

24. Adopt an "Ordinance of the Board of Supervisors of the County of Santa Cruz Amending Santa Cruz County Code Chapters 12.10, 13.10, 13.20, 14.01, 15.10, 16.42, and 18.10, and Amending the Zoning Map to Change the Zoning of Parcel APN 070-281-01, to Ensure Compliance with State and Federal Law and to Improve Clarity, Accuracy, and Consistency within Santa Cruz County Code," (Approved in Concept May 20, 2025) ()



County of Santa Cruz Board of Supervisors

Agenda Item Submittal

From: Clerk of the Board

Subject: Adopt "Ordinance Amending Santa Cruz County Code Chapters 12.10, 13.10, 13.20, 14.01, 15.10, 16.42, and 18.10 and Amending the Zoning Map to Change the Zoning of Parcel APN 070-281-01"

Meeting Date: June 10, 2025

Formal Title: Adopt an "Ordinance of the Board of Supervisors of the County of Santa Cruz Amending Santa Cruz County Code Chapters 12.10, 13.10, 13.20, 14.01, 15.10, 16.42, and 18.10, and Amending the Zoning Map to Change the Zoning of Parcel APN 070-281-01, to Ensure Compliance with State and Federal Law and to Improve Clarity, Accuracy, and Consistency within Santa Cruz County Code," (Approved in Concept May 20, 2025)

Recommended Action

Adopt an "Ordinance of the Board of Supervisors of the County of Santa Cruz Amending Santa Cruz County Code Chapters 12.10, 13.10, 13.20, 14.01, 15.10, 16.42, and 18.10, and Amending the Zoning Map to Change the Zoning of Parcel APN 070-281-01, to Ensure Compliance with State and Federal Law and to Improve Clarity, Accuracy, and Consistency within Santa Cruz County Code," as approved in concept on May 20, 2025.

Executive Summary

N/A

Discussion

On May 20, 2025, the Board of Supervisors approved the ordinance in concept and scheduled it for second reading/final adoption on June 10, 2025.

Financial Impact

There is no financial impact associated with the recommended action.

Strategic Initiatives

N/A

Submitted By:

Juliette Rezzato, Chief Deputy Clerk of the Board

Recommended By:

Carlos J. Palacios, County Executive Officer

Artificial Intelligence Acknowledgment:

Artificial Intelligence (AI) did not significantly contribute to the development of this agenda item.

ORDINANCE NO. _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA CRUZ AMENDING SANTA CRUZ COUNTY CODE CHAPTERS 12.10, 13.10, 13.20, 14.01, 15.10, 16.42, AND 18.10, AND AMENDING THE ZONING MAP TO CHANGE THE ZONING OF PARCEL APN 070-281-01, TO ENSURE COMPLIANCE WITH STATE AND FEDERAL LAW AND TO IMPROVE CLARITY, ACCURACY, AND CONSISTENCY WITHIN SANTA CRUZ COUNTY CODE

WHEREAS, the Santa Cruz County Code is periodically amended to ensure compliance with applicable state and federal laws, correct inconsistencies, and improve the clarity, accuracy, and overall effectiveness of the Code; and

WHEREAS, the County of Santa Cruz (the “County”) recently adopted changes to its General Plan (Sustainability Update), which has resulted in the need to make minor amendments to the County Code; and

WHEREAS, the Planning Commission held a duly noticed public hearing on April 9, 2025 and recommended adoption of the proposed amendments; and

WHEREAS, additional non-substantive changes to the Code to maintain consistency with County Code drafting conventions are also part of the proposed changes; and

WHEREAS, the Board of Supervisors held a duly noticed public hearing concerning the proposed Code changes on May 20, 2025;

NOW, THEREFORE, the Board of Supervisors of the County of Santa Cruz hereby ordains as follows:

SECTION I

Section 12.10.245 of the Santa Cruz County Code is hereby amended, to read as follows:

12.10.245 2022 California Energy Code adopted.

The 2022 California Energy Code, also known as Part 6 of Title 24 of the California Code of Regulations, is hereby adopted subject to the following amendments:

(A) Definitions Amendment. Subchapter 1, “All Occupancies – General Provisions,” Section 100.1(b) of the California Energy Code is amended to including the following definition:

ALL-ELECTRIC BUILDING OR ALL-ELECTRIC DESIGN is a building or building design that uses a permanent supply of electricity as the only source of energy for space conditioning (including heating and cooling), water heating (including pools and spas), cooking appliances, and clothes drying appliances, and has no natural gas or propane plumbing installed at the building.

(B) All-Electric Amendment. Subchapter 2 “All Occupancies – Mandatory Requirements for the Manufacture, Construction and Installation Of Systems, Equipment And Building

Components” is amended to add a new Section 110.13 “All-Electric Buildings.” Section 110.13 “All-Electric Buildings” shall read as follows:

SECTION 110.13 ALL-ELECTRIC BUILDINGS. Building permit applications submitted on or after January 1, 2023 for all newly constructed residential developments, including residential mixed-use projects (residential components), multi-family, single-family and ADUs located within the Urban Services Line may be designed, constructed, and equipped as All-Electric Buildings.

SECTION II

Section 13.10.322 of the Santa Cruz County Code is hereby amended, to read as follows:

13.10.322 Uses in residential districts.

(A) Allowed Uses. The uses allowed in residential districts shall be as provided in the Residential Uses Chart. Certain disallowed uses that are preexisting on a parcel may be considered legal nonconforming uses. See SCCC [13.10.260](#) and [13.10.261](#) for regulations regarding legal nonconforming uses.

(B) Use Permits. A discretionary approval for an allowed use is known as a “use permit.” Certain allowed uses are permitted by right and other allowed uses require a use permit as indicated in the Residential Uses Chart. The processing procedures and findings for use permits are detailed in SCCC [18.10](#), Discretionary Permit Approval Procedures.

(C) Other Discretionary Permits. Physical site development may require a site development permit pursuant to SCCC [13.11.035](#), a Coastal Development Permit pursuant to SCCC [13.20.050](#), or other discretionary review.

(D) Residential Uses Chart. Allowed uses and permit requirements for residential zone districts are identified in the following chart. Uses that are not specifically identified in the chart but are determined by the Planning Director to be of the same general character as an identified use, may be permitted subject to the same permit requirements as the identified use.

KEY:	
P	Permitted by right: Use is allowed without a use permit.
ZC	Zoning Clearance: Ministerial review for conformance with Zoning Ordinance, no use permit required.
MUP	Minor Use Permit: Discretionary permit, no public notice.
AUP	Administrative Use Permit: Discretionary permit with public notice.

CUP	Conditional Use Permit: Discretionary permit with public notice and a public hearing. Hearing is before the Zoning Administrator except where the Planning Commission (PC) is specified.
A	Use must be ancillary or complementary to another allowed use. A primary allowed use must first be in place or must be proposed concurrently on a site to allow an ancillary or complementary use.
NA	Use not allowed in this zone district.

