P(3) | P | — | — | — |

SECTION 6:

ARTICLE 35.2, Zones and Allowable Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the Services section of Table 2-24 and 2-25 Allowed Land Uses and Permit Requirements for Special Purpose Zones, Section 35.26.030, Special Purpose Zones Allowable Land Uses, of Chapter 35.26, Special Purpose Zones, to read as follows:

| Table 2-24 - Continued Allowed Land Uses and Permit Requirements for Special Purpose Zones | E | Allowed use, no permit required (Exempt) | | | |
|---|--------------------------------|---|------|---------|---------|
| | P | Permitted use, Land Use Permit required (2) | | | |
| | MCUP | Minor Conditional Use Permit required | | | |
| | CUP | Conditional Use Permit required | | | |
| | S | Permit determined by Specific Use Regulations | | | |
| | — | Use Not Allowed | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | |
| | MU | NTS | OT-R | OT-R/LC | OT-R/GC |

SERVICES - GENERAL

| | | | | | | |
|--|------|---|------|-------|-------|-----------|
| Cemetery, mausoleum | — | — | CUP | CUP | CUP | |
| Charitable or philanthropic organization | P | — | CUP | CUP | CUP | |
| Large family day care home | P | — | P | P (3) | P (3) | 35.42.090 |
| Small family day care home | E | — | — | E | E | 35.42.090 |
| Day care center, Non-residential | MCUP | — | MCUP | MCUP | MCUP | 35.42.090 |
| Day care center, Non-residential, accessory | P | — | — | — | — | 35.42.090 |
| Day care center, Residential | MCUP | — | MCUP | MCUP | MCUP | 35.42.090 |
| Drive-through facility | — | — | CUP | CUP | CUP | 35.42.130 |
| Laundry and dry cleaning pick-up stores | P | — | — | — | — | |
| Lodging - Homestay | P | P | P | P | P | 35.42.193 |
| Lodging - Hostel | CUP | — | CUP | CUP | CUP | |
| Lodging - Hotel or motel | CUP | — | — | — | P | |
| Lodging - Short-term rental | — | — | — | P | P | 35.42.245 |
| Mortuary | — | — | — | — | — | 35.42.120 |
| Mortuary, accessory to cemetery | — | — | CUP | CUP | CUP | 35.42.120 |
| Music recording studio | MCUP | — | CUP | CUP | CUP | |
| Personal services | P | — | — | P (4) | P | |
| Personal services, employees only | P | — | — | — | — | |
| Repair service - Equipment, appliances, etc. - Indoor | P | — | — | — | P | |
| Repair service - Equipment, appliances, etc. - Outdoor | — | — | — | — | P | |
| Repair service - Small appliances | P | — | — | — | P | |
| Vehicle services - Minor maintenance/repair | — | — | — | — | P | |

| | | | | | |
|---|--------------------------------|--|------------|-------------------|---------------------|
| Table 2-25 - Continued Allowed Land Uses and Permit Requirements for the Special Purpose Zones | E | Allowed use, no permit required (Exempt) | | | |
| | P | Permitted use, Land Use or Coastal Permit required (2) | | | |
| | MCUP | Minor Conditional Use Permit required | | | |
| | CUP | Conditional Use Permit required | | | |
| | S | Permit determined by Specific Use Regulations | | | |
| | — | Use Not Allowed | | | |
| LAND USE (1) | PERMIT REQUIRED BY ZONE | | | | |
| | PU | PU CZ | REC | REC CZ | TC CZ(3) |

