

JUNE 2024

PLANNING FOR CHILD CARE

IN SANTA BARBARA COUNTY



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Special thanks to:

- *The County of Santa Barbara, who dedicated American Recovery Plan Act funds towards strategies that will help build and improve the child care infrastructure in the County.*
- *City and County planning departments for quickly responding to the child care land use survey, for participating in the study sessions, and for considering policy changes that will support child care facility development.*
- *Karina Acosta, Blanca Aguilera and Jacqui Banta from Children’s Resource and Referral of Santa Barbara County, for their time, dedication and enthusiasm contributed towards the project, and this report.*

Summary

The purpose of this Child Care Land Use Report (Report) is to summarize local efforts to understand and address child care facilities development with planning departments across Santa Barbara County and provide recommendations for improved processes for new and existing child care facilities. Efforts involved a survey of local planning departments, along with study sessions on child care land use that included data, discussions, resources and presentations. Information gathered through this work will be included in a Child Care Facilities Master Plan for Santa Barbara County scheduled to be released in fiscal year 2024-2025.

This Report is a companion to the Santa Barbara County Child Care Facilities Needs Assessment (Needs Assessment), which highlights the role of, and need for, a focus on child care facilities, provides data on need and supply, and includes a preliminary section on child care land use planning. For a full understanding of child care facilities, a review of both documents is recommended.

Both the Report and the Needs Assessment are part of a larger body of work aimed at ensuring that families in Santa Barbara County have access to high-quality child care services, especially families with infants and toddlers. Funded by the Santa Barbara County Board of Supervisors through American Recovery Plan Act (ARPA) federal allocations, the work aims to:

- Increase the child care workforce for infants and toddlers
- Expand child care facilities through grants, technical assistance, and business training
- Understand and clarify the child care facilities needs in the various regions
- Assist child care operators to recover from the effects of COVID-19.

The funding is overseen by First 5 Santa Barbara County, contracted to the Santa Barbara Foundation and subcontracted to Children’s Resource and Referral of Santa Barbara County and the Santa Barbara County Education Office.

Parallel and coordinated work through the same County ARPA grant funding is happening through United Way of Santa Barbara County, which is focused on a continuing assessment of child care in general across the county, employer-sponsored child care, a scholarship fund for middle income families, and emergency child care for the County's first responders and emergency management staff.

This report and the work behind it are a result of a long-standing partnership between the *Santa Barbara Foundation*, *Children's Resource and Referral of Santa Barbara County*, and *Santa Barbara County Education Office Child Care Planning Council* to support child care in *Santa Barbara County*. Each of these partners brings a unique focus and area of expertise to the collaborative effort, united by a shared mission to strengthen the child care system and support working families in the region.

- As part of the *Santa Barbara Foundation's* (SBF) mission to mobilize collective wisdom and philanthropic capital to build empathetic, inclusive and resilient communities, SBF has identified child care as a critical area of focus, recognizing the vital role it plays in supporting working families and setting young children up for success. Through convening, developing strategic partnerships, and providing child care grantmaking programs, SBF seeks to address the challenges of providing quality, affordable child care options for families in Santa Barbara County.
- *Children's Resource and Referral of Santa Barbara County* (CRR) is a key collaborator in this effort with deep community connections and expertise. Their mission is centered on developing strong and healthy families by providing education, care, and resource systems to children, parents, and caregivers, with particular emphasis on supporting low-income and underrepresented populations.
- The *Santa Barbara County Education Office Child Care Planning Council's* (CCPC) leads collaborative efforts in planning, coordinating, and advocating for high-quality, accessible early care and education across the county. They offer extensive knowledge of the local child care landscape and commitment to systems-level change. Collectively, the partnership seeks to grow the child care workforce, increase the availability of accessible, high-quality child care spaces, and ultimately create a more supportive environment for young children to learn, thrive, and reach their full potential.