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
Housing—Residential Units							
Dwelling unit, single-family detached	P	P	P	P	NA*	NA*	*Exception per 13.10.324(F) (AB803).
Dwelling unit, single-family attached	P	P	P	P	P	P	CUP for units >5,000 sf per 13.10.324(C) .
Dwelling units, single-family dwelling groups	ZC	ZC	ZC	ZC	NA	NA	13.10.700-D
Dwelling units, multifamily	NA*	NA*	NA*	NA*	P	P	*Exception for duplexes where allowed per CA Gov. Code 65852.1 (SB9) 13.10.700-D
Senior rental housing	NA	NA	NA	NA	CUP	CUP	13.10.700-S
Foster home: 7 or fewer children	P	P	P	P	P	P	13.10.700-F

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
Skilled nursing facility, residential care facility for the elderly, continuing care retirement community with fewer than 100 occupants, group quarters	CUP	CUP	CUP	NA	CUP	CUP	These are all considered non-residential uses. 13.10.700-C , 13.10.700-G , 13.10.700-R , 13.10.700-S
Continuing care retirement community with over 100 occupants	CUP-PC	CUP-PC	CUP-PC	NA	CUP-PC	CUP-PC	
Residential Units—Commercial Uses (Ancillary to Residential Use)							
Tract offices	CUP	CUP	CUP	CUP	CUP	CUP	
Family day care home	P ^A	Serving up to 14 children (see 13.10.700-D). Subject to 13.10.613 .					
Home occupations	P ^A / CUP ^A	See 13.10.613 to determine when a CUP is required.					
Hosted rentals	ZC ^A	Hosted rental permit required per 13.10.690 .					
Vacation rentals	AUP ^A / CUP ^A	MUP for new rentals with ≤ 3 bedrooms. AUP for renewals. CUP for new rentals with > 3 bedrooms. Vacation					

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
							rental permit required per 13.10.694 .
Visitor Accommodations							
Bed and breakfast inns, 12 or fewer rooms	CUP	CUP	CUP	NA	CUP	NA	13.10.689 , 13.10.691
Commercial visitor accommodations, small scale, coastal special community							13.20 13.10.689
New construction	NA	NA	CUP	NA	CUP	NA	13.10.692
Conversion of existing structure	CUP	CUP	CUP	NA	CUP	NA	
Organized camps	CUP-PC	CUP-PC	CUP-PC	NA	CUP-PC	NA	13.10.689
Commercial Uses							
Active commercial uses (businesses open to the general public)							Active commercial uses allowed on the ground floor only. Uses may include the following commercial use categories per 13.10.332(D) : eating and drinking; entertainment; fitness and recreation; and
≤ 10,000 sf	NA	NA	NA	NA	CUP	CUP	
> 10,000 sf	NA	NA	NA	NA	NA	CUP-PC	

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
							neighborhood/community sales and services.
Recreation, Events and Community Facilities							
Clubs, lodges, private meeting halls, and recreational facilities such as golf courses, tennis clubs							In the RF district, must be ancillary to residential use.
≤ 10,000 sf	CUP	CUP	CUP	NA	CUP	CUP ^A	
> 10,000 sf	CUP-PC	CUP-PC	CUP-PC	NA	CUP-PC	CUP-PC ^A	
Commercial weddings and similar celebrations	CUP	CUP	NA	NA	NA	NA	Subject to 13.10.615 .
Community centers							
≤ 10,000 sf	CUP	CUP	CUP	NA	CUP	CUP	
> 10,000 sf	CUP-PC	CUP-PC	CUP-PC	NA	CUP-PC	CUP-PC	
Open space uses, noncommercial, not involving structures, such as ecological preserves, playgrounds, and unpaved sports fields	P	P	P	P	P	P	

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
Schools	CUP	CUP	CUP	NA	CUP	NA	
Animal Keeping							
Dogs and cats	P	P	P	P	P	P	Maximum 4 cats or dogs.
Kennels (5 or more dogs or cats over 4 months old)	CUP	NA	NA	NA	NA	NA	13.10.646
Small animal keeping	P*	P*	P*	NA	NA	NA	*CUP required to exceed density limits specified in 13.10.645 . 13.10.700-A
Large animal keeping	P*	CUP	NA	NA	NA	NA	
Public stables and riding	CUP	NA	NA	NA	NA	NA	13.10.645
Bee keeping	P/ CUP	P/ CUP	NA	NA	NA	NA	P in RA and RR for 2 hives. 13.10.645
Fish hatcheries	CUP	CUP	CUP	NA	NA	NA	
Agriculture							
Gardening, family; community garden	P	P	P	P	P	P	13.10.700-G
Agriculture, small scale commercial	P ^A	CUP ^A	CUP ^A	NA	NA	NA	On-site retail such as Christmas tree farms

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
							allowed on RA with CUP. 13.10.324(E)
Greenhouse ≤ 1,000 sf > 1,000 sf	P MUP	P MUP	P NA	P NA	P NA	P NA	Subject to development standards in 13.10.323(C) .
Nurseries, commercial	CUP	NA	NA	NA	NA	NA	
Wineries (<1,000 gallons annual production: home occupation)	P	P	P	P	P	P	13.10.613
Wineries, small	CUP	CUP	NA	NA	NA	NA	13.10.637
Wineries, medium	CUP-PC	CUP-PC	NA	NA	NA	NA	
Commercial Cannabis Cultivation, Manufacturing, and Distribution							
<i>All uses subject to SCCC 13.10.650 (Non-retail commercial cannabis) and with a license pursuant to Chapter 7.128 SCCC.</i>							
Indoor cultivation (including greenhouses): outside coastal zone and 1-mile buffer ≤ 2,000 sf	AUP ^x	NA	NA	NA	NA	NA	Commercial cannabis cultivation not permitted within the coastal zone and 1-mile buffer.

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
> 2,000 sf	AUP*	NA	NA	NA	NA	NA	X: CUP for non-Class CG licensed cultivation activities. *: CUP for new structures over 2,000 sf.
Greenhouse replacement, reconstruction, or structural alteration	AUP ^X	NA	NA	NA	NA	NA	X: CUP for non-Class CG licensed cultivation activities.
Outdoor cultivation (including hoop houses): outside coastal zone and 1-mile buffer	AUP ^{X*}	NA	NA	NA	NA	NA	Commercial cannabis cultivation not permitted within the coastal zone and 1-mile buffer. X: CUP for non-Class CG licensed cultivation activities. *: CUP for cultivation area > 500 sf.
Water tank	MUP ^A	NA	NA	NA	NA	NA	^A : Accessory to cannabis cultivation.
Manufacturing, Class 1 or 2 (outside coastal zone and 1-mile buffer)	CUP ^{A*}	NA	NA	NA	NA	NA	Class 1 or 2 manufacturing not permitted within the coastal zone and 1-mile buffer. Class 3 manufacturing not permitted anywhere in residential districts.

