

**ATTACHMENT 4: COUNTY LAND USE AND DEVELOPMENT CODE
ORDINANCE AMENDMENT**

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 35-1, THE SANTA BARBARA COUNTY LAND USE AND DEVELOPMENT CODE, OF CHAPTER 35, ZONING, OF THE COUNTY CODE TO EXEMPT LARGE AND SMALL FAMILY DAY CARE HOMES SERVING CHILDREN FROM ZONING PERMITS; MAKE CLARIFICATIONS REGARDING LARGE AND SMALL FAMILY DAY CARE HOMES SERVING ADULTS; EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM PERMITTING REQUIREMENTS; ALLOW HOME OCCUPATIONS IN THE CM-LA (COMMUNITY MIXED USE – LOS ALAMOS) ZONE; DELETE THE HISTORICAL PARKS DEVELOPMENT REGULATIONS; AMEND THE DEFINITION OF “AUTOMOBILE SERVICE STATION;” AND MAKE OTHER MINOR CORRECTIONS AND/OR CLARIFICATIONS BY AMENDING ARTICLE 35.2, ZONES AND ALLOWABLE LAND USES, ARTICLE 35.4, STANDARDS FOR SPECIFIC LAND USES, AND ARTICLE 35.11, GLOSSARY.

Case No. 22ORD-00000-00004

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, Section 35.20.040, Exemptions from Planning Permit Requirements, Subsection 35.20.040.B.7, of the Santa Barbara County Land Use and Development Code, of Chapter 25, Zoning, of the Santa Barbara County Code, is hereby amended to revise subsection B.7 to read as follows and renumber/relabel the existing subsections B.7 - B.24 to B.8 - B.25 to reflect the revision:

...

B. Exempt activities and structures. The following are exempt from all planning permit requirements of this Development Code when in compliance with Subsection A. (General requirements for exemptions) above, except if addressed by Policy OS-O-5 and Development Standards 5.1 through 5.3 of the Orcutt Community Plan, the MT-GOL (Mountainous-Goleta) zone, [Section 35.28.100 \(Environmentally Sensitive Habitat Overlay Zone\)](#) as it applies to sites located within the Eastern Goleta Valley Community Plan, the Goleta Community Plan or Mission Canyon Community Plan areas, or [Section 35.28.170 \(Riparian Corridor-Goleta \(RC-GOL\) Overlay Zone\)](#).

...

7. Electric Vehicle Charging Stations. Electric vehicle charging stations and hydrogen-fueling stations that comply with Government Code Section 65850.7 ~~Fences, gates, gateposts, walls, retaining walls. See Section 35.30.070 (Fences and Walls).~~

...

SECTION 2:

Section 35.21.030, Table 2-1 Allowed Land Uses and Permit Requirements for Agricultural Zones, of Chapter 35.21, 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 read as follows:

Table 2-1 - Continued Allowed Land Uses and Permit Requirements for Agricultural Zones	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	

RESIDENTIAL USES

Accessory dwelling unit	S	S	35.42.015
Agricultural employee housing	S	S	35.42.030
Artist studio	P	P	35.42.150
Dwelling, one-family (3)	P	P	
Farmworker dwelling unit	P	P	35.42.135
Farmworker housing complex	P	CUP	35.42.135
Guesthouse	P	P	35.42.150
Home occupation	P	P	35.42.190
Incentive dwelling unit	—	P (4)	35.28.210.I
Junior accessory dwelling unit	S	S	35.42.015
Monastery	CUP	CUP	
Residential accessory uses and structures	P	P	35.42.020
Special care home, 7 or more clients	MCUP	MCUP	35.42.090
Transitional and supportive housing	S	S	35.42.090

RETAIL TRADE

Agricultural product sales	P	P (5)	35.42.050
Cannabis - Retail	—	—	

SERVICES

Cemetery	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	
Large family day care home, <u>servicing adults</u>	P	P	35.42.090
<u>Large family day care home, servicing children</u>	<u>E (7)</u>	<u>E (7)</u>	<u>35.42.090</u>
Small family day care home, <u>servicing adults</u>	E	E	35.42.090
<u>Small family day care home, servicing children</u>	<u>E (7)</u>	<u>E (7)</u>	<u>35.42.090</u>
Day care center, <u>accessory to Non-residential dwelling</u>	<u>MCUP (8)</u>	<u>MCUP (8)</u>	<u>35.42.090</u>
Day care center, <u>Residential-accessory to dwelling</u>	MCUP	MCUP	35.42.090
<u>Day care center, principal use</u>	<u>MCUP (8)</u>	<u>MCUP (8)</u>	<u>35.42.090</u>
Lodging - Guest ranch	—	CUP (6)	
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

Key to Zone Symbols

AG-I	Agriculture I
AG-II	Agriculture II

Notes:

- See [Article 35.11 \(Glossary\)](#) for land use definitions.
- Development Plan approval may also be required; see Subsection [35.21.030.C](#).
- One-family dwelling may be a mobile home on a permanent foundation, see [Section 35.42.205](#).
- Limited to locations within the Gaviota Coast Plan area; see Subsection [35.28.210.I](#).
- See Subsection [35.42.050.E](#) for special permit requirements and development standards that apply within the Gaviota Coast Plan area.
- See Subsection [35.42.240.D](#) for special permit requirements and development standards that apply within the Gaviota Coast Plan area.
- A change of use to a large or small family day care home, servicing children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, servicing children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.
- Day care centers serving up to and including fifty (50) children may be permitted with a Land Use Permit in compliance with [Section 35.82.110 \(Land Use Permits\)](#).