SERVICES - GENERAL

| | | | | | | |
|--|------|------|------|------|------|-----------|
| Cemetery, mausoleum | CUP | CUP | CUP | CUP | CUP | |
| Charitable or philanthropic organization | CUP | CUP | CUP | CUP | CUP | |
| Large family day care home | — | — | P | P | — | 35.42.090 |
| Small family day care home | — | — | E | E | — | 35.42.090 |
| Day care center, Non-residential | MCUP | MCUP | MCUP | MCUP | MCUP | 35.42.090 |
| Day care center, Non-residential, accessory | — | — | — | — | — | |
| Day care center, Residential | — | — | MCUP | MCUP | — | 35.42.090 |
| Drive-through facility | CUP | CUP | CUP | CUP | CUP | 35.42.130 |
| Lodging - Homestay | — | — | — | — | — | |
| Lodging - Hostel | — | — | CUP | — | CUP | |
| Lodging - Hotel or motel | — | — | — | — | — | |
| Lodging - Short-term rental | — | — | — | — | — | |
| Mortuary | — | CUP | — | CUP | CUP | 35.42.120 |
| Mortuary, accessory to cemetery | CUP | CUP | CUP | CUP | CUP | 35.42.120 |
| Music recording studio | CUP | — | CUP | — | — | |
| Personal services | — | — | — | — | — | |
| Personal services, employees only | — | — | — | — | — | |
| Personal services in mixed use project | — | — | — | — | — | |
| Repair service - Equipment, appliances, etc. - Indoor | — | — | — | — | — | |
| Repair service - Equipment, appliances, etc. - Outdoor | — | — | — | — | — | |
| Repair service - Small appliances | — | — | — | — | — | |
| Vehicle services - Minor maintenance/repair | — | — | — | — | — | |

SECTION 7:

ARTICLE 35.3, Site Planning and Other Project Standards, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change Section 35.36.060, Required Number of Spaces: Nonresidential Uses, of Chapter 35.36, Parking and Loading Standards, to read as follows:

35.36.060 - Required Number of Spaces: Nonresidential Uses

Nonresidential parking requirements shall be in compliance with the provisions in this Section, and in Section 35.36.080 (Standards for All Zones and Uses) and in Section 35.36.110 (Standards for Nonresidential Zones and Uses) below. Unless otherwise noted, the indicated parking requirements shall apply to uses in both the Coastal Zone and the Inland area.

A. CM-LA zone. Table 3-6 shall not apply to development on lots zoned CM-LA (Community Mixed Use-Los Alamos). Development located in the CM-LA (Community Mixed Use - Los Alamos) zone shall be in compliance with the parking standards of Subsection 35.36.110.H (Community Mixed Use - Los Alamos (CM-LA) zone) as applicable.

Table 3-6 - Nonresidential Parking Standards

| Recreation, Education & Public Assembly Uses: | Parking Spaces Required |
|---|--|
| Bowling alley | 8 spaces per lane |
| Library, museum, art gallery, or similar use | 1 space per 2 employees and; 1 space per 300 square feet of gross floor area |
| Religious institutions, school auditoriums, college auditoriums, theaters, general auditoriums, stadiums, mortuaries, lodges, halls, and other places of general assembly | With fixed seats - 1 space per 4 fixed seats Without fixed seats - 1 space per 30 square feet of auditorium floor space |
| Places of amusement without fixed seats (e.g., dancehalls, skating rinks, etc.) | 1 space per 300 square feet of assembly area |
| Racquetball facility & tennis facility | 1.5 spaces per court |
| School - Colleges: art, craft, music, or dancing schools; business, professional, or trade school | 1 space per 5 students and 1 space per 3 employees |
| School - Day school or Nursery school | 1 space per 10 students and 1 space per 2 employees |
| School - Elementary and Middle School | 1.5 spaces per teaching station |
| School - High School | 6 spaces per teaching station |
| Spas, health clubs, etc. | 1 space per 300 square feet of gross floor area |
| Spectator seating | 1 space per 5 seats or 1 space per 35 square feet of seating area |
| Swimming pool, public | 1 space per 200 square feet of pool area and 1 space per 500 square feet of area related to the pool and facilities |
| Retail Trade | Parking Spaces Required |
| Furniture and appliance stores; heating, ventilating, and hardware stores; motor vehicle and machinery sales and service | 1 space per 1,000 square feet of gross floor area |
| Restaurants, cafes, taverns, etc. | 1 space per 300 square feet of space devoted to patrons 1 space per 2 employees |
| Retail business and general commercial | 1 space per 500 square feet of gross floor area (1) (2) |
| Services and Offices- Business, Financial, Professional | Parking Spaces Required |
| Business and professional offices e.g. banks, lawyers' offices, etc. | 1 space for each 300 square feet of gross floor area (3) |
| Hotels/motels | 1 space per guest room and 1 space per 5 employees |

| | |
|--|---|
| Medical services - extended care | 1 space per 3 beds and 1 space per 3 employees |
| Medical services - hospitals | 1 space per 2 beds and 1 space per 3 employees |
| Medical Services - medical clinics, medical and dental offices | 1 space per 200 square feet of gross floor area |
| Short-Term Rentals | 1 space per bedroom |

Notes:

- (1) See Subsection 35.36.110.E (Retail Commercial (C-2) zone, Coastal Zone).
- (2) See Subsection 35.36.110.J (Shopping Center (SC) zone).
- (3) See Subsection 35.36.110.K (Professional and Institutional (PI) zone).

