1 2 3 4 5 6	JAN I. GOLDSMITH, City Attorney JOHN C. HEMMERLING, Assistant City Attorney ONU OMORDIA, Deputy City Attorney California State Bar No. 231583 Office of the City Attorney Community Justice Division/Code I 1200 Third Avenue, Suite 700 San Diego, California 92101-4103 Telephone: (619) 533-5500 Fax: (619) 533-5696 oomordia@sandiego.gov Attorneys for Plaintiff	By: E. CASTANEDA, Deputy
8		OURT OF CALIFORNIA
9		TY OF SAN DIEGO
10 11 12 13 14 15 16 17 18	CITY OF SAN DIEGO, a municipal corporation, Plaintiff, v. DARRYL COTTON, an individual, and DOES 1 through 50, inclusive, Defendants.	Case No. 37-2016-00005526-CU-MC-CTL REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF EX PARTE APPLICATION BY PLAINTIFF, CITY OF SAN DIEGO, FOR TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE WHY A PRELIMINARY INJUNCTION SHOULD NOT BE GRANTED IMAGED FILE Date: March 3, 2016 Time: 8:30 a.m. Dept: C-70 Judge: Hon. Randa Trapp Complaint filed: February 18, 2016 Trial Date: None Set
20 21	The Court is asked to take judicial r Evidence Code sections 352 and 353:	notice of the following documents pursuant to
22	San Diego Municipal Code	(SDMC) section 121.0311.
23	2. SDMC section 11.0210.	
24	3. SDMC section 12.0202.	
25	4. SDMC section 111.0101.	
26	5. SDMC section 121.0302(a).	
27	6. SDMC section 131.0520.	
28		
	L:\CEU\CASE.ZN\1904.oo\Pleadings\TRO\RJN.docx	1

REQUEST FOR JUDICIAL NOTICE

1	7. SDMC section 131.0522 and Table	131-05B.
2	2	
3	Dated: February 2016	JAN I. GOLDSMITH, City Attorney
4	4	
5	5	By Onulmordie
6	6	Onu Omordia Deputy City Attorney
7	7	Attorneys for Plaintiff
8	8	
9	9	
10	0	
11	1	
12	2	
13	3	
14	4	
15	5	
16	6	
17	7	
18	8	
19	9	
20	0	
21	1	
22	2	
23	3	
24	4	
25	5	
26	6	
27	7	

.

§121.0311 Remedies

Violations of the Land Development Code shall be treated as strict liability offenses regardless of intent. Violations of the Land Development Code may be prosecuted as misdemeanors subject to the fines and custody as provided in Municipal Code Section 12.0201. The City Manager or designated Code Enforcement Official may also seek criminal or civil injunctive relief and civil penalties in the Superior Court pursuant to Municipal Code Section 12.0202 or pursue any administrative remedy provided in Municipal Code Chapter 1, including administrative abatement, revocation of permits, recordation of notice of violation, and withholding of issuance of City permits.

(Added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.)

§121.0312 Restoration and Mitigation as a Remedy

- (a) In addition to other enforcement remedies provided for in Municipal Code Chapter 1, the City Manager may order the reasonable restoration of a structure, premises, and any adjacent and affected site to its lawful condition or may require reasonable mitigation. These requirements may be attached as conditions to applicable permits or enforcement actions and orders as appropriate.
- (b) The City Manager shall order the restoration of grading undertaken without a permit, unless technically infeasible. The restoration shall be conducted in accordance with Section 142.0150. No further permits for the premises shall be processed until the restoration has been completed and specified performance criteria have been met as required by the City.
- (c) Any restoration or mitigation imposed by the City Manager or Building Official shall be at the sole cost of the responsible person.
- (d) Mitigation may be appropriate where the City Manager determines that restoration of the *premises* or adjacent site to its pre-existing condition is not feasible or that irreparable damage has been done to the *premises*, or *historical resources*.
- (e) Mitigation may include the purchase or exchange of like-kind real property or structures of a similar or greater quality and value, or other appropriate measures.

.

•

(6-2000)

purposes of tort liability, if the officers or employees fail to perform their directed duty or duties.

("No Mandatory Duty—Civil Liability" added 8-10-1993 by O-17956 N.S.)

§11.0209 General Rules of Interpretation of Ordinances

For purposes of this Municipal Code:

- (a) Any gender includes the other gender.
- (b) "Shall" is mandatory; "may" is permissive.
- (c) The singular number includes the plural and the plural the singular.
- (d) Words used in the present tense include the past and future tense and vice versa.
- (e) Words and phrases used in this Code and not specifically defined shall be construed according to the context and approved usage of the language. "
 ("General Rules of Interpretation of Ordinances" added 8-10-1993 by O-17956 N.S.)

§11.0210 Definitions Applicable To Code Generally

The following words and phrases whenever used in this Code shall be construed as defined in this section unless a different meaning is specifically defined elsewhere in this Code and specifically stated to apply:

"Abatement" means any action the City may take on public or private property and any adjacent property as may be necessary to remove or alleviate a nuisance, including but not limited to demolition, removal, repair, boarding and securing or replacement of property.

"Administrative Enforcement Order" means an order issued by an Enforcement Hearing Officer after a hearing requiring a Responsible Person to correct violations, abate a public nuisance, pay civil penalties and administrative costs or take any other action as authorized or required by this Code and applicable state codes. The Enforcement Order may also include an order authorizing the City to abate a public nuisance or assess a Code Enforcement Lien.

Ch. Art. Div.

"Abatement Notice" means a notice issued by a Director which requires a Responsible Person to abate a public nuisance.

"Cash Deposit" means that whenever a cash deposit is required as a condition of an application for activity related to a construction project under this Code, the term "cash" also includes certificates of deposit and assigned securities in the form of savings accounts.

"City" means the area within the territorial city limits of The City of San Diego and such territory outside of this City over which the City has jurisdiction or control by virtue of any Constitutional or Charter provisions, or any law.

"Code Enforcement Lien" means a lien recorded to collect outstanding civil penalties and administrative costs imposed as part of a cost recovery, administrative or judicial code enforcement action.

"Code Enforcement Performance Bond" means a bond posted by a Responsible Person to ensure compliance with the Municipal Code, applicable state codes, a judicial action or Administrative Enforcement Order.

"Council" means the City Council of this City.

"Director" means the City Manager or any Department Directors including the following Departments: City Clerk, Planning, Development Services, Engineering, General Services, Animal Control, Health, Water Utilities, Park and Recreation, Neighborhood Code Compliance, Environmental Services and the Fire and Police Chiefs, and any of their designated agents or representatives. "Enforcement Hearing Officer" means any person appointed by the City Manager to preside over administrative enforcement hearings.

"Enforcement Official" means any person authorized to enforce violations of the Municipal Code or applicable state codes.

"Financial Institution" means any person that holds a recorded mortgage or deed of trust on a property.

"Imminent Life Safety Hazard" means any condition which creates a present, extreme and immediate danger to life, property, health or public safety.

"Legal Interest" means any interest that is represented by a document such as a deed of trust, quitelaim deed, mortgage, judgment lien, tax or assessment lien,

mechanic's lien or other similar instrument which is recorded with the County Recorder.

"Notice and Order" means a document used in abatement and civil penalties actions which provides notice of Municipal Code or applicable state code violations and orders a Responsible Person to take certain steps to correct the violations.

"Notice of Compliance" means a document issued by a Director representing that a property complies with the criteria set forth in Section 12.1007 of this Code.

"Notice Of Satisfaction" means a document or form, approved by the City Manager, which indicates that all outstanding civil penalties and costs have either been paid in full, or that the City has negotiated an agreed amount, or that a subsequent administrative or judicial decision has resolved the outstanding debt.

"Notice Of Violation" means a written notice prepared by an Enforcement Official which informs a Responsible Person of code violations, requires compliance and contains specific information as required by the Municipal Code.

"Oath" includes affirmations and oaths.

"Person" means any natural person, firm, joint venture, joint stock company, partnership, association, club, company, corporation, business trust, organization, or the manager, lessee, agent, servant, officer or employee of any of them or any other entity which is recognized by law as the subject of rights or duties.

"Property Owner" means the record owner of real property based on the County Assessor's records.

"Public Nuisance" means any condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable or free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

(6-2000)

"Responsible Person" means a person who a Director determines is responsible for causing or maintaining a public nuisance or a violation of the Municipal Code or applicable state codes. The term "Responsible Person" includes but is not limited to a property owner, tenant, person with a Legal Interest in real property or person in possession of real property.