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
							<p>^A: Cannabis manufacturing uses must be ancillary to on-site commercial cannabis cultivation.</p> <p>*: MUP if 0 employees (not including owner), and structure < 2000 sf, and cannabis is not imported from off site.</p>
<p>Distribution, Class 1 (outside coastal zone and 1-mile buffer)</p> <p>< 2,000 sf</p> <p>≥ 2,000 sf</p>	<p>MUP^A</p> <p>CUP^A</p>	<p>NA</p> <p>NA</p>	<p>Class 1 distribution not permitted within the coastal zone and 1-mile buffer. Class 2 distribution not permitted anywhere in residential districts. A: Cannabis distribution uses must be ancillary to on-site commercial cannabis cultivation.</p>				
Distribution, transport only	P	P	P	P	P	P	
Infrastructure and Utilities							
Air strips	CUP-PC	CUP-PC	NA	NA	NA	NA	13.10.700-A
Energy cogeneration	MUP	MUP	MUP	MUP	MUP	MUP	13.10.700-C

Table 13.10.322-1: Residential Uses Chart

USE	PERMIT REQUIRED BY ZONE						REFERENCES AND NOTES
	RA/ SU	RR	R-1	RB	RM	RF	
Utility facility	CUP	CUP	CUP	CUP	CUP	CUP	Includes private and public utilities, and microgrids (see SCCC 13.10.700-M).
Wireless communication facilities	ZC P/CUP	ZC P/CU P	ZC P/CUP	ZC P/CUP	ZC P/CUP	ZC P/CUP	Subject to SCCC 13.10.660 through 13.10.664 , inclusive

1. Table indicates use permits only. Other discretionary permits may be required.

(E) Use Conditions.

(1) Signage. Signage is allowed, subject to SCCC [13.10.580](#), with an MSP for non-residential signage per SCCC [13.11.037](#).

(2) Temporary/seasonal use is allowed pursuant to a temporary use permit (TUP), subject to SCCC [13.10.616](#).

(3) Additional conditions for specific uses are found in other code sections as referenced in the Residential Uses Chart.

SECTION III

Section 13.10.447 of the Santa Cruz County Code is hereby amended, to read as follows:

13.10.447 Exceptions.

An applicant may request an exception to the requirements of SCCC [13.10.446](#) for applicable residential projects, subject to approval by the Zoning Administrator following a public hearing, pursuant to the following:

(A) Exceptions to the Pleasure Point residential development standards may be granted if the project is found to be consistent with the Pleasure Point Community Design “PP” Combining District purposes, found in SCCC 13.10.444, the findings found in SCCC 18.10.230(A), and at least one of the following additional findings:

(1) There are special existing site or improvement characteristics or circumstances, including but not limited to the absence of adjacent residential parcels that could

potentially be shaded by the proposed development, that appropriately excuses the proposed development from meeting one or more of the development standards; or

(2) The Pleasure Point Community Design “PP” Combining District purposes, found in SCCC 13.10.444, are better achieved by an alternative design; or

(3) The granting of an exception will result in a superior residential design that is consistent with the Pleasure Point Community Design “PP” Combining District purposes, found in SCCC 13.10.444.

(B) Any decision on an exception shall not establish a precedent for future applications.

SECTION IV

Section 13.10.525 of the Santa Cruz County Code is hereby amended, to read as follows:

13.10.525 Regulations for fences, walls and retaining walls within required yards.

(A) The purposes of fence and/or retaining wall regulations are:

(1) To provide for privacy screening of yard areas.

(2) To ensure adequate light and air for the street area and abutting properties.

(3) To preserve a harmonious and compatible street front appearance.

(4) To ensure adequate visibility of vehicles entering the street from driveways, adequate sight distance from such vehicles, and adequate sight distance at street corners.

(B) The height of fences and/or retaining walls is determined as follows:

(1) By measuring the exposed face of the fence and/or wall at its tallest point, from finished grade at the base, to the top of the fence and/or wall.

(2) Where a parcel slopes down from a public or private right-of-way, the height of a fence or retaining wall shall be measured from the curb or edge of shoulder nearest the fence or retaining wall to the top of the fence and/or wall.

(C) Maximum Fence and Retaining Wall Heights.

(1) Fence Location and Height Table. Except as provided in subsection (D) of this section, the following table provides maximum fence height within front, side, and rear yard setback areas:

Table 13.10.525-1: Fence/Wall Location and Height

Property and Fence Location	Maximum Height without Permit^{1,2}	Required Distance from Edge of Vehicle Lane or Shoulder	Maximum Height with Over-Height Fence Certification^{1,2}	Required Distance from Edge of Vehicle Lane or Shoulder with Over-Height Fence Certification
Front yard inside Urban Services Line (USL) and Rural Services Line (RSL)	3 feet	3 feet	6 feet	See SCCC 13.16.093 , Sight distance.
Front yard outside USL and RSL	3 feet	3 feet	8 feet	See SCCC 13.16.093 , Sight distance.
Side/Rear Yard Abutting on a Street	6 feet	See SCCC 13.16.093 , Sight distance.	8 feet if fence is set at least 5 feet back from property line	See SCCC 13.16.093 , Sight distance.
Side/Rear Yard Not Abutting on a Street	8 feet	See SCCC 13.16.093 , Sight distance.	N/A	N/A

1. See subsection (D) of this section for exceptions to maximum fence, wall and retaining walls, including over-height fence/wall certification requirements (see subsection (E)).

2. In the Coastal Zone, a coastal development permit will be required for all fence and retaining wall development unless it is exempt or excluded from coastal development permit requirements pursuant to SCCC [13.20.060](#) or [13.20.070](#).

(D) Exceptions to Maximum Fence Height Requirements.

(1) Within sight distance triangles, maximum structure height is three feet (see SCCC [13.16.093](#)).

(2) On steep slopes, open safety railings up to 42 inches in height are allowed as provided in SCCC [13.10.323](#)(E)(5)(a).

(3) Walkway fence openings, with or without gates, may have associated archways/trellises/ pergolas up to a maximum height of eight feet without a discretionary approval, except in corner sight clearance triangles, where no fence or retaining wall shall exceed three feet in height. Archways/trellises/pergolas may not make up more than 25 percent of the length of the fence along a given property line without an administrative site development permit. Notwithstanding the above exceptions for discretionary

approval and development permits, in the Coastal Zone all such archways/trellises/ pergolas shall require a coastal development permit unless exempt from coastal development permit requirements pursuant to SCCC [13.20.060](#) or [13.20.070](#).

(4) Open architectural, decorative, and ornamental features such as lattice may exceed the given maximum fence heights by no more than six inches without a discretionary approval, except in corner sight clearance triangles, where no fence or retaining wall shall exceed three feet in height. Open means that no more than 50 percent of the feature may be opaque. Notwithstanding the above exceptions for discretionary approval and development permits, in the Coastal Zone all such archways/trellises/ pergolas shall require a coastal development permit unless exempt from coastal development permit requirements pursuant to SCCC [13.20.060](#) or [13.20.070](#).

