

City of Brisbane

Planning Commission Agenda Report

TO: Planning Commission For the Meeting of 2/9/12

FROM: Tim Tune, Senior Planner, via John Swiecki, Community Development Director

SUBJECT: **Zoning Text Amendment RZ-5-11** to Amend Brisbane Municipal Code Title 17; Chapter 17.06, R-1 Residential District; Chapter 17.08, R-2 Residential District; Chapter 17.10, R-3 Residential District; Chapter 17.12, R-BA Brisbane Acres Residential District; Chapter 17.34, Off-Street Parking; and Chapter 17.38, Nonconforming Uses and Structures; City of Brisbane, applicant.

UPDATE: The public hearing on this item was continued from the meeting of December 8, 2011.

At the Commission's request, staff conducted a survey of parked cars along Tulare Street on Wednesday, December 21, 2011, from 6:45 to 7:25 p.m. A total of 94 vehicles were found (including 28 on street), along with 80 garage spaces. There are 56 units fronting Tulare Street (38 single-family residences, 7 duplexes and 1 four-plex). That averages 1.67 parked vehicles and 1.43 garage spaces per unit, or 3.1 parked vehicles and/or garage spaces per unit. Based upon the data available for all but 5 units, that also amounts to 0.57 parked vehicles and 0.52 garage spaces per bedroom, or 1.09 parked vehicles and/or garage spaces per bedroom.

New data is available from the U.S. Census Bureau. According to the 2006-2010 American Community Survey 5-Year Estimates (replacing the decennial long-form census sample), the average household in Brisbane has at least 1.76 vehicles (+/-8.6% margin of error). This compares to 1.66 in 2000 and 1.45 in 1990 (see following Comparison of Parking Ratios table). The 2006-2010 survey estimated that 3.6% of the households had no vehicles, 38.3% had 1 vehicle, 41.8% had 2 vehicles, 10.8% had 3 vehicles and 5.5% had 4 or more vehicles. The distribution of number of vehicles available by household size is illustrated on the chart shown on page 4.

The 2006-2010 American Community Survey also found that an estimated 4.1% of the occupied housing units were studios, 19.3% had 1 bedroom, 63.3% had 2 or 3 bedrooms, and 13.3% had 4 or more bedrooms. Extrapolating from the 2006-2010 survey, the average unit had at least 2.31 bedrooms, and so the average number of vehicles per bedroom would be approximately 0.76. This compares to 0.72 in 1990 and 0.77 in 2000.

Some data has been released from the 2010 U.S. Census regarding household size, age and relationship (attached) that indicate the extent of multi-generational families in Brisbane. The

COMPARISON OF PARKING RATIOS					
	Studio	1-BR	2-BR	3-BR	4-BR
California Government Code Section 65852.2(e):					
SDU	1	1	2	3	4
California Government Code Section 65915(p)(1):					
Density Bonus	1 ^a	1 ^a	2 ^a	2 ^a	2.5 ^a
1990 U.S. Census: Brisbane Vehicle Ownership Rates					
0.72 per BR	N/A	0.72	1.44	2.16	2.88
2000 U.S. Census: Brisbane Vehicle Ownership Rates					
0.77 per BR	N/A	0.77	1.54	2.31	3.08
2006-2010 American Survey Vehicle Availability Rates					
0.76 per BR	N/A	0.76	1.52	2.28	3.04
Altamar at the Ridge Parking Surveys					
0.58 per BR	N/A	0.58	1.16	1.74	2.32
Average for 160 Jurisdictions					
MFDU	1.77	1.87	2.14	2.33	N/A
Current Brisbane Municipal Code Section 17.34.010:					
Duplex/MFDU	1	1.5 ^{a b}	1.5 ^{a b}	2 ^{a b}	2 ^{a b}
Proposed Ordinance Requirements:					
SFR*	2 ^{c e g}	2 ^{c e g}	3 ^{c f l}	4 ^{c l m}	5 ^{c l o}
SDU	1 ^{c d}	1 ^{c d}	2 ^c	2 ^c	2 ^c
Duplex/MFDU	1 ^c	1.5 ^{c e g}	1.5 ^{c g}	2 ^{c f g}	2 ^{c f g}

BR = Bedroom

SDU = Secondary Dwelling Unit

N/A Data not available

MFDU = Multi-Family Dwelling Unit (triplex or larger)

SFR = Single-Family Residence

^a Required to be on-site

^b Required to be covered and enclosed on 3 sides

^c Required to be off-street

^d 2 spaces if over 900 sq. ft. in floor area

^e Only 1 space (uncovered) if not over 900 sq. ft.

^f Plus 1 space if over 2,700 sq. ft. in floor area

^g Including 1 covered space

^l Including 2 covered spaces

^m Plus 1 space if over 3,600 sq. ft. in floor area

^o Plus 1 space if over 4,500 sq. ft. in floor area

*See following Charts Comparing Current and Proposed Parking Requirements for Single-Family Residences

NOTE: Any fractional requirement would be rounded up

**CHARTS COMPARING CURRENT AND PROPOSED PARKING REQUIREMENTS
FOR SINGLE-FAMILY RESIDENCES**

<u>Single-Family Homes:</u>	<u>Current Parking Requirements:</u>
On 25 foot lots	2 off-street parking spaces one (1) of which shall be in a garage or carport
On lots with between 25 and 37.5 feet of frontage	2 garages or carports per living unit plus one on-street or off-street parking space
On lots with 37.5 feet or more of frontage	2 garages or carports per living unit plus two on-street or off-street parking spaces

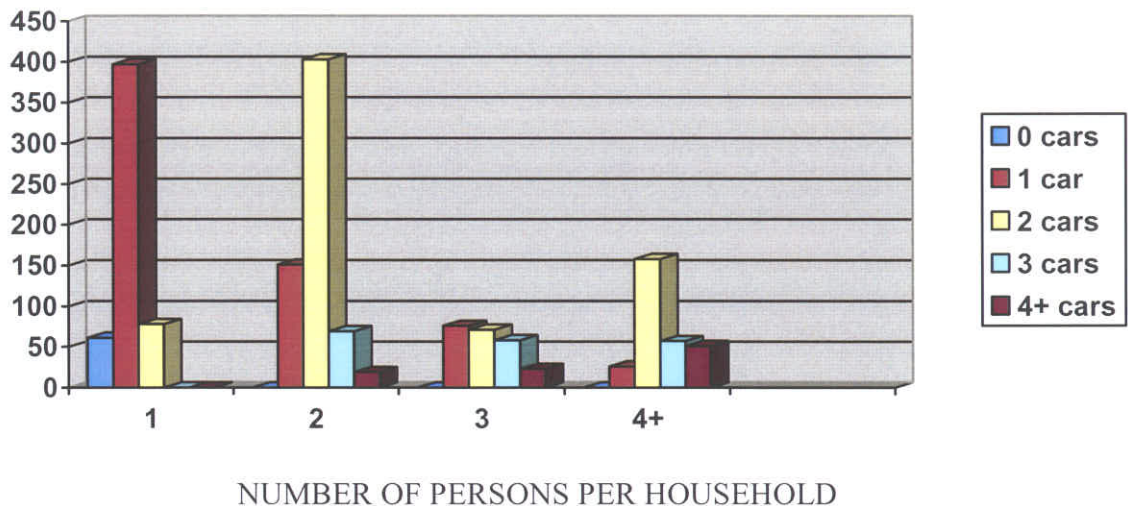
<u>Single-Family Dwellings:</u>	<u>Proposed Parking Requirements:</u>
Studio or 1-bedroom	2 spaces (1 covered), except only 1 (uncovered) space if not more than 900 sq. ft. in floor area
2-bedrooms	3 spaces (2 covered), plus 1 space if over 2,700 sq. ft. in floor area
3-bedrooms	4 spaces (2 covered), plus 1 space if over 3,600 sq. ft. in floor area
4-bedrooms	5 spaces (2 covered), plus 1 space if over 4,500 sq. ft. in floor area
5-bedrooms or larger	6 spaces (2 covered) Garages and carports not over 400 sq. ft. are excluded from the floor area calculation

RATIONALE BEHIND PROPOSED SINGLE-FAMILY DWELLING PARKING STANDARD						
Bedrooms	Studio/1	1	2	3	4	5 or more
Assumed Occupants	1	2	3	4	5	6
Assumed Floor Area (Sq. Ft.)	≤900	901-1,800	1,801-2,700	2,701-3,600	3,601-4,500	>4,500
Required Parking	1 space	2 spaces	3 spaces	4 spaces	5 spaces	6 spaces

HOUSEHOLD SIZE BY VEHICLES AVAILABLE
(2006-2010 American Community Survey 5-Year Estimates)

NUMBER OF HOUSEHOLDS
(OUT OF 1,698 SAMPLED)

VEHICLES
AVAILABLE



average household size in 2010 was 2.34 persons per household. The most prevalent household size was 2-person (34.4% of the total), followed by 1-person (30.4%), 3-person (16.6%), 4-person (12.2%), 5-person (3.9%), 6-person (1.6%), and 7-or-more-person (0.9%). Based upon 80.7% of the total household population being 18 years of age or older, the average number of adults per household is 1.89. Of the total households, 58.4% consist of families, 44.4% being husband-wife families (as categorized by the Census Bureau), and 11.2% consist of nonfamily households of more than 1 person. Approximately 6.4% of the household population consists of adults 18 years of age or older who live with their parents, 0.1% are adult grandchildren of the householder (head of the household), 1.4% are parents of the householder, and 2.6% are other adult relatives. Approximately 8.5% of the population are adult nonrelatives of the householder.

Comparing this data with the 2006-2010 American Community Survey data regarding bedrooms per occupied unit, we would have to conclude that some 2-bedroom units are occupied by only 1 person, and that while 18.6% of the households have 4 or more persons, only 13.3% of the units have 4 or more bedrooms.

RECOMMENDATION: Recommend that the City Council adopt the draft ordinance, via adoption of Resolution RZ-5-11.

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ATTACHMENTS:

U.S. Census Bureau: Household Relationship and Group Quarters Population: 2010
Draft Resolution RZ-5-11 with Draft Ordinance
“Redline” Version of Parking Ordinance Amendments

14.1.5

QT-P11

Households and Families: 2010
2010 Census Summary File 1

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>.

Geography: Brisbane city, California

Subject	Number	Percent
HOUSEHOLD TYPE		
Total households	1,821	100.0
Family households [1]	1,063	58.4
Male householder	735	40.4
Female householder	328	18.0
Nonfamily households [2]	758	41.6
Male householder	397	21.8
Living alone	287	15.8
Female householder	361	19.8
Living alone	267	14.7
HOUSEHOLD SIZE		
Total households	1,821	100.0
1-person household	554	30.4
2-person household	626	34.4
3-person household	302	16.6
4-person household	222	12.2
5-person household	71	3.9
6-person household	30	1.6
7-or-more-person household	16	0.9
Average household size	2.34	(X)
Average family size	2.94	(X)
FAMILY TYPE AND PRESENCE OF RELATED AND OWN CHILDREN		
Families [3]	1,063	100.0
With related children under 18 years	503	47.3
With own children under 18 years	466	43.8
Under 6 years only	164	15.4
Under 6 and 6 to 17 years	73	6.9
6 to 17 years only	229	21.5
Husband-wife families	808	100.0
With related children under 18 years	370	45.8
With own children under 18 years	354	43.8
Under 6 years only	133	16.5
Under 6 and 6 to 17 years	59	7.3
6 to 17 years only	162	20.0
Female householder, no husband present families	159	100.0
With related children under 18 years	86	54.1
With own children under 18 years	71	44.7

4.1.6

draft
RESOLUTION NO. RZ-5-11

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF BRISBANE RECOMMENDING ZONING TEXT AMENDMENT RZ-5-11 TO THE CITY COUNCIL, SUCH TEXT AMENDMENTS PERTAINING TO CITY OF BRISBANE MUNICIPAL CODE TITLE 17, ZONING; CHAPTER 17.06, R-1 RESIDENTIAL DISTRICT; CHAPTER 17.08, R-2 RESIDENTIAL DISTRICT; CHAPTER 17.10, R-3 RESIDENTIAL DISTRICT; CHAPTER 17.12, R-BA BRISBANE ACRES RESIDENTIAL DISTRICT; CHAPTER 17.34, OFF-STREET PARKING; AND CHAPTER 17.38, NONCONFORMING USES AND STRUCTURES

WHEREAS, on January 18, 2011, the City Council adopted the 2007-2014 Housing Element; and

WHEREAS, the Planning Commission has determined that amending Municipal Code Chapter 17.34 to revise the residential parking requirements and adopt specific parking requirements for units designed and dedicated for use by seniors and persons with disabilities and for emergency shelters would be consistent with Housing Element Programs H.I.1.b, H.I.1.c, H.B.3.b, H.B.3.c and H.B.3.i, as well as General Plan Programs 22c and 253a; and

WHEREAS, the Planning Commission has determined that adopting parking design standards, parking use restrictions and parking requirement exemptions/exceptions/modifications would be consistent with General Plan Policies 6, 99 and 289 and Programs 22h, 32a, 32b, 46a, 56a and 56c.