"Written" includes printed, typewritten, mimeographed, multigraphed, printout by computer, facsimile and those items listed in California Evidence Code Section 250.

(Amended 2-13-1995 by O-18161 N.S.)

•

.

(4-2008)

Article 2: Code Enforcement Judicial and Administrative Remedies

Division 2: Judicial Remedies

("Judicial Remedies"

added 8-10-1993 by O-17956 N.S.)

§12.0201 Criminal Violations—Misdemeanors and Infractions

It shall be unlawful for any person to violate any provision or to fail to comply with any of the requirements of this Code. A violation of any of the provisions or failing to comply with any of the mandatory requirements of this Code shall constitute a misdemeanor; except that notwithstanding any other provision of this Code, any such violation constituting a misdemeanor under this Code may, in the discretion of the City Attorney, be charged and prosecuted as an infraction; and, with the further exception that any violation of the provisions relating to parking, operation of bicycles, operation of motor vehicles, and use of freeways, highways and streets by animals, bicycles, motor vehicles or pedestrians shall constitute an infraction. Any person convicted of a misdemeanor under the provisions of this Code, unless provision is otherwise herein made, shall be punishable by a fine of not more than one thousand dollars (\$1000) or by imprisonment in the County Jail for a period of not more than six months or by both fine and imprisonment. Any person convicted of an infraction under the provisions of this Code, unless provision is otherwise herein made, shall be punishable by fine only as follows: Upon a first conviction, by a fine of not exceeding two hundred fifty dollars (\$250) and for a second conviction or any subsequent conviction within a period of one year, by a fine of not exceeding five hundred dollars (\$500).

Each such person shall be charged with a separate offense for each and every day during any portion of which any violation of any provision of this Code is committed, continued or permitted by such person and shall, upon conviction, be punished accordingly.

(Renumbered from Sec. 13.0201 and retitled to "Criminal Violations— Misdemeanors and Infractions" on 8–10–1993 by O–17956 N.S.)

§12.0202 Civil Violations—Injunctions and Civil Penalties

(a) In addition to any other remedy provided by this Code, any provision of this Code may be enforced by injunction issued by the Superior Court upon a suit brought by The City of San Diego.

Ch. Art. Div.

(4-2008)

(b) As part of a civil action filed to enforce provisions of this Code, a court may assess a maximum civil penalty of two thousand five hundred dollars (\$2,500) per violation of the Municipal Code for each day during which any person commits, continues, allows or maintains a violation of any provision of this Code.

(Renumbered from Sec. 13.0202 and retitled to "Civil Violations—Injunctions and Civil Penalties" on 8–10–1993 by O–17956 N.S.)

§12.0203 Code Enforcement Performance Bond

As part of any court action, the City has the authority to require a Responsible Person to post a performance bond to ensure compliance with the Municipal Code, applicable state codes or any judicial action.

("Code Enforcement Performance Bond" added 8-10-1993 by O-17956 N.S.)

§12.0204 Judicial Abatement

- (a) It is unlawful to maintain or allow the existence of any condition that creates a *public nuisance*.
- (b) Pursuant to California Government Code section 38773, the City has the authority to judicially abate *public nuisances* by filing criminal or civil actions. The City also has the authority to make the expense of abatement of the *public nuisance* a special assessment, or a lien against the property on which it is maintained and a personal obligation against the *property owner*, in accordance with California Government Code section 38773.1 or 38773.5.

("Judicial Abatement" added 8–10–1993 by O–17956 N.S.) (Amended 4-8-2008 by O-19733 N.S.; effective 5-8-2008.)

§12.0205 Treble Damages For Subsequent Abatement Judgments

Pursuant to California Government Code Section 38773.7, upon the entry of a second or subsequent civil or criminal judgment within a two—year period that finds an owner of property responsible for a condition that may be abated in accordance with California Government Code Section 38773.5, a court may order the owner to pay treble the costs of the abatement. These costs shall not include conditions abated pursuant to Section 17980 of the California Health and Safety Code.

("Treble Damages For Subsequent Abatement Judgments" added 8–10–1993 by O–17956 N.S.)

•

Chapter 11 Land Development Procedures

(Chapter 11 - "Land Development" repealed 12-9-1997 by O-18451 N.S.; effective 1-1-2000.) ("Land Development Procedures" added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.)

Article 1: General Rules and Authority

("Administration and Procedures" repealed 12-9-1997 by O-18451 N.S.; effective 1-1-2000.) ("General Rules and Authority" added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.)

Division 1: General Rules for Land Development Code

("General Provisions and Definitions" repealed 12-9-1997 by O-18451 N.S.; effective 1-1-2000.) ("General Rules for Land Development Code" added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.)

§111.0101 Title

- (a) Chapters 11, 12, 13, and 14 of the City of San Diego Municipal Code shall be known collectively, and may be referred to, as the Land Development Code. Chapter 15 of the Municipal Code contains regulations pertaining to Planned Districts as adopted by the City and shall constitute a part of the Land Development Code.
- (b) Chapter 14, Article 5 (Building Regulations), Article 6 (Electrical Regulations), Article 7 (Plumbing Regulations), Article 8 (Mechanical Regulations), Article 9 (Residential Building Regulations), and Article 10 (Green Building Regulations), shall be known as the Building Regulations, the Electrical Regulations, the Plumbing Regulations, the Mechanical Regulations, the Residential Building Regulations, and the Green Building Regulations respectively and may be referred to collectively as the Building, Electrical, Plumbing, Mechanical, Residential Building, and Green Building Regulations.

("Purpose and Intent" repealed and "Title" added 12-9-1997 by O-18451 N.S.; amended 10-18-1999 by O-18691 N.S.; effective 1-1-2000.) (Amended 3-27-2007 by O-19603 N.S.; effective 4-26-2007.) (Amended 6-18-2013 by O-20261 N.S.; effective 7-19-2013.)

.

.

Article 1: General Information on Required Reviews and Enforcement

Division 3: Violations of The Land Development Code And General Remedies (Added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.)

§121.0301 Purpose of General Remedies

The purpose of this division is to require compliance with the Land Development Code, to state what activities violate the Land Development Code, and to establish general remedies for these violations.

(Added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.)

§121.0302 Required Compliance with the Land Development Code

- (a) It is unlawful for any person to maintain or use any *premises* in violation of any of the provisions of the Land Development Code, without a required permit, contrary to permit conditions, or without a required variance.
- (b) It is unlawful for any person to engage in any of the following activities, or cause any of the following activities to occur in a manner contrary to the provisions of the Land Development Code:
 - (1) To erect, place, construct, convert, establish, alter, use, enlarge, repair, move, remove, equip, maintain, improve, occupy, or demolish any structures;
 - (2) To grade, excavate, clear, fill, grub, build an embankment, construct slopes, or disturb sensitive natural or biological resources on any lot or premises; or
 - (3) To change *density* or intensity of the use of land; or
 - (4) To maintain or allow the existence of any condition that creates a *public nuisance*.
- (c) It is unlawful for any person, whether as owner, architect, contractor, or otherwise to engage in any of the following activities:
 - To install any electrical wiring, device, appliance, or equipment in such a manner that it does not comply with the provisions of the Land Development Code;

Ch. Art. Div.

12 1 3 1

(8-2014)

- (2) To maintain an electrical system that was not installed in accordance with the Land Development Code, or that, notwithstanding compliance with the Land Development Code, is maintained in an unsafe condition as determined by the designated Code Enforcement Official;
- (3) To sell, offer for sale, lend, rent, or dispose of by gift or premium any electrical material, device, or appliance designed or intended for attachment directly or indirectly to any electrical system, circuit, or electrical service for light, heat, or power in the City of San Diego, unless the electrical material, device, or appliance complies with the provisions of the Land Development Code; or
- (4) To install or modify any device, *structure*, or addition that will cause a capacity demand greater than the existing electrical, plumbing, mechanical, or structural system was designed and approved to handle.
- (d) It is unlawful for any person, firm, or corporation to erect, install, alter, repair, relocate, add to, replace, use, or maintain plumbing, heating, ventilating, air conditioning, or refrigeration equipment, or cause the same to be done, contrary to or in violation of any provision of the Land Development Code.
- (e) Maintenance of plumbing, heating, ventilating, air conditioning, or refrigeration equipment that was unlawful at the time it was installed shall constitute a continuing violation of the Land Development Code. Existing plumbing, heating, ventilating, air conditioning, and refrigeration equipment, however, shall be deemed to have conformed with applicable law in effect at the time of installation if the Building Official or designated Code Enforcement Official determines that the existing equipment is currently in good and safe condition and is working properly. The existing equipment may be retained and used in connection with alterations or repairs if it has been determined to be properly maintained in good and safe condition.
- (f) The Building Official may disconnect or cease the operation of gas or electrical services when a *structure* is not occupied or is unfit or unsafe for occupancy.
- (g) When any structure or premise has been inspected by the Building Official or designated Code Enforcement Official and the new or existing plumbing, heating, ventilating, air conditioning, or refrigeration is found to be defective, hazardous, or in violation of the provisions of the Land Development Code, the Building Official may abate such conditions or structures in accordance with the provisions of Chapter 12, Article 1, Division 4 (Procedures for Abatement of Unsafe, Dangerous, or Substandard Structures).