SECTION 3:

Section 35.22.030, Table 2-4 Allowed Land Uses and Permit Requirements for Resource Protection Zones, of Chapter 35.22, 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 read as follows:

Table 2-4 - Continued 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	

RESIDENTIAL USES

Accessory dwelling unit	S	S	S	S	35.42.015
Agricultural employee housing, 4 or fewer employees	MCUP	MCUP	—	—	35.42.030
Artist studio	MCUP	MCUP	MCUP	MCUP	35.42.150
Dwelling, one-family	P	P	P	P	
Farmworker dwelling unit	P	P	P	P	35.42.135
Farmworker housing complex	MCUP	MCUP	MCUP	CUP	35.42.135
Guesthouse	P	P	P	P	35.42.150
Home occupation	P	P	P	P	35.42.190
Junior accessory dwelling unit	S	S	S	S	35.42.015
Monastery	—	CUP	CUP	—	
Residential accessory uses and structures	P	P	P	P	35.42.020
Special care home, 7 or more clients	—	MCUP	MCUP	MCUP	35.42.090
Transitional and supportive housing	S	S	S	S	35.42.090

RETAIL TRADE

Agricultural product sales	—	—	—	—	
Cannabis - Retail	—	—	—	—	

SERVICES

Cemetery	—	CUP	CUP	CUP	
Charitable or philanthropic organization	—	CUP	CUP	CUP	
Large family day care home, <u>servicing adults</u>	P	P	P	P	35.42.090
<u>Large family day care home, servicing children</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>35.42.090</u>
Small family day care home, <u>servicing adults</u>	E	E	E	E	35.42.090
<u>Small family day care home, servicing children</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>35.42.090</u>
Day care center, <u>accessory to Non-residential</u> dwelling	—	MCUP (4)	MCUP (4)	MCUP (4)	35.42.090
Day care center, <u>Residential</u> <u>accessory to dwelling</u>	MCUP	MCUP	MCUP	MCUP	35.42.090
<u>Day care center, principal use</u>	<u>MCUP</u> (4)	<u>MCUP</u> (4)	<u>MCUP</u> (4)	<u>MCUP</u> (4)	<u>35.42.090</u>
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	—	

Key to Zone Symbols

MT-GAV	Mountainous - Gaviota	MT-TORO	Mountainous - Toro Canyon
MT-GOL	Mountainous - Goleta	RMZ	Resource Management

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.22.030.C](#).
- (3) [A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.](#)
- (4) [Day care centers serving up to and including fifty \(50\) children may be permitted with a Land Use Permit in compliance with Section 35.82.110 \(Land Use Permits\).](#)

SECTION 4:

Section 35.23.030, Table 2-7 Allowed Land Uses and Permit Requirements for Residential Zones, of Chapter 35.23, 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 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 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
	RR	R-1/E-1	EX-1	R-2	DR	

SERVICES

Cemetery	CUP	CUP	—	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	—	CUP	CUP	
Large family day care home, serving adults	P	P	P	P	P	35.42.090
Large family day care home, serving children	E (3)	E (3)	E (3)	E (3)	E (3)	35.42.090
Small family day care home, serving adults	E	E	E	E	E	35.42.090
Small family day care home, serving children	E (3)	E (3)	E (3)	E (3)	E (3)	35.42.090
Day care center, Non-residential-principal use	MCUP (4)	MCUP (4)	MCUP (4)	MCUP (4)	MCUP (4)	35.42.090
Day care center, accessory to Non-residential dwelling, accessory	—	—	—	—	P	35.42.090
Day care center, Residential accessory to dwelling	MCUP (4)	MCUP (4)	MCUP (4)	MCUP (4)	MCUP (4)	35.42.090
Drive-through facility, accessory to permitted use	—	CUP	—	CUP	CUP	35.42.130
Lodging - Homestay	P	P	P	P	P	35.42.193
Lodging - Hostel	CUP	CUP	—	CUP	CUP	
Lodging - Hotel or motel	—	—	—	—	—	
Lodging - Short-term rental	—	—	—	—	—	
Mausoleum	CUP	CUP	—	CUP	CUP	
Medical services - Clinic	—	CUP	—	CUP	CUP	
Medical services - Extended care	—	CUP	—	CUP	CUP	
Medical services - Hospital	—	CUP	—	CUP	CUP	
Mortuary	—	—	—	—	—	
Mortuary, accessory to cemetery	CUP	CUP	—	CUP	CUP	35.42.120
Music recording studio	—	CUP	—	CUP	CUP	
Personal services	—	—	—	—	—	
Resort visitor-serving facilities	—	—	—	—	—	

Key to Zone Symbols

RR	Residential Ranchette	R-2	Two-Family Residential
R-1/E-1	Single-Family Residential	DR	Design Residential
EX-1	One-Family Exclusive Residential		

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.23.030.C](#).
- (3) [A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.](#)
- (4) [Day care centers serving up to and including fifty \(50\) children may be permitted with a Land Use Permit in compliance with Section 35.82.110 \(Land Use Permits\).](#)

SECTION 5:

Section 35.23.030, Table 2-8 Allowed Land Uses and Permit Requirements for Residential Zones, of Chapter 35.23, 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 read as follows:

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 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
	PRD	SLP	MHP	MHS	MR-O	