Overview of Child Care Facilities and Land Use

High quality child care can help children thrive, allow families to work, and improve economic outcomes for businesses and the community. The child care facilities themselves, and their condition, are critical to ensuring access to high quality services in locations where families need them, and offer good places for teachers to work. Child care facilities that are safe, free of hazards, and provide opportunities for learning and growth are essential, for both children and teachers.

The child care facility development system, though, is complex and requires expertise, capacity, money and time to navigate, just like any other type of development. Individual child care operators cannot address this community challenge on their own, as many do not have the necessary resources or knowledge. In order to increase access by expanding current programs or starting up new programs, operators need funding, technical assistance and supportive policy environments. The community benefits from broad access to high quality child care, and all sectors can contribute towards the effort to ensure this critical community infrastructure is in place.



The physical settings in which children learn, play, and grow have an enormous impact on their development. High-quality and developmentally appropriate early learning facilities promote healthy behaviors, independence, and strong social-emotional skills in young children. Quality environments lead to better outcomes. Yet, too often, the physical condition of child care facilities can be an afterthought.

~BIPARTISAN POLICY CENTER, (2023)



([Bipartisan Policy Center](#), 2023)

Completing the various regulatory steps involved in starting up child care requires a great deal of time, knowledge, support and money. One regulatory process, city or county zoning and permitting, is often complex and difficult to follow for someone who does not work in the construction industry, and the costs can be prohibitive for child care providers who operate on thin margins. There are various degrees of land use permitting regulation, and the more restrictive the permit, typically the more time it takes and the more expensive it is.

There was a major change to the responsibility for local jurisdictions across California to regulate child care when the **SB234 legislation went into effect in January of 2019, eliminating local regulation of all family child care, making it “by right.”** Municipalities across the state are beginning to look at their child care center policies now, and how they might amend them to remove unintended barriers and encourage child care development.

A local government entity that adopts policies that make expanding and starting up child care facilities easier and less costly can encourage child care development, thus increasing access for families in the community. The 8 city and one county jurisdictions of Santa Barbara have regulated child care facility development in their communities for decades, with varying levels of permitting, cost, processing and documentation required.

Highlights from Local Child Care Land Use Survey

(See Survey Template, Appendix A)

A survey was conducted in the fall of 2023, asking local city and county planning departments about their child care land use policies and practices. All nine jurisdictions (Santa Barbara County and eight cities) participated in the survey.

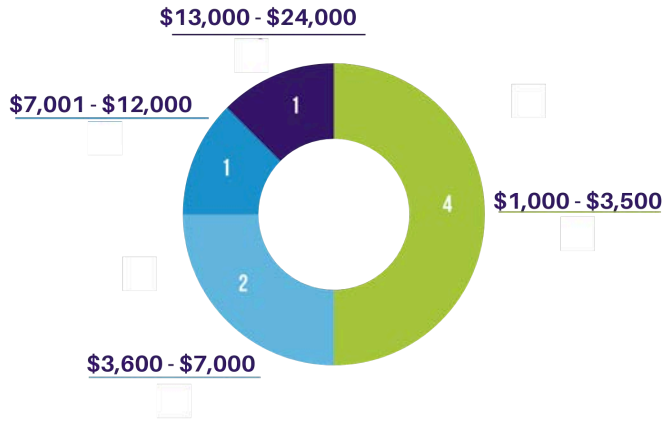
Of the nine jurisdictions in Santa Barbara County:

- 4** **Jurisdictions address child care in their General Plans.** Comprehensively planning for child care through the General Plan process can direct zoning and other policies that can spur the growth of child care facilities.
- 5** **Jurisdictions allow child care centers “by right” in at least one zone.** Facilitating the establishment of child care centers either by right (no permit) or through a streamlined ministerial or administrative permitting process encourages the integration of child care facilities in communities, ensuring families have convenient access to vital child care services.
- 3** **Jurisdictions have made, or are currently making, efforts to streamline the permitting process for child care.** Intentionally encouraging child care facilities development through streamlined and low-cost processes and incentives removes barriers that may slow down or stall projects.
- 6** **Jurisdictions offer at least one incentive or mitigation for child care projects.** Offering incentives, such as a density bonus, parking reduction or traffic mitigation can stimulate interest in child care facilities development by making the project more feasible.
- 9** **Jurisdictions were aware of SB234** (large family child care “by right”), and all but one have complied, are in the process of complying, or have a plan to do so.