SECTION 8:

ARTICLE 35.4, Standards for Specific Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby changed to add Section 35.42.193, Homestays, of Chapter 35.42, Standards for Specific Land Uses, to read as follows:

35.42.193 – Homestays

- A. Purpose and intent.** The purpose and intent of this Section is to establish standards that will regulate the use of dwellings as Homestays in order to ensure that Homestays are compatible with and do not adversely impact surrounding properties.
- B. Permit requirement.** Homestays may only be located in certain commercial, special purpose, residential and Agriculture-I zones and in compliance with the permit requirement identified in Article 35.2 (Zones and Allowable Land Uses). The required permit shall be obtained and all conditions of the permit shall be satisfied prior to the commencement of a Homestay. Regardless of the number of properties a property owner owns, in no case shall a property owner possess more than one homestay permit at any given time.
- C. Permitted structures.** Homestays shall only be allowed in up to 3 bedrooms of a legal dwelling unit subject to the restrictions of this Section.
- D. Development standards.** Homestays shall comply with all of the following standards in addition to any other applicable standards of this Development Code.
 - 1. Owner or long-term tenant must reside on the property.** The owner or long-term tenant of the property shall inhabit a legal dwelling on the same lot at the same time as the transient occupant of the Homestay.
 - 2. Compliance with fire, building, and health codes.** Any dwelling used as a Homestay shall comply with the California Fire Code, California Building Code, California Health and Safety Code, the National Fire Protection Association standards and/or regulations, and other relevant laws and codes regarding carbon monoxide detectors, smoke detectors, emergency egress window, handrails, and fire extinguishers, to the satisfaction of the Director.
 - 3. Prohibited structures.** Homestays shall not be allowed in:
 - a. Any dwelling subject to agreements, conditions, or covenants entered into with the County restricting their use including, but not limited to, affordable housing units, agricultural employee housing, and farmworker housing.**
 - b. Any structure that is only permitted to be occupied on a temporary basis including, but not limited to, cabañas and guest houses.**
 - c. Any structure or space that may not be legally used for dwelling or overnight accommodations**

including, but not limited to, agricultural accessory structures, tents, trailers, vehicles, and yurts.

4. **Signs.** No signs shall be permitted to be located on or off the lot that contains the Homestay that indicates the presence of the Homestay.
5. **Limitation on occupancy.** The maximum occupancy shall be no more than two persons per bedroom, excluding minor children.
6. **Parking.** Parking shall be provided on the lot on which the Homestay is located in compliance with Chapter 35.36 (Parking and Loading Standards) of this Development Code.
7. **Limitation on the number of visitors.** The maximum number of visitors shall not exceed two times the number of transient occupants of the Homestay that are allowed on the lot.
8. **Noise.** The volume of sound generated by the Homestay shall not exceed 65 dB or existing ambient levels, whichever is greater, at any point beyond the property boundary, except that between the hours of 10 p.m. and 8 a.m., the volume of sound generated by the Homestay shall not exceed 45 dB or existing ambient levels, whichever is greater, at any point beyond the property boundary.
9. **Internet listing.** All current internet hosting platforms for Homestays and all listing identification numbers shall be provided to the County.
10. **Proof of ownership or long-term tenancy.** The owner or long-term tenant of the property being rented for a Homestay shall provide proof of ownership or long-term tenancy with the Homestay application. In addition, the owner must sign any permit application that the long-term tenant submits.

11. Nuisance Response Plan.

- a. Call response availability.
 - 1) The owner or long-term tenant shall submit their name, address, and telephone number and/or a local contact who will respond to calls regarding the Homestay.
 - 2) The owner or long-term tenant and/or local contact shall be available by telephone on a 24-hour basis to respond to calls regarding the Homestay.
 - 3) Failure to respond to calls in a timely and appropriate manner may result in revocation of the permit issued to allow the use of a Homestay.
 - 4) For purposes of this Subsection 11, responding in a timely and appropriate manner means that an initial call shall be responded to within one hour of the time the initial call was made, and a corrective action shall commence within two hours of the initial call, if corrective action is required, to address any violation of this Section.
- b. **Local contact.** The owner or long-term tenant is required to immediately notify the County with any changes to their or the local contact's information.