WHEREAS, on December 8, 2011 and February 9, 2012, the Planning Commission held public hearings on the draft ordinance; and

WHEREAS, the minutes of the Planning Commission meetings of December 8, 2011, and February 9, 2012, are attached and incorporated by reference as part of this resolution; and

WHEREAS, a Negative Declaration was adopted by the City Council January 18, 2011, for the 2007-2014 Housing Element, portions of which the proposed ordinance would implement, and the additional minor zoning amendments recommended can be seen with certainty to have no possibility of having a significant effect on the environment and thus are not subject to the California Environmental Quality Act per the general rule is contained in State CEQA Guidelines Section 15061(b)(3).

NOW, THEREFORE, based upon the evidence presented, both written and oral, the Planning Commission of the City of Brisbane hereby RECOMMENDS that the City Council adopt the attached ordinance.

JAMEEL MUNIR
Chairman

14.1.7

Resolution RZ-5-11
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I hereby certify that the foregoing Resolution No. RZ-5-11 was duly and regularly passed and adopted by the Brisbane Planning Commission at a regular meeting thereof held on February 9, 2012, by the following roll call vote:

AYES:
NOES:
ABSENT:

JOHN SWIECKI
Community Development Director

17.18

draft
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF BRISBANE AMENDING CHAPTER 17.06, R-1 RESIDENTIAL DISTRICT; CHAPTER 17.08, R-2 RESIDENTIAL DISTRICT; CHAPTER 17.10, R-3 RESIDENTIAL DISTRICT; CHAPTER 17.12, R-BA BRISBANE ACRES RESIDENTIAL DISTRICT; CHAPTER 17.34, OFF-STREET PARKING; AND CHAPTER 17.38, NONCONFORMING USES AND STRUCTURES; OF THE MUNICIPAL CODE

WHEREAS, pursuant to California Government Code Section 65852.2(e), the City Council finds that additional parking requirements for secondary dwelling units exceeding one parking space per unit or per bedroom are directly related to the use of the second unit and are consistent with neighborhood standards applicable to duplex and multi-family dwellings.

THE CITY COUNCIL OF THE CITY OF BRISBANE HEREBY ORDAINS AS FOLLOWS:

SECTION 1: Section 17.06.040 in Chapter 17.06 of the Municipal Code is amended to read as follows:

17.06.040 – Development Regulations. The following development regulations shall apply to any lot in the R-1 district:

A. Lot Area.

1. The minimum area of any lot shall be five thousand (5,000) square feet.
2. A single-family dwelling may be constructed on a lot of record with an area of less than five thousand (5,000) square feet, subject to the provisions of this chapter and the limitations set forth in Section 17.32.100.

B. Density of Development. Not more than one dwelling unit shall be located on each lot in the R-1 district, except for a secondary dwelling unit authorized by a use permit granted pursuant to Chapter 17.43 of this title.

Width	Depth
50 feet	100 feet

C. Lot Dimensions. The minimum dimensions of any lot shall be as follows:

D. Setbacks. The minimum required setbacks for any lot shall be as follows:

1. Front setback: fifteen (15) feet, with the following exceptions:
 - a. Where the lot has a slope of fifteen percent (15%) or greater, the minimum front setback may be reduced to ten (10) feet.
 - b. Where fifty percent (50%) or more of the lots of record in a block have been improved with single-family dwellings, the minimum front setback may be the average distance of the front outside wall of the single-family structures from the front lot line, if less than fifteen (15) feet. Notwithstanding the foregoing, the minimum front setback for

garages or carports shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

2. Side setback: five (5) feet, with the exception that a lot having a width of less than fifty (50) feet may have a side setback reduced to ten percent (10%) of the lot width, but in no event less than three (3) feet or the minimum setback required by the Uniform Building Code, whichever is greater. Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street or alley along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

3. Rear setback: ten (10) feet.

E. Lot Coverage. The maximum coverage by all structures on any lot shall be forty percent (40%).

F. Floor Area Ratio. The maximum floor area ratio for all buildings on a lot shall be 0.72. Where the size of the lot is three thousand seven hundred (3,700) square feet or less, one covered parking space designed to accommodate a full-size automobile shall be excluded from the calculation of floor area ratio; provided, however, such exclusion shall not exceed a total area of two hundred (200) square feet.

G. Height of Structures.

1. Except as otherwise provided in subsection (G)(2) of this section, the maximum height of any structure shall be as follows:

a. Twenty-eight (28) feet, for lots having a slope of less than twenty percent (20%); or

b. Thirty (30) feet, for lots having a slope of twenty percent (20%) or more.

2. For a distance of fifteen (15) feet from the front lot line, the height of any structure shall not exceed twenty (20) feet as measured from finish grade; provided, however, garages may be constructed to a height of fifteen (15) feet above the elevation of the center of the adjacent street when permitted by Section 17.32.070 of this title and so long as the total height of the garage and any permitted living area underneath does not exceed thirty (30) feet from finish grade.

H. Articulation Requirements. Unless exempted, outside walls that are greater in size than twenty (20) feet in width and twenty (20) feet in height shall have a cumulative area of articulation as follows:

1. Front outside wall: Thirty percent (30%) articulation.

2. Side outside walls:

a. Interior side outside wall: No articulation requirement.

b. Exterior side outside wall: Where the structure is located on a lot having an average width of forty (40) feet or greater, the articulation requirement for the exterior side outside wall shall be twenty percent (20%). No articulation shall be required for the exterior side outside wall of structures located on lots having an average width of less than forty (40) feet.

3. Rear outside wall: Thirty percent (30%) articulation.

4. Exemptions: Single story two (2) car garages and accessory structures not exceeding a floor area of one hundred twenty (120) square feet shall be exempted from all articulation requirements.

I. Landscaping Requirements.

1. Front Setback. A minimum of fifteen percent (15%) of the front setback area shall be landscaped where the lot has a front lot line of thirty (30) feet or greater.

2. Downslope Lots. The rear of any newly constructed main structure on a downslope lot shall be screened with trees and shrubs in accordance with a landscape plan approved by the planning director.

3. New and replacement, irrigated landscapes of one thousand (1,000) square feet, or more, shall be subject to the water conservation in landscaping ordinance. Refer to Chapter 15.70.

J. Nonconforming Residential Structures and Uses. Nonconforming residential structures and nonconforming residential uses, as defined in Section 17.02.560, may be repaired, restored, reconstructed, enlarged or expanded in accordance with the provisions of Chapters 17.38 and 17.34 of this title.

K. Recycling Area Requirements. For new subdivisions containing an area where solid waste is collected and loaded in a location which serves five or more living units, adequate, accessible and convenient areas for depositing, collecting and loading recyclable materials in receptacles shall be provided to serve the needs of the living units which utilize the area. This requirement shall also apply to all institutional buildings and City facilities (including buildings, structures, and outdoor recreation areas owned by the City) where solid waste is collected and loaded. The area shall be located and fully enclosed so as to adequately protect neighboring uses from adverse impacts such as noise, odor, vectors, wind-blown litter or glare. The area shall be designed to prevent storm water run-on to the area and runoff from the area, and roofs shall be designed to drain away from neighboring properties. A sign clearly identifying all recycling and solid waste collection and loading areas and the materials accepted therein shall be posted adjacent to all points of direct access to the area.

SECTION 2: Section 17.08.040 in Chapter 17.08 of the Municipal Code is amended to read as follows:

17.08.040 – Development Regulations. The following development regulations shall apply to any lot in the R-2 district:

A. Lot Area.

1. The minimum area of any lot shall be five thousand (5,000) square feet, except as otherwise provided in Section 17.08.040(B).

2. A single-family dwelling may be constructed on a lot of record with an area of less than five thousand (5,000) square feet, subject to the provisions of this chapter and the limitations set forth in Section 17.32.100.

B. Density of Development. The minimum lot area for each dwelling unit on the site shall be two thousand five hundred (2,500) square feet; provided, however, a lot having an area of four thousand nine hundred fifty (4,950) square feet or greater shall be considered conforming for a development density of two (2) units.

Width	Depth
50 feet	100 feet

C. Lot Dimensions. The minimum dimensions of any lot shall be as follows:

D. Setbacks. The minimum required setbacks for any lot shall be as follows:

1. Front setback: fifteen (15) feet, with the following exceptions:

a. Where the lot has a slope of fifteen percent (15%) or greater, the minimum front setback may be reduced to ten (10) feet.

H.A.W

b. Where fifty percent (50%) or more of the lots of record in a block have been improved with single-family dwellings, duplexes or multiple-family dwellings, or any combination thereof, the minimum front setback for single-family dwellings may be the average distance of the front outside wall of the residential structures from the front lot line, if less than fifteen (15) feet. Notwithstanding the foregoing, the minimum front setback for garages or carports shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

2. Side setbacks: Side setbacks shall be five (5) feet, with the exception that a lot having a width of less than fifty (50) feet may have a side setback reduced to ten percent (10%) of the lot width, but in no event less than three (3) feet or the minimum setback required by the Uniform Building Code, whichever is greater. Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street or alley along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

3. Rear setback: ten (10) feet.

E. Lot Coverage. The maximum coverage by all structures on any lot shall be fifty percent (50%).

F. Floor Area Ratio. The maximum floor area ratio for all buildings on a lot shall be 0.72, subject to the following exclusions:

1. In the case of single-family dwellings, where the size of the lot is three thousand seven hundred (3,700) square feet or less, one covered parking space designed to accommodate a full-size automobile shall be excluded from the calculation of floor area ratio; provided, however, such exclusion shall not exceed a total area of two hundred (200) square feet.

2. In the case of duplexes and multiple-family dwellings, the area of all covered parking spaces required to be provided for the site shall be excluded from the calculation of floor area ratio; provided, however, such exclusion shall not exceed a total area of four hundred (400) square feet per unit.

G. Height of Structures.

1. Except as otherwise provided in subsection (G)(2) of this section, the maximum height of any structure shall be as follows:

a. Twenty-eight (28) feet, for lots having a slope of less than twenty percent (20%); or

b. Thirty (30) feet, for lots having a slope of twenty percent (20%) or more.

2. For a distance of fifteen (15) feet from the front lot line, the height of any structure shall not exceed twenty (20) feet as measured from finish grade; provided, however, garages may be constructed to a height of fifteen (15) feet above the elevation of the center of the adjacent street when permitted by Section 17.32.070 of this title and so long as the total height of the garage and any permitted living area underneath does not exceed thirty (30) feet from finish grade.

H. Articulation Requirements. Unless exempted, outside walls that are greater in size than twenty (20) feet in width and twenty (20) feet in height shall have a cumulative area of articulation as follows:

1. Front outside wall: Thirty percent (30%) articulation.

2. Side outside walls:

a. Interior side outside wall: No articulation requirement.

b. Exterior side outside wall: Where the structure is located on a lot having an average width of forty (40) feet or greater, the articulation requirement for the exterior

side outside wall shall be twenty percent (20%). No articulation shall be required for the exterior side outside wall of structures located on lots having an average width of less than forty (40) feet.

3. Rear outside wall: Thirty percent (30%) articulation.

4. Exemptions: Single story two car garages and accessory structures not exceeding a floor area of one hundred twenty (120) square feet shall be exempted from all articulation requirements.

I. Landscaping Requirements.

1. Front Setback. A minimum of fifteen percent (15%) of the front setback area shall be landscaped where the lot has a front lot line of thirty (30) feet or greater.

2. Downslope Lots. The rear of any newly constructed main structure on a downslope lot shall be screened with trees and shrubs in accordance with a landscape plan approved by the planning director.