Additional details can be found in the charts below.

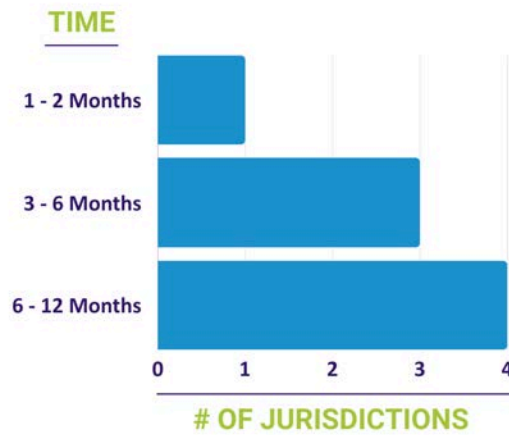
Cost and time to obtain a child care center Conditional Use Permit varies greatly

COST OF CONDITIONAL USE PERMITS BY JURISDICTION



Local Child Care Planning and Permitting Survey, December 2023

LENGTH OF TIME A CONDITIONAL USE PERMIT TAKES TO COMPLETE



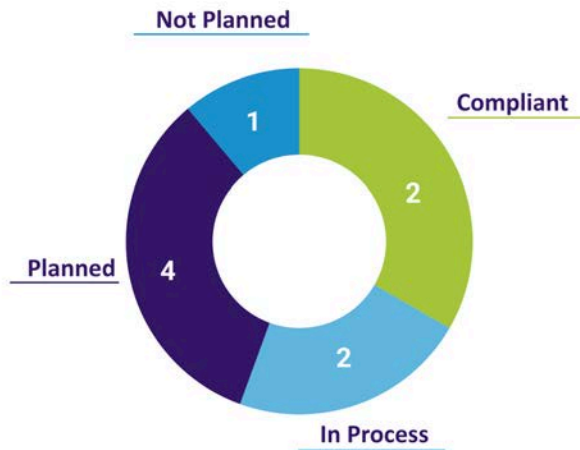
*1 Jurisdiction noted 2 months to 1 year.

Local Child Care Planning and Permitting Survey, December 2023

Incentives to include child care in development

	Number of jurisdictions offering incentive
Development Impact Fee reduction for child care projects	2
Developer Impact Fee for child care	0
Inclusion requirement for large projects	0
Density bonus for facility in affordable housing, per government code	3
Density bonus in excess of minimum in government code or in non-residential projects	1
Floor area ratio exclusion	1
Parking reduction at impacted sites (properties where the size does not allow for both the required parking and playground. In these sites, the jurisdiction offers flexibility in finding solutions)	3
Traffic mitigation credit	1
Community benefit points	1
Expedited permit processing	1
Other bonus	1

JURISDICTIONS WITH MUNICIPAL CODE IN COMPLIANCE WITH SB234



Local Child Care Planning and Permitting Survey, December 2023

All jurisdictions knew about, and some were actively addressing, changes due to SB234

Highlights from the Child Care Land Use Study Sessions

All local jurisdictions were invited to study sessions focused on child care land use, best practices, and resources. Four study sessions were held, once a month, from February through May, 2024, for 90 minutes each. Seven of the 9 jurisdictions attended at least one session, with an average of 6 jurisdictions and 8 individuals participating in each session. Participants expressed interest in attending additional sessions if offered in fiscal year 2024-25. Topics included:

- Where Child Care Happens
- Data on Child Care in Santa Barbara County
- Child Care Land Use Survey Results
- Presentation from County of Santa Barbara Planning Department on child care policy changes
- Child Care Land Use Best Practices
- How organizations involved in child care facilities work can help with policy changes
- Presentation from City of Goleta on child care policy changes
- Annotated Resource List
- Various organizations and areas of focus in the oversight of child care facilities
- Input for the Child Care Land Use Report
- Interest in Child Care Land Use Planning Sessions Next Year

Resources shared through the study sessions were compiled into an annotated list of resources and provided to all jurisdictions through a shared folder with live links to documents. A pdf of that document can be found in Appendix B.