(5) Fencing for Agricultural Uses in Agricultural Zone Districts.

(a) Permanent Fencing. In agricultural zone districts, fencing for agricultural purposes may have heights up to six feet in all yards; provided, that such fencing is: (i) six feet or less in height; and (ii) made of wire that is spaced a minimum of one inch apart, supported with wood or metal posts, or made of wooden members which are spaced a minimum of eight inches apart. Fencing meeting these criteria shall be exempt from requiring a discretionary permit unless such fencing is located on property adjacent to Highway 1, in which case a minor site development permit is required. Agricultural fencing located within a corner sight clearance triangle shall be a maximum of three feet in height. Hedgerows or other living fences are allowed in agricultural zone districts and are not subject to fencing regulations. Vegetative screening of fences is encouraged where feasible.

Agricultural fencing exceeding six feet in height requires an over-height fence certification pursuant to subsection (E) of this section, and is limited to a maximum height of eight feet. Agricultural fencing exceeding eight feet requires an administrative site development permit, pursuant to SCCC [18.10](#).

In addition to the requirements of this section, agricultural fencing within or adjacent to sensitive habitats is subject to regulations in SCCC Title [16](#), Environmental and Resource Protection. In the Coastal Zone, a coastal development permit will be required for all such fencing unless it is excluded from coastal development permit requirements pursuant to SCCC [13.20.060](#) or [13.20.070](#).

(b) Temporary Fencing. Where permanent agricultural fencing is not feasible but temporary fencing is necessary for an agricultural use, for purposes such as dust control, animal control, food safety, windbreaks, farmworker protection, and trespass prevention, temporary fencing consistent with the criteria below is allowed without discretionary permit approval:

(i) Height. Temporary fence heights shall not exceed four feet in required yards abutting a street and six feet in other required yards, and shall meet the sight distance requirements in SCCC [13.16.093](#).

(ii) Materials and Construction. Temporary fencing may be solid in appearance, consisting either of woven material or other fabric installed at the interior of an existing permanent fence, or as a separate temporary fence structure consisting of woven material or other fabric supported by wood or metal stakes.

(iii) Duration. Temporary fencing is allowed for time periods not to exceed nine months in one year, and for no more than two years within any five-year period.

(iv) Maintenance. Temporary fencing shall be repaired, replaced, or removed when torn or degraded; and shall be maintained free of graffiti and litter.

(c) Extended Temporary Fencing in Agricultural Zone Districts. When there is a demonstrated need for dust and contamination control, fencing exceeding the height or time limits provided above for temporary fencing, a minor site development permit is required. The permit application review process may require submittal of the fence design, sample materials, photographs of the surrounding properties, documentation supporting the need for the proposed fence, and the proposed extended duration for the temporary fence. Any approved extended temporary fencing shall be maintained in accordance with subsection (D)(4)(b)(iv) of this section. The fence height shall be limited to the minimum necessary to support the agricultural use and shall meet sight distance height requirements in SCCC [13.16.093](#). The permit may specify fence materials and design, require vegetative screening, or include other conditions as needed to comply with the following findings for approval of the agricultural fence permit for an extended temporary fence:

(i) The applicant has a demonstrated need for fencing related to an agricultural use that cannot be accommodated by permanent agricultural fencing or temporary fencing as described in subsections (D)(4)(a) and (D)(4)(b) of this section;

(ii) The fence height, materials, colors, and any proposed vegetative screening are visually compatible with the agricultural character of the community, minimize impacts on significant public vistas, and preserve public ocean vistas to the greatest extent feasible; and

(iii) The fence material is of woven or fabric construction, or other suitable material.

(E) Over-Height Fence Certification. An over-height fence certification for fence height up to eight feet may be issued with a minor site development permit with findings as provided by SCCC [18.10.230](#)(A) and, if in the Coastal Zone, the finding that the subject development will not adversely impact public views and scenic character. Fence height greater than eight feet requires an administrative site development permit.

SECTION V

Section 13.10.616 of the Santa Cruz County Code is hereby amended, to read as follows:

13.10.616 Temporary permits, uses, and structures.

(A) Purpose. The purposes of this section are as follows:

- (1) To ensure that temporary uses and structures are developed in an orderly fashion consistent with the purpose of the applicable zone district;
- (2) To ensure that temporary uses and structures remain secondary to primary uses that exist, are allowed on the site, and are compatible with neighboring land uses, and to limit temporary uses and structures on vacant properties;
- (3) To promote and protect the public health, safety, peace, convenience, and general welfare;
- (4) To protect the character, visual and environmental resources, and quality of residential, commercial, industrial, agricultural, recreational, and open space areas of the County;
- (5) To allow and establish regulations for temporary uses and structures that are not otherwise subject to regulations pertaining to permanent accessory or ancillary uses and structures, such as those governing home occupations (SCCC [13.10.613](#));
- (6) To accommodate temporary uses, structures, and activities that contribute to the quality of life, economic vitality, or public interest of Santa Cruz County; and
- (7) To allow for temporary uses and structures that may not be generally consistent with the purposes of the applicable zone district, but which may be allowed for a defined temporary period due to emergency or other urgent public needs in the interest of public health, safety, and welfare.

(B) Temporary Permits. A temporary permit is required for any temporary use or structure that is not otherwise exempt or considered and processed as a special event or other similar short-term use.

- (1) Temporary permits shall be processed in accordance with procedures in SCCC [18.10](#) for minor use permits unless a coastal development permit is required per SCCC [13.20](#). In the instance where a temporary use involves amplified music, a temporary permit shall be processed in accordance with procedures in SCCC [18.10](#) for noticed administrative permits, which may be elevated to a conditional use permit process involving a noticed

public hearing for proposals involving longer time frames or multiple and repeated activities.

(2) Temporary permits are subject to the following provisions:

(a) Term. The term of a temporary permit shall be for a period of time determined by the Planning Director or designee not to exceed three years and shall be in accordance with subsections (C) and (E) of this section.

(b) Extension. A temporary permit may be extended for one additional term of up to three years, for a maximum of six total years, based upon findings of special circumstances related to public benefit and/or unusual economic conditions, as appropriate to site circumstances, and subject to conditions of approval.

(c) Conditions of Approval. A temporary permit may require conditions of approval to ensure public health and safety, including but not limited to:

(i) Standards from the Americans with Disabilities Act;

(ii) Site-specific evidence to support that the temporary use will not impact parking for other on-site uses, which may include letters of support for those uses;

(iii) Requirements for alternate parking arrangements and/or alternate modes of access by customers; and

(iv) Documented compliance with any special event or permit requirements from other State or local agencies, such as: the County Department of Public Works; County Health Services Agency; County Department of Parks, Open Space and Cultural Services; Sheriff's Office; County Fire Districts; California Department of Alcoholic Beverage Control; or California Department of Motor Vehicles.