3. Sites with Three (3) or More Units. Not less than ten percent (10%) of the lot area shall be improved with landscaping where three (3) or more dwelling units are located on the same site.

4. New and replacement, irrigated landscapes of one thousand (1,000) square feet, or more, shall be subject to the water conservation in landscaping ordinance. Refer to Chapter 15.70.

J. Nonconforming Residential Structures and Uses. Nonconforming residential structures and nonconforming residential uses, as defined in Section 17.02.560, may be repaired, restored, reconstructed, enlarged or expanded in accordance with the provisions of Chapters 17.38 and 17.34 of this title.

K. Recycling Area Requirements:

1. Adequate, accessible and convenient areas for depositing, collecting and loading recyclable materials in receptacles shall be provided. The area shall be located and fully enclosed so as to adequately protect neighboring uses from adverse impacts such as noise, odor, vectors, wind-blown litter or glare. The area shall be designed to prevent storm water run-on to the area and runoff from the area, and roofs shall be designed to drain away from neighboring properties. A sign clearly identifying all recycling and solid waste collection and loading areas and the materials accepted therein shall be posted adjacent to all points of direct access to the area.

2. This requirement shall apply to all new residential buildings having five or more living units, institutional buildings and City facilities (including buildings, structures, and outdoor recreation areas owned by the City) where solid waste is collected and loaded. This requirement shall also apply to such existing developments for which building permit applications are submitted within a 12-month period collectively adding 30 percent or more to the existing floor area of the development project.

SECTION 3: Section 17.10.040 in Chapter 17.10 of the Municipal Code is amended to read as follows:

17.10.040 – Development Regulations. The following development regulations shall apply to any lot in the R-3 district:

A. Lot Area.

1. The minimum area of any lot shall be five thousand (5,000) square feet, except as otherwise provided in subsection B of this section.

2. A single-family dwelling may be constructed on a lot of record with an area of less than five thousand (5,000) square feet, subject to the provisions of this chapter and the limitations set forth in Section 17.32.100.

B. Density of Development. The minimum lot area for each dwelling unit on the site shall be one thousand (1,500) square feet; provided, however, a lot having an area of four thousand nine hundred fifty (4,950) square feet or greater shall be considered conforming for a development density of three (3) units.

Width	Depth
50 feet	100 feet

C. Lot Dimensions. The minimum dimensions of any lot shall be as follows:

D. Setbacks. The minimum required setbacks for any lot shall be as follows:

1. Front setback: fifteen (15) feet, with the following exceptions:

a. Where the lot has a slope of fifteen percent (15%) or greater, the minimum front setback may be reduced to ten (10) feet.

b. Where fifty percent (50%) or more of the lots of record in a block have been improved with single-family dwellings, duplexes or multiple-family dwellings, or any combination thereof, the minimum front setback for single-family dwellings may be the average distance of the front outside wall of the residential structures from the front lot line, if less than fifteen (15) feet. Notwithstanding the foregoing, the minimum front setback for garages or carports shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

2. Side setbacks: Side setbacks shall be five (5) feet, with the exception that a lot having a width of less than fifty (50) feet may have a side setback reduced to ten percent (10%) of the lot width, but in no event less than three (3) feet or the minimum setback required by the Uniform Building Code, whichever is greater. Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street or alley along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

3. Rear setback: ten (10) feet.

E. Lot Coverage. The maximum coverage by all structures on any lot shall be sixty percent (60%).

F. Floor Area Ratio. The maximum floor area ratio for all buildings on a lot shall be 0.72, subject to the following exclusions:

1. In the case of single-family dwellings, where the size of the lot is three thousand seven hundred (3,700) square feet or less, one covered parking space designed to accommodate a full-size automobile shall be excluded from the calculation of floor area ratio; provided, however, such exclusion shall not exceed a total area of two hundred (200) square feet.

2. In the case of duplexes and multiple-family dwellings, the area of all covered parking spaces required to be provided for the site, shall be excluded from the calculation of floor area ratio; provided, however, such exclusion shall not exceed a total area of four hundred (400) square feet per unit.

G. Height of Structures.

1. Except as otherwise provided in subsection (G)(2) of this section, the maximum height of any structure shall be as follows:

- a. Twenty-eight (28) feet, for lots having a slope of less than twenty percent (20%); or
- b. Thirty (30) feet, for lots having a slope of twenty percent (20%) or more.

2. For a distance of fifteen (15) feet from the front lot line, the height of any structure shall not exceed twenty (20) feet as measured from finish grade; provided, however, garages may be constructed to a height of fifteen (15) feet above the elevation of the center of the adjacent street when permitted by Section 17.32.070 of this title and so long as the total height of the garage and any permitted living area underneath does not exceed thirty (30) feet from finish grade.

H. Articulation Requirements. Unless exempted, outside walls that are greater in size than twenty (20) feet in width and twenty (20) feet in height shall have a cumulative area of articulation as follows:

- 1. Front outside wall: Thirty percent (30%) articulation.
- 2. Side outside walls:
 - a. Interior side outside wall: No articulation requirement.
 - b. Exterior side outside wall: Where the structure is located on a lot having an average width of forty (40) feet or greater, the articulation requirement for the exterior side outside wall shall be twenty percent (20%). No articulation shall be required for the exterior side outside wall of structures located on lots having an average width of less than forty (40) feet.
- 3. Rear outside wall: Thirty percent (30%) articulation.
- 4. Exemptions: Single story two (2) car garages and accessory structures not exceeding a floor area of one hundred twenty (120) square feet shall be exempted from all articulation requirements.

I. Landscaping Requirements.

- 1. Front Setback. A minimum of fifteen percent (15%) of the front setback area shall be landscaped where the lot has a front lot line of thirty (30) feet or greater.
- 2. Downslope Lots. The rear of any newly constructed main structure on a downslope lot shall be screened with trees and shrubs in accordance with a landscape plan approved by the planning director.
- 3. Sites with Three (3) or More Units. Not less than ten percent (10%) of the lot area shall be improved with landscaping where three (3) or more dwelling units are located on the same site.
- 4. New and replacement, irrigated landscapes of one thousand (1,000) square feet, or more, shall be subject to the water conservation in landscaping ordinance. Refer to Chapter 15.70.

J. Nonconforming Residential Structures and Uses. Nonconforming residential structures and nonconforming residential uses, as defined in Section 17.02.560, may be repaired, restored, reconstructed, enlarged or expanded in accordance with the provisions of Chapters 17.38 and 17.34 of this title.

K. Recycling Area Requirements:

- 1. Adequate, accessible and convenient areas for depositing, collecting and loading recyclable materials in receptacles shall be provided. The area shall be located and fully enclosed so as to adequately protect neighboring uses from adverse impacts such as noise, odor, vectors, wind-blown litter or glare. The area shall be designed to prevent storm water run-on to the area and runoff from the area, and roofs shall be designed to drain away from neighboring properties. A sign clearly identifying all recycling and solid waste collection and loading areas

and the materials accepted therein shall be posted adjacent to all points of direct access to the area.

2. This requirement shall apply to all new residential buildings having five or more living units, institutional buildings and City facilities (including buildings, structures, and outdoor recreation areas owned by the City) where solid waste is collected and loaded. This requirement shall also apply to such existing developments for which building permit applications are submitted within a 12-month period collectively adding 30 percent or more to the existing floor area of the development project.

SECTION 4: Section 17.12.040 in Chapter 17.12 of the Municipal Code is amended to read as follows:

17.10.040 – Development Regulations. The following development regulations shall apply to any lot in the R-BA District:

A. Lot Area.

1. The minimum area of any lot shall be twenty thousand (20,000) square feet, except as otherwise provided in Section 17.12.050, Density transfer, and Section 17.12.055, Clustered development, of this Chapter.

2. A single-family dwelling may be constructed on a lot of record with an area of less than twenty thousand (20,000) square feet, subject to the provisions of this Chapter and the limitations set forth in Section 17.32.100.

B. Density of Development. Not more than one dwelling unit shall be located on each lot in the R-BA District, except for a secondary dwelling unit authorized by a permit granted pursuant to Chapter 17.43 of this Title.

C. Lot Dimensions.

1. In addition to the minimum lot area standard per Section 17.12.040.A, the

Width	Depth
110 feet	140 feet

minimum dimensions of any lot shall be as follows:

2. Exceptions may be approved as part of the use permit required for density transfer in Section 17.12.050 or clustered development in Section 17.12.055 of this Chapter.

D. Setbacks. The minimum required setbacks for any lot shall be as follows:

1. Front setback: Ten (10) feet.

2. Side setback: Ten percent (10%) of the lot width, but in no event more than fifteen (15) feet or less than five (5) feet. Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.

3. Rear setback: ten (10) feet

E. Lot Coverage. The maximum coverage by all structures on any lot shall be twenty five percent (25%).

F. Floor Area Ratio. The maximum floor area ratio of all buildings on a lot shall be 0.72; provided, however, that in no event shall the floor area of all buildings on a lot exceed five thousand five hundred (5,500) square feet.

G. Height of Structures.

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1. Except as otherwise provided in subsection (G)(2) of this section, the maximum height of any structure shall be thirty-five (35) feet.

2. For a distance of twenty (20) feet from the front lot line, the height of any structure shall not exceed twenty (20) feet as measured from finish grade; provided, however,

a. residential structures on sites sloping down from the adjacent street may be constructed to a height of twenty (20) feet above the elevation of the center of the street, so long as the height does not exceed thirty-five (35) feet from finish grade; and

b. garages may be constructed to a height of fifteen (15) feet above the elevation of the center of the adjacent street when permitted by Section 17.32.070 of this Title and so long as the total height of the garage and any permitted living area underneath does not exceed thirty-five (35) feet from finish grade.

H. Wildland Interface. The development shall incorporate such measures as the Fire Chief may deem necessary to protect against the spread of fire between the site and the adjacent wildland.

I. HCP Compliance. All development within the R-BA District shall comply with the requirements of the San Bruno Mountain Area Habitat Conservation Plan (HCP), including site activity review, environmental assessments, and operating programs for planned management units, consistent with the objectives and obligations set forth in the HCP.

J. Articulation Requirements. Unless exempted, outside walls that are greater in size than twenty (20) feet in width and twenty (20) feet in height shall have a cumulative area of articulation as follows:

1. Front outside wall: Thirty percent (30%) articulation.

2. Side outside walls:

a. Interior side outside wall: No articulation requirement.

b. Exterior side outside wall: Where the structure is located on a lot having an average width of forty (40) feet or greater, the articulation requirement for the exterior side outside wall shall be twenty percent (20%). No articulation shall be required for the exterior side outside wall of structures located on lots having an average width of less than forty (40) feet

3. Rear outside wall: Thirty percent (30%) articulation.

4. Exemptions: Single story two car garages and accessory structures not exceeding a floor area of one hundred twenty (120) square feet shall be exempted from all articulation requirements.

K. Landscaping Requirements.

1. Landscape Plan. All development proposals shall include a landscape plan to be approved by the Planning Director in consultation with the HCP Plan Operator. The plan shall show all proposed landscaping and the location of all protected trees and rare plants. The landscape plan shall be consistent with all of the following objectives:

a. Preservation of protected trees and rare plants to the greatest extent possible;

b. Use of plants that are compatible with the natural flora and fauna, and are not invasive to the HCP area;

c. Use of water conserving plants;

d. Use of plants that will effectively screen structures and blend with the natural landscape; and

e. Use of landscaping that is fire resistant.

2. Irrigated Landscapes. New and replacement, irrigated landscapes of 1,000 square feet, or more, shall be subject to the Water Conservation in Landscaping Ordinance. Refer to Chapter 15.70.

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L. Ridgeline. Development on any site through which a ridgeline runs as identified in Figure 17.02.695, Ridgelines, shall be subject to design permit approval.

1. In addition to the required contents of application for design permit set forth in Section 17.42.020.A, story poles certified by a licensed architect, surveyor, civil engineer or contractor to represent the height of the proposed building shall be erected at the locations of its outer corners and roof peaks according to a plan pre-approved by the Community Development Director. The upper one foot length of each pole shall be painted OSHA yellow so as to be clearly visible from a distance.

2. In addition to the findings required for issuance of design permits set forth in Section 17.42.040, the Planning Commission shall find that the building's placement, height, bulk and landscaping will preserve those public views of the San Bruno Mountain State and County Park as seen from the Community Park and from the Bay Trail along the Brisbane Lagoon and Sierra Point shorelines that are found to be of community-wide value. Methods to accomplish this may include varying the building's roofline to reflect the ridgeline's topography, orienting the building to minimize the impact of its profile upon public views, locating the building on the lower elevations of the site, and reducing the building's height below the maximum permitted in the district.