- (h) Any structure that is proposed for relocation that has been damaged, has had portions removed, has been cut into sections, or has been otherwise structurally altered after the pre-relocation examination may be considered a substandard structure or nuisance and may be abated in accordance with the Land Development Code.
- (i) The City may take any appropriate enforcement action to abate a *public* nuisance, despite the issuance of any permits to maintain, alter, expand, demolish, or reconstruct a *structure*, or to operate or resume operation of a use.

(Added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.) (Amended 11-28-2005 by O-19444; effective 2-9-2006)

§121.0308 No Permission to Violate Codes

- (a) The issuance or granting of any development permit or construction permit or any plan, specifications, computations, or inspection approval does not constitute a permit for, or an approval of, any violation of any of the provisions of the Land Development Code, including the Building, Electrical, Plumbing, Mechanical, Residential Building, or Green Building Regulations, or any other ordinance of the City. Development permits, construction permits, or inspections presuming to give authority to violate or cancel the provisions of the Land Development Code, Building, Electrical, Plumbing, Mechanical, Residential Building, or Green Building Regulations or other ordinances of the City are not valid.
- (b) The issuance of a development permit or construction permit based on plans, specifications, and other data does not prevent the City Manager from subsequently requiring the correction of errors in the plans, specifications, and other data or the Building Official from stopping building operations that are in violation of the Land Development Code or any other applicable law.

(Added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.) (Amended 6-18-2013 by O-20261 N.S.; effective 7-19-2013.)

6

-

§131.0520 Use Regulations of Commercial Zones

The regulations of Section 131.0522 apply in the commercial zones where indicated in Table 131-05B.

- (a) The uses permitted in any commercial zone may be further limited by the following:
 - (1) Section 131.0540 (Maximum permitted residential *density* and other residential regulations);
 - (2) Use limitations applicable to the Airport Land Use Compatibility Overlay Zone (Chapter 13, Article 2, Division 15); -
 - (3) The presence of *environmentally sensitive lands*, pursuant to Chapter 14, Article 3, Division 1 (Environmentally Sensitive Lands Regulations); or
 - (4) Any other applicable provision of the San Diego Municipal Code.
- (b) Within the commercial zones, no *structure* or improvement, or portion thereof, shall be constructed, established, or altered, nor shall any *premises* be used or maintained except for one or more of the purposes or activities listed in Table 131-05B. It is unlawful to establish, maintain, or use any *premises* for any purpose or activity not listed in this section or Section 131.0522.
- (c) All uses or activities permitted in the commercial zones shall be conducted entirely within an enclosed building unless the use or activity is traditionally conducted outdoors.
- (d) Accessory uses in the commercial zones may be permitted in accordance with Section 131.0125.
- (e) Temporary uses may be permitted in the commercial zones for a limited period of time with a Temporary Use Permit in accordance with Chapter 12, Article 3, Division 4.
- (f) For any use that cannot be readily classified, the City Manager shall determine the appropriate use category and use subcategory pursuant to Section 131.0110.

(Added 12-9-1997 by O-18451 N.S.; effective 1-1-2000.) (Amended 10-25-2011 by O-20047 N.S.; effective 1-1-2012.) (Amended 6-18-2013 by O-20261 N.S.; effective 7-19-2013.)

Ch. Art. Div.



§131.0522 Use Regulations Table for Commercial Zones

The uses allowed in the commercial zones are shown in Table 131-05B.

Legend for Table 131-05B

Symbol in Table 131-05B	Description of Symbol							
P	Use or use category is permitted. Regulations pertaining to a specific use may be referenced.							
L	Use is permitted with limitations, which may include location limitations or the requirement for a use or development permit. Regulations are located in Chapter 14, Article 1 (Separately Regulated Use Regulations).							
N	Neighborhood Use Permit Required. Regulations are located in Chapter 14, Article 1 (Separately Regulated Use Regulations).							
С	Conditional Use Permit Required. Regulations are located in Chapter 14, Article 1 (Separately Regulated Use Regulations).							
-	Use or use category is not permitted.							



Table 131-05B Use Regulations Table for Commercial Zones

Use Categories/Subcategories	Zone	ı		•••			Zone	s			
	Designator										
[See Section 131.0112 for an	1st & 2nd										
explanation and descriptions of	>>	-	$N_{(1)}$	-	C			CO-		CV-	CP-
the Use Categories,	3rd >>		1-		1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately	4th >>	1 2	3 4	5	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	711177								Щ_		
Open Space											
Active Recreation					-	-	-				
Passive Recreation			-		-	-		-	-	-	-
Natural Resources Preservation	n		-		-	_	-	-	-	-	
Park Maintenance Facilities					-	_	-	-	-	-	-
Agriculture									·		
Agricultural Processing			-		-	ı	ţ	-		-	-
Aquaculture Facilities	,		-		ı	-		-	-	-	_
Dairies					-	1	-	-	-	-	_
Horticulture Nurseries & Gree	nhouses		_		_	-	-	-	-	- 1	-
Raising & Harvesting of Crops			-		-	_	<u> </u>	-	_	-	-
Raising, Maintaining & Keeping of			-		-		ı	-	_	_	_
Animals											
Separately Regulated Agriculture	Uses										
Agricultural Equipment Repair	Shops		-		P	P	-	-	-	-	-
Commercial Stables			_		_		-	-	-	L	-
Community Gardens			L		L	L	L	L	_	L	L
Equestrian Show & Exhibition	Facilities		-		_	-	-	_	-	С	_
Open Air Markets for the Sale	of		_		-	-	1	_	-	_	_
Agriculture-related Products &	Flowers										
Residential											
Mobilehome Parks			_		_	-	-	_	-	_	-
Multiple Dwelling Units			P ⁽²⁾		P ⁽²⁾	-	P ⁽²⁾	_	P ⁽²⁾	P ⁽²⁾	_
Rooming House [See Section			P ⁽²⁾		P	_	P	_	P	P(2)	-
131.0112(a)(3)(A)]											
Shopkeeper Units			P ⁽²⁾		P ⁽²⁾	-	P ⁽²⁾	-	P ⁽²⁾	P ⁽²⁾	_
Single Dwelling Units			-		-	-	-	-	-	_	-
Separately Regulated Residential	Uses							•			
Boarder & Lodger Accommod			L ⁽²⁾		L	_	L	_	_	L ⁽²⁾	-
Companion Units			_		_	_	_	-	_	-	_
Employee Housing:								·			
6 or Fewer Employees			-		-	_	_	_	_	_	_
											