Permitted temporary uses and/or structures may be exempted from some or all permanent site improvement standards normally required for permanent uses and structures, such as site frontage improvements or parking lot landscaping standards.

(d) Expiration. Upon expiration of a temporary permit, all temporary uses shall cease and all associated temporary structures shall be removed from the parcel no more than 21 days following expiration, unless a site development and/or use permit allows for permanent use, subject to the provisions of the applicable zone district.

(C) Temporary Uses. Unless exempted by subsection (D) of this section, temporary uses shall require a temporary permit and shall comply with the following standards:

(1) A temporary use may be approved in any zone district, unless specifically prohibited in this section or elsewhere in the SCCC; a commercial, for-profit event, where fees or

other forms of remuneration are collected, is not permitted as a temporary use in any residential zone district.

(2) A temporary use and any associated structures may remain on a site for up to a total of 180 days. A temporary use and any associated structures may remain on a site for more than 180 days and up to three years with a permit, where appropriate for the use based upon findings for approval and subject to conditions of approval.

(3) A temporary use on developed property shall be secondary to the primary use of the parcel.

(4) Other than temporary storage uses associated with an active building permit, temporary uses are prohibited on vacant properties in residential zone districts, but they may be allowed on vacant properties in nonresidential zone districts, subject to approval of a temporary permit.

(5) No temporary use shall, for any length of time, displace more than 35 percent of the parking spaces required by SCCC [13.16](#), unless:

(a) A County-approved street closure prevents access to such required parking during the period that the closure is in effect;

(b) An applicant for a temporary use permit provides site-specific evidence to demonstrate that the average peak parking used on the site is less than 65 percent of the available parking during the same hours and in the same season of the year proposed for the temporary use, and the decisionmaker makes this finding in conjunction with approval;

(c) Alternate parking or shuttle arrangements are approved to meet parking space requirements in conjunction with issuance of a temporary permit; or

(d) By order of the County Health Officer, outdoor operations are encouraged and the limited number of parking spaces remaining as a result of outdoor operations is appropriate.

(6) Signs for temporary uses shall comply with SCCC [13.10.583](#).

(7) Premises of a temporary use site shall be kept clean, sanitary, and free of litter.

(8) After the temporary use has ceased, all visible signs of the temporary use and temporary structures shall be removed, and the site shall be free of trash. Any damage to the site or existing structures caused by the temporary use shall be repaired.

(9) In addition to obtaining a temporary permit, temporary uses that extend onto the public right-of-way or other publicly owned property shall obtain an encroachment permit from the County Department of Community Development and Infrastructure (Division of Public Works), as well as any special event approval, concession licenses, and licensing agreements from the County Department of Parks, Open Space and Cultural Services, the State of California, or other entity as required.

(D) Exemptions for Temporary Uses. The following temporary uses are exempt from subsection (B) of this section and shall not require a temporary permit:

(1) Special Events and Uses.

(a) Special events and uses conducted entirely within public property or public rights-of-way that are not associated with an adjacent or nearby private use on private property, where special event, concession licenses, licensing agreements, and/or encroachment permits or the like are obtained from the County Department of Community Development and Infrastructure (Division of Public Works), Department of Parks, Open Space and Cultural Services, the State of California, or other entity as required.

(b) Special events associated with commercial uses with a valid use permit on a commercially zoned property limited to: one event per year, six hours or less per day during the hours of 8:00 a.m. to 5:00 p.m. over a consecutive two-day period, where approvals from Environmental Health Services and/or other agencies have been obtained as required.

(2) Temporary uses conducted entirely within a building, such as a temporary sales area, for which all necessary County permits have been obtained and which allow the particular use.

(3) Temporary uses for which a use permit has already been issued that allows the temporary use.

(4) Garage or yard sales not exceeding four weekends per year on the site of a legal residential use.

(5) Seasonal Sales. Seasonal sales of Halloween pumpkins, Christmas trees, and similar products in all zone districts except Residential. Seasonal sales in the RA Zone District may be permitted as small-scale commercial agriculture with minor use permit. Seasonal sales shall comply with the following standards:

(a) A zoning clearance shall be obtained prior to the establishment of a seasonal sales use.

(b) All activities associated with seasonal sales shall be conducted with a 10-foot setback from any property line with an existing residential use.

(c) All activities associated with seasonal sales shall be conducted within the hours of 8:00 a.m. to 9:00 p.m., unless a temporary permit is approved to allow different hours of operation.

(d) Sales that occur in areas designated for such seasonal sales as set forth in a previously issued development permit shall meet the conditions of that permit and do not require a separate zoning clearance.

- (e) Temporary structures associated with seasonal sales are allowed without a separate temporary permit if they meet setback requirements for the zone district and comply with any applicable building code standards pursuant to SCCC [12.10](#). Temporary structures larger than 120 square feet and 10 feet in height, measured in accordance with the Zoning Ordinance, may require a building permit and inspections prior to use, unless otherwise exempted by SCCC [12.10](#).
- (f) Recreational vehicles are all owed in conjunction with seasonal sales and must comply with setbacks equivalent to the structural setback requirements for the zone district. Recreational vehicles utilized in conjunction with seasonal sales shall be removed from the parcel within 15 days following the Thanksgiving Holiday for pumpkin sales or following December 25th for Christmas tree sales.
- (g) Site ingress and egress shall not create a traffic or pedestrian safety hazard.
- (h) Any temporary fencing shall be placed outside the corner sight clearance triangle provided by SCCC [13.16.093](#) and shall not exceed eight feet in height.
 - (i) Signage shall comply with SCCC [13.10.583](#).
 - (j) Vendor shall maintain on site a multi-purpose certified fire extinguisher (Type A, B, and C, minimum five-pound size) appropriate for Class A (non-metallic solids), B (flammable gases), and C (electrical fires). Temporary membrane type structures shall be fire resistive and be NFPA-701 certified.

(E) Temporary Structures. Temporary structures are subject to standards and permit requirements depending on the type of structure, as provided below:

(1) Temporary Storage Boxes.

- (a) In any zone district, a maximum of one fully enclosed, temporary container designed for secure temporary storage, and obtained from and installed by a commercial vendor, may be installed pursuant to this section. All such temporary structures:
 - (i) Shall obtain a Zoning Clearance to check for zoning and setback compliance prior to installation.
 - (ii) Shall be removed within 90 days of installation, unless a time extension is authorized by a temporary permit to allow a temporary structure for up to 180 days (or during term of construction as provided in subsection (b)(iii) below). If an application for a temporary permit or permit extension is submitted on or prior to the required removal date, the temporary structures may remain in place up to 30 additional days to provide for permit processing.

(iii) Shall be located wholly outside any corner sight distance triangle, and a minimum of five feet from any property line unless approved to be installed, wholly or partially, within a right-of-way.

(iv) Shall not be subject to standards for lot coverage or floor area ratio.