3. An existing structure may be repaired or replaced in accordance with Section 17.38.090 without design permit approval, but any alteration or expansion which raises any portion of the roofline or increases the building's lot coverage shall be subject to design permit approval under this section.

M. Canyon Watercourses and Wetlands. Development of the site, including any temporary disturbance, shall be set back thirty (30) feet in each direction from the center line of any watercourse, and twenty (20) feet from the boundary of any wetlands. The specific location of watercourse center lines and wetland boundaries shall be determined by qualified personnel under the City's direction.

N. Trails. The development shall incorporate public access trails to the extent feasible given the environmental sensitivities of the site.

O. Nonconforming Residential Structures and Uses. Nonconforming residential structures and nonconforming residential uses, as defined in Section 17.02.560, may be repaired, restored, reconstructed, enlarged or expanded in accordance with the provisions of Section 17.12.040.L.3 and Chapters 17.38 and 17.34 of this Title.

P. Recycling Area Requirements. For new subdivisions containing an area where solid waste is collected and loaded in a location which serves five or more living units, adequate, accessible and convenient areas for depositing, collecting and loading recyclable materials in receptacles shall be provided to serve the needs of the living units which utilize the area. This requirement shall also apply to all institutional buildings and City facilities (including buildings, structures, and outdoor recreation areas owned by the City) where solid waste is collected and loaded. The area shall be located and fully enclosed so as to adequately protect neighboring uses from adverse impacts such as noise, odor, vectors, wind-blown litter or glare. The area shall be designed to prevent storm water run-on to the area and runoff from the area, and roofs shall be designed to drain away from neighboring properties. A sign clearly identifying all recycling and solid waste collection and loading areas and the materials accepted therein shall be posted adjacent to all points of direct access to the area.

SECTION 5: Chapter 17.34 of the Municipal Code is amended in its entirety to read as follows:

Chapter 17.34 OFF-STREET PARKING

Sections:

- 17.34.010 Purposes of Chapter.
- 17.34.020 Minimum requirements.
- 17.34.030 Use restrictions.
- 17.34.040 Design standards.
- 17.34.050 Exemptions, exceptions and modifications.

17.34.010 Purposes of Chapter.

In addition to the objectives set forth in Section 17.01.030, the off-street parking requirements are included in the Zoning Ordinance to achieve the following purposes:

A. To provide for adequate off-street parking facilities by establishing clear relationships between building size and the off-street parking required, so as to minimize the parking impacts of development upon surrounding properties.

B. To encourage housing designed for residents with special needs, including persons with disabilities.

C. To facilitate the maintenance and improvement of the existing building stock.

D. To provide for parking lot landscaping and permeable paving alternatives to reduce air and stormwater pollution.

E. To minimize dependence on automobile travel by encouraging transportation alternatives in project design where appropriate.

F. To implement and promote the goals and policies of the General Plan so as to guide and manage development in the city in accordance with such plan.

17.34.020 Minimum requirements.

A. The following minimum off-street parking requirements shall apply to all buildings erected, new uses commenced, and to the area of extended uses commenced after the effective date of this Chapter. For any use not specifically mentioned in this Chapter, the planning commission shall determine the amount of parking required. All required off-street parking facilities shall be on-site unless specified differently in this Chapter or as permitted under Title 12 of this Code. Required off-street parking facilities need not be provided as covered parking unless specified differently in this chapter:

<u>Uses:</u>	<u>Parking Requirements:</u>
Single-family dwellings; group care homes	
Studio or 1-bedroom	2 spaces (1 covered), except only 1 (uncovered) space if not more than 900 sq. ft. in floor area.
2-bedrooms	3 spaces (2 covered), plus 1 space if over 2,700 sq. ft. in floor area.
3-bedrooms	4 spaces (2 covered), plus 1 space if over 3,600 sq. ft. in floor area.
4-bedrooms	5 spaces (2 covered), plus 1 space if over 4,500

5-bedrooms or larger	<p>sq. ft. in floor area. 6 spaces (2 covered).</p> <p>See Section 17.34.020.B.1 regarding garage and carport exclusions from the floor area calculation.</p> <p>Additional guest parking spaces shall be provided for all residential subdivisions of 5 (five) or more single-family residences, at the rate of 1 parking space for every 5 (five) units, with no parking spaces required for any fractional remainders. Any accessible parking spaces required per Section 17.34.040.D shall count as guest parking spaces.</p>
Secondary dwelling units	<p>1 (uncovered) space, plus 1 (uncovered) space if over 900 sq. ft. in floor area and/or if more than 1 bedroom.</p> <p>See Section 17.34.020.B.1 regarding garage and carport exclusions from the floor area calculation.</p>
Duplex or multiple family dwelling units; Mobilehome park units	
Studios	1 (uncovered) space per unit.
1-bedroom units	1 ½ spaces (1 covered) per unit; only 1 (covered) space required for units not over 900 sq. ft. in floor area.
2-bedroom units	1 ½ spaces (1 covered) per unit.
3-bedroom units or larger	<p>2 spaces (1 covered) per unit, plus 1 (uncovered) space for units over 2,700 sq. ft.</p> <p>See Section 17.34.020.B.1 regarding garage and carport exclusions from the floor area calculation.</p> <p>Additional guest parking spaces shall be provided for all developments of 5 (five) or more units at the rate of 1 parking space for every 5 (five) units, with no parking spaces required for any fractional remainders. The accessible parking spaces required per Section 17.34.040.D shall count as guest parking</p>

	spaces.
Emergency shelters	0.35 space per bed plus 1 space per staff member on the largest shift.
Hotels, motels	1 space per unit, plus applicable requirements for restaurants, bars and meeting halls.
Cultural facilities, meeting halls and places of worship	1 space for each 50 square feet of assembly area or 1 space for each 4 fixed seats, whichever is greater, plus 1 space for each 300 square feet of the remaining floor area of the building (meeting rooms not exceeding 750 square feet and ancillary to an office use shall be included with the floor area of the office in calculating the parking requirement for the office use).
Commercial recreation	<p>3 spaces per ball court; 2.5 spaces per batting cage; 4 spaces per lane for bowling alleys; 2 spaces per tee for golf courses; 20 spaces per playing field; 2 spaces per shooting range; 2 spaces per horse stall for stables; 1 space per 100 square feet of water area for swimming pools.</p> <p>For commercial recreation uses that do not fall within the above categories, 1 parking space shall be required for every 4 fixed seats for spectators, 1 parking space per each 200 square feet of floor area used for indoor commercial recreation, and 1 parking space per each 1,000 square feet of site area used for outdoor commercial recreation.</p>
Marinas	1 space per 0.75 berths.
Schools - public private or commercial	1 space for each classroom and office.
Hospitals	1 space per bed plus 1 space for each 2 employees on the largest shift.
Financial services	1 space for each 200 square feet of gross floor area.
Administrative office	1 space for each 300 square feet of gross floor area.
Professional office	1 space for each 250 square feet of gross floor area.
Retail stores, restaurants, bars, offices	1 space for each 300 square feet of gross floor area.
Service stations	2 spaces for each working bay plus 1 space for each employee on the largest shift.
Warehousing, light	1 space for each 1,000 square feet of gross

fabrication, food production, media studios, printing	floor area.
Convalescent hospitals, sanitariums, rest homes	1 space for each 7 beds plus 1 space for each 2 employees on the largest shift.

B. The minimum off-street parking requirements shall be calculated according to the following:

1. All references to square feet shall be in regards to floor area as defined in Chapter 17.02. The floor area of garages and carports shall not be included in measuring floor area to calculate the parking requirements, except for any floor area exceeding 400 square feet within a garage or carport exclusively for the use of a single residential unit.

2. When more than one use subject to the parking requirements occupies a site, the requirements for each use shall be calculated separately. The floor area occupied by accessory uses, such as hallways, bathrooms, breakrooms, utility rooms and storage closets, shall be included in the calculation of the parking requirements for the associated primary use.

3. No parking shall be required for accessory structures 200 square feet or less in floor area.

4. When application of the parking requirements results in a fractional number, all fractions shall be rounded up from 0.5 to the next whole number, except when specified otherwise. No parking shall be required for uses for which the requirement is less than 0.5 space.

17.34.030 Use restrictions.

A. Required parking spaces, whether in a garage, carport or open area, shall not be used or converted for any other use that would impair their basic use as storage for motor vehicles.

B. All off-street parking spaces, whether in a garage, carport or open area, shall be so located as to be accessible to the use which they are intended to serve and to be usable for the parking of motor vehicles.

C. The required parking for each unit of a residential use shall be independently accessible from that required for any other unit. The property owner shall assign each unit the exclusive use of at least one standard-size parking space, which shall be a covered parking space, if such is required for the unit. If tandem parking is provided, the two spaces in tandem shall be assigned together.

D. Guest parking spaces shall be posted by the property owner as available for 72-hour maximum use by the guests only of all residential units for which they are required.

17.34.040 Design standards.

A. Tables. Off-street parking facilities shall comply with the design standards as set forth in Table 1, applicable to standard-size vehicles, and Table 2, applicable to compact vehicles, which appear immediately following this section. Variations to these tables may be approved by the city engineer, consistent with professionally accepted standards, where no more than two forward turning movements would be necessary to enter or exit any parking space.

B. Surfacing and striping.

1. Any off-street parking area shall be surfaced with a minimum of five (5) inches of imported base material and a double application of asphalt and gravel to the city engineer's approval, so as to provide a durable and dustless surface and shall be so graded and

drained as to dispose of all surface water accumulated within the area and shall be so arranged and marked as to provide for safe loading and unloading and parking of vehicles.

2. Parking spaces shall be striped in compliance with the design standards in this chapter, except that parking spaces for residential uses of no more than 2 units need not be striped. Plans for striping or restriping of required parking spaces shall be submitted for approval by the Community Development Department in compliance with these standards prior to any work done.

3. Permeable paving alternatives for parking spaces and low-traffic driveways may be approved by the City Engineer to reduce the discharge of pollutants into storm sewers, in which case the means of delineating the parking spaces shall be subject to the approval of the Community Development Department.

C. Compact cars. Up to fifty percent (50%) of the required parking spaces may be compact. For sites with two or more residential dwelling units, at least one standard-size parking space shall be provided for each unit. Compact parking spaces shall be labeled as such on the pavement, except for residential uses of not more than 2 units.

D. Handicapped parking. Parking designated as accessible by persons with disabilities shall be provided as required by State law.

E. Parallel parking. Parallel parking spaces shall be subject to the following standards: Spaces that are accessible from at least one end shall be eight (8) feet wide by twenty (20) feet long. Spaces located between other spaces or any obstruction shall be eight (8) feet wide by twenty-four (24) feet long. An additional one (1) foot width shall be provided where the parking space would be located next to any obstruction more than six (6) inches tall.

F. Tandem parking. Tandem parking where no more than one parking space need be vacant to access another parking space shall be recognized as meeting the parking requirements for residential uses, as long as the parking spaces for each unit are accessible independently from those for any other unit.

G. Garage design.

1. Garages constructed after __ [the date this section takes effect], excluding those rebuilt subject to Section 17.38.080 or 17.38.090, shall comply with the following:

<u>Garage Type</u>	<u>Minimum Width</u>	<u>Minimum Depth</u>
Single-car garage	10 ft.	20 ft.
Two-car garage		
On lots < 27 ft. wide	18 ft.	20 ft.
All other sites	20 ft.	20 ft.
2-in-tandem garage	10 ft.	40 ft.

No washing machines, driers, water heaters, work benches, support posts and similar obstructions shall be located within the area of minimum width by minimum depth.

2. For garages constructed after __ [the date this section takes effect], excluding those rebuilt subject to Section 17.38.080 or 17.38.090, garage doors shall be of a roll-up sectional design and shall be equipped with automatic garage door openers.

3. Garages existing as of __ [the date this section takes effect], constructed in compliance with applicable standards then in effect, shall be considered conforming until such time as they are substantially modified or replaced, except that Section 17.38.090 shall apply in the event that they are damaged or destroyed by fire, flood, wind, earthquake, or other calamity.

H. Driveway grades. Driveway grades shall not exceed twenty percent (20%) unless approved by the city engineer. The grade of driveways required as fire apparatus access roads shall be as approved by the fire chief.