Ch.	Ari.	Div.	
13	1	5	11





Use Categories/Subcategories	Zone	Zones									
	Designator										
[See Section 131.0112 for an	1st & 2nd										
explanation and descriptions of	>>	(:N(1)		C	R-		CO-		CV-	CP-
the Use Categories,	3rd >>		1-		1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately	4th >>	1 2	3 4	5	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	4tn >>										
12 or Fewer Employees			-		-	-	ı	-	-	-	,
Greater than 12 Employees			-		-	-	-	-	-	-	-
Fraternities, Sororities and Stu	dent										
Dormitories			$C^{(2)}$		С	-	С	-	-	C ⁽²⁾	٠.
Garage, Yard, & Estate Sales			_			-		_	-	-	-
Guest Quarters			-		-	-	-	-	-	-	-
Home Occupations			L		L	-	L	-	L	L	-
Housing for Senior Citizens			$C^{(2)}$		C		C		С	C ⁽²⁾	-
Live/Work Quarters			-		L	1	•	-	L	-	
Residential Care Facilities:											
6 or Fewer Persons			P ⁽²⁾		P	ı	P	_	P	P ⁽²⁾	•
7 or More Persons			C ⁽²⁾		U	ı	C	-	С	C ⁽²⁾	1
Transitional Housing:											
6 or Fewer Persons			P ⁽²⁾		P	1	P	-	P	P ⁽²⁾	
7 or More Persons			C ⁽²⁾		С	-	С	_	С	C ⁽²⁾	-
Watchkeeper Quarters			-		-	L	_	_	-	-	-
Institutional									•		
Separately Regulated Institution	al Uses					-	,				
Airports			-		С	С	С	С	-	C(10)	-
Botanical Gardens & Arboretu	ms		-		P	P	C	С	-	P	-
Cemeteries, Mausoleums, Cre	matories		-		С	С	С	С	-	C ⁽¹⁰⁾	-
Correctional Placement Center			_		С	С	С	С	-	C(10)	-
Educational Facilities:											
Kindergarten through Grad	e 12	,	C (10)		С	С	С	С	С	C(10)	-
Colleges / Universities			_		С	С	С	С	С	C ⁽¹⁰⁾	-
Vocational / Trade School	<u> </u>		-		P	P	P	P	С	-	-
Energy Generation & Distribution	Facilities		C(10)		P	С	P	P	P	P ⁽¹⁰⁾	-
Exhibit Halls & Convention Facilities			-		P	P	С	С	-	P	-
Flood Control Facilities			L		L	L	L	L	L	L	-
Historical Buildings Used for Pur	oses Not		C(10)		С	С	С	С	С	C(10)	-
Otherwise Allowed								<u> </u>			







Use Categories/Subcategories	Zone	e Zones							
	Designator	1			2301101				
[See Section 131.0112 for an	1st & 2nd						•		
explanation and descriptions of	>>	CN ⁽¹⁾ -	C	R-		CO-		CV-	CP-
the Use Categories,	3rd >>	1-	1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately	_	11212 415	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	4th >>		_						
Homeless Facilities:						•			
Congregate Meal Facilities		C ⁽¹⁰⁾	С	-	С	С	С	$C^{(10)}$	
Emergency Shelters		C ⁽¹⁰⁾	C		C	C	С	$C^{(10)}$	
Homeless Day Centers		C ⁽¹⁰⁾	С	-	С	С	С	C(10)	
Hospitals, Intermediate Care Facilities &		-	P	P	С	С	С	P(10)	-
Nursing Facilities	· · · · · · · · · · · · · · · · · · ·								
Interpretive Centers		-		-	-	-	-	-	-
Museums		-	P	P	С	С	С	P	•
Major Transmission, Relay, or		-	C	C	С	С	С	$C^{(10)}$	-
Communications Switching Statio	ns		<u> </u>						
Satellite Antennas		L	L	L	L	L	L	L	L
Social Service Institutions		<u>-</u>	С	С	С	С	C	C(10)	•
Solar Energy Systems		L	L	L	L	L	L	L	L
Wireless Communication Facility:									
Wireless communication facili		L	L	L	L	L	L	L	L
public right-of-way with subte									
equipment adjacent to a non-re									
Wireless communication facili		N	N	N	N	N	N	N	N
public right-of-way with subte									1
equipment adjacent to a reside			_						
Wireless communication facili		С	C	С	С	С	С	С	С
public right-of-way with above	e ground				i				
equipment	1	-	ļ _	_	т .	_		<u> </u>	-
Wireless communication facili	ty outside	L	L	L	L	L	L	L	L
the public right-of-way	**								
Retail Sales		P (11)	D(11)	P (11)				1	
Building Supplies & Equipment		P(11)		-	P(11)	D(11)	P(11)	D (11)	-
Food, Beverages and Groceries		P(11)	-	~	P(11)		-	•	
Consumer Goods, Furniture, A	chhuauces,	K	l _r ,	[^r ``']	Land	L	1,,	1,,,,	-
Equipment Pets & Pet Supplies		P(11)	D (11)	p (11)	_	_	_		-
Sundries, Pharmaceutical, & C	¹ onvaniance	P(11)	1	p(11)		D (11)	p (11)	p (11)	
Sales	OHACHICHCE	1 '	` '	[1 ` ′	`` '	` ´ `	, ,	
Wearing Apparel & Accessorie		p(11)	P (11)	P(11)			_	P(11)	
Separately Regulated Retail Sa		1 , ,	lr , ,	<u> </u>				1.	
beharately Regulated Retail Sa	11C3 C3C3	<u></u>							





Use Categories/Subcategories	Zone	zones							
out outegoties subsuitegoties	Designator				2301100	•			
[See Section 131.0112 for an	1st & 2nd								
explanation and descriptions of	>>	CN ⁽¹⁾ -	C	R-		CO-		CV-	CP-
the Use Categories,	3rd >>		1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately		1 2 3 4 5	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	4th >>							^ ~	
Agriculture Related Supplies &	& Equipment	-	P	P	-	-	-	-	_
Alcoholic Beverage Outlets		L	L	L	L	L	L	L	-
Farmers' Markets									
Weekly Farmers' Markets		L	L	L	L	L	L	L_{\perp}	L
Daily Farmers' Market Sta	nds	L	L	L	L	L	Ĺ	L	-
Plant Nurseries		· P	P	P		-	-	•	-
Retail Farms		L	L	L	L	L	L	-	
Retail Tasting Stores		L	L	L	L	L	L	L	_
Swap Meets & Other Large Ou	ıtdoor Retail	•	С	С	-	-	-	$C^{(10)}$	-
Facilities									
Commercial Services									
Building Services		-	P	P	P ⁽⁶⁾	P ⁽⁶⁾	P ⁽⁶⁾	-	-
Business Support		P	P	P	P ⁽⁵⁾	P ⁽⁷⁾	P ⁽⁷⁾	•	-
Eating & Drinking Establishm	ents	P ⁽⁴⁾ (16)	P(16)	P(16)	P(5,16)	P(5,16)	P(5,16)	P(16)	-
Financial Institutions		P	P	P	P	P	P	-	-
Funeral & Mortuary Services		-	P	P	_	-	:	-	
Instructional Studios		P	P	P	P	P	P	P ⁽¹²⁾	-
Maintenance & Repair		P	P	P	P ⁽⁶⁾	P(6)	P ⁽⁶⁾	-	-
Off-site Services		_	P	P	-	-	-	-	-
Personal Services		P	P	P		-	-	P	-
Radio & Television Studios		_ .	P	P	-	-	-	-	-
Tasting Rooms	· · · · · · · · · · · · · · · · · · ·		-	-	-	-		-	-
Visitor Accommodations		-	P	P	-	-	-	P	-
Separately Regulated Commercia Uses	l Services								
Adult Entertainment Establishment	s:								
Adult Book Store		L	L	L	_	-	- ,	-	-
Adult Cabaret	··-··	-	L	L	-	-	-	L	-
Adult Drive-In Theater		•	L	L	_	-	-	L	_
Adult Mini-Motion Picture Th	eater	4	L	L			_	L	-
Adult Model Studio		L	L	L	_	-	-	L	-
Adult Motel		-	L	L	-	-	_	L	-
Adult Motion Picture Theater		•	L	L	-	-	-	L	-
Adult Peep Show Theater		ŧ	L	L	_	-	1	L	-
Adult Theater			L	L	-	-	-	L	-