City and County Plans and Accomplishments

Participants from the local planning departments shared their experiences with child care facilities and land use, as well as policies and practices that they adopted in the past. Two highlights from the sessions were presentations by the County of Santa Barbara and the City of Goleta on child care policies instituted over the past few years (See Appendices C and D for presentation materials).

Additionally, the Cities of Lompoc and Santa Barbara shared their plans to address child care policy as a result of information learned through the sessions:

Lompoc: *Amendments to the Zoning Code will be considered to streamline permitting requirements for Commercial Day Care uses in Commercial Zoning Districts.*

City of Santa Barbara: *The City of Santa Barbara will include a specific review of child care policies with related upcoming Zoning Ordinance Amendments.*

Recommendations for Improved Processes for New and Existing Child Care Facilities

The following are recommendations for all planning departments in Santa Barbara County, with the understanding that some jurisdictions have child care land use policies in place that are addressing some of the recommendations.

- **Comprehensively plan for child care** and intentionally encourage child care development through supportive policies, streamlined and low-cost processes, and incentives to spur growth. For example:
 - Facilitate the child care land use process for the community by offering step by step instructions on the planning department website.
 - Maintain a list of names and contacts for the various departments child care operators will need to connect with for approvals or additional permits. Share the best practices with those departments.
 - Track development projects (eg: housing, commercial), and flag those that could, or do, include child care facilities. Departments can then connect with child care operators through the Child Care Planning Council, provide support and resources, and connect operators with child care facilities experts who can help ensure a successful project.

- **Refine Key Definitions and Align with State Codes.** The way child care facilities are defined in local regulatory documents can support a smooth process, or cause confusion and extra work. Examples include
 - Align definitions of Family Child Care Homes and Child Care Centers with California Health and Safety Code Sections § 1596.750-1596.78 (the CA Child Day Care Facilities Act):
 - Child Care Centers (“Child Daycare Facilities” in code) "a child day care facility other than a family day care home, and includes infant centers, preschools, extended day care facilities, and school age child care centers" (Ca HSC §1596.76)
 - Family Child Care Homes (“Family Daycare Facilities” in code) "a facility that regularly provides care, protection, and supervision for 14 or fewer children, in the provider’s own home, for periods of less than 24 hours per day, while the parents or guardians are away, and is either a large family daycare home or a small family daycare home." (Ca HSC §1596.78)
 - Note: The term “child care” includes any state licensed center or family child care home and includes programs referred to as preschool, day care, early care and education, early learning programs, Head Start, State Preschool, Montessori, etc.
 - Ensure regulations State Law regarding child care facility capacity are included in definitions:
 - Family Child Care Home capacity: Small up to 8 and Large up to 14 children; ideally not combined with adult care definition.

- Child Care Centers: any capacity, can include birth to 12 years, including infant, preschool, school-age.
 - Avoid antiquated or confusing terms (day nursery, family day care center) for clarity, and to allow for more efficient electronic searching.
 - Avoid setting local requirements that duplicate or may conflict with State Licensing regulations or waivers they approve. For example, including the CCL-required square footage of buildings or playgrounds in local policy may be in conflict with CCL decisions for a particular center.
- **Bring policies into compliance with State Law SB234 - Family Child Care Homes By Right**

California Senate Bill 234, effective January 1, 2020, prohibits local jurisdictions from requiring planning, home occupation or other permits, performance standards, fees, and business licenses for operating a Small or Large Family Child Care Home. For more information go to: OPR SB234 Fact Sheet, CDSS: Family Child Care Home Providers- Remedies for Housing Discrimination, or Child Care Law Center SB 234 FAQ.