I. On-site turnaround. 1. Off-street parking facilities shall be designed to provide on-site turnaround capability, with the following exceptions:

a. The parking spaces for a single-family residence, secondary dwelling unit or duplex may be designed to back into a non-arterial street.

b. The parking spaces for a complex of three or more units may be designed to back into a local street that is not an arterial or a collector.

2. On-site turnaround capability shall be designed so as not to conflict with required parking spaces, including any recognized tandem spaces.

J. Parking lot landscaping. 1. For any open parking area containing ten (10) or more parking spaces subject to design permit approval, landscape plans shall be submitted to provide trees, shrubs and ground cover, as appropriate. The landscape plans shall provide at least one tree for every ten (10) parking spaces, which may be planted in diamond-shaped tree-wells or parkway strips, located so as to break up expanses of paved area.

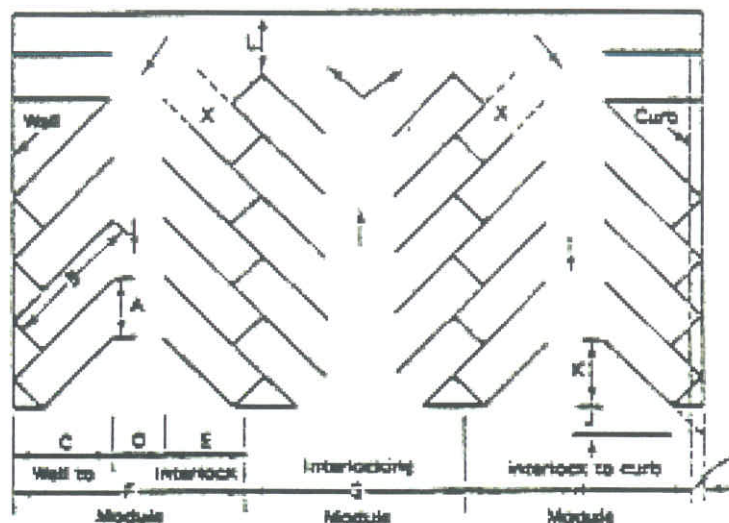
2. The landscape plans shall use water conserving plants, plants that are not invasive, and plants and other landscape features that are appropriate to the context. New and replacement irrigated landscapes of one thousand (1,000) square feet or more shall be subject to the water conservation requirements in Chapter 15.70.

3. The landscape plans shall comply with the requirements of the federal Clean Water Act and acts amendatory thereof or supplementary thereto, applicable implementing regulations, and NPDES Permit No. CAS612008 and any amendment, revision or reissuance thereof.

K. Bumper overhangs. Off-street parking facilities may be designed to accommodate bumper overhangs of not more than two and one-half (2 ½) feet length for standard size parking spaces and two (2) feet for compact parking spaces. Bumper overhangs shall not block any required pedestrian accessway. Wheelstops, curbs and landscaping within the area of any bumper overhang shall not exceed five (5) inches in height above the pavement.

Table 1

Design Requirements for Standard Sized Vehicles



X = Stall not accessible in certain layouts

Parking layout dimensions (in ft) for 9-ft stalls
at various angles

Table 1.
Design Requirements for Standard-Size Vehicles

Dimension	On Diagram	Parking Angle			
		45°	60°	75°	90°
Stall width, parallel to aisle	A	12.7 ft.	10.4 ft.	9.3 ft.	9.0 ft.
Stall length of line	B	25.0 ft.	22.0 ft.	20.0 ft.	18 ft.
Stall depth to wall	C	17.5 ft.	19.0 ft.	19.5 ft.	18
Aisle width between stall lines	D	12.0 ft.	16.0	23.0 ft.	26.0 ft.
Stall depth to interlock	E	15.3 ft.	17.5 ft.	18.8 ft.	18.5 ft.
Module, wall to interlock	F	44.8	52.5	61.3	63.0
Module, interlocking	G	42.6	51.0	61.0	63.0
Module, interlock to curb face	H	42.8	50.2	58.8	60.5
Bumper overhang (typical)	I	2.0	2.3	2.5	2.5
Offset	J	6.3	2.7	0.5	0.0
Setback	K	11.0	8.3	5.0	0.0
Cross aisle, one-way	L	14.0	14.0	14.0	14.0
Cross aisle, two-way	L	24.0	24.0	24.0	24.0

Table 2.
Design Requirements for Compact Vehicles

Parking Angle	Stall Width	Aisle Length Per Stall	Depth of Stalls at Right Angle to Aisle	Bumper Overhang	Aisle Width	Wall to Wall Module
45°	8.0 ft.	10.5 ft.	17.0 ft.	1.7 ft.	11.0 ft.	45.0 ft.
60°	8.0 ft.	8.7 ft.	16.7 ft.	1.8 ft.	14.0 ft.	49.4 ft.
75°	8.0 ft.	7.8 ft.	16.3 ft.	1.9 ft.	17.4 ft.	52.0 ft.
90°	8.0 ft.	7.5 ft.	16.0 ft.	2 ft.	20.0 ft.	52.0 ft.

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17.34.050 Exemptions, exceptions and modifications.

A. Dwelling units existing as of ___ [the date this section takes effect], constructed in compliance with applicable standards then in effect, shall be considered conforming in terms of the parking required by this chapter until such time as they are expanded or replaced, except that Section 17.38.090 shall apply in the event that they are damaged or destroyed by fire, flood, wind, earthquake, or other calamity.

B. An existing single-family dwelling or mobilehome which does not have off-street parking facilities that conform with the requirements of this chapter may be expanded by a cumulative total of not more than four hundred (400) square feet without the need to bring the parking facilities into conformance or to obtain a use permit under Section 17.34.050.I of this chapter, subject to the following restrictions and requirements:

1. The structure to be expanded shall constitute the principal structure and the only dwelling unit located on the site or mobilehome park space.

2. The square footage permitted by this section shall be reduced by the square footage of any prior expansion of the same structure that was made since January 1, 1986, regardless of whether an exception, use permit, variance, or other approval was granted for such prior expansion.

3. The square footage permitted by this section shall be reduced by the square footage of any prior permitted expansion of the same structure which resulted in the loss of required parking spaces, such as the conversion of a garage to living area.

4. The expansion shall not result in the loss of any existing off-street parking spaces, or the conversion of a covered parking space to an uncovered parking space, or otherwise increase the nonconformity of the existing off-street parking facilities.

5. The proposed development shall comply with the requirements of Section 17.01.060 of this title, unless: (a) the structure to be expanded is located upon a lot of record, and (b) a public street abutting such lot of record provides the principal means of access to that lot.

6. In determining the cumulative size of prior or proposed expansions of an existing single-family dwelling or mobilehome, the square footage of any newly created garage or carport shall not be counted as part of the four hundred (400) square foot limitation.

C. Storefront uses in the NCRO-2 District shall be exempt from the requirements of this Chapter.

D. For residential units designed and dedicated for use by persons with disabilities, subject to restrictions approved by the City and recorded with the County of San Mateo, the parking requirement shall be 1 assigned van-accessible parking space (either covered or uncovered at the discretion of the applicant) per dedicated unit. Such spaces shall be conveniently located along an accessible path of travel to the dedicated unit, but shall not count as or conflict with the parking required to be reserved for persons with disabilities per Title 24 (Section 17.34.040.D).

E. For a residential unit occupied by a person with a disability, the Zoning Administrator shall have authority to grant an Accessibility Improvement Permit authorizing a modification to any of the parking requirements prescribed by this Chapter, following the conduct of a hearing with 10 days notice thereof being given to the owners of all adjacent properties. The Zoning Administrator may issue the Accessibility Improvement Permit if he or she finds and determines that:

1. The modification is necessary to meet special needs for a person having a disability;
2. The modification will not create any significant adverse impacts upon adjacent properties;

3. Any construction resulting from the modification will be done in a sound and workmanlike manner, in compliance with all applicable provisions of the building and fire codes;

4. Strict enforcement of the specified regulation is not required by either present or anticipated future traffic volume or traffic circulation on the site; and

5. The granting of the modification will not create or intensify a shortage of on-street parking spaces.

F. For residential units designed and dedicated for use by households with one or more members who are 62 years of age or older, subject to restrictions approved by the City and recorded with the County of San Mateo, the minimum parking requirement shall be two-thirds (67%) of the standard requirement based upon unit size as set forth in Section 17.34.020. This minimum parking requirement may be further reduced as an "additional incentive" required for projects that comply with the California "density bonus" law (California Government Code Sections 65915 and 65915.5).

G. For residential units dedicated to be affordable to households with very-low, low, or moderate incomes, subject to restrictions approved by the City and recorded with the County of San Mateo, the minimum parking requirement may be reduced as an "additional incentive" required for projects that comply with the California "density bonus" law (California Government Code Sections 65915 and 65915.5). This reduction shall be in addition to any exception that may be applicable under Sections 17.34.050.D or 17.34.050.E. Affordable housing projects that do not qualify for a density bonus and additional incentives may obtain a reduction in the minimum parking requirement through application for a modification under Section 17.34.050.I.

H. Off-street parking facilities within the public right-of-way at the property's frontage may be recognized administratively subject to the city engineer's approval only for single-family residences, secondary dwelling units and duplexes, subject to the following requirements:

1. The parking space shall not be located within a portion of the right-of-way that could be required for lanes of traffic per Section 12.24.010.B.1.

2. The parking space shall not block any portion of a required sidewalk.

3. The parking space shall be located so as to minimize its impact upon any existing on-street parking.

4. The parking space shall comply with Sections 12.05.020 and 12.24.015, as applicable.

5. The parking space is at an angle to the street and has clearance behind the space equivalent to the minimum aisle width in Table 1 (for standard-size spaces) or Table 2 (or compact spaces).

6. The parking space is parallel to the street, in compliance with Section 17.34.040.E, and is located within a driveway to a garage or carport or is provided as the guest parking required for a residential subdivision of 5 (five) or more single-family residences per Section 17.34.020.A.

I. The planning commission shall have authority to grant a use permit authorizing a modification to any of the parking regulations prescribed by this Chapter. The provisions of Chapter 17.40 of this Title shall govern the filing and processing of the application for a use permit pursuant to this Section; provided, however, that in addition to the findings required for the granting of a use permit, as set forth in Section 17.40.060, no use permit shall be granted for a modification to a parking regulation unless the planning commission also finds and determines that:

1. Strict enforcement of the specified regulation is not required by either present or anticipated future traffic volume or traffic circulation on the site; and

2. The granting of the use permit will not create or intensify a shortage of on-street parking spaces, given, for example, the availability of existing or improved on/off-street parking which may not fully meet the requirements of this chapter.

3. Full compliance with the parking requirements is not reasonably feasible due to existing structural or site constraints. This finding shall not be required for residential units dedicated to be affordable to households with very-low, low, or moderate incomes or designed and dedicated for use by households with one or more members who are 62 years of age or older, subject to restrictions approved by the City and recorded with the County of San Mateo.

J. The planning commission shall have authority to grant a parking variance for nonresidential development to allow required parking to be located off-site. The provisions of Chapter 17.46 of this Title shall govern the filing and processing of the application for a variance pursuant to this Section; provided, however, that instead of the findings required for the granting of a variance, as set forth in Section 17.46.010, no such parking variance shall be granted unless the planning commission finds and determines that:

1. The variance would be an incentive to, and a benefit for, the nonresidential development; and

2. The variance will facilitate access to the nonresidential development by patrons of public transit facilities.

17.34.085. Parking for Designated for Clean Air Vehicles. Parking spaces designated for low-emitting, fuel-efficient and carpool/van pool vehicles, as defined in Section 5.102 of the California Green Building Standards Code, shall be provided for newly constructed non-residential buildings according to the following schedule:

TOTAL NUMBER OF PARKING SPACES	NUMBER OF REQUIRED SPACES
0-9	0
10-25	1
26-50	3
51-75	6
76-100	8
101-150	11
151-200	16
201 and over	At least 8 percent of total

The designated spaces shall be marked "CLEAN AIR VEHICLE" with stall-striping paint, such that the lower edge of the last word aligns with the end of the stall striping so it will be visible beneath a parked vehicle.

