ATTACHMENT 6

Ordinance No. ___-_____ Amending Title III, Division 1, Chapter 3 of the Humboldt County Code Zoning Code Updates.

ORDINANCE NO. ____-_____ ADDING SECTION 313-102.1 AND AMENDING SECTIONS 313-141, 313-148, 313-154, AND 313-163.1.3 AND RELATED TABLES IN CHAPTER 3 OF DIVISION 1 OF TITLE III OF THE HUMBOLDT COUNTY CODE.

The Board of Supervisors of the County of Humboldt ordains as follows:

SECTION 1. PURPOSE OF AMENDMENTS TO THE ZONING REGULATIONS

The purpose of this ordinance is to amend and update the zoning code to be consistent with California Building Code and implement Humboldt County General Plan Implementation Measure H-IM63. The definition of "structure" will be updated to allow for fences seven feet (7') in height instead of six feet (6'), consistent with California State Building Code. A maximum fence height of three feet (3') will be set for fences within the front yard setback in Residential Single Family (RS) and Mixed Residential (R2) zones. The definition of "family" will be updated as directed in Humboldt County General Plan Implementation Measure H-IM63. "Mini-storage" will be defined and added to the Conditionally Permitted uses in certain commercial and industrial zones.

SECTION 2. FENCES

Adding Section 313-102.1 to create and set development standards for fences in Title III, Division 1, Chapter 3 of the Humboldt County Code as follows (additions are shown in underline text, deletions are shown in ~~strikethrough~~ text):

Add:

102.1 HEIGHT AND SIZE LIMITATIONS AND MODIFCATIONS

102.1.1 Fences in Residential Single Family (RS) and Mixed Residential (R2) zones shall be a maximum of three feet (3') in height for any portion of the fence located within the front yard setback. Any fence may be erected to a height greater than the maximum height limit of the zone in which it is located provided that a Special Permit is first obtained.

SECTION 3. DEFINITIONS

Sections 313-141, 313-148, and 313-154 are hereby amended and added to as follows (additions are shown in underline text, deletions are shown in ~~strikethrough~~ text):

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313-141 DEFINITIONS (F)

Family: A person living alone~~, two or more persons related by blood, marriage or adoption,~~ or a group of ~~not more than five unrelated~~ persons living together as a single nonprofit housekeeping unit. ~~"Family" includes domestic employees.~~ "Family" does not include a group occupying a boarding house, lodging house, motel or hotel, fraternity or sorority house.

313-148 DEFINITIONS (M)

Mini-Storage: One or more buildings used for the storage of goods and materials within self-contained compartments by various users. Also referred to as self-storage.

313-154 DEFINITIONS (S)

Structure: Anything constructed, the use of which requires permanent location on the ground or attachment to something having a permanent location on the ground, including swimming pools and signs. Recreational vehicles used for human occupation are considered structures. (Former Section CZ#A312-21; Amended by Ord. 1875, Sec. 1, 9/26/89; Amended by Ord. 2167, 4/7/98)

(a) "Structure" does not include decks and platforms thirty inches (30") or less in height, signs three feet (3') or less in height, driveways, patios, or parking spaces where the area is unobstructed from the ground up, or fences ~~six feet (6')~~ seven feet (7') or less in height. (Former Section CZ#A312-21; Amended by Ord. 1875, Sec. 1, 9/26/89)

(b) For zoning setback purposes only, retaining walls six feet (6') or less in height are not considered structures. (Building permits may be required for retaining walls.) Decks and platforms thirty inches (30") or less in height must conform with setback standards of this code. (Former Section CZ#A312-21; Amended by Ord. 1875, Sec. 1, 9/26/89)

(c) Structures, unless exempt, may require a Coastal Development Permit in the Coastal Zone. (Former Section CZ#A312-21; Amended by Ord. 1875, Sec. 1, 9/26/89)

(d) It should be noted that placement of buildings, structures and vegetation along public roads is also regulated by Chapter 1 of Division 4 of this Title III of the Code (Visibility Obstruction Regulations), at Section 341 and following. (Former Section CZ#A312-21; Amended by Ord. 1875, Sec. 1, 9/26/89)

SECTION 4. USE TYPES

Section 313-163.1.3 is hereby amended and added to as follows (additions are shown in underline text, deletions are shown in ~~strikethrough~~ text):