SERVICES

Cemetery	CUP	CUP	CUP	CUP	—	
Charitable or philanthropic organization	CUP	CUP	CUP	CUP	—	
Large family day care home, serving adults	P	P	P	P	—	35.42.090
Large family day care home, serving children	E (3)	E (3)	E (3)	E (3)	E (3)	35.42.090
Small family day care home, serving adults	E	E	E	E	E	35.42.090
Small family day care home, serving children	E (3)	E (3)	E (3)	E (3)	E (3)	35.42.090
Day care center, Non-residential principal use	MCUP (4)	MCUP (4)	MCUP (4)	MCUP (4)	—	35.42.090
Day care center, accessory to Non-residential dwelling, accessory	P	P	—	—	ZC	35.42.090
Day care center, Residential accessory to dwelling	MCUP (4)	MCUP (4)	MCUP (4)	MCUP (4)	—	35.42.090
Drive-through facility, accessory to permitted use	CUP	—	—	—	—	35.42.130
Kennel, animal boarding, commercial	—	—	—	—	—	
Kennel, private	—	—	—	—	—	
Lodging - Homestay	P	P	P	P	P	35.42.193
Lodging - Hostel	CUP	CUP	CUP	CUP	—	
Lodging - Hotel or motel	—	—	—	—	—	
Lodging - Short-term rental	—	—	—	—	—	
Mausoleum	CUP	CUP	CUP	CUP	—	
Medical services - Clinic	CUP	CUP	CUP	CUP	—	
Medical services - Extended care	CUP	CUP	CUP	CUP	—	
Medical services - Hospital	CUP	CUP	CUP	CUP	—	
Mortuary	—	—	—	—	—	35.42.120
Mortuary, accessory to cemetery	CUP	CUP	CUP	CUP	—	35.42.120
Music recording studio	CUP	CUP	CUP	CUP	—	

Personal services	CUP	—	—	—	—	35.23.100.G
Resort visitor-serving	—	—	—	—	—	

Key to Zone Symbols

PRD	Planned Residential Development	MHS	Mobile Home Subdivision
SLP	Small Lot Planned Development	MR-O	Multi-Family Residential - Orcutt
MHP	Mobile Home Planned Development		

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.23.030.C](#).
- (3) [A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.](#)
- (4) [Day care centers serving up to and including fifty \(50\) children may be permitted with a Land Use Permit in compliance with Section 35.82.110 \(Land Use Permits\).](#)

SECTION 6:

Section 35.24.030, Table 2-12 Allowed Land Uses and Permit Requirements for Commercial Zones, of Chapter 35.24, 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 read as follows:

Table 2-12 - Continued Allowed Land Uses and Permit Requirements for Commercial 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
	CN	C-1	C-2	C-3	C-S	

SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

Bank, financial services - Branch facility	—	P	P	P	—	
Bank, financial services - Complete facility	—	—	P	P	—	
Business support service	—	—	P	P	P	
Drive-through facility	CUP	CUP	CUP	CUP	CUP	35.42.130
Medical services - Animal hospital, small animals	—	CUP	MCUP	P	P	35.42.250
Medical services - Clinic	CUP	CUP	CUP	CUP	CUP	
Medical services - Doctor office	—	P	P	P	—	
Medical services - Extended care	CUP	CUP	CUP	CUP	CUP	
Medical services - Hospital	CUP	CUP	CUP	CUP	CUP	
Office - Business/service	—	P	P	P	—	
Office - Professional/administrative	—	—	P	P	—	

SERVICES - GENERAL

Cemetery, mausoleum	CUP	CUP	CUP	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	CUP	CUP	CUP	
Large family day care home, serving adults	P	P	P	P	—	35.42.090
Large family day care home, serving children	E (4)	E (4)	E (4)	E (4)	E (4)	35.42.090
Small family day care home, serving adults	E	E	E	E	—	35.42.090
Small family day care home, serving children	E (4)	E (4)	E (4)	E (4)	E (4)	35.42.090
Day care center, Non-residential principal use	P	P	P	P	MCUP (5)	35.42.090
Day care center, accessory to Non-residential dwelling, accessory	—	—	—	—	P	
Day care center, Residential accessory to dwelling	MCUP (5)	P	MCUP (5)	MCUP (5)	—	35.42.090
Drive-through facility	CUP	CUP	CUP	CUP	CUP	35.42.130
Lodging - Bed and breakfast inn	—	P	MCUP	MCUP	—	

Lodging - Guest ranch	—	—	—	—	—	
Lodging - Homestay	—	—	—	—	—	
Lodging - Hostel	CUP	CUP	CUP	CUP	CUP	
Lodging - Hotel or motel	—	CUP	P	P	—	
Lodging - Resort	—	—	—	—	—	
Lodging - Short-term rental	—	P	P	P	P	35.42.245
Mortuary	—	—	—	—	—	35.42.120
Mortuary, accessory to cemetery	CUP	CUP	CUP	CUP	CUP	35.42.120
Music recording studio	CUP	CUP	CUP	CUP	CUP	
Personal services	P	P	P	P	—	
Repair service - Equipment, appliances, etc. - Indoor	—	—	P	P (3)	P (3)	
Repair service - Equipment, appliances, etc. - Outdoor	—	—	P	—	—	
Repair service - Farm implements and equipment	—	—	—	P (3)	P (3)	
Repair service - Small appliances	P	P	P	—	—	
Vehicle services - Carwash, mechanical	—	—	MCUP	MCUP	—	35.42.270
Vehicle services - Major repair, bodywork	—	—	—	P (3)	—	
Vehicle services - Minor maintenance/repair	MCUP	—	P	P (3)	P (3)	
Vehicle services - With outdoor work areas	—	—	MCUP	—	—	

Key to Zone Symbols

CN	Neighborhood Commercial	C-2	Retail Commercial	C-S	Service Commercial
C-1	Limited Commercial	C-3	General Commercial		

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.24.030.C](#) (Commercial Zone Allowable Land Uses).
- (3) Shall be conducted within a completely enclosed building except that within the C-3 and C-S zones exterior material storage may be permitted within an area enclosed by a solid wall, fence or hedge not less than six feet in height.
- (4) [A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.](#)
- (5) [Day care centers serving up to and including fifty \(50\) children may be permitted with a Land Use Permit in compliance with Section 35.82.110 \(Land Use Permits\).](#)

SECTION 7:

Section 35.24.030, Table 2-13, Allowed Land Uses and Permit Requirements for Commercial Zones, of Chapter 35.42, 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 as follows:

Table 2-13 - Continued Allowed Land Uses and Permit Requirements for Commercial 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
	CH	CM-LA	C-V	SC	PI	