(v) Shall be subject to review by the Department of Community Development and Infrastructure when proposed wholly or partially within a public right-of-way, and an encroachment permit or other license or agreement may be required.

(vi) If proposed wholly or partially within a private right-of-way, the temporary structure shall require a temporary permit and be subject to the following standards:

(A) Shall not be located in the private right-of-way if it can reasonably be installed in a driveway and shall not fully preclude use of the right-of-way.

(B) May be located in parking spaces adjoining the subject parcel.

(C) Shall not occupy any space reserved for persons with disabilities.

(D) Shall not create a safety, traffic, or pedestrian hazard.

(E) Shall not affect the line of sight established by any corner sight clearance triangle defined by SCCC 13.10.525(C)(2)(c).

(F) Between the dates of October 15th and April 15th, shall not be placed in any location where likely to divert, impede or otherwise adversely affect any established pattern of storm water runoff.

(b) Temporary Storage Boxes on Vacant Parcels.

(i) Temporary storage boxes may be placed on vacant, non-residential parcels, subject to the provisions of subsection (E)(1)(a) of this section.

(ii) Temporary structures or storage boxes are not allowed on vacant parcels in residential zone districts in the absence of an active building permit.

(iii) When associated with a building permit, temporary storage boxes may be installed on any parcel, vacant or developed, as provided by subsection (E)(1)(a) of this section, except that the unit(s) may remain on site for the active term of the building permit and shall be removed from the site within 15 days after the building permit is expired, voided, or withdrawn.

(2) Temporary Tent Structures.

(a) In any district, one prefabricated, temporary tent structure used for parking, storage, or other use, constructed of light frame materials and covered with cloth or flexible plastic, is allowed for up to 180 days without a permit pursuant to the following standards:

(i) Maximum height shall be 12 feet.

(ii) Maximum area shall be 300 square feet.

(iii) All structures and materials shall be maintained in good condition, free of tears and graffiti.

(b) Temporary tent structures shall be subject to setback standards of the applicable zone district, except that, outside the front setback area, tent structures that are open on at least two sides may be located a minimum of five feet from the side property lines in any residential district.

(c) Temporary tent structures greater than 12 feet in height or 300 square feet in area, or more than one on a site, or proposed to exist for more than 180 days, or requesting further reduced setbacks, may be considered with approval of a Temporary Permit (administrative site development permit) for a period not to exceed one year.

(d) Temporary light frame tent structures with a maximum height of 12 feet and a maximum size of 300 square feet located in a residential rear yard and not visible from a public street may remain on a site for up to one year with no temporary permit required.

(e) Tent structures proposed for more permanent installations (greater than one year) shall be processed as regular structures under applicable regulations of the County Code.

(f) Tent structures shall not have any lighting between the hours of 10:00 p.m. and 5:00 a.m.

(3) Other Temporary Structures Associated with Authorized or Approved Temporary Uses.

(a) Temporary permits granted for temporary uses may also authorize associated temporary structures, with appropriate conditions pertaining to number, size, height, design, materials, and location on the site.

(b) Temporary permits may also be approved for types of temporary structures that do not fall within the above categories, for time periods of up to three years, as reasonably related to the needs and purposes of a primary use of the site, or as determined to be in the interests of public health, safety, and welfare.

SECTION VI

Section 13.10.692 of the Santa Cruz County Code is hereby amended, to read as follows:

13.10.692 Organized camps and conference centers.

(A) Purposes. The purposes of the special use regulations for organized camps and conference centers are as follows:

- (1) To foster the commercial use of the scenic and recreational values in the County, while the County benefits from the preservation of scenic elements, revenue from the visitors of the camps, and assistance in fire protection.
- (2) To maximize preservation of the environment and the amenities of a site by allowing flexible development procedures while controlling density, access, and impacts on neighboring properties.

(B) Description of Uses. The following organized camp and conference center uses and facilities may be established as part of a Planning Commission development permit approval:

- (1) Indoor facilities such as: kitchens, dining rooms, laundries, administrative offices, maintenance buildings, meeting halls, restroom and shower facilities, gymnasiums and other indoor recreation facilities.
- (2) Visitor accommodations facilities subject to the density requirements contained in the PR Zone District, SCCC 13.10.689(C)(1).
- (3) Educational facilities, including residential and day schools, at densities as specified in the PR District, SCCC 13.10.689(C)(1); this density is instead of an equivalent amount of visitor accommodations and/or living units, not in addition to.
- (4) Outdoor facilities such as parking areas, playgrounds, athletic fields, picnic areas, and swimming, riding, and boating facilities.
- (5) Permitted and discretionary uses in the CA Zone District, SCCC [13.10.312](#).
- (6) Appurtenant, accessory facilities for participants only, such as: studios, libraries, museums, dispensaries, camp stores.

(C) Accessory Uses. The following organized camp and conference center accessory uses and facilities may be added by a Zoning Administrator approval to a previously approved organized camp development permit:

- (1) Facilities for drainage and erosion control, sewerage, water supply, walkways, security and fire protection.
- (2) Signs, identification and directional, subject to the regulations for signs in the PR Zone District, SCCC [13.10.582](#).
- (3) Improvement or replacement of existing facilities with no increase in total capacity.

(4) Permitted uses in the CA Zone District.

(D) Operating and Development Standards. In addition to the zone district development standards and the policies of the General Plan, the following special operating and development standards shall apply to organized camps and conference centers:

- (1) The minimum site area shall be not less than 20 acres unless pre-existing.
- (2) Yards along front, side, and rear property lines shall be a minimum of 30 feet.
- (3) Building height shall not exceed 25 feet.
- (4) All structures shall conform to the Uniform Building Code.
- (5) The facility shall meet all regulations and requirements of the Environmental Health Division of the County Health Services Agency.
- (6) The facility and property shall conform to all requirements of the appropriate fire district.

SECTION VII

The definition of “Attic” in Section 13.10.700-A of the Santa Cruz County Code is hereby amended, to read as follows:

Attic. For planning and zoning purposes, an attic is a non-habitable level between the top story of a building and the underside of the roof framing. An attic is not considered a “story” (see definition).

- (1) Allowed features: windows; plywood flooring; unlimited headroom and floor area; one light fixture; water heater and HVAC system along with dedicated outlets as required under the California Building Code; and insulation. If insulation is installed beneath roof rafters, then it must also be installed between the attic and the story below.
- (2) Prohibited features: conditioned space; sheetrock; permanent fixed stairs serving the attic area or direct access from an adjacent habitable area; decks accessed from the attic; electrical outlets other than those required for an HVAC system or water heater; and plumbing fixtures including sinks, toilets, and showers.