 - In alignment with California Senate Bill 234, effective from January 1, 2020, local jurisdictions must recognize both Small and Large Family Child Care Homes as permitted uses in all zones that allow residential activities. This legislation mandates that licensed Family Child Care (FCC) is to be regarded as a residential property use across all housing types, not limited to single-family homes. Any requirements imposed by city or county entities on these child care homes must be consistent with those applied to all other residential properties within the same zone. This approach ensures equitable treatment and removes unnecessary barriers such as planning, home occupation or other permits, performance standards, fees, and business licensing, thus facilitating the operation of family child care homes.
 - Specific guidance for updating Municipal Code (zoning and finance/business codes):
 - List Small and Large Family Child Care Homes as a permitted use in all Residential Zones (in individual zone sections, use tables, etc.).
 - Clearly state that Family Child Care Homes can operate in any dwelling unit, i.e. not restricted to single- family dwellings.
 - Specify Family Child Care Home exemption from Home Occupation permit and in Business Tax/License code and forms.
 - While the Zoning Code update is in process, consider posting a notice on the City website indicating correct treatment; child care providers may find illegal code online and decide not to proceed due to requirements and costs. Sample language available upon request.
- **Amend Child Care Center Policies and Processes to Encourage Development**
 - Encourage the integration of child care facilities within various community settings, ensuring families have convenient access to vital child care services.
 - To foster the inclusion of child care centers across communities and reduce cost and time to develop, facilitate child care center establishment by right, or through the least restrictive

and least burdensome permit processes and fee structures, especially in public or quasi-public sites like faith-based locations, schools, and community centers.

- Encourage the establishment of child care centers either by right or through the least restrictive and least burdensome permit processes and fee structures, particularly in sites capable of supporting necessary amenities like parking, traffic management, and outdoor play spaces (e.g., schools, community buildings, and faith-based properties). Such a streamlined process can significantly ease the development of child care facilities and reduce the financial burden for the operator.
- Make permit applications available online, with directions specifically for child care.
- Streamline the Conditional Use permitting process and cost for child care operators, fast-track applications and reduce fees.

➤ **Adopt Development Standards that Support Child Care**

- Development standards reasonably address the actual impacts of child care centers. Standard conditions of approval addressing land use impacts (e.g. parking and noise) enable by-right designation or ministerial treatment in both Residential and Non-residential zones. Ideally, allow for more lenient standards where site challenges exist (e.g. insufficient space for required playground and parking), public transit is robust, or other factors mitigate land use impacts. (See Resources for example of Santa Barbara County’s parking reduction code language.)
- Exempt Child Care Centers from traffic and other impact fees. Expedited permit processing and reduced fees increase the feasibility of child care facility projects.
- Allow for minimum and alternative parking for parent drop off/pick up and staff to enable inclusion of required playground space.

➤ **Address the Community’s need for child care in the General Plan**

- Policies and programs supportive of child care can be included in several mandated and/or optional General Plan elements. Land Use, Housing, Public Facilities, Economic Development, and Circulation are only some.
- Require or offer incentives to developers for the inclusion of child care space in projects. Examples adopted in other jurisdictions include:
 - Developer impact fee for child care
 - Inclusion requirement of child care for large projects
 - Density bonus for facility in affordable housing, per government code
 - Density bonus in excess of minimum in government code or in non-residential projects
 - Floor area ratio exclusion
 - Option for review/approval of a parking plan generated by the operator when parking requirements may negatively impact the child care center facility and/or operations.
 - Traffic mitigation credit
 - Community benefit points
 - Fast Tracking of child care permit processing

Appendices

Appendix A: Child Care Land Use Survey Template



CHILD CARE PLANNING AND PERMITTING SURVEY SANTA BARBARA COUNTY (Abridged)

Survey responses requested by November 22, 2023.