RESIDENTIAL USES

Accessory Dwelling Unit	—	S	—	—	S	35.42.015
Caretaker/Manager dwelling	P	—	MCUP	—	—	35.42.080
Dwelling, one-family	—	P	—	—	—	
Dwelling, two-family	—	P	—	—	—	
Dwelling, multiple	—	P	—	—	—	

Emergency shelter	—	MCUP	—	—	—	
Farmworker dwelling unit	—	P	MCUP	—	MCUP	35.42.135
Farmworker housing complex	(3)	—	—	—	—	35.42.135
<u>Home occupation</u>	<u>==</u>	<u>P</u>	<u>==</u>	<u>==</u>	<u>==</u>	<u>35.42.190</u>
Junior accessory dwelling unit	—	S	—	—	—	35.42.015
Mixed use project residential component	—	P	—	—	MCUP	35.42.200
Monastery	CUP	—	CUP	CUP	CUP	
Residential accessory use or structure	P(4)	P(4)	MCUP	—	MCUP	
Residential use existing as of July 19, 1982	—	—	—	—	—	
Single room occupancy facility (SRO)	P	—	—	—	—	
Special care home, 6 or fewer clients	MCUP	P	MCUP	MCUP	MCUP	35.42.090
Special care home, 7 or more clients	MCUP	MCUP	MCUP	MCUP	MCUP	35.42.090
Transitional and supportive housing	S	S	MCUP	MCUP	MCUP	35.42.090

Key to Zone Symbols

CH	Highway Commercial	C-V	Visitor Serving Commercial	PI	Professional and Institutional
CM-LA	Community Mixed Use - Los Alamos	SC	Shopping Center		

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.24.030.C](#) (Commercial Zone Allowable Land Uses).
- (3) Same permit requirement as required for an adjacent lot zoned agricultural or residential if agricultural uses are allowed.
- (4) See [Section 35.42.020 \(Accessory Structures and Uses\)](#).

SECTION 8:

Section 35.24.030, Table 2-13 Allowed Land Uses and Permit Requirements for Commercial Zones, of Chapter 35.24, 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 read as follows:

Table 2-13 - Continued Allowed Land Uses and Permit Requirements for Commercial Zones	E		P		MCUP		CUP		S		—	
	Allowed use, no permit required (Exempt)		Permitted use, Land Use Permit required (2)		Minor Conditional Use Permit required		Conditional Use Permit required		Permit determined by Specific Use Regulations		Use Not Allowed	
	PERMIT REQUIRED BY ZONE						Specific Use Regulations					
LAND USE (1)	CH	CM-LA	C-V	SC	PI							
SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL												
Bank, financial services - Branch facility	—	P	—	—	P							
Bank, financial services - Complete facility	—	P	—	—	P							
Business support service	—	P	—	—	P							
Drive-through facility	CUP	—	CUP	CUP	CUP	35.42.130						
Medical services - Animal hospital, small animals	—	CUP	—	P	CUP	35.42.250						
Medical services - Clinic	CUP	CUP	CUP	CUP	P							
Medical services - Doctor office	—	P	—	—	P							
Medical services - Extended care	CUP	CUP	CUP	CUP	P							
Medical services - Hospital	CUP	—	CUP	CUP	P							
Office - Business/service	—	P	—	S (3)	P							
Office - Professional/administrative	—	P	—	S (3)	P							
SERVICES - GENERAL												
Cemetery, mausoleum	CUP	—	CUP	CUP	P							
Charitable or philanthropic organization	CUP	CUP	CUP	CUP	P							
Large family day care home, <u>servicing adults</u>	P	P	P	—	P	35.42.090						
<u>Large family day care home, servicing children</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>35.42.090</u>						
Small family day care home, <u>servicing adults</u>	E	E	E	—	E	35.42.090						

<u>Small family day care home, serving children</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>35.42.090</u>
Daycare center, Non-residential principal use	MCUP (7)	P	MCUP (7)	MCUP (7)	MCUP (7)	35.42.090
Day care center, accessory to Non-residential dwelling,- accessory	P	P	P	P	P	35.42.090
Day care center, <u>Residential-accessory to dwelling</u>	MCUP (7)	MCUP (7)	MCUP (7)	—	MCUP (7)	35.42.090
Drive-through facility	CUP	—	CUP	CUP	CUP	35.42.130
Lodging - Bed and breakfast inn	—	P	—	—	—	
Lodging - Guest ranch	—	—	P	—	—	
Lodging - Homestay	—	P	—	—	—	35.42.193
Lodging - Hostel	CUP	P	CUP	CUP	CUP	
Lodging - Hotel or motel	P	P	P	—	—	
Lodging - Resort	—	P	P	—	—	
Lodging - Short-term rental	P	P	P	P	—	35.42.245
Mortuary	—	—	—	—	—	35.42.120
Mortuary, accessory to cemetery	CUP	—	CUP	CUP	CUP	35.42.120
Music recording studio	CUP	CUP	CUP	CUP	CUP	
Personal services	—	P	—	—	P	
Repair service - Equipment, appliances, etc. - Indoor	—	P (4)	—	—	—	
Repair service - Equipment, appliances, etc. - Outdoor	—	—	—	—	—	
Repair service - Farm implements and equipment	—	—	—	—	—	
Vehicle services - Carwash, mechanical	MCUP (5)	—	—	—	—	
Vehicle services - Major repair, bodywork	—	—	—	—	—	
Vehicle services - Minor maintenance/repair	P	P	—	—	—	
Vehicle services - With outdoor work areas	—	—	—	—	—	

Key to Zone Symbols

CH	Highway Commercial	C-V	Visitor Serving Commercial	PI	Professional and Institutional
CM-LA	Community Mixed Use - Los Alamos	SC	Shopping Center		

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.24.030.C](#) (Commercial Zone Allowable Land Uses).
- (3) See [Section 35.24.080 \(SC Zone Additional Standards\)](#).
- (4) Shall be conducted within a completely enclosed building except that within the C-3 and CS zones exterior material storage may be permitted within an area enclosed by a solid wall, fence or hedge not less than six feet in height.
- (5) Use not allowed on a lot abutting a residential zone; see [Section 35.42.270 \(Vehicle Services\)](#).
- (6) A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone
- (7) Day care centers serving up to and including fifty (50) children may be permitted with a Land Use Permit in compliance with [Section 35.82.110 \(Land Use Permits\)](#).