Ties Categories/Subsets gories	Zone				Zana				
Use Categories/Subcategories	Zone Designator				Zones	•			
[See Section 131.0112 for an	1st & 2nd		1						
explanation and descriptions of	15t & 2ffu >>	CN ⁽¹⁾ -	C	D _		CO-		CV-	CP-
the Use Categories,	3rd >>		1-	2-	1-	2-	3-	I-	1-
Subcategories, and Separately	_	12245	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	4th >>	1 2 3 4 5	1	1	1 2		1 2		1
Body Painting Studio		L	L	L	_	_	_	L	-
Massage Establishment		L	L	L	_	-	_		•
Sexual Encounter Establishme	nt .	L	L	L	-	-	-	L	-
Assembly and Entertainment Uses		L(10)	L	L	L	L	L	L(10)	_
Places of Religious Assembly	,	_		_				_	
Bed & Breakfast Establishments:									
1-2 Guest Rooms			P	P	_	-	-	P	-
3-5 Guest Rooms		-	P	P	-	-	-	P	-
6+ Guest Rooms		1	P	P	-	-	_	P	1
Boarding Kennels/Pet Day Care		L	L	L	N	N	_	$N^{(10)}$	
Camping Parks		-	С	С	С	С	_	С	
Child Care Facilities:									
Child Care Centers		L	L	_	L	L	L	$L^{(10)}$	-
Large Family Child Care Hom	es	L	L	-	L	L	L	L(10)	
Small Family Child Care Hom		L	L	1	L	L	L	L	
Eating and Drinking Establishmen		- C	I	>	P	P	_	P -	
Drive-in or Drive-through Compo									
Fairgrounds		_	С	С	_	_	-	С	-
Golf Courses, Driving Ranges, an	d Pitch &	-	С	С	С	С	-	С	-
Putt Courses									
Helicopter Landing Facilities		-	С	С	С	С	С	$C_{(10)}$	-
Massage Establishments, Speciali	zed Practice	L	L	L	-	-	-	L(14)	
Medical Marijuana Consumer Co	operatives			C			_	-	-
Mobile Food Trucks		L ⁽¹⁵⁾	L(15)	$L^{(15)}$	L ⁽¹⁵⁾	L(15)	L(15)	L(15)	L(15)
Nightclubs & Bars Over 5,000 Sq	uare Feet	-	C	С	С	С	С	C	-
in Size							<u> </u>		
Parking Facilities as a Primary Us	re:				•	,			
Permanent Parking Facilities		-	P	P	С	C	-	С	P
Temporary Parking Facilities		-	N	N	С	С	С	С	N
Private Clubs, Lodges and Fratern	al	P ⁽¹⁰⁾	P	P	P	P	P	P(10)	-
Organizations									
Privately Operated, Outdoor Recre		-	P	P	С	C	-	C	-
Facilities over 40,000 Square Feet	in Size ⁽⁹⁾		<u> </u>						
Pushcarts:									
Pushcarts on Private Property		L	L	L	L	L	L	L	-
Pushcarts in Public Right-of-W	⁷ ay	N	N	N	N	N	N	N	-



Use Categories/Subcategories	Zone								
	Designator							,	
[See Section 131.0112 for an	1st & 2nd								
explanation and descriptions of	>>	CN ⁽¹⁾ -		R-		CO-		CV-	CP-
the Use Categories,	3rd >>	1-	1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately	4th >>	1 2 3 4 5	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	1611						ļ		
Recycling Facilities:								,	
Large Collection Facility		N	N	N	N	N	N	$N^{(10)}$	-
Small Collection Facility		L	L	L	L	L	L	$\Gamma_{(10)}$	-
Large Construction & Demoli	tion Debris	-	-	-	-	-	-	-	-
Recycling Facility									
Small Construction & Demoli	ion Debris	- ·	-	-	-	-	-	-	-
Recycling Facility									
Drop-off Facility		L	L	L	L	L	L	L	-
Green Materials Composting I	racility	-	-	-	-	-	-	-	-
Mixed Organic Composting F			-	!		-		-	-
Large Processing Facility Acc		-	-	-	-	-	-	-	-
Least 98% of Total Annual W									
Recyclables from Commercial	& Industrial								
Traffic	=								
Large Processing Facility Acc	epting All	-	-	-	-	-	-	-	-
Types of Traffic									
Small Processing Facility Acc		-	-	-	-	-	-	-	-
Least 98% of Total Annual W								}	
Recyclables From Commercia	1&								
Industrial Traffic									
Small Processing Facility Acc	epting All	-	-	-	-	-	-	-	-
Types of Traffic									
Reverse Vending Machines		L	L	L	L	L	L	L	-
Tire Processing Facility		-			-	-		-	-
Sidewalk Cafes		L	L	L	L	L	L	L	
Sports Arenas & Stadiums	_	-	С	C	С	С		С	-
Theaters that are Outdoor or Over	5,000	-	С	C	С	C	-	C	-
Square Feet in Size				ļ. <u> </u>					
Urgent Care Facilities		N	N	N	N	N	N	$N_{(10)}$	-
Veterinary Clinics & Animal Hos	oitals	L	L	L	N	N	N		-
Zoological Parks		-	-			_	-	-	-
Offices									
Business & Professional		P ⁽⁷⁾	P	P	P	P	P	-	-
Government		P	P	P	P	P	P]	
Medical, Dental & Health Pract	itioner	P	P	P	P	P	P	P(10)	-
Regional & Corporate Headqua	rters	P	P	P	P	P	P_		-



•	

Use Categories/Subcategories	Zone	one Zones							
	Designator					-			
[See Section 131.0112 for an	1st & 2nd								
explanation and descriptions of	>>	CN ⁽¹⁾ -	L C	R-		CO-		CV-	CP-
the Use Categories,	3rd >>	1-	1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately Regulated Uses]	4th >>	1 2 3 4 5	1	l	1 2	1 2	1 2	1 2	1
Separately Regulated Office Uses		<u> </u>		•	•		<i>I</i>		
Real Estate Sales Offices & M	odel Homes	L	L	-	L	L	L	L	
Sex Offender Treatment & Cou		L	L	L	L	L	L	L(10)	-
Vehicle & Vehicular Equipment S									<u> </u>
Service									
Commercial Vehicle Repair &		_	P	P	_	_	-	-	
Maintenance									
Commercial Vehicle Sales & Ren	ıtals	-	P	P	-	-	_	_	-
Personal Vehicle Repair & Main	tenance	-	P	Р	-	-	-	-	-
Personal Vehicle Sales & Rentals		-	P	P	-	-	_	-	-
Vehicle Equipment & Supplies S	Sales &	-	P	Р	•	_	_	_	
Rentals									
Separately Regulated Vehicle & V	ehicular								
Equipment Sales & Service Uses									
Automobile Service Stations			N	N	С	С	С	С	•
Outdoor Storage & Display of New	w,	-	С	С	-	-	-	-	-
Unregistered Motor Vehicles as a	Primary]					
Use									
Distribution and Storage									
Equipment & Materials Storage	Yards	-	_	P	-	<u> </u>			-
Moving & Storage Facilities				P	_	<u> </u>	_		-
Distribution Facilities		-	-	P ⁽⁸⁾	-	-	-	-	-
Separately Regulated Distribution Storage Uses	and					!			
Impound Storage Yards		-	-	С	_	_	_	-	_
Junk Yards		_	-	_	-	_	-	_ 1	-
Temporary Construction Storage \(\) Located Off-site	ards (L	L	L	L	L	L	L	-
Industrial					-	l			
Heavy Manufacturing		-	_	_	_	_	_		_
Light Manufacturing		-	_	P ⁽⁸⁾	_	_	_		_
Marine Industry		<u>.</u>	_	- -	-	_	_	_	_
Research & Development		_	P	P	P	P	P	_	
Trucking & Transportation Te	rminals	-	P	P	_	_	_		_
Separately Regulated Industrial U			L †				<u> </u>	·	·
Hazardous Waste Research Facilit			-	- 1	_		_	_	
	·J		ــــــــــــــــــــــــــــــــــــــ	ا ت				لـــَــا	_





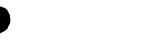
Use Categories/Subcategories	Zone	Zones									
	Designator										
[See Section 131.0112 for an	1st & 2nd										
explanation and descriptions of	>>	C	$N_{(1)}$)_	C	R-		CO-		CV-	CP-
the Use Categories,	3rd >>		1-	_	1-	2-	1-	2-	3-	1-	1-
Subcategories, and Separately	4th >>	1 2	3	4 5	1	1	1 2	1 2	1 2	1 2	1
Regulated Uses]	4tn >>										
Hazardous Waste Treatment Facil	ity		-		ı	-	ı	-	-	-	•
Marine Related Uses Within the C	loastal		-		С	C	C	L	_	C	
Overlay Zone			. _								
Mining and Extractive Industries	ive Industries		-		-	-	-	-	-	-	•
Newspaper Publishing Plants			-		С	С	C	С	-	C(10)	-
Processing & Packaging of Plant Products			_		_	-	-	-	-	-	-
& Animal By-products Grown Off-											
premises											
Very Heavy Industrial Uses		_			-	_	-	-	-	-	
Wrecking & Dismantling of Moto	r	_		_	-	_	_	-	-	_	
Vehicles							•				
Signs											
Allowable Signs			P		Р	P	P	P	P	P	P
Separately Regulated Signs Uses											
Community Entry Signs			L		L	L	L	L	L	L	L
Neighborhood Identification Signs	7		-		-	-	-	-	-	-	
Comprehensive Sign Program			N		N	N	N	N	N	N	N
Revolving Projecting Signs			N		N	N	N	N	N	N	N
Signs with Automatic Changing C	ору		N		N	N	N	N	N	N	N
Theater Marquees			-		N	N	-	-	-	N	-