17.34.095. Bicycle Parking. Short-term and long-term parking for bicycles shall be provided for newly-constructed non-residential buildings as follows:

A. Short Term Parking. One or more permanently anchored bicycle racks shall be provided within 200 feet of the visitors' entrance and readily visible to passers-by. The required bicycle parking capacity shall be set as follows:

1. 1 bike rack space per 10,000 sq. ft. of retail floor area;

2. 1 bike rack space per 150,000 sq. ft. of office floor area;

3. Other non-residential uses: five percent (5%) of visitor motorized vehicle parking capacity.

4. Any fractional result shall be rounded up.

5. For all non-residential buildings, the minimum capacity shall be for two bicycles.

B. Long Term Parking. Permanently anchored bike racks inside covered, lockable enclosures or bicycle rooms or permanently anchored bicycle lockers shall be provided at convenient locations from the street. The required bicycle parking capacity shall be set as follows:

1. 1 space per 20,000 sq. ft. of warehouse floor area;

2. 1 space per 6,000 sq. ft. of retail floor area;

3. 1 space per 6,000 sq. ft. of office floor area;

4. Other non-residential uses: five percent (5%) of motorized vehicle parking capacity.

5. Any fractional result shall be rounded up.

6. For all non-residential buildings, the minimum capacity shall be for one bicycle.

SECTION 7: Section 17.38.080 in Chapter 17.38 of the Municipal Code is amended to read as follows:

17.38.080. Alteration or expansion of nonconforming structures.

A. A nonconforming structure shall not be altered, enlarged, or expanded so as to increase the degree of noncompliance or otherwise increase the discrepancy between existing conditions and the requirements of this Title.

B. Structural alterations may be permitted when necessary to comply with the requirements of law.

C. The prohibitions of this Section shall not apply to any alteration, enlargement or expansion for which a variance is granted pursuant to Chapter 17.46 or a use permit is granted pursuant to Chapter 17.34 of this Title.

SECTION 8: Where a use permit, design permit or variance approval has been issued through final action by the City prior to the effective date of this Ordinance, or where such planning permit approval is not required and a complete building permit application has been submitted prior to the effective date of this Ordinance, the holder of such use permit, design permit or variance approval or complete building permit application may proceed to construct the improvements or establish the use authorized by such permit or approval and the same shall be exempted from any conflicting regulations that may be contained in this Ordinance.

SECTION 9: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Brisbane hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases may be held invalid or unconstitutional.

SECTION 10: This Ordinance shall be in full force and effect thirty days after its passage and adoption.

4.1.30

* * *

The above and foregoing Ordinance was regularly introduced and after the waiting time required by law, was thereafter passed and adopted at a regular meeting of the City Council of the City of Brisbane held on the _____ day of _____, 2012, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

2.1.31

“REDLINE” VERSION OF PARKING ORDINANCE AMENDMENTS

Proposed changes in the current Municipal Code are indicated ~~by striking through~~ the existing language to be deleted and putting the new language *in italics*. Further description of the changes is shown in **CAPITAL LETTERS**. Note that the amendments adding Sections 17.34.085 and 17.34.095 that were adopted in 2011 per Ordinance No. 556 are included in this version of the recommended ordinance, as is Section 17.12.040.D as amended per Ordinance No. 562.

Title 17

ZONING

Chapter 17.06

R-1 RESIDENTIAL DISTRICT

THE FOLLOWING IS A REVISION TO SECTION 17.06.040 OF THE R-1 RESIDENTIAL DISTRICT:

- D. Setbacks. The minimum required setbacks for any lot shall be as follows:
1. Front setback: fifteen (15) feet, with the following exceptions:
 - a. Where the lot has a slope of fifteen percent (15%) or greater, the minimum front setback may be reduced to ten (10) feet.
 - b. Where fifty percent (50%) or more of the lots of record in a block have been improved with single-family dwellings, the minimum front setback may be the average distance of the front outside wall of the single-family structures from the front lot line, if less than fifteen (15) feet. *Notwithstanding the foregoing, the minimum front setback for garages or carports shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*
 2. Side setback: five (5) feet, with the exception that a lot having a width of less than fifty (50) feet may have a side setback reduced to ten percent (10%) of the lot width, but in no event less than three (3) feet or the minimum setback required by the Uniform Building Code, whichever is greater. *Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street or alley along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*
 3. Rear setback: ten (10) feet

Chapter 17.08

R-2 RESIDENTIAL DISTRICT

THE FOLLOWING IS A REVISION TO SECTION 17.08.040 OF THE R-2 RESIDENTIAL DISTRICT:

- D. Setbacks. The minimum required setbacks for any lot shall be as follows:
1. Front setback: fifteen (15) feet, with the following exceptions:
 - a. Where the lot has a slope of fifteen percent (15%) or greater, the minimum front setback may be reduced to ten (10) feet.
 - b. Where fifty percent (50%) or more of the lots of record in a block have been improved with single-family dwellings, duplexes or multiple-family dwellings, or any combination thereof, the minimum front setback for single-family dwellings may be the average distance of the front outside wall of the residential structures from the front lot line, if less than fifteen (15) feet. *Notwithstanding the foregoing, the minimum front setback for garages or carports shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*
 2. Side setbacks: Side setbacks shall be five (5) feet, with the exception that a lot having a width of less than fifty (50) feet may have a side setback reduced to ten percent (10%) of the lot width, but in no event less than three (3) feet or the minimum setback required by the Uniform Building Code, whichever is greater. *Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street or alley along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*
 3. Rear setback: ten (10) feet.

Chapter 17.10

R-3 RESIDENTIAL DISTRICT

THE FOLLOWING IS A REVISION TO SECTION 17.10.040 OF THE R-3 RESIDENTIAL DISTRICT:

- D. Setbacks. The minimum required setbacks for any lot shall be as follows:
1. Front setback: fifteen (15) feet, with the following exceptions:
 - a. Where the lot has a slope of fifteen percent (15%) or greater, the minimum front setback may be reduced to ten (10) feet.
 - b. Where fifty percent (50%) or more of the lots of record in a block have been improved with single-family dwellings, duplexes or multiple-family dwellings, or any combination thereof, the minimum front setback for single-family dwellings may be the average distance of the front outside wall of the residential structures from the front lot line, if less than fifteen (15) feet. *Notwithstanding the foregoing, the minimum front setback for garages or carports shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*
 2. Side setbacks: Side setbacks shall be five (5) feet, with the exception that a lot having a width of less than fifty (50) feet may have a side setback reduced to ten percent

(10%) of the lot width, but in no event less than three (3) feet or the minimum setback required by the Uniform Building Code, whichever is greater. *Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street or alley along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*

3. Rear setback: ten (10) feet.

Chapter 17.12

R-BA BRISBANE ACRES RESIDENTIAL DISTRICT

THE FOLLOWING IS A REVISION TO SECTION 17.12.040.D OF THE R-BA RESIDENTIAL DISTRICT:

- D. Setbacks. The minimum required setbacks for any lot shall be as follows:
1. Front setback: Ten (10) feet.
 2. Side setback: Ten percent (10%) of the lot width, but in no event more than fifteen (15) feet or less than five (5) feet. *Notwithstanding the foregoing, the minimum side setback for garages or carports accessed from a street along that side of the lot shall be ten (10) feet, except where a lesser distance is determined by the city engineer to be safe in terms of pedestrian and vehicular traffic.*
 3. Rear setback: ten (10) feet

Chapter 17.34

OFF-STREET PARKING

Sections:

17.34.010	<i>Purposes of chapter.</i>
17.34.020	Minimum requirements.
17.34.020	Garages and carports
17.34.030	<i>Use restrictions. Hillside lot improvement plans.</i>
17.34.040	<i>Design standards. On-site parking requirements.</i>
17.34.050	<i>Exemptions, exceptions and modifications. Joint use of parking facilities.</i>
17.34.060	C-2 or H-1 district requirements.
17.34.070	Surfacing.

17.34.080	Handicapped parking.
17.34.090	Compact cars.
17.34.100	Parking lot landscaping.
17.34.110	Exemption for minor expansion of single-family dwelling.
17.34.120	Driveway grades.
17.34.130	Tables.

17.34.010 Purposes of Chapter.

In addition to the objectives set forth in Section 17.01.030, the off-street parking requirements are included in the Zoning Ordinance to achieve the following purposes:

A. To provide for adequate off-street parking facilities by establishing clear relationships between building size and the off-street parking required, so as to minimize the parking impacts of development upon surrounding properties.

B. To encourage housing designed for residents with special needs, including persons with disabilities.

C. To facilitate the maintenance and improvement of the existing building stock.

D. To provide for parking lot landscaping and permeable paving alternatives to reduce air and stormwater pollution.

E. To minimize dependence on automobile travel by encouraging transportation alternatives in project design where appropriate.

F. To implement and promote the goals and policies of the General Plan so as to guide and manage development in the city in accordance with such plan.

17.34.020 Minimum requirements.

A. The following minimum off-street parking requirements shall apply to all buildings erected, new uses commenced, and to the area of extended uses commenced after the effective date of this Chapter. For any use not specifically mentioned in this Chapter, the planning commission shall determine the amount of parking required. All *required off-street parking* facilities shall be on-site unless specified differently *in this Chapter or as permitted under Title 12 of this Code. Required off-street parking facilities need not be provided as covered parking unless specified differently in this chapter:*

<u>Uses:</u>	<u>Parking Requirements:</u>
Single-family homes -dwellings; <i>group care homes</i>	
<i>Studio or 1-bedroom</i>	<i>2 spaces (1 covered), except only 1 (uncovered) space if not more than 900 sq. ft. in floor area.</i>
<i>2-bedrooms</i>	<i>3 spaces (2 covered), plus 1 space if over 2,700 sq. ft. in floor area.</i>
<i>3-bedrooms</i>	<i>4 spaces (2 covered), plus 1 space if over 3,600 sq. ft. in floor area.</i>
<i>4-bedrooms</i>	<i>5 spaces (2 covered), plus 1 space if over 4,500 sq. ft. in floor area.</i>
<i>5-bedrooms or larger</i>	<i>6 spaces (2 covered).</i>
	<i>See Section 17.34.020.B.1 regarding garage and</i>

<p>Single-family homes on 25-foot lots</p>	<p><i>carport exclusions from the floor area calculation.</i></p> <p>2 garages or carports per living unit plus two on-street or off-street parking spaces for lots of 37.5 feet frontage or greater and one such space for lots less than 37.5 feet in frontage</p> <p><i>Additional guest parking spaces shall be provided for all residential subdivisions of 5 (five) or more single-family residences, at the rate of 1 parking space for every 5 (five) units, with no parking spaces required for any fractional remainders. Any accessible parking spaces required per Section 17.34.040.D shall count as guest parking spaces.</i></p> <p>2 off-street parking spaces one (1) of which shall be in a garage or carport</p>
<p>Secondary dwelling units</p>	<p><i>1 (uncovered) space, plus 1 (uncovered) space if over 900 sq. ft. in floor area and/or if more than 1 bedroom.</i></p> <p><i>See Section 17.34.020.B.1 regarding garage and carport exclusions from the floor area calculation.</i></p> <p>2 standard on-site parking spaces</p>
<p>Duplex or multiple family dwelling units; Mobilehome park units</p> <p><i>Studios</i> 0 bedroom or bachelor apartments <i>1-bedroom units</i></p> <p><i>2-bedroom units</i> 1 and 2 bedroom units <i>3-bedroom units or larger</i> Over 2 bedrooms</p>	<p><i>1 (uncovered) space per unit.</i> 1 off-street parking space.</p> <p><i>1 ½ spaces (1 covered) per unit; only 1 (covered) space required for units not over 900 sq. ft. in floor area.</i> <i>1 ½ spaces (1 covered) per unit.</i> 1 ½ garage per living unit <i>2 spaces (1 covered) per unit, plus 1 (uncovered) space for units over 2,700 sq. ft.</i> 2 garages per living unit.</p> <p><i>See Section 17.34.020.B.1 regarding garage and carport exclusions from the floor area calculation.</i></p> <p><i>Additional guest parking spaces shall be provided for all developments of 5 (five) or more units at the rate of 1 parking space for every 5 (five) units, with no parking spaces required for any fractional</i></p>