SECTION 9:

Section 35.25.030, Table 2-19 Allowed Land Uses and Permit Requirements for Industrial Zones, of Chapter 35.25, 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 read as follows:

Table 2-19 - Continued Allowed Land Uses and Permit Requirements for Industrial 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

	M-RP	M-1	M-2	M-CR	Regulations
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SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

Bank, financial services - Branch facility	—	—	—	—	
Bank, financial services - Complete facility	—	—	—	—	
Business support services	P	P	—	—	
Drive-through facility, accessory	CUP	CUP	CUP	CUP	35.42.130
Medical services - Animal hospital, small animals	—	P	—	—	
Medical services - Clinic	CUP	CUP	CUP	CUP	
Medical services - Extended care	CUP	CUP	CUP	CUP	
Medical services - Hospital	CUP	CUP	CUP	CUP	
Office - Accessory	P	P	P	P	
Office - Executive headquarters	P	P	—	—	

SERVICES - GENERAL

Cemetery	CUP	CUP	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	CUP	CUP	
Large family day care home, <u>servicing adults</u>	—	—	—	P	35.42.090
<u>Large family day care home, servicing children</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>35.42.090</u>
Small family day care home, <u>servicing adults</u>	—	—	—	E	35.42.090
<u>Small family day care home, servicing children</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>35.42.090</u>
Day care center, <u>Non-residential principal use</u>	MCUP (5)	MCUP (5)	MCUP (5)	MCUP (5)	35.42.090
Day care center, <u>accessory to Non-residential dwelling-</u> <u>accessory</u>	P	P	—	—	35.42.090
Day care center, <u>Residential accessory to dwelling</u>	—	—	—	MCUP (5)	35.42.090
Drive through facility	CUP	CUP	CUP	CUP	35.42.130
Lodging - Homestay	—	—	—	—	
Lodging - Hostel	CUP	CUP	CUP	CUP	
Lodging - Hotel or motel	—	P	—	—	
Lodging - Short-term rental	—	—	—	—	
Mausoleum	CUP	CUP	CUP	CUP	
Mortuary	—	—	—	—	
Mortuary, accessory to cemetery	CUP	CUP	CUP	CUP	
Music recording studio	CUP	CUP	CUP	CUP	
Personal services, employees only	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	—	

Key to Zone Symbols

M-RP	Industrial Research Park	M-2	General Industry
M-1	Light Industry	M-CR	Coastal-Related Industry

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.25.030.D](#) (Development Plan approval required).
- (3) Limited to automobiles.
- (4) A change of use to a large or small family day care home, servicing children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, servicing children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.
- (5) Day care centers serving up to and including fifty (50) children may be permitted with a Land Use Permit in compliance with [Section 35.82.110 \(Land Use Permits\)](#).

SECTION 10:

Section 35.26.030, Table 2-21 Allowed Land Uses and Permit Requirements for Special Purpose Zones,

of Chapter 35.26, 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 read as follows:

Table 2-21 - 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					Specific Use Regulations
	MU	NTS	OT-R	OT-R/LC	OT-R/GC	

SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

Bank, financial services - Branch facility	P	—	—	P	P	
Bank, financial services - Complete facility	—	—	—	—	P	
Business support services	P	—	—	—	P	
Drive-through facility	—	—	CUP	CUP	CUP	35.42.130
Medical services - Clinic	P	—	CUP	CUP	CUP	
Medical services - Doctor office	P	—	—	P	P	
Medical services - Extended care	P	—	CUP	CUP	CUP	
Medical services - Hospital	—	—	CUP	CUP	CUP	
Office - Accessory	P	—	—	P	P	
Office - Business/service	P	—	—	P	P	
Office - Executive headquarters	—	—	—	—	—	
Office - Professional/administrative	P	—	—	P	P	

SERVICES - GENERAL

Cemetery, mausoleum	—	—	CUP	CUP	CUP	
Charitable or philanthropic organization	P	—	CUP	CUP	CUP	
Large family day care home, <u>servicing adults</u>	P	—	P	P (3)	P (3)	35.42.090
<u>Large family day care home, servicing children</u>	E (5)	E (5)	E (5)	E (5)	E (5)	35.42.090
Small family day care home, <u>servicing adults</u>	E	—	—	E	E	35.42.090
<u>Small family day care home, servicing children</u>	E (5)	E (5)	E (5)	E (5)	E (5)	35.42.090
Day care center, <u>Non-residential principal use</u>	MCUP (6)	—	MCUP (6)	MCUP (6)	MCUP (6)	35.42.090
Day care center, <u>accessory to Non-residential dwelling, accessory</u>	P	—	—	—	—	35.42.090
Day care center, <u>Residential accessory to dwelling</u>	MCUP (6)	—	MCUP (6)	MCUP (6)	MCUP (6)	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	—	—	—	—	—	
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	

Key to Zone Symbols

MU	Mixed Use	OT-R/LC	Old Town - Residential/Light Commercial
NTS	Naples Townsite	OT-R/GC	Old Town - Residential/General Commercial
OT-R	Old Town - Residential		