Section A: Instructions and Contact Information

Through American Recovery Plan Act (ARPA) funding from the County of Santa Barbara, [Children's Resource and Referral of Santa Barbara County](#), the Santa Barbara Foundation and local partners are working together to identify ways to support the start up and/or expansion of child care to meet the needs of families in our county. This survey is being requested from all cities and the County and will provide critical information about current policies and opportunities to further develop child care. Core best practices for child care development are identified (in pink) throughout the survey.

We ask that you please respond to all questions directly in this Google Doc and provide additional information to help us understand your jurisdictions' policies. If you have documents you can share that could be helpful, please attach a pdf to the email with your completed survey or provide a link to the document if online.

Once all surveys are collected, respondents will receive a report to review for accuracy and summary data will be included in a county-wide child care facilities needs assessment to be published at the end of December 2023. Study sessions will then be scheduled for city/county representatives to learn from each other and from child care experts regarding potential policy changes that can be made to improve the environment for child care facility development.

Key definitions and state codes

- **Child Care Centers (“Child Daycare Facilities” in code)** *"a child day care facility other than a family day care home, and includes infant centers, preschools, extended day care facilities, and school age child care centers"* ([Ca HSC §1596.76](#)),
- **Family Child Care Homes (“Family Daycare Facilities” in code)** *"a facility that regularly provides care, protection, and supervision for 14 or fewer children, in the provider’s own home, for periods of less than 24 hours per day, while the parents or guardians are away, and is either a large family daycare home or a small family daycare home."* ([Ca HSC §1596.78](#))
- The term “child care” includes any state licensed center or family child care home and includes programs referred to as preschool, day care, early care and education, early learning programs, Head Start, State Preschool, Montessori, etc.

1. Please provide the contact information for the person completing this survey.

Jurisdiction	
Name	
Department	
Address	
Email Address	
Phone Number	

Section B: Center and Family Child Care Definitions and Policies

Best Practices: Definitions of Family Child Care Homes and Child Care Centers align with [California Health and Safety Code Sections § 1596.750-1596.78 \(the CA Child Day Care Facilities Act\)](#), including:

- Family Child Care Homes capacity: Small up to 8 and Large up to 14 children; ideally not combined with adult care definition.
- Child Care Centers: any capacity, can include birth to 12 years, including infant, preschool, school-age.
- Avoid antiquated or confusing terms (day nursery, family day care center)

Best Practices: Child Care Centers

- Permit child care centers in all zones that are not hazardous (e.g. heavy industrial), including residential, commercial, retail, mixed-use.
- Allow child care centers by right or with the least restrictive/burdensome permit process and fees (e.g. in public/quasi-public sites - faith-based, school, community center - that accommodate parking, traffic, etc.
- Allow for minimum and alternative parking for parent drop off/pick up and staff to enable inclusion of required playground space.

Child Care Centers

2. Please indicate the type of planning permit that is required, if any, to locate a child care center in each zone below. Please enter the specific zone in each cell as appropriate.

Zones	By right, no planning permit	Administrative, Non discretionary permit	Conditional use permit	Prohibit ed use
Residential				
Commercial				
Industrial				
Mixed-Use				
Open space				
Other				

3. What is the cost of a Conditional Use Permit application for a child care center, when required?

4. What is the approximate length of time (or range) needed to obtain a Conditional Use Permit for a child care center?

5. Please provide a description of each of the following regulations applied to child care centers in your jurisdiction.

Noise	
Landscaping	
Parking	
Traffic	
Other	

6. Are child care centers required to pay a business license fee?

<input type="checkbox"/> Yes	Please link to your city's business license information:
<input type="checkbox"/> No	Please explain who is exempt from paying business license fees:

Family Child Care Homes

Family Child Care Homes By Right

California [Senate Bill 234](#), effective January 1, 2020, prohibits local jurisdictions from requiring planning, home occupation or other permits, performance standards, fees, and business licenses for operating a Small or Large Family Child Care Home. For more information go to: [OPR SB234 Fact Sheet](#), CDSS: [Family Child Care Home Providers- Remedies for Housing Discrimination](#), or Child Care Law Center [SB 234 FAQ](#).