	<i>remainders. The accessible parking spaces required per Section 17.34.040.D shall count as guest parking spaces.</i>
<i>Emergency shelters</i>	<i>0.35 space per bed plus 1 space per staff member on the largest shift.</i>
<i>Hotels, motels</i>	<i>As determined by use permit. 1 space per unit, plus applicable requirements for restaurants, bars and meeting halls.</i>
<i>Motels</i>	<i>1 space per unit, plus applicable requirements for eating, drinking and assembly space.</i>
<i>Trailer courts</i>	<i>1 parking space per unit.</i>
<i>Rooming — houses — and boardinghouses</i>	<i>1 parking space per adult guest</i>
<i>Cultural facilities, meeting halls and places of worship</i>	<i>1 space for each 50 square feet of assembly area or 1 space for each 4 fixed seats, whichever is greater, plus 1 space for each 300 square feet of the remaining floor area of the building (meeting rooms not exceeding 750 square feet and ancillary to an office use shall be included with the floor area of the office in calculating the parking requirement for the office use).</i>
<i>Churches, — lodges, — clubs, community centers, chapels</i>	<i>1 parking space for each 4 person capacity, but not less than one space for each 15 square feet of the largest meeting hall</i>
<i>Commercial recreation</i>	<i>3 spaces per ball court;</i> <i>2.5 spaces per batting cage;</i> <i>4 spaces per lane for bowling alleys;</i> <i>2 spaces per tee for golf courses;</i> <i>20 spaces per playing field;</i> <i>2 spaces per shooting range;</i> <i>2 spaces per horse stall for stables;</i> <i>1 space per 100 square feet of water area for swimming pools.</i> <i>For commercial recreation uses that do not fall within the above categories, 1 parking space shall be required for every 4 fixed seats for spectators, 1 parking space per each 200 square feet of floor area used for indoor commercial recreation, and 1 parking space per each 1,000 square feet of site area used for outdoor commercial recreation.</i>
<i>Marinas</i>	<i>1 space per 0.75 berths.</i>
<i>Schools - public private or commercial</i>	<i>1 space for each classroom and office.</i>
<i>Hospitals</i>	<i>1 space per bed plus 1 space for each 2 employees on the largest shift.</i>
<i>Financial services</i>	<i>1 space for each 200 square feet of gross floor area.</i>

Administrative office	1 space for each 300 square feet of gross floor area.
Professional office	1 space for each 250 square feet of gross floor area.
Retail stores, restaurants, bars, offices	1 space for each 300 square feet of gross floor area.
Service stations	2 spaces for each working bay plus 1 space for each employee on the largest shift.
Bowling alley, billiard parlor	5 spaces per lane; 2 spaces per table, plus 1 space for each employee on the largest shift
Warehousing, light fabrication, food production, media studios, printing wholesale stores, manufacturing, industrial uses, highway commercial uses	Minimum of 2 spaces for every 3 employees on the largest shift, but not less than 1 space for each 1,000 square feet of gross floor area. Parking may be off-site within 300 feet upon approval of the planning commission.
Convalescent hospitals, sanitariums, rest homes	1 space for each 7 beds plus 1 space for each 2 employees on the largest shift.

B. The minimum off-street parking requirements shall be calculated according to the following:

1. All references to square feet shall be in regards to floor area as defined in Chapter 17.02. The floor area of garages and carports shall not be included in measuring floor area to calculate the parking requirements, except for any floor area exceeding 400 square feet within a garage or carport exclusively for the use of a single residential unit.

2. When more than one use subject to the parking requirements occupies a site, the requirements for each use shall be calculated separately. The floor area occupied by accessory uses, such as hallways, bathrooms, breakrooms, utility rooms and storage closets, shall be included in the calculation of the parking requirements for the associated primary use.

3. No parking shall be required for accessory structures 200 square feet or less in floor area.

4. When application of the parking requirements results in a fractional number, all fractions shall be rounded up from 0.5 to the next whole number, except when specified otherwise. No parking shall be required for uses for which the requirement is less than 0.5 space.

~~17.34.020 Garages and carports~~ 17.34.030 Use restrictions.

A. Required parking spaces, whether in a garage, carport or open area, ~~Garages and carports~~ shall not be used or converted for any other use that would impair their basic use as storage for motor vehicles.

B. ~~Garages or carports shall not be located closer than twenty (20) feet to the far side of an improved street.~~

~~C. All off-street parking spaces, whether in a garage, carport or open area, shall be so located as to be accessible to the use which they are intended to serve and to be usable for the parking of motor vehicles. Except as provided in subsection E of Section 17.32.070, garage or carport openings shall be located not less than twenty (20) feet from the property line facing the opening.~~

C. The required parking for each unit of a residential use shall be independently accessible from that required for any other unit. The property owner shall assign each unit the exclusive use of at least one standard-size parking space, which shall be a covered parking

space, if such is required for the unit. If tandem parking is provided, the two spaces in tandem shall be assigned together.

D. Guest parking spaces shall be posted by the property owner as available for 72-hour maximum use by the guests only of all residential units for which they are required.

A PORTION OF THE FOLLOWING SECTION WAS MOVED TO BMC SECTION 15.12.075:

~~17.34.030 Hillside lot improvement plans.~~

~~_____ A. On any hillside lot which is on an unimproved street or on a street on which, in the opinion of the city engineer, additional or future street improvements can be anticipated, the following information shall be provided for any application for a building permit:~~

~~_____ 1. A precise plot plan showing existing topography, boundary, house, finished grades and utility services;~~

~~_____ 2. A street improvement plan prepared by a registered civil engineer, showing grades and dimensions, and indicating that the driveway will function properly, and adequately tie into the existing roadbed, based on the vertical and horizontal alignment as approved by the city engineer;~~

~~_____ 3. Prior to the issuance of the occupancy permit, the civil engineer responsible for the street plan shall certify as to the "as built" plan. Prior to beginning any construction, the applicant for a building permit shall submit a certification by a registered engineer or licensed land surveyor that the property corners have been set.~~

~~_____ B. When, in the opinion of the city engineer, proposed parking facilities are unusable or present a potentially unsafe condition, the plans shall not be approved.~~

THE FOLLOWING SECTION HAS BEEN MOVED TO SECTION 17.34.020:

~~17.34.040 On-site parking requirements.~~

~~Parking required in any district must be on-site except as provided in this chapter. (Ord. 324 §5(part), 1987; Ord. 298 §7.1 (F), 1984).~~

THE FOLLOWING SECTION IS REPLACED BY SECTION 17.34.020.B.4:

~~17.34.050 Joint use of parking facilities.~~

~~Joint use of parking facilities will be allowed under the following conditions:~~

~~A. Where there is no conflict at time of use;~~

~~B. When there is sufficient parking for all uses.~~

SINCE THE C-2 & H-1 DISTRICTS NO LONGER EXIST (SEE SECTION 17.34.050.C REGARDING THE NCRO-2 DISTRICT), THE FOLLOWING SECTION HAS BEEN DELETED:

~~17.34.060 C-2 or H-1 district requirements.~~ ~~Parking required in any C-2 or H-1 district may be reduced below the stated requirements in any portion of such district included within a public parking district or assessment district for financing off-street parking facilities in proportion to the amount of assessment on each property owner. Cost of each parking space provided by the district shall be computed by dividing the number of such spaces into the total of the assessment levied against the property within the district. The assessment against individual property shall~~

~~be divided by this cost per space, to determine the nearest whole number by which the parking requirements on the property may be reduced.~~

THIS SECTION IS MOVED FROM SECTION 17.34.130:

17.34.040 Design standards.

~~A. Tables. Off-street parking~~ **Parking** facilities shall comply with the design ~~requirements standards~~ as set forth in Table 1, applicable to standard-size vehicles, and Table 2, applicable to ~~small-size compact~~ vehicles, which appear immediately following this ~~chapter and are incorporated herein by reference and made a part hereof.~~ **section.** ~~Variations to these tables may be approved by the city engineer, consistent with professionally accepted standards, where no more than two forward turning movements would be necessary to enter or exit any parking space.~~

17.34.070 B Surfacing and striping.

1. Any off-street parking area shall be surfaced with a minimum of five (5) inches of imported base material and a double application of asphalt and gravel to the city engineer's approval, so as to provide a durable and dustless surface and shall be so graded and drained as to dispose of all surface water accumulated within the area and shall be so arranged and marked as to provide for safe loading and unloading and parking of vehicles.

2. ~~Parking spaces shall be striped in compliance with the design standards in this chapter, except that parking spaces for residential uses of no more than 2 units need not be striped. Plans for striping or restriping of required parking spaces shall be submitted for approval by the Community Development Department in compliance with these standards prior to any work done.~~

3. ~~Permeable paving alternatives for parking spaces and low-traffic driveways may be approved by the City Engineer to reduce the discharge of pollutants into storm sewers, in which case the means of delineating the parking spaces shall be subject to the approval of the Community Development Department.~~

17.34.090 C. Compact cars. Up to fifty percent (50%) of the required parking ~~spaces~~ may be ~~designed for small-sized vehicles compact.~~ For sites with two or more residential dwelling units, at least one standard-size parking space shall be provided for each unit. ~~Compact parking spaces shall be labeled as such on the pavement, except for residential uses of not more than 2 units.~~

17.34.080 D. Handicapped parking. ~~Parking designated as accessible by persons with disabilities shall be provided as required by State law. Parking spaces specifically designed, located and reserved for vehicles licensed by the state for use by the handicapped shall be provided in each parking facility of twenty-five (25) or more spaces according to the following schedule:~~

Total Spaces Required	Minimum Number of Handicapped Spaces Required
1—24	0
25—99	1
100—199	2
200 or greater	4

E. Parallel parking. Parallel parking spaces shall be subject to the following standards: Spaces that are accessible from at least one end shall be eight (8) feet wide by twenty (20) feet long. Spaces located between other spaces or any obstruction shall be eight (8) feet wide by twenty-four (24) feet long. An additional one (1) foot width shall be provided where the parking space would be located next to any obstruction more than six (6) inches tall.

F. Tandem parking. Tandem parking where no more than one parking space need be vacant to access another parking space shall be recognized as meeting the parking requirements for residential uses, as long as the parking spaces for each unit are accessible independently from those for any other unit.

G. Garage design.

1. Garages constructed after _____ [the date this section takes effect], excluding those rebuilt subject to Section 17.38.080 or 17.38.090, shall comply with the following:

<u>Garage Type</u>	<u>Minimum Width</u>	<u>Minimum Depth</u>
Single-car garage	10 ft.	20 ft.
Two-car garage		
On lots < 27 ft. wide	18 ft.	20 ft.
All other sites	20 ft.	20 ft.
2-in-tandem garage	10 ft.	40 ft.

No washing machines, driers, water heaters, work benches, support posts and similar obstructions shall be located within the area of minimum width by minimum depth.

2. For garages constructed after _____ [the date this section takes effect], excluding those rebuilt subject to Section 17.38.080 or 17.38.090, garage doors shall be of a roll-up sectional design and shall be equipped with automatic garage door openers.

3. Garages existing as of ____ [the date this section takes effect], constructed in compliance with applicable standards then in effect, shall be considered conforming until such time as they are substantially modified or replaced, except that Section 17.38.090 shall apply in the event that they are damaged or destroyed by fire, flood, wind, earthquake, or other calamity.

H. Driveway grades. Driveway grades shall not exceed twenty percent (20%) unless approved by the city engineer. The grade of driveways required as fire apparatus access roads shall be as approved by the fire chief.

I. On-site turnaround. 1. Off-street parking facilities shall be designed to provide on-site turnaround capability, with the following exceptions:

a. The parking spaces for a single-family residence, secondary dwelling unit or duplex may be designed to back into a non-arterial street.

b. The parking spaces for a complex of three or more units may be designed to back into a local street that is not an arterial or a collector.

2. On-site turnaround capability shall be designed so as not to conflict with required parking spaces, including any recognized tandem spaces.

17.34.100 J. Parking lot landscaping. 1. ~~Parking lots shall be landscaped with~~ For any open parking area containing ten (10) or more parking spaces subject to design permit approval, landscape plans shall be submitted to provide trees, shrubs and ground cover, as appropriate ~~according to approved design permit~~. The landscape plans shall provide at least one tree for every ten (10) parking spaces, which may be planted in diamond-shaped tree-wells or parkway strips, located so as to break up expanses of paved area.