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.26.030.C](#).
- (3) Use not allowed if the OT designation is OT-LC or OT-GC, and not OT-R/LC or OT-G/LC.
- (4) Limited to barber and beauty shops, and shoe sales and/or repair stores.
- (5) [A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.](#)
- (6) [Day care centers serving up to and including fifty \(50\) children may be permitted with a Land Use Permit in compliance with Section 35.82.110 \(Land Use Permits\).](#)

SECTION 11:

Section 35.26.030, Table 2-22 Allowed Land Uses and Permit Requirements for Special Purpose Zones, of Chapter 35.26, 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 read as follows:

Table 2-22 - Continued Allowed Land Uses and Permit Requirements for the 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		Specific Use Regulations
	PU	REC	

SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

Bank, financial services - Branch facility	—	—	
Bank, financial services - Complete facility	—	—	
Business support service	—	—	
Drive-through facility	CUP	CUP	35.42.130
Medical services - Clinic	CUP	CUP	
Medical services - Doctor office	—	—	
Medical services - Extended care	CUP	CUP	
Medical services - Hospital	CUP	CUP	
Office - Accessory	P	—	
Office - Business/service	—	—	
Office - Executive headquarters	—	—	
Office - Professional/administrative	—	—	

SERVICES - GENERAL

Cemetery, mausoleum	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	
Large family day care home, serving adults	—	P	35.42.090
Large family day care home, serving children	E (3)	E (3)	35.42.090
Small family day care home, serving adults	—	E	35.42.090
Small family day care home, serving children	E (3)	E (3)	35.42.090
Day care center, Non-residential principal use	MCUP (4)	MCUP (4)	35.42.090
Day care center, accessory to Non-residential dwelling, accessory	—	—	
Day care center, Residential accessory to dwelling	—	MCUP (4)	35.42.090
Drive-through facility	CUP	CUP	35.42.130
Lodging - Homestay	—	—	
Lodging - Hostel	—	CUP	
Lodging - Hotel or motel	—	—	
Lodging - Short-term rental	—	—	
Mortuary	—	—	
Mortuary, accessory to cemetery	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	—	—	

Key to Zone symbols

PU	Public Works Facilities
REC	Recreation

Notes:

- (1) See [Article 35.11 \(Glossary\)](#) for land use definitions.
- (2) Development Plan approval may also be required; see Subsection [35.26.030.C](#).
- (3) [A change of use to a large or small family day care home, serving children, is exempt from zoning permits. An application to construct a new structure to be used as a large or small family day care home, serving children, is subject to the same standards and permit requirements as a proposal to construct a residential structure in the same zone.](#)
- (4) [Day care centers serving up to and including fifty \(50\) children may be permitted with a Land Use Permit in compliance with Section 35.82.110 \(Land Use Permits\).](#)

SECTION 12:

Section 35.36.050, Table 3-5 Required Number of Spaces: Residential Uses, and Section 35.36.060, Table 3-6 Required Number of Spaces: Nonresidential Uses, of Chapter 35.36, 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 read as follows:

...

Table 3-5 - Residential Parking Standards

Residential	Parking Spaces Required
One-family and two-family dwellings (excluding EX-1 & SLP zones)	2 spaces per dwelling unit (1) (2)
One-family located within EX-1 Zone	6 spaces per dwelling unit
Small Lot Planned Development	2 spaces per dwelling unit and 1 space per 5 lots (for storage of recreational vehicles)
Multiple dwelling units - single bedroom or studio dwelling unit (3) (4)	1 space per dwelling unit and 1 space per 5 dwelling units (for visitor parking)
Multiple dwelling units - 2 bedrooms (3) (4)	1 space per dwelling unit and 1 space per 5 dwelling units (for visitor parking)
Multiple dwelling units - 3 bedrooms or more (3) (4)	2 spaces per dwelling unit and 1 space per 5 dwelling units (for visitor parking)
Accessory dwelling unit	As determined by Section 35.42.015 (Accessory Dwelling Units and Junior Accessory Dwelling Units) .
Junior accessory dwelling unit	No parking spaces required
<u>Day care center (accessory or principal use) (6)</u>	<u>1 space per 10 children and; 1 drop-off/loading space</u>
Fraternalities, sororities, dormitories and boarding and lodging houses	1 space per 4 beds and 1 space per 2 employees
Guesthouse	1 space per guesthouse
Mobile Homes - MHP zone	2 spaces per mobile home space and 1 space per 3 mobile home spaces (for visitor parking) and 1 space per 5 mobile home spaces (for storage of recreational vehicles)
Mobile Home - MHS zone	2 spaces per lot and 1 space per 5 lots (for storage of recreational vehicles)
Retirement and special care homes (not including senior housing) (4) (5)	1 space per guest room and 1 space per 2 employees

Notes:

- (1) In the Mission Canyon Community Plan area (excluding the RR zone), a minimum of 3 spaces shall be required for:
 - (a) A new dwelling unit,
 - (b) Habitable additions to an existing dwelling unit, either individually or combined, greater than 500 square feet, or
 - (c) An addition or remodel of an existing dwelling that includes one or more new bedrooms and results in a dwelling with three or more bedrooms.
- (2) In the Summerland Community Plan area additional parking spaces may be required in compliance with [Section 35.28.210 \(Community Plan Overlays\)](#).
- (3) Includes residential units constructed as a live/work unit or a mixed-use residential component.
- (4) See Subsection [35.23.060.D](#) for parking requirements for qualifying affordable housing, senior housing, or special care housing developments.
- (5) Does not apply to special care homes serving 6 or fewer clients that are permitted as a one-family dwelling.
- (6) A reduction in required parking may be allowed (1) with the submittal of a parking study that sets forth substantial evidence to support a reduction in the required parking (e.g., the daycare center involves clients that do not have access to automobiles, the daycare center is located in proximity to a major transit stop, and/or sufficient parking already exists on or near the project site); and (2) subject to a Minor Conditional Use Permit granted at the discretion of the County decision-makers in compliance with [Section 35.82.060 \(Conditional Use Permits and Minor Conditional Use Permits\)](#).