Use Categories/Subcategories	Zone	e Zones							
[See Section 131.0112 for an	Designator				_				
explanation and descriptions of	1st & 2nd >>			CC-					
the Use Categories,	3rd >>	1-	2-	3-	4-	5-			
Subcategories, and Separately	ľ					123456			
Regulated Uses]	4th >>	. [2]3							
Open Space									
Active Recreation		-	-	-	-	-			
Passive Recreation		-	-	<u> </u>	-	_			
Natural Resources Preservation		-		,	ı	-			
Park Maintenance Facilities			-	4	4	-			
Agriculture									
Agricultural Processing			•	ı	-	-			
Aquaculture Facilities			1	4	ı	-			
Dairies	•		-	-	-				
Horticulture Nurseries & Greenhouses			-	-	ı	-			
Raising & Harvesting of Crops	S	-		ı	-				
Raising, Maintaining & Keepi	ng of Animals	-	-	•	ı				
Separately Regulated Agriculture Uses									
Agricultural Equipment Repair Shops		_ P	P	-	P	P			
Commercial Stables			•	1	•	_			
Community Gardens			L	L	L	L			
Equestrian Show & Exhibition F	acilities		•	•	-	_			
Open Air Markets for the Sale of	Agriculture-			•	•	-			
Related Products & Flowers									
Residential									
Mobilehome Parks			1	•	ı	-			
Multiple Dwelling Units		P ⁽²⁾	ı	P ⁽²⁾	P ⁽²⁾	P ⁽²⁾			
Rooming House [See Section		P	-	P	P	P			
131.0112(a)(3)(A)]			•						
Shopkeeper Units		P	-	P	P	P			
Single Dwelling Units		-	-	-					
Separately Regulated Residential									
Boarder & Lodger Accommodat	ions	L	-	L	L	L			
Companion Units		-		-	-	-			
Employee Housing:									
6 or Fewer Employees		-			-	-			
12 or Fewer Employees			-	-		-			
Greater than 12 Employees		-	-	-	-				
Fraternities, Sororities and Stude	nt Dormitories	С	-	С	С	С			
Garage, Yard, & Estate Sales		-		-	-	-			



Use Categories/Subcategories	Zone	Zones							
[See Section 131.0112 for an	· Designator								
explanation and descriptions of	1st & 2nd >>								
the Use Categories,	3rd >>								
Subcategories, and Separately				_		123456			
Regulated Uses]	4th >>								
Guest Quarters		-	-	-	-	-			
Home Occupations		L	-	L	L	L			
Housing for Senior Citizens		С	-	С	С	С			
Live/Work Quarters		L	-	L	L	L			
Residential Care Facilities:									
6 or Fewer Persons		P	-	P	P	P			
7 or More Persons		С	-	С	С	С			
Transitional Housing:									
6 or Fewer Persons		P	-	P	P	P			
7 or More Persons		С	-	С	С	С			
Watchkeeper Quarters		-	L	-	_	_			
Institutional			•						
Separately Regulated Institutiona	l Uses								
Airports		С	С	С	С	С			
Botanical Gardens & Arboretums		С	С	С	С	С			
Cemeteries, Mausoleums, Crematories		С	С	С	С	С			
Correctional Placement Centers		С	С	С	С	С			
Educational Facilities:			•	r					
Kindergarten through Grad	le 12	С	С	С	С	С			
Colleges / Universities		С	С	-	С	C			
Vocational / Trade School		P	P	-	P	P			
Energy Generation & Distributio	n Facilities	P	С	С	С	P			
Exhibit Halls & Convention Faci	lities	С	С	С	С	С			
Flood Control Facilities		L	L	L	L	L			
Historical Buildings Used for Pu	rposes Not	С	С	С	С	C ·			
Otherwise Allowed									
Homeless Facilities:									
Congregate Meal Facilities	3	C		С	С	С			
Emergency Shelters		С	-	С	С	C			
Homeless Day Centers			-	С	С	C			
Hospitals, Intermediate Care Facilities &		С	С	С	С				
Nursing Facilities									
Interpretive Centers		-	-	-	_	-			
Museums		С	С	С	С	С			
Major Transmission, Relay, or		С	С	С	С	С			
Communications Switching Stati	ons								
Satellite Antennas		L	L	L	L	L			



explanation and descriptions of the Use Categories, and Separately Regulated Uses 3 rd >> 1 - 2 - 3 - 4 - 5 - 5 - 1 2 3 1 2 3 4 5 6 7 8 9 1 2 3 4 5 5 7 4 5 5 7 8 9 1 2 3 4 5 5 7 8 9 1 2 3 4 5 4 5 6 7 8 9 1 2 3 4 5 4 5 6 7 8 9 1 2 3 4 5 4 5 6 7 8 9 1 2 3 4 5 4 5 6 7 8 9 12 3 4 5 4 5 6 7 8 9 12 3 4 5 4 5 6 7 8 9 12 3 4 5 4 5 6 7 8 9 12	Use Categories/Subcategories	Zone										
the Use Categories, Subcategories, and Separately Regulated Uses] Ath >> 1 2 3 1 2 3 4 5 6 7 8 9 1 2 3 4 5 6 1 2 3 4 5 6 1 2 3 4 5 6 7 8 9 1 2 3 4 5 6 1 2 1 2 4 4 5 6 1 2 3 4 5 6 1 2 3 4 5 6 1	[See Section 131.0112 for an	Designator							-			
Subcategories, and Separately Regulated Uses Social Service Institutions C				1				CC-				
Regulated Uses Social Service Institutions		3rd >>										
Social Service Institutions		4th >>	1 2 3	3 1 2 3	4 5	4	5 6 7	8 9	1 2 3 4	4 5 6	1 2 3 4	5 6
Solar Energy Systems Wireless Communication Facility: Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a non-residential use Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies		,		 		ш	Щ	Щ	Ш			Ш.
Wireless Communication facility: Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a non-residential use Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility in the Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment P(11)					_							
Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a non-residential use Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies			L	L			L		L	<u>, </u>	<u> </u>	
public right-of-way with subterranean equipment adjacent to a non-residential use Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the CCCCCCC public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11) P(11) P(11) P(11) P(11) P(11) P(11)	- · · · · · · · · · · · · · · · · · · ·											
equipment adjacent to a non-residential use Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11) P(11)	Wireless communication facility in the			L			L		L	,	L	,
Wireless communication facility in the public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11) P(11) P(11)												
public right-of-way with subterranean equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11)				ļ								
equipment adjacent to a residential use Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11) P				N			N		N	Ī	N	ĺ
Wireless communication facility in the public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment Food, Beverages and Groceries Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11)												
public right-of-way with above ground equipment Wireless communication facility outside the public right-of-way L D D D D D </td <td colspan="3"></td> <td></td> <td></td> <td><u> </u></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>						<u> </u>						
Equipment	Wireless communication facility in the			C			C		C	,	C	,
Wireless communication facility outside the public right-of-way Retail Sales Building Supplies & Equipment P(11) P(11) - P(11) P(11) P(11) P(11) Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11) P(11)				ļ								
the public right-of-wayRetail SalesBuilding Supplies & Equipment $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ Food, Beverages and Groceries $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ Consumer Goods, Furniture, Appliances, Equipment $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ Pets & Pet Supplies $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$	equipment					<u>L</u> .						
Retail Sales Building Supplies & Equipment P(11) P(11) - P(11) P(11) Food, Beverages and Groceries P(11) P(11) P(11) P(11) P(11) Consumer Goods, Furniture, Appliances, Equipment P(11) P(11) P(11) P(11) P(11) Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11)		ility outside	L	L			L	!	L	,	L	,
$ \begin{array}{ c c c c c c c c c c c c c c c c c c c$						<u> </u>				_		
Food, Beverages and Groceries P(11) P(11) <t< td=""><td>Retail Sales</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></t<>	Retail Sales											
Consumer Goods, Furniture, Appliances, Equipment P(11) P(11) P(11) P(11) P(11) P(11)	Building Supplies & Equipment										_	
Equipment Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11)	Food, Beverages and Groceries						-					
Pets & Pet Supplies P(11) P(11) P(11) P(11) P(11)	Consumer Goods, Furniture, Appliances,		P(11)	P(1	1)		$P^{(11)}$		P(1	1)	P(1	1)
1 000 00 00 00 00 00 00 00 00 00 00 00 0	Equipment					<u> </u>						
Sundwise Dharmacoutical & Commission - D(1) D(1) D(1) D(1) D(1)	Pets & Pet Supplies		P(11)	P(1	1)		P(11)		P(1	1)		
Sundries, Pharmaceutical, & Convenience Part Pa	Sundries, Pharmaceutical, & C	Convenience	P(11)	P(1	1)		P(11)		P(1	1)	P(1	1)
Sales	Sales											
Wearing Apparel & Accessories $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$ $P^{(11)}$	Wearing Apparel & Accessorie	es	P(11)	P(1	1)		P(11)		P(1	1)	P(1	1)
Separately Regulated Retail Sales Uses	Separately Regulated Retail Sales	Uses									_	
Agriculture Related Supplies & Equipment P P	Agriculture Related Supplies &	È Equipment	-	-			-		P		P)
Alcoholic Beverage Outlets L L L L L	Alcoholic Beverage Outlets		L	L			L		L	,	L	1
Farmers' Markets	Farmers' Markets											
Weekly Farmers' Markets L L L L L	Weekly Farmers' Markets		L	L			L		L		I	1
Daily Farmers' Market Stands L L L L L	Daily Farmers' Market St	ands	L	L					L			
Plant Nurseries P P P P P	Plant Nurseries		P	P			P		P		P	
Retail Farms L L L L L	Retail Farms		L	L			L		L			
Retail Tasting Rooms L L L L L	Retail Tasting Rooms		L	L			L		L		I	
Swap Meets & Other Large Outdoor Retail C		utdoor Retail	-	-			-		_		C	;
Facilities												
Commercial Services	Commercial Services											
Building Services P P	Building Services		-	-			-		P		P)
Business Support P P P P			P	P			P		P)	F)