SECTION VIII

The definition of “Density” in Section 13.10.700-D of the Santa Cruz County Code is hereby amended, to read as follows:

“Density” means the number of primary dwelling units or the number of people per acre of land or other given land area. Appropriate density ranges are provided for each land use designation in the General Plan and each zone district in the SCCC. In cases where the calculation of density results in a fractional number of units, the total number of units shall be rounded up to the nearest whole unit. This rounding shall apply regardless of whether the fractional number is less than or greater than 0.5. Maximum allowed density is calculated as follows:

- (1) Within the USL/RSL, maximum density is based on gross site area, minus any coastal bluffs, beaches, and all land seaward of the mean high tide line of Monterey Bay.
- (2) Outside the USL/RSL, maximum density is based on net developable site area and the rural density matrix, per SCCC 13.14.
- (3) Maximum density on both urban and rural parcels may be restricted by an overriding minimum lot size based on the presence of resources, as provided in the General Plan and SCCC Title 16.
- (4) Where a parcel has multiple designations on the land use map or multiple zone districts on the zoning map, consistency with the General Plan and LCP is met by conforming to the different density limits for the different portions of the property.
- (5) Accessory dwelling units (ADUs) and junior accessory dwelling units (JADUs) do not count toward density calculations.

SECTION IX

The definitions of “R-1,” “RA,” and “RB” in Section 13.10.700-R of the Santa Cruz County Code are hereby amended, to read as follows:

“R-1” means the Single-Family Residential Zone District (SCCC 13.10.321).

“RA” means the Residential Agricultural Zone District (SCCC 13.10.321).

“RB” means the Ocean Beach Residential Zone District (SCCC 13.10.321).

SECTION X

The definitions of “Site Area, gross,” “Site area, net developable,” and “Sight Distance Triangle” in Section 13.10.700-S of the Santa Cruz County Code are hereby amended, to read as follows:

“Site area, gross” means the total horizontal area included within the property lines of a site, excluding any coastal bluffs, beaches, and land seaward of the mean high tide line of Monterey Bay. Gross site area is used in calculations of floor area ratio and calculations related to density for urban parcels.

“Site area, net developable” means gross site area minus land not developable (see definition of “developable land”). Net developable site area is used in calculations related to density for rural parcels. Lands with slopes between 30 and 50 percent - and landslide areas determined by a geological study to be stable and suitable for development - can be credited in density calculations.

Sight Distance Triangle. See SCCC 13.16.093.

SECTION XI

Section 13.20.040 of the Santa Cruz County Code is hereby amended, to read as follows:

13.20.040 Definitions.

“Timber harvest plan” means a commercial plan to harvest timber pursuant to the provisions of the Z’berg-Nejedly Forest Practice Act of 1973 (commencing with Public Resources Code Section 4511 and including Article 7, Timber Harvest Plans, and Article 7.5, Non-industrial Timber Management Plans.)

SECTION XII

Section 13.20.110 of the Santa Cruz County Code is hereby amended, to read as follows:

13.20.110 Coastal development permit findings.

The following coastal development permit findings shall be required for approval of a coastal development permit, and which shall be based on clear evidence and analysis supporting the findings, prior to granting approvals pursuant to this chapter in addition to the findings required for the issuance of a development permit in accordance with SCCC [18.10](#):

- (A) That the project is a use allowed in one of the basic zone districts that are listed in SCCC Section [13.10.170](#)(D) as consistent with the LCP Land Use Plan designation of the site.
- (B) That the project does not conflict with any existing easement or development restrictions such as public access, utility, or open space easements.
- (C) That the project is consistent with the design criteria and special use standards and conditions of this chapter pursuant to SCCC [13.20.130](#) and [13.20.140](#) et seq.
- (D) That the project conforms with the public access, recreation, and visitor-serving policies, standards and maps of the LCP Land Use Plan, including General Plan Chapter 2: Built Environment, Chapter 3: Access and Mobility, and Appendix G: Coastal Priority Sites Use and Development Standards.
- (E) That the project conforms to all other applicable standards of the certified LCP.
- (F) If the project is located between the nearest through public road and the sea or the shoreline of any body of water located within the Coastal Zone, that the project conforms to the public access and public recreation policies of Chapter 3 of the Coastal Act.
- (G) In the event of any conflicts between or among the required findings, required findings in subsections (E) and (F) of this section shall prevail.

SECTION XIII

Section 14.01.504 of the Santa Cruz County Code is hereby amended, to read as follows:

14.01.504 Requirements tied to final maps.

After approval of the tentative map for which a final map is required, but before starting any construction work, the subdivider or his authorized representative shall submit two complete sets of improvement plans to the Director of Public Works for his review and approval not later than

six weeks prior to the expiration date of the tentative map. Said plans shall be prepared by a civil engineer who is licensed to practice civil engineering in the State of California. The improvements shall include, but are not limited to, site grading, driveway access, drainage, erosion control, including the prevention of sedimentation or damage to off-site property, street construction, sewer construction and landscaping. All conditions of the tentative map, development permit, or other permits which are applicable to construction shall be shown on the improvement plans.

SECTION XIV

Section 14.01.512 of the Santa Cruz County Code is hereby amended, to read as follows:

14.01.512 Grading Prior to Recording the Final Map.

(A) Grading may be permitted prior to the recording of the final map provided the subdivider:

(1) Submits and obtains approval for improvement plans which include grading plan sheets for the subdivision. Plans shall specify the date range that grading is permitted.

(2) Provides construction inspection deposit for at-cost inspection of the subdivision grading.

(3) Contacts the Department of Community Development and Infrastructure and attends a preconstruction meeting prior to beginning work. The purpose of the preconstruction meeting is to ensure that all stakeholders understand the scope, conditions, and requirements before grading work begins.

SECTION XV

Section 14.01.630 of the Santa Cruz County Code is hereby amended, to read as follows:

14.01.630 Extension or tolling of expiration of maps.

(A) Vesting Tentative Maps. A vesting tentative map which has been approved or conditionally approved may be granted, conditionally granted, or denied extension in the discretion of the Board of Supervisors of the County of Santa Cruz for the same time periods and pursuant to the same procedures as regular tentative maps, all as set forth at SCCC 14.01.316 and 18.10.133(B).

(B) Final Maps or Parcel Maps.

(1) Automatic Extensions. The expiration date of the vesting rights associated with a recorded final map or parcel map shall be automatically extended by any time used by the County for processing a complete application for a grading approval, improvement plan approval, or for design or architectural review if the time used by the County to process the application exceeds 30 days, from the date that a complete application is filed. In addition, if the subdivider submits a complete application for a building permit prior to the expiration date (including any automatic extension pursuant to the preceding sentence) the vesting tentative map rights shall continue until the expiration of such

building permit (if granted), including any extension of such building permit (if such extension is granted by the County).

(2) Discretionary Extension. At any time within one year of the recordation of a final map or parcel map approved pursuant to a vesting tentative map, the subdivider may apply for one one-year extension which may be granted, conditionally granted, or denied in the discretion of the Board of Supervisors of the County of Santa Cruz.