...

Table 3-6 - Nonresidential Parking Standards

Recreation, Education & Public Assembly Uses:	Parking Spaces Required
Bowling alley	8 spaces per lane
<u>Day care center (accessory or principal use) (3)</u>	<u>1 space per 10 children and; 1 drop-off/loading space</u>
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)
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 (2)
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.I](#) (Shopping Center (SC) zone).
- (2) See [Subsection 35.36.110.J](#) (Professional and Institutional (PI) zone).
- (3) [A reduction in required parking may be allowed \(1\) with the submittal of a parking study that sets forth substantial evidence to support a reduction in the required parking \(e.g., the daycare center involves clients that do not have access to automobiles, the daycare center is located in proximity to a major transit stop, and/or sufficient parking already exists on or near the project site\); and \(2\) subject to a Minor Conditional Use Permit granted at the discretion of the County decision-makers in compliance with Section 35.82.060 \(Conditional Use Permits and Minor Conditional Use Permits\).](#)

SECTION 13:

Section 35.42.090, of Chapter 35.42, 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 revise Subsections A through C, Family day care to read as follows:

35.42.090 - Community Care Facilities

- A. Purpose and applicability.** This Section establishes standards for community care facilities where allowed in compliance with [Article 35.2 \(Zones and Allowable Land Uses\)](#). Community care facilities shall be ~~in~~ operated in compliance with State law and in a manner that recognizes the needs of community care operators and minimizes the effects on surrounding properties. Licensing by the appropriate State agency is required for community care facilities unless they are able to operate legally without a license in compliance with State law.
- B. Family day care home. Large and small family day care home.**
1. **Processing Allowable uses and permit requirements, for day care home serving adults. Large and small family day care homes, serving adults shall be allowed in compliance with Article 35.2 (Zones and Allowable Land Uses).**
 - a. ~~Family day care homes may be allowed in compliance with Article 35.2 (Zones and Allowable Land Uses). The use of a family day care home shall be incidental and secondary to the use of the property for residential purposes and must be located in the day care provider's current residence.~~
 - b. ~~The review of an application for a family day care home shall be a ministerial action.~~
 - e. ~~If required, notice of the application and pending decision on a permit for a family day care home shall be given in compliance with Chapter 35.106 (Noticing and Public Hearings).~~
 2. **Standards that apply to all family day care homes. Family day care homes shall comply with the following standards: Allowable uses and permit requirements, for day care home serving children. Small and large family day care homes, serving children shall be considered a residential use unless otherwise preempted by State Law, and exempt from permit requirements in compliance with Article 35.2 (Zones and Allowable Land Uses).**
 - a. ~~During the operation of the family day care home the provider shall have a valid license or a statement of exemption from licensing requirements from the California State Department of Social Services if such license or exemption is required in compliance with State law.~~
 3. **Additional standards that apply to large family day care homes.** Large family day care homes shall also comply with the following standards in addition to the standards of Subsection B.2, above:
 - a. ~~The large family day care home shall be located more than 300 feet from any other large family day care home. During the operation of the family day care home, the provider shall have a valid license or a statement of exemption from licensing requirements from the California State Department of Social Services if such license or exemption is required in compliance with Health and Safety Code Section 1597.44.~~
- C. Day care centers.**
1. **Processing Allowable uses and permit requirements, for adult day care centers. A day care center where group care is provided in a dwelling for fifteen (15) or more adults, may be allowed in compliance with Article 35.2 (Zones and Allowable Land Uses).**
 - a. ~~Day care centers may be allowed in compliance with Article 35.2 (Zones and Allowable Land Uses).~~
 - b. ~~If required, notice of the application and pending decision on a permit for a day care center shall be given in compliance with Chapter 35.106 (Noticing and Public Hearings).~~

2. ~~Standards that apply to all day care centers.~~ Day care centers shall comply with the following standards: **Allowable uses and permit requirements, for child day care centers.** A day care center where group care is provided in a dwelling for fifteen (15) or more children, may be allowed in compliance with [Article 35.2 \(Zones and Allowable Land Uses\)](#).
 - a. ~~During the operation of the day care center the provider shall have a valid license or a statement of exemption from licensing requirements from the California State Department of Social Services if such license or exemption is required in compliance with State law.~~ **Day care center, accessory use to dwelling.** A day care center where group care is provided in a dwelling for fifteen (15) or more children, including children who reside at the home, as an accessory use to the principal use of a lot as a dwelling may be allowed in compliance with [Section 35.82.060 \(Conditional Use Permits and Minor Conditional Use Permits\)](#).
 - b. **Day care center, accessory use to non-dwelling.** A day care center that is accessory to a non-residential principal assembly use (e.g., school, church, and/or office) may be allowed in compliance with the following specifications:
 - (1) Day care centers serving up to and including fifty (50) children may be allowed with a Land Use Permit in compliance with [Section 35.82.110 \(Land Use Permits\)](#). If the existing non-dwelling principal assembly use is subject to a Minor Conditional Use Permit, a revision to the existing Minor Conditional Use Permit is not required to allow the day care center serving up to and including fifty (50) children.
 - (2) Day care centers serving fifty-one (51) or more children may be allowed with a Minor Conditional Use Permit in compliance with [Section 35.82.060 \(Conditional Use Permits and Minor Conditional Use Permits\)](#), or revision to the existing Minor Conditional Use Permit for the principal use of the lot, in compliance with [Section 35.82.060 \(Conditional Use Permits and Minor Conditional Use Permits\)](#), if applicable.
 - c. **Day care center, principal use.** A day care center where group care is the principal use of a lot may be allowed in compliance with [Article 35.2 \(Zones and Allowable Land Uses\)](#).
 - (1) Day care centers serving up to and including fifty (50) children may be allowed with a Land Use Permit in compliance with [Section 35.82.110 \(Land Use Permits\)](#).
 - (2) Day care centers serving fifty-one (51) or more children may be allowed with a Minor Conditional Use Permit in compliance with [Section 35.82.060 \(Conditional Use Permits and Minor Conditional Use Permits\)](#).
3. ~~Additional standards that apply to non-residential day care centers.~~ Non-residential day care centers shall also comply with the following standards in addition to the standards of Subsection C.2, above: **Standards.**
 - a. ~~The day care center shall be sited and designed to ensure compatibility with other permitted uses on the project site and on adjacent lots, as determined by the review authority.~~ Day care centers shall comply with the Parking and Loading Standards in [Chapter 35.36 \(Parking and Loading Standards\)](#).
 - b. ~~The ambient noise level of the proposed location for the day care center shall not exceed those standards in the Noise Element for sensitive land uses (e.g., residences and schools).~~
 - c. ~~The following standards may be modified by the decision maker due to site specific and other considerations provided the operation of the center is still compatible with other permitted uses on the project site and on adjacent lots in compliance with Subsection C.3.a, above.~~
 - (1) ~~Outdoor play areas shall be separated from abutting uses by a solid masonry wall not less than four feet in height.~~
 - (2) ~~The total number of adults, or children, or adults and children shall not exceed 30.~~