Use Categories/Subcategories	Zone	Zones							
[See Section 131.0112 for an	Designator			Zonc	3				
explanation and descriptions of	1st & 2nd >>			CC-					
the Use Categories,	3rd >>		2-	3-	4-	5-			
Subcategories, and Separately		1 22		456789					
Regulated Uses]	4th >>	1 23	1 2 3 4 3	430709	1 2 3 4 3 0	112343			
Eating & Drinking Establishm	ents	P(16)	P(16)	P ⁽¹⁶⁾	P(16)	P ⁽¹⁶⁾			
Financial Institutions		P	P	Р	P	Р			
Funeral & Mortuary Services		P	P	P	P	P			
Instructional Studios		P	P	P	P	Р			
Maintenance & Repair			P	P	P	P			
Off-site Services			_	-	Р	P			
Personal Services		P	P	· P	P	P			
Radio & Television Studios			Р	P	P	P			
Tasting Rooms		_(17)	_(17)	_(17)	_(17)	P(17)			
Visitor Accommodations .			P	P	P	P			
Separately Regulated Comme	rcial Services					<u>'</u>			
Uses						÷			
Adult Entertainment Establishmen	ts:								
Adult Book Store			L	L	L	L			
Adult Cabaret		L	L	L	L	L			
Adult Drive-In Theater		L	_ L	L	L	L			
Adult Mini-Motion Picture Theater		L	L	L	L	L			
Adult Model Studio		L	L	L	L	L			
Adult Motel		L	L	L	L	L			
Adult Motion Picture Theat	er	L	L	L	L	L			
Adult Peep Show Theater		L	L	L	L	L			
Adult Theater		L	L	L	L	L			
Body Painting Studio		L	L	L	L	L			
Massage Establishment		L	L	-	ı	L			
Sexual Encounter Establish	ment	L	L	L	L	L			
Assembly and Entertainment Uses	, Including	L	L	L	L	L			
Places of Religious Assembly		·							
Bed & Breakfast Establishments:									
1-2 Guest Rooms		P	P	P	P	P			
3-5 Guest Rooms		P	P	P	P	P			
6+ Guest Rooms		P	P	P	P	P			
Boarding Kennels/Pet Day Care		L	L	L	L	L			
Camping Parks		С	С	С	С	C			
Child Care Facilities:									
Child Care Centers		L	•	L	L	L			
Large Family Child Care Hon	nes	L	-	L	L	L			



Use Categories/Subcategories	Zone						7	Zone						
[See Section 131.0112 for an	Designator								;					
explanation and descriptions of	1st & 2nd >>	CC-												
the Use Categories,	3rd >>	1-	.	2.			3-			4-	Т	5-		
Subcategories, and Separately	4th >>	1 2	3	123	4 5	4	5 6 7	89	123	45	5 1 2	2 3 4	5 6	
Regulated Uses]	4tn >>								<u> </u>		Ш			
Small Family Child Care Hon	ies	L		-			L			L		L		
Eating and Drinking Establishments with a		P		P			P			P		P		
Drive-in or Drive-through Component														
Fairgrounds		C		C			-			С		С		
Golf Courses, Driving Ranges, and	d Pitch & Putt	C	-	C	l		С			C		C		
Courses														
Helicopter Landing Facilities				O			C C				\perp	С		
Massage Establishments, Specialization		L		L			L			L		L		
Medical Marijuana Consumer Cooperatives		-		C						-	<u> </u>	-		
Mobile Food Trucks		$L^{(1)}$	5)	L(1			L(15))	L	(15)	<u> </u>	$L^{(1)}$	5)	
Nightclubs & Bars Over 5,000 Sq	uare Feet in	C		C			C			C		C		
Size														
Parking Facilities as a Primary Use:						,								
Permanent Parking Facilities		P	_	С		<u> </u>	P			P		P		
Temporary Parking Facilities		N	_	C			N			<u> N</u>	↓_	N		
Private Clubs, Lodges and Fratern	al	P		P			P			P		P		
Organizations											<u> </u>			
Privately Operated, Outdoor Recre		C		C			C			C		C		
Facilities Over 40,000 Square Fee	t in Size ⁽⁹⁾								<u> </u>					
Pushcarts:		<u> </u>		··· <u>·</u>										
Pushcarts on Private Property		_L		L		ļ .	_ <u>L</u>			<u>L</u>	\bot	L		
Pushcarts in Public Right-of-V	Vay	N		N			N			<u>N</u>		N		
Recycling Facilities:	· · · · · · · · · · · · · · · · · · ·		. 1			_					T			
Large Collection Facility		N	-	<u>N</u>		 	<u>N</u>			<u>N</u>		N		
Small Collection Facility		L	_	L		_	L		<u> </u>	L	_	L		
Large Construction & Demoli	tion Debris	-	- 1	-			-			-		-		
Recycling Facility			_			 					+			
Small Construction & Demoli	tion Debris	-		-			-			-		-		
Recycling Facility		· <u>-</u>	_			\vdash			ļ		+-			
Drop-off Facility		L	4	L		┡	L		ļ	<u>L</u>	+-	L		
Green Materials Composting		-	_	-		┡	-			-	+			
Mixed Organic Composting F	acility	_		-		乚	· -			-		-		



Use Categories/Subcategories	Zone							
[See Section 131.0112 for an	Designator							
explanation and descriptions of	1st & 2nd >>			CC-				
the Use Categories,	3rd >>		2-	3-	4-	5-		
Subcategories, and Separately	4th >>	1 2 3	1 2 3 4 5	4 5 6 7 8 9	123456	1 2 3 4 5 6		
Regulated Uses]								
Large Processing Facility Acc		-	-	-	-	1		
Least 98% of Total Annual W								
Recyclables from Commercia	1 &							
Industrial Traffic								
Large Processing Facility Acc	epting All	-	-		-	-		
Types of Traffic						·		
Small Processing Facility Accepting at			-	-	С	C		
Least 98% of Total Annual W				·				
Recyclables From Commercial &								
Industrial Traffic								
Small Processing Facility Accepting All		-	-	-	С	С		
Types of Traffic		-	-	_				
Reverse Vending Machines		L	L	L	L	<u>L</u>		
Tire Processing Facility		<u>-</u>	-	-	-	-		
Sidewalk Cafes		L	L	L	L	L		
Sports Arenas & Stadiums		C	C	C	C	C		
Theaters that are Outdoor or Over 5,000		С	С	С	С	С		
Square Feet in Size				• -				
Urgent Care Facilities		N	N	N	N	N		
Veterinary Clinics & Animal Hos	oitals	L	L	L	L	L		
Zoological Parks		-	-	-	-	-		
Offices				, , , , , , , , , , , , , , , , , , ,		<u> </u>		
Business & Professional		P	P	P	P	P		
Government		P	P	P	P	P		
Medical, Dental & Health Prac		P	P	P	P	P		
Regional & Corporate Headqu	arters	P	P	P	P	P		
Separately Regulated Office Uses			·					
Real Estate Sales Offices & M	Iodel Homes	L	-	L	L	L		
Sex Offender Treatment & Co		L	L	L	L	L		
Vehicle & Vehicular Equipment S	ales &							
Service			_					
Commercial Vehicle Repair &			-	-	P	P		
Commercial Vehicle Sales & R			-		P	P		
Personal Vehicle Repair & Ma	intenance	P	P	-	P	P		
Personal Vehicle Sales & Rent	als	P	P	-	P	P		