E. Renewal of permit.

1. A Land Use Permit issued for a Homestay shall only be valid for one year commencing upon the effective date of the Land Use Permit, except as provided below in subsection 3.
2. The owner or long-term tenant shall submit an application to renew the Land Use Permit to the Department for review and approval on an annual basis as directed below.
 - a. The renewal application shall be processed pursuant to the requirements set forth in Section 35.82.110 (Land Use Permits).
 - b. The Land Use Permit application for the initial renewal and any subsequent renewal shall be submitted no later than 30 days prior to the expiration of the previous Land Use Permit.

3. If the approval of a Land Use Permit for the renewal of a Land Use Permit for a Homestay has been appealed, then the validity of the Land Use Permit shall be extended until processing of the appeal(s) has been completed.

F. Revocation.

1. A **Land Use Permit to allow a dwelling to be used as a Homestay may be revoked** in compliance with Section 35.84.060 (Revocations).
2. In addition to the basis for revocation in Section 35.84.060 (Revocations), a Land Use Permit may also be revoked if the applicant, after receiving a Land Use Permit for a Homestay and/or any renewal:
 - a. makes alterations to the property that compromise the original permit approval (e.g., removal of required parking, conversion of space);
 - b. is determined to have submitted false or misleading information to the Department, including, but not limited to, information submitted as part of the permit application;
 - c. fails to comply with the permit conditions; or
 - d. fails to obtain or comply with any other required County, state or local permit.

SECTION 9:

ARTICLE 35.4, Standards for Specific Land Uses, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to add Section 35.42.245, Short-Term Rentals, of Chapter 35.42, Standards for Specific Land Uses, to read as follows:

35.42.245 – Short-Term Rentals

A. Purpose and applicability.

1. **Purpose.** The purpose of this Section is to establish standards that will regulate the use of structures as Short-Term Rentals in order to ensure that Short-Term Rentals are compatible with and do not adversely impact surrounding properties.

2. Applicability.

- a. **Short-Term Rentals existing as of the effective date of this ordinance (16ORD-00000-00009).**

(1) Short-Term Rentals that may be permitted.

- (a) For Short-Term Rentals that may be permitted in compliance with Article 35.2 (Zones and Allowable Land Uses) to continue operating the owner or long term tenant must apply for and be issued a permit that allows the continued use of a structure as a Short-Term Rental within 333 days following the effective date of this ordinance (16ORD-00000-00009).

- (b) If the required permit is not issued within 333 days following the effective date of this ordinance (16ORD-00000-00009), then use of the structure as a Short-Term Rental shall cease. If the use of a structure as a Short-Term Rental does not cease, then this use shall be considered a violation of this Development Code and subject to enforcement in compliance with Chapter 35.108 (Enforcement and Penalties).

- (2) **Short-Term Rentals that may not be permitted.** The use of a structure as a Short-Term Rental in zones where Short-Term Rentals may not be permitted in compliance with Article 35.2 (Zones and Allowable Land Uses) shall cease no later than 333 days following

the effective date of this ordinance (16ORD-00000-00009). If the use of a structure as a Short-Term Rental does not cease within this period, then this use shall be considered a violation of this Development Code and subject to enforcement in compliance with Chapter 35.108 (Enforcement and Penalties).

3. **Permit requirement.** Short-Term Rentals may only be located in certain commercial and special purpose zones in compliance with the permit requirement identified in Article 35.2 (Zones and Allowable Land Uses). The required permit shall be obtained and all conditions of the permit shall be satisfied prior to the commencement of a Short-Term Rental.

SECTION 10:

ARTICLE 35.11, Glossary, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to change the existing definition of "Lodging" set forth in Section 35.110.020, Definitions of Specialized Terms and Phases, of Chapter 35.110, Definitions, to read as follows:

Lodging.