~~(3) — The total gross square footage of the facility including outdoor play areas shall not exceed 5,000 square feet.~~

~~d. — When allowed as accessory to a permitted use, the use of the day care center is restricted to use solely by the onsite employees of the development.~~

SECTION 14:

Section 35.110.020, Definitions, “Automobile Service Station,” of Chapter 35.110, 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 as follows:

Automobile Service Station. A retail place of business engaged in supplying goods and services generally required in the normal operation and maintenance of automotive vehicles and to the fulfilling of motorists needs. These include sale of petroleum products, sale of alternative fuels, sale and servicing of tires, batteries, automotive accessories and replacement items, washing and lubrication services, the performance of minor automotive maintenance and repair, and the supplying of other incidental customer services (e.g., electronic vehicle charging stations) and products. Major motor repairs, painting and body and fender work and mechanical car wash are excluded. Incidental products and services may include non-auto related items such as refreshments provided the floor area devoted to these items is no greater than 100 square feet.

SECTION 15:

Article 35.11, Glossary, “Day Care” 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 revise the definitions of Day Care Center and Family Day Care Home and add a definition for Family Day Care Home, serving children to read as follows:

Day Care. Facilities that provide non-medical care and supervision of adults or minor children in need of personal services, supervision or assistance essential for sustaining the activities of daily living or for the protection of the individual for periods of less than 24 hours. These facilities include the following which may be required to be licensed by the County or the State unless they are able to operate legally without a license in compliance with County and State laws.

1. **Day Care Center.** A commercial or non-profit facility use designed and approved to accommodate 15 or more adults or children. Includes facilities providing overnight care, providing that said care is for periods of less than twenty-four hours per day. A day care center may be operated in conjunction with a school or church facility, or as an independent land use. The owner or operator of a residential day care center is not required to reside at the day care center.
 - a. **Non-residential dwelling, principal use.** A day care center where group care is provided in a structure not used as a dwelling unit.
 - b. **Non-residential dwelling, Accessory.** A day care center that is within or on the site of another use and provides day care services for occupants of the other use.
 - c. **Residential Dwelling, accessory.** A day care center where group care is provided in a dwelling for 15 or more adults or children, including adults or children who reside at the dwelling.
2. **Family Day Care Home, servicing adults.** A one-family dwelling whose regular and permanent occupant(s) provides, on a regular basis care, protection, and supervision for 14 or fewer adults ~~or children~~ for periods of less than 24 hours per day while the parents or guardians are away. Family day care homes servicing adults shall be classified as follows:

- a. **Large Family Day Care Home, servicing adults.** A day care facility that provides care for seven to 14 adults ~~or children~~, inclusive, ~~including children under the age of 10 years who reside in the dwelling.~~
 - b. **Small Family Day Care Home, servicing adults.** A day care facility in a one-family dwelling where an occupant of the residence provides family day care for six or fewer adults, ~~or eight or fewer children, including children under the age of 10 years who reside in the dwelling.~~
- 3. Family Day Care Home, servicing children.** A facility (in a detached single-family dwelling, a townhouse, a dwelling unit within a dwelling, or a dwelling unit within a covered multifamily dwelling in which the underlying zoning allows for residential uses) that regularly provides care, protection, and supervision for 14 or fewer children, in the provider's own home, for periods of less than 24 hours per day while the parents or guardians are away. Family day care homes serving children shall be classified as follows:
- a. **Large Family Day Care Home, servicing children.** A day care facility that provides care, protection, and supervision for seven to 14 children, inclusive, including children under the age of 10 years who reside at the home, as set forth in Health and Safety Code Section 1597.465 and as defined in state regulations, as may be amended.
 - b. **Small Family Day Care Home, servicing children.** A day care facility provides care, protection, and supervision for eight or fewer children, including children under the age of 10 years who reside at the home, as set forth in Health and Safety Code Section 1597.44 and as defined in state regulations, as may be amended.

SECTION 16:

Section 35.42.180, Historical Parks, of Chapter 35.42, 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 deleted in its entirety.

SECTION 17:

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 18:

Except as amended by this Ordinance, 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 19:

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 _____ day of _____, 2022, by the following vote:

AYES:

NOES:

ABSTAINED:

ABSENT:

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:

RACHEL VAN MULLEM
COUNTY COUNSEL

By: _____
Deputy

Childcare Facilities and Minor Ordinance Amendments

Case No. 22ORD-00000-00004

Board of Supervisors

Hearing Date: November 29, 2022

Attachment 4: LUDC Ordinance Amendment with Changes Shown

Page 21