SECTION XVI

The definition of “Transportation improvement area” in Section 15.10.040 of the Santa Cruz County Code is hereby amended, to read as follows:

15.10.040 Definitions.

“Transportation improvement area” means a General Plan planning area in which transportation improvement fees are collected pursuant to the most recent Santa Cruz County Capital Improvement Program.

SECTION XVII

Section 16.42.030(C) of the Santa Cruz County Code is hereby amended, to read as follows:

16.42.030 Definitions.

(C) “Demolition” shall mean the following:

- (1) The complete demolition of the entirety of a historic resource or contributing structure or object including demolition with reconstruction; or
- (2) The partial demolition of a landmark or contributing resource that involves either of the following:
 - (a) The demolition of an aggregate of 50 or more linear feet of exterior wall or more than 50 percent of the footprint of the landmark or contributing resource, whichever is more restrictive, or
 - (b) The demolition is other than minor, inconsequential or insignificant and has been determined by the Planning Director to affect the significance of the landmark or contributing resource.

SECTION XVIII

Section 18.10.320 of the Santa Cruz County Code is hereby amended, to read as follows:

18.10.320 Appeals of staff determinations.

(A) The following written determinations that are typically made by planning staff during the course of processing applications for discretionary development permits may be administratively appealed by the property owner or applicant to the Planning Director. Such an appeal may be initiated by submitting a written letter explaining the matter being appealed and reasons for the appeal to the Planning Director within 14 calendar days of the subject determination:

(1) Determination of application completeness. Appeals of this determination are considered by the Planning Commission. Notwithstanding SCCC 18.10.340, a decision made by the Planning Commission on an appeal of this determination is final.

(2) Determination to prepare an initial study or an environmental impact report. Appeals of this determination are considered by the Planning Commission.

(3) Determination of need to prepare a geotechnical report, geologic report, biotic report, arborist report, historic resource or archaeologic report, agricultural viability report, or other technical report related to compliance with SCCC Title 16, Environmental and Resource Protection. Appeals of these determinations are considered by the Planning Director. A decision made by the Planning Director on an appeal of this determination is final.

(4) Review of geotechnical report, geologic report, biotic report, arborist report, historic resource or archaeologic report, agricultural viability report, or other technical report related to compliance with SCCC Title 16, Environmental and Resource Protection. Appeals of these determinations are considered by the Planning Director. A decision made by the Planning Director on an appeal of this determination is final.

(5) Determination of vested rights pursuant to SCCC 16.54.022. Appeals of this determination are considered by the Planning Commission.

(B) Planning Director's or Planning Commission's Action. The Planning Director shall commence consideration of every appeal filed pursuant to this section by reviewing the application file within 20 business days of the submittal of the appeal. The Planning Director may decide the appeal on the basis of the written appeal or may review the appeal with the applicant and/or the appellant. The decision of the Planning Director on the appeal shall be made in writing and shall be provided to the applicant and/or the appellant within 45 calendar days of the submittal of the appeal, unless the appellant agrees, in writing, to a longer period. Any appeal filed pursuant to this section that is considered by the Planning Commission shall be scheduled for a Planning Commission meeting within 45 days of the date the appeal is filed, or on its next regular meeting after that 45 days if it is not feasible to hear the appeal within the 45-day time frame.

SECTION XIX

The County of Santa Cruz Zoning Map as established by Santa Cruz County Code section 13.10.180 is amended by changing the zone district designation of the parcel indicated below as follows:

Assessor's Parcel Number	Existing Zone District	New Zone District
070-281-01	Light Industrial (M-1)	Residential Agricultural (RA)

SECTION XX

The Board of Supervisors finds and determines in its reasonable discretion on the basis of the entire record before it that the proposed amendments to the Santa Cruz County Code are consistent and compatible with and will not frustrate the objectives, policies, general land uses, and programs specified in the General Plan and Local Coastal Program.

SECTION XXI

The Board of Supervisors further finds that the proposed ordinance and rezoning are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), the "common sense" exemption, because the amendments and rezoning are minor in nature and will not have a significant effect on the environment.

SECTION XXII

Should any section, clause, or provision of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole, or parts thereof, other than the part so declared to be invalid.

SECTION XXIII

This ordinance shall take effect outside the Coastal Zone on the 31st day following adoption. This ordinance shall take effect inside the Coastal Zone upon final certification by the California Coastal Commission.

PASSED AND ADOPTED this _____ day of _____ 2025, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS
 NOES: SUPERVISORS
 ABSENT: SUPERVISORS
 ABSTAIN: SUPERVISORS

 Felipe Hernandez
 CHAIRPERSON, BOARD OF SUPERVISORS

ATTEST:

Juliette Rezzato
Clerk of the Board

APPROVED AS TO FORM:

Signed by:


D52DC6AA0E74498
Natalie Kirkish
Office of the County Counsel

DISTRIBUTION: County Counsel
Community Development & Infrastructure Department

Certificate Of Completion

Envelope Id: D4ACC754-0A2D-4FA5-B349-58C1A2EA7961	Status: Completed
Subject: Complete with Docusign: 2 - Ordinance_2025 HKA_20250421 (Clean) NK.JLedits.JMHedits.docx	
Source Envelope:	
Document Pages: 33	Signatures: 1
Certificate Pages: 4	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Jacob Lutz
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	701 Ocean Street
	Santa Cruz, CA 95060
	Jacob.Lutz@santacruzcountyca.gov
	IP Address: 63.194.190.100

Record Tracking

Status: Original	Holder: Jacob Lutz	Location: DocuSign
4/23/2025 8:59:29 AM	Jacob.Lutz@santacruzcountyca.gov	
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Signer Events

Natalie Kirkish
 Natalie.Kirkish@santacruzcountyca.gov
 County Counsel
 Security Level: Email, Account Authentication (None)

Signature

Signed by:

 D52DC6AA0E74498...
 Signature Adoption: Pre-selected Style
 Using IP Address: 63.194.190.100

Timestamp

Sent: 4/23/2025 9:00:31 AM
 Viewed: 4/23/2025 5:14:32 PM
 Signed: 4/23/2025 5:15:12 PM

Electronic Record and Signature Disclosure:
 Accepted: 8/1/2024 2:49:37 PM
 ID: b763e46b-8c75-436f-b147-3f5717480ab2

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	4/23/2025 9:00:31 AM
Certified Delivered	Security Checked	4/23/2025 5:14:32 PM
Signing Complete	Security Checked	4/23/2025 5:15:12 PM
Completed	Security Checked	4/23/2025 5:15:12 PM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, County of Santa Cruz (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact County of Santa Cruz:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: nada.algharib@santacruzcounty.us

To advise County of Santa Cruz of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at nada.algharib@santacruzcounty.us and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from County of Santa Cruz

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to nada.algharib@santacruzcounty.us and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with County of Santa Cruz

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to nada.algharib@santacruzcounty.us and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify County of Santa Cruz as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by County of Santa Cruz during the course of your relationship with County of Santa Cruz.