1. **Bed and Breakfast.** A residential structure with one or more bedrooms rented for overnight lodging, where meals may be provided subject to applicable County health regulations.
2. **Boarding or Rooming House.** A residence or dwelling other than a hotel, where the business of keeping boarders is generally carried on and which is held out by the owner or keeper as a place where boarders are kept.
3. **Guest Ranch.** A vacation resort, generally a farm or ranch, that derives all or part of its income from the use of its facilities by paying visitors or guests, and provides food, lodging, and recreational activities.
4. **Homestay.** A residential structure, including portions thereof, rented for 30 consecutive days or less where the owner or long-term tenant of the property inhabits a legal dwelling on the same lot at the same time as the transient occupant. Additionally, the following terms are defined for the purposes of Section 35.42.193 (Homestay).
 - a. **Hosting Platform.** A marketplace which facilitates the consummation of Homestay agreements through advertising and from which, in whatever format, information is provided about or relating to a residential structure, including portions thereof, for occupancy as a Homestay.
 - b. **Long-term Tenant or Owner.** A person who occupies the property, who is the owner of the property or who rents the property for 6 months or more.
 - c. **Visitor.** A person who enters the property on which a Homestay is located for the purpose of visiting, seeing or communicating with the transient occupant of the Homestay.
5. **Hostel.** Overnight sleeping accommodations that provide supervised and inexpensive lodging for travelers, and may provide kitchen and eating facilities. Occupancy is generally of a limited duration.
6. **Hotel.** A building or group of buildings containing six or more sleeping rooms occupied, intended or designed to be occupied as the more or less temporary abiding place of persons who, for compensation, are lodged with or without meals, but not including a trailer court or camp, sanitarium, hospital, asylum, orphanage or building where persons are housed under restraint.
7. **Motel.** A transient lodging establishment containing six or more rooms with at least 25 percent of all rooms having direct access to the outside without the necessity of passing through a main lobby.
8. **Resort Hotel.** A hotel which serves as a destination point for visitors. A resort generally provides recreational facilities for persons on vacation. A resort shall be self-contained and provide personal services customarily furnished at hotels, including the serving of meals. Buildings and structures in a resort should complement the scenic qualities of the location in which the resort is situated.

9. **Short-Term Rental.** A structure which is rented for overnight lodging, in whole or in part and with or without the presence onsite of the owner or representative of the owner, for 30 consecutive days or less.

SECTION 11:

ARTICLE 35.11, Glossary, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to add the following new definitions of “Homestay,” “Short-Term Rental,” and “Transient” to Section 35.110.020, Definitions of Specialized Terms and Phases, of Chapter 35.110, Definitions, to read as follows:

Homestay. See “Lodging”

Short-Term Rental. See “Lodging”.

Transient. Any person who exercises occupancy or is entitled to occupancy by reason of concession, permit, right of access, license or other agreement for a period of 30 consecutive days or less. Any such person so occupying space in any lodging shall be deemed to be a transient until the period of 30 days has expired unless there is an agreement in writing between the owner or operator and the occupant providing for a longer period of occupancy. A transient is also referred to as a transient occupant.

SECTION 12:

All existing indices, section references, and figure and table numbers contained in Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code, are hereby revised and renumbered as appropriate to reflect the revisions enumerated above.

SECTION 13:

Except as amended by this Ordinance, Article 35.2, Zones and Allowable Land Uses, Article 35.3, Site Planning and Other Project Standards, Article 35.4, Standards for Specific Land Uses, and Article 35.11, Glossary, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code, shall remain unchanged and shall continue in full force and effect.

SECTION 14.

This ordinance shall take effect and be in force 30 days from the date of its passage and before the expiration of 15 days after its passage a summary of it shall be published once together with the names of the members of the Board of Supervisors voting for and against the same in the *Santa Barbara News-Press*, a newspaper of general circulation published in the County of Santa Barbara.

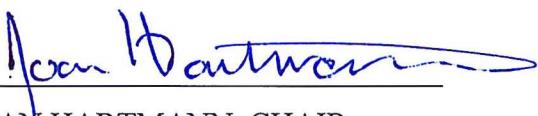
PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this the 3rd day of October, 2017, by the following vote:

AYES: Supervisor Williams, Supervisor Wolf, and Supervisor Hartmann

NOES: Supervisor Adam, and Supervisor Lavagnino

ABSTAIN: None

ABSENT: None



JOAN HARTMANN, CHAIR
BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By 
Deputy Clerk

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By 
Deputy County Counsel