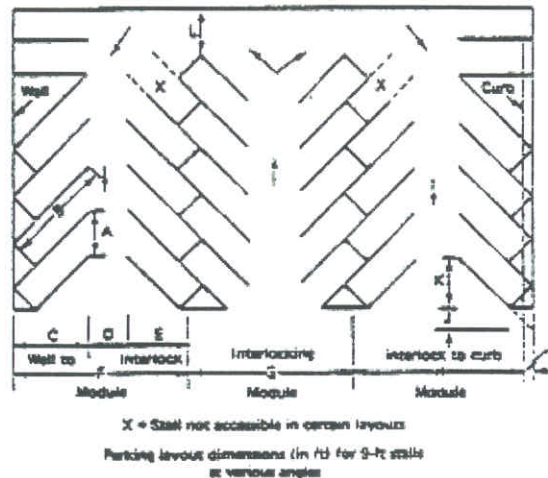
2. The landscape plans shall use water conserving plants, plants that are not invasive, and plants and other landscape features that are appropriate to the context. New and replacement irrigated landscapes of one thousand (1,000) square feet or more shall be subject to the water conservation requirements in Chapter 15.70.

3. The landscape plans shall comply with the requirements of the federal Clean Water Act and acts amendatory thereof or supplementary thereto, applicable implementing regulations, and NPDES Permit No. CAS612008 and any amendment, revision or reissuance thereof.

K Bumper overhangs. Off-street parking facilities may be designed to accommodate bumper overhangs of not more than two and one-half (2 ½) feet length for standard size parking spaces and two (2) feet for compact parking spaces. Bumper overhangs shall not block any required pedestrian accessway. Wheelstops, curbs and landscaping within the area of any bumper overhang shall not exceed five (5) inches in height above the pavement.

Table 1

Design Requirements for Standard Sized Vehicles



			FEET Parking Angle		
Dimension	On Diagram	45°	60°	75°	90°
Stall width, parallel to aisle	A	12.7	10.4	9.3	9.0
Stall length of line	B	25.0	22.0	20.0	18
Stall depth to wall	C	17.5	19.0	19.5	18
Aisle width between stall lines	D	12.0	16.0	23.0	26.0
Stall depth to interlock	E	15.3	17.5	18.8	18.5
Module, wall to interlock	F	44.8	52.5	61.3	63.0
Module, interlocking	G	42.6	51.0	61.0	63.0
Module, interlock to curb face	H	42.8	50.2	58.8	60.5
Bumper overhang (typical)	I	2.0	2.3	2.5	2.5
Offset	J	6.3	2.7	0.5	0.0
Setback	K	11.0	8.3	5.0	0.0
Cross aisle, one-way	L	14.0	14.0	14.0	14.0
Cross aisle, two-way	L	24.0	24.0	24.0	24.0

Table 2
Design Requirements for Compact Small-Sized Vehicles

Parking Dimensions, FEET						
Parking Angle	Stall Width	Aisle Length Per Stall	Depth of Stalls at Right Angle to Aisle	Bumper Overhang	Aisle Width	Wall to Wall Module
45°	8.0	10.5	17.0	1.7	11.0	45.0
60°	8.0	8.7	17.7 16.7	1.8	14.0	49.4
75°	8.0	7.8	17.3 16.3	1.9	17.4	52.0
90°	8.0	7.5	16.0	2	20.0	52.0

17.34.050 Exemptions, exceptions and modifications.

~~17.34.110 Exemption for minor expansion of single-family dwelling.~~

A. Dwelling units existing as of ____ [the date this section takes effect], constructed in compliance with applicable standards then in effect, shall be considered conforming in terms of the parking required by this chapter until such time as they are expanded or replaced, except that Section 17.38.090 shall apply in the event that they are damaged or destroyed by fire, flood, wind, earthquake, or other calamity.

*~~A. B.~~ An existing single-family dwelling *or mobilehome* which does not have *off-street* parking facilities that conform with the requirements of this chapter may be expanded by a cumulative total of not more than four hundred (400) square feet without the need to bring the parking facilities into conformance or to obtain a use permit under Section ~~17.34.115~~ 17.34.050.1 of this chapter, subject to the following restrictions and requirements:*

*1. The structure to be expanded shall constitute the principal structure and the only dwelling unit located on the site *or mobilehome park space*.*

2. The square footage permitted by this section shall be reduced by the square footage of any prior expansion of the same structure that was made since January 1, 1986, regardless of whether an exception, use permit, variance, or other approval was granted for such prior expansion.

3. The square footage permitted by this section shall be reduced by the square footage of any prior permitted expansion of the same structure which resulted in the loss of required parking spaces, such as the conversion of a garage to living area.

*4. The expansion shall not result in the loss of any existing off-street parking spaces, or the conversion of a covered parking space to an uncovered parking space, or otherwise increase the nonconformity of the existing *off-street* parking facilities.*

5. The proposed development shall comply with the requirements of Section 17.01.060 of this title, unless: ~~(1)-(a)~~ the structure to be expanded is located upon a lot of record, and ~~(2)-(b)~~ a public street abutting such lot of record provides the principal means of access to that lot.

*~~B. 6.~~ In determining the cumulative size of prior or proposed expansions of an existing single-family dwelling *or mobilehome*, the square footage of any newly created garage or carport shall not be counted as part of the four hundred (400) square foot limitation.*

C. Storefront uses in the NCRO-2 District shall be exempt from the requirements of this Chapter.

D. For residential units designed and dedicated for use by persons with disabilities, subject to restrictions approved by the City and recorded with the County of San Mateo, the parking requirement shall be 1 assigned van-accessible parking space (either covered or uncovered at the discretion of the applicant) per dedicated unit. Such spaces shall be conveniently located along an accessible path of travel to the dedicated unit, but shall not count as or conflict with the parking required to be reserved for persons with disabilities per Title 24 (Section 17.34.040.D).

E. For a residential unit occupied by a person with a disability, the Zoning Administrator shall have authority to grant an Accessibility Improvement Permit authorizing a modification to any of the parking requirements prescribed by this Chapter, following the conduct of a hearing with 10 days notice thereof being given to the owners of all adjacent properties. The Zoning Administrator may issue the Accessibility Improvement Permit if he or she finds and determines that:

1. The modification is necessary to meet special needs for a person having a disability;

2. The modification will not create any significant adverse impacts upon adjacent properties;

3. Any construction resulting from the modification will be done in a sound and workmanlike manner, in compliance with all applicable provisions of the building and fire codes;

4. Strict enforcement of the specified regulation is not required by either present or anticipated future traffic volume or traffic circulation on the site; and

5. The granting of the modification will not create or intensify a shortage of on-street parking spaces.

F. For residential units designed and dedicated for use by households with one or more members who are 62 years of age or older, subject to restrictions approved by the City and recorded with the County of San Mateo, the minimum parking requirement shall be two-thirds (67%) of the standard requirement based upon unit size as set forth in Section 17.34.020. This minimum parking requirement may be further reduced as an "additional incentive" required for projects that comply with the California "density bonus" law (California Government Code Sections 65915 and 65915.5).

G. For residential units dedicated to be affordable to households with very-low, low, or moderate incomes, subject to restrictions approved by the City and recorded with the County of San Mateo, the minimum parking requirement may be reduced as an "additional incentive" required for projects that comply with the California "density bonus" law (California Government Code Sections 65915 and 65915.5). This reduction shall be in addition to any exception that may be applicable under Sections 17.34.050.D or 17.34.050.E. Affordable housing projects that do not qualify for a density bonus and additional incentives may obtain a reduction in the minimum parking requirement through application for a modification under Section 17.34.050.I.

H. Off-street parking facilities within the public right-of-way at the property's frontage may be recognized administratively subject to the city engineer's approval only for single-family residences, secondary dwelling units and duplexes, subject to the following requirements:

1. The parking space shall not be located within a portion of the right-of-way that could be required for lanes of traffic per Section 12.24.010.B.1.

2. The parking space shall not block any portion of a required sidewalk.

3. The parking space shall be located so as to minimize its impact upon any existing on-street parking.

4. The parking space shall comply with Sections 12.05.020 and 12.24.015, as applicable.

5. The parking space is at an angle to the street and has clearance behind the space equivalent to the minimum aisle width in Table 1 (for standard-size spaces) or Table 2 (or compact spaces).

6. The parking space is parallel to the street, in compliance with Section 17.34.040.E, and is located within a driveway to a garage or carport or is provided as the guest parking required for a residential subdivision of 5 (five) or more single-family residences per Section 17.34.020.A.

~~17.34.115 Modifications to parking regulations.~~ I. The planning commission shall have authority to grant a use permit authorizing a modification to any of the parking regulations prescribed by this Chapter. The provisions of Chapter 17.40 of this Title shall govern the filing and processing of the application for a use permit pursuant to this Section; provided, however, that in addition to the findings required for the granting of a use permit, as

set forth in Section 17.40.060, no use permit shall be granted for a modification to a parking regulation unless the planning commission also finds and determines that:

~~A. 1. Strict enforcement of the specified regulation is not required by either present or anticipated future traffic volume or traffic circulation on the site; and~~

~~B. 2. The granting of the use permit will not result in the parking of vehicles on public streets in such manner as to interfere with the free flow of traffic on the streets or create or intensify a shortage of on-street parking spaces. given, for example, the availability of existing or improved on/off-street parking which may not fully meet the requirements of this chapter.~~

~~3. Full compliance with the parking requirements is not reasonably feasible due to existing structural or site constraints. This finding shall not be required for residential units dedicated to be affordable to households with very-low, low, or moderate incomes or designed and dedicated for use by households with one or more members who are 62 years of age or older, subject to restrictions approved by the City and recorded with the County of San Mateo.~~

~~J. The planning commission shall have authority to grant a parking variance for nonresidential development to allow required parking to be located off-site. The provisions of Chapter 17.46 of this Title shall govern the filing and processing of the application for a variance pursuant to this Section; provided, however, that instead of the findings required for the granting of a variance, as set forth in Section 17.46.010, no such parking variance shall be granted unless the planning commission finds and determines that:~~

~~1. The variance would be an incentive to, and a benefit for, the nonresidential development; and~~

~~2. The variance will facilitate access to the nonresidential development by patrons of public transit facilities.~~

Section 17.34.085. Parking for Designated for Clean Air Vehicles. Parking spaces designated for low-emitting, fuel-efficient and carpool/van pool vehicles, as defined in Section 5.102 of the California Green Building Standards Code, shall be provided for newly constructed non-residential buildings according to the following schedule:

TOTAL NUMBER OF PARKING SPACES	NUMBER OF REQUIRED SPACES
0-9	0
10-25	1
26-50	3
51-75	6
76-100	8
101-150	11
151-200	16
201 and over	At least 8 percent of total

The designated spaces shall be marked "CLEAN AIR VEHICLE" with stall-striping paint, such that the lower edge of the last word aligns with the end of the stall striping so it will be visible beneath a parked vehicle.

Section 17.34.095. Bicycle Parking. Short-term and long-term parking for bicycles shall be provided for newly-constructed non-residential buildings as follows:

A. Short Term Parking. One or more permanently anchored bicycle racks shall be provided within 200 feet of the visitors' entrance and readily visible to passers-by. The required bicycle parking capacity shall be set as follows:

1. 1 bike rack space per 10,000 sq. ft. of retail floor area;
2. 1 bike rack space per 150,000 sq. ft. of office floor area;
3. Other non-residential uses: five percent (5%) of visitor motorized vehicle parking capacity.
4. Any fractional result shall be rounded up.
5. For all non-residential buildings, the minimum capacity shall be for two bicycles.

B. Long Term Parking. Permanently anchored bike racks inside covered, lockable enclosures or bicycle rooms or permanently anchored bicycle lockers shall be provided at convenient locations from the street. The required bicycle parking capacity shall be set as follows:

1. 1 space per 20,000 sq. ft. of warehouse floor area;
2. 1 space per 6,000 sq. ft. of retail floor area;
3. 1 space per 6,000 sq. ft. of office floor area;
4. Other non-residential uses: five percent (5%) of motorized vehicle parking capacity.
5. Any fractional result shall be rounded up.
6. For all non-residential buildings, the minimum capacity shall be for one bicycle.

Section 17.38.080. Alteration or expansion of nonconforming structures.

A. A nonconforming structure shall not be altered, enlarged, or expanded so as to increase the degree of noncompliance or otherwise increase the discrepancy between existing conditions and the requirements of this Title.

B. Structural alterations may be permitted when necessary to comply with the requirements of law.

C. The prohibitions of this Section shall not apply to any alteration, enlargement or expansion for which a variance is granted pursuant to Chapter 17.46 *or a use permit is granted pursuant to Chapter 17.34* of this Title.