163.1.3 **Commercial Use Types.** Automotive Sales, Service and Repair

Bed and Breakfast Establishment

Coastal-Dependent Commercial Recreation

Commercial Recreation

Heavy Commercial

Mini-storage

Neighborhood Commercial

Office and Professional Service

Private Institution

Private Recreation

Recreational Vehicle Park

Retail Sales

Retail Service

Transient Habitation

Visitor Serving Facilities

Warehousing, Storage and Distribution (Former Section CZ#A313-2(C))

SECTION 5. ZONING TABLES

Sections 313-2.2, 313-3.1, and 313-3.2 are hereby amended and added to as follows (additions are shown in underline text, deletions are shown in ~~strikethrough~~ text):

313-2 Commercial Zone Districts

313-2.2 CG: Commercial General

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313-2.2	**CG: Commercial General**
Use Type	**Principal Permitted Use**
Civic Use Types	Minor Utilities Essential Services Administrative Non-Assembly Cultural
Commercial Use Types	Retail Sales Retail Services Automotive, Sales, Service and Repair Office and Professional Service
Industrial Use Types*	Cottage Industry; subject to the Cottage Industry Regulations
Use Type	**Conditionally Permitted Use**
Residential Use Types	Caretaker's Residence
Civic Use Types	Community Assembly Health Care Services Extensive Impact Civic Use

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313-2.2	**CG: Commercial General**
	Oil and Gas Pipelines; subject to the Oil and Gas Pipelines Regulations Major Electrical Distribution Lines; subject to the Electrical Distribution Lines Regulations Minor Generation and Distribution Facilities
Commercial Use Types	Heavy Commercial Warehousing Storage and Distribution Transient Habitation <u>Mini-storage</u>
Industrial Use Type*	Research/Light Industrial
Natural Resource Use Type	Coastal Access Facilities
Use Types Not Listed in This Table**	Any use not specifically enumerated in this Division, if it is similar to and compatible with the uses permitted in the CG zone.

313-3 Industrial Use Regulations

313-3.1 MB: Business Park

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313-3.1	**MB: Business Park**
Use Type	**Principal Permitted Use**
Civic Use Types	Minor Utilities Administrative
Commercial Use Types	Warehousing, Storage and Distribution Office and Professional Service
Industrial Use Types*	Research/Light Industrial
Use Type	**Conditionally Permitted Use**
Commercial Use Types	Retail Sales Retail Service Uses Transient Habitation <u>Mini-storage</u>
Use Types Not Listed in This Table**	Any use not specifically enumerated in this Division, if it is similar to and compatible with the uses permitted in the MB zone.

313-3.2 ML: Light Industrial

313-3.2	**ML: Light Industrial**
Use Type	**Principal Permitted Use**
Civic Use Types	Minor Utilities
Commercial Use Types	Warehousing, Storage and Distribution

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313-3.2	**ML: Light Industrial**
	Heavy Commercial
Industrial Use Types*	Research/Light Industrial Aquaculture; subject to the Coastal-Dependent Industrial Development Regulations
Use Type	**Conditionally Permitted Use**
Residential Use Types	Caretaker's Residence
Civic Use Types	Oil and Gas Pipelines; subject to the Oil and Gas Pipeline Regulations Major Electrical Distribution Lines; subject to the Major Electrical Distribution Lines Regulations Minor Generation and Distribution Facilities Extensive Impact Civic Uses
Commercial Use Types	Retail Service Retail Sales <u>Mini-storage</u>

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313-3.2	**ML: Light Industrial**
Industrial Use Types*	Coastal-Dependent; subject to the Coastal-Dependent Industrial Development Regulations Coastal-Related; subject to the Coastal-Dependent Industrial Development Regulations Timber Product Processing
Agricultural Use Type	General Agriculture
Extractive Use Type	Surface Mining - 2; subject to the Surface Mining Regulations
Natural Resource Use Type	Coastal Access Facilities
Use Types Not Listed in This Table**	Any use not specifically enumerated in this Division, if it is similar to and compatible with the uses permitted in the ML zone.

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SECTION 6. EFFECTIVE DATE.

This ordinance shall become effective thirty (30) days after the date of its passage.

PASSED AND ADOPTED this_____day of _____, 2024, on the following vote, to wit:

AYES: Supervisors:

NAYS: Supervisors:

ABSENT: Supervisors:

ABSTAIN: Supervisors:

_____

REX BOHN, CHAIRPERSON,

HUMBOLDT COUNTY BOARD OF SUPERVISORS

(SEAL)

ATTEST:

Tracy Damico, Clerk of the Board of Supervisors
of the County of Humboldt, State of California

By: _____

Nicole Turner, Deputy Clerk

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Date:

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