Use Categories/Subcategories	Zone	e Zones							
[See Section 131.0112 for an	Designator	-							
explanation and descriptions of	1st & 2nd >>			CC-					
the Use Categories,	3rd >>	1-	2-	3-	4-	5-			
Subcategories, and Separately	3.4	1 22	112121415	456789	11212141516	1/2/2/4/5/6			
Regulated Uses]	4th >>	1 2 3	1 2 3 4 3	4 3 0 7 8 9	1 2 3 4 3 0	1 2 3 4 3 0			
Vehicle Equipment & Supplies	Sales &	P	P	_	P	P			
Rentals		•	-		-				
Separately Regulated Vehicle & V	ehicular								
Equipment Sales & Service Uses									
Automobile Service Stations		N	N	N	N	N			
Outdoor Storage & Display of New,		С	C	_	C	C			
Unregistered Motor Vehicles as a Primary		_							
Use									
Distribution and Storage			-						
Equipment & Materials Storag	ge Yards	_	_	_	-	_			
Moving & Storage Facilities		-	-	-	P	P			
Distribution Facilities		-	-	•	-	P(8)			
Separately Regulated Distribution	and Storage								
Uses	ŭ								
Impound Storage Yards		_	-	-	С	С			
Junk Yards		-	-	-	-	-			
Temporary Construction Storage Yards		L	L	L	L	L			
Located Off-site									
Industrial									
Heavy Manufacturing		_	•	4	•	ı			
Light Manufacturing		-		ı	1	P(8)			
Marine Industry		•	4	-	ı	ı			
Research & Development		P	P	ı	P	P			
Trucking & Transportation To	erminals		4	4	4	1			
Separately Regulated Industrial U	ses								
Hazardous Waste Research Fa		-	-	-	-	-			
Hazardous Waste Treatment F	acility	_	1	•	-	-			
Marine Related Uses Within t	he Coastal	С	С	С	С	С			
Overlay Zone	<u> </u>								
Newspaper Publishing Plants		С	C	С	С	P			
Processing & Packaging of Place		-	-	-	-	-			
Animal By-products Grown C	ff-premises								
Very Heavy Industrial Uses		-	-	•	<u>.</u>	-			
Wrecking & Dismantling of M	fotor Vehicles	-	-	-	-	-			
Signs									
Allowable Signs		P	P	P	P	P			
Separately Regulated Signs Uses									

(1-2016)

Use Categories/Subcategories [See Section 131.0112 for an	Zone Designator	r						
explanation and descriptions of	1st & 2nd >>	CC-						
the Use Categories,	3rd >>	1-	2-	3-	4-	5-		
Subcategories, and Separately Regulated Uses	4th >>	1 2 3	12345	4 5 6 7 8 9	1 2 3 4 5 6	1 2 3 4 5 6		
Community Entry Signs		L	L	L	L	L		
Neighborhood Identification S	Signs	•		-1	-	-		
Comprehensive Sign Program	Comprehensive Sign Program		N	N	N	N		
Revolving Projecting Signs		N	N	N	N	N		
Signs with Automatic Changing Copy		N	N	N	N	N		
Theater Marquees		N	N	N	N	N		

Footnotes to Table 131-05B

- Uses shall not begin operating before 6:00 a.m. or continue operating later than 12:00 midnight in Commercial-Neighborhood (CN) zones.
- ² See Section 131.0540.
- Only office furniture, appliances, and equipment establishments are permitted. The gross floor area occupied by these uses shall not exceed 2,500 square feet for each premises.
- Live entertainment and the sale of intoxicating beverages other than beer and wine are not permitted in the Commercial-Neighborhood (CN) zones, unless approval of a deviation is granted via a Planned Development Permit in accordance with Section 126.0602(b)(1).
- ⁵ The sale of alcoholic beverages is not permitted as a *primary use*.
- The gross floor area occupied by these uses shall not exceed 2,500 square feet for each premises.
- Hiring halls are not permitted.
- These activities shall be located solely within an enclosed building that does not exceed 7,500 square feet of gross floor area. Activities that would require a permit from the Hazardous Materials Management Division of the County of San Diego or from the San Diego Air Pollution Control District are not permitted.
- The 40,000 square feet includes all indoor and outdoor areas that are devoted to the recreational use; it does not include customer parking areas.
- This use is not allowed within the Coastal Overlay Zone, except that assembly and entertainment uses may be incorporated as an *accessory use* to visitor accommodations.
- Development of a large retail establishment is subject to Section 143,0302.
- Within the Coastal Overlay Zone, instructional studios are not permitted on the ground *floor* in the CV-1-1 or CV-1-2 zone.
- Permitted in CV zones where the *gross floor area* occupied by an individual retail sales establishment would not exceed 2,500 square feet.
- Specialized practice massage establishments are permitted only as an accessory use in the CV-1-1 and CV-1-2 zones.
- This use is permitted as a limited use subject to a mobile food truck permit in accordance with Section 123.0603 and the limited use regulations in Section 141.0612.
- Eating and drinking establishments abutting residential *development* located in a residential zone may operate only between 6:00 a.m. and 12:00 midnight.
- Tasting rooms are only permitted as an accessory use to a beverage manufacturing plant.

 Ch.
 Art.
 Div.

 13
 I
 5
 26

(1-2016)

```
(Amended 6-12-2001 by O-18948 N.S.; effective 12-12-2001.)
(Amended 3-1-2006 by O-19467 N.S.; effective 8-10-2006.)
(Amended 8-10-2004 by O-19308 N.S.; effective 4-11-2007.)
(Amended 6-15-2007 by O-19624 N.S.; effective 7-15-2007.)
(Amended 4-23-2008 by O-19739 N.S.; effective 5-23-2008.)
(Amended 11-13-08 by O-19799 N.S; effective 12-13-2008.)
(Amended 11-13-08 by O-19803 N.S; effective 12-13-2008.)
(Amended 11-13-08 by O-19804 N.S; effective 12-13-2008.)
(Amended 7-6-2011 by O-20065 N.S.; effective 8-5-2011,)
(Amended 8-4-2011 by O-20081 N.S.; effective 10-6-2011.)
(Amended 2-22-2012 by O-20141 N.S.; effective 3-23-2012.)
(Amended 6-18-2013 by O-20261 N.S.; effective 7-19-2013.)
(Retitled to "Use Regulations Table for Commercial Zones" and amended 3-25-2014 by
O-20356 N.S.; effective 4-24-2014.)
(Amended 4-3-2014 by O-20357 N.S.; effective 10-15-2014.)
(Amended 5-5-2015 by O-20481 N.S.; effective 6-4-2015.)
(Amended 7-10-2015 by O-20512 N.S.; effective 8-9-2015.)
```

[Editors Note: Amendments as adopted by O-20512 N. S. will not apply within the Coastal Overlay Zone until the California Coastal Commission certifies it as a Local Coastal Program Amendment.

Click the link to view the Strikeout Ordinance highlighting changes to prior language http://docs.sandiego.gov/municode strikeout ord/O-20512-SO.pdf 1

(Amended 8-7-2015 by O-20555 N.S.; effective 9-6-2015.)

[Editors Note: Amendments as adopted by O-20555 N.S. will not apply within the Coastal Overlay Zone until the California Coastal Commission certifies it as a Local Coastal Program Amendment.

Click the link to view the Strikeout Ordinance highlighting changes to prior language http://docs.sandiego.gov/municode strikeout ord/O-20555-SO.pdf