Best Practices: Family Child Care Homes

Specific guidance for updating Municipal Code (zoning and finance/business codes):

- List Small and Large Family Child Care Homes as a permitted use in all Residential Zones (in individual zone sections, use tables, etc.).
- Clearly state that Family Child Care Homes can operate in any dwelling unit, i.e. not restricted to single-family dwellings.
- Specify Family Child Care Home exemption from Home Occupation permit and in Business Tax/License code and forms.

7. Is your Municipal Code in compliance with SB234, including exempting all Family Child Care Homes from use/home occupation or other permits, performance standards, fees, and business licenses?

- Yes
 No

8. If your Municipal Code is not yet in compliance with the provisions of SB234, please provide a timeline for updating. Helpful hint: Consider posting a notice on the City website indicating correct treatment in the interim. Sample language available upon request.

Section C: General Questions

General Best Practices: Comprehensively plan for child care and intentionally encourage child care development through supportive policies, streamlined and low cost processes, and incentives to spur growth.

9. Are permit application forms available on-line?

<input type="checkbox"/> Yes	If yes, please provide the link here.
<input type="checkbox"/> No	If no, do you have plans to make these forms available on-line in the near future?

10. Have you made, or are you currently making, efforts to streamline the permitting process for child care centers?

<input type="checkbox"/> Yes	If yes, please describe the efforts here.
<input type="checkbox"/> No	If no, please indicate the kind of service, training, and/or support that is needed to facilitate a more streamlined process.

11. Are your zoning code definitions of Child Daycare Facility (including preschools, infant care, employee-sponsored, etc.) and Family Daycare Homes consistent with California Health and Safety Code Sections [§ 1596.750-1596.78](#) of the CA Child Day Care Facilities Act (listed on page 1 of this survey)?

Yes

No. If not, please specify below.

--

12. Does your General Plan address the community's need for child care?

<input type="checkbox"/> Yes	If yes, please insert the language or cite the sections here.
<input type="checkbox"/> No	If no, when is your next General Plan update?

13. Does your city/county have requirements or offer incentives to developers for the inclusion of child care space in projects? Please select all that apply and use the right-hand column to describe and/or include links to code sections.

Developer impact fee for child care	
Inclusion requirement for large projects	
Density bonus for facility in affordable housing, per government code	
Density bonus in excess of minimum in government code or in non-residential projects	
Floor area ratio exclusion	
Parking reduction at impacted sites (properties where the size does not allow for both the required parking and playground. In these sites, the jurisdiction offers flexibility in finding solutions)	
Traffic mitigation credit	
Community benefit points	
Expedited permit processing	
Other:	

14. Please list all major development applications you are currently reviewing or have recently been approved.

--

15. Please describe any child care policies or projects that have been a topic of discussion, in the past year, internally, at Planning Commission, or City Council/Board of Supervisors meetings.

--

15a. Do any of these developments address the need for child care services?

<input type="checkbox"/> Yes	If yes, please describe those projects and use this space to indicate if the city/county required or supported the developer to include child care.
<input type="checkbox"/> No	

16. Where (which departments or agencies) do you refer people who wish to operate a Family Child Care Home or Child Care Center? **Check all that apply.**

- Fire Department / Fire Prevention
- Building Inspection
- Finance / Business
- Public Works
- Community Care Licensing / DSS
- [Children’s Resource and Referral of SB County](#)
- Other _____

Section D: Conclusion

17. Are there other city policies, practices, resources, informational tools, or any concerns you wish to share related to planning for child care and preschool needs in your community?

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17 a. Please provide contact information for the departments to whom you refer those who are interested in operating child care.

Fire Department	
Contact Info	
Building Department	
Contact Info	
Finance/ Business	
Contact Info	
Public Works	
Contact Info	

18. Is there any information (e.g. templates, tools, examples) you would like to receive related to the child care policies or processes mentioned in this survey?

Appendix B: Child Care Land Use Annotated Resources List

Child Care Land Use Annotated Resources List Santa Barbara County

General Plan

Examples [Child Care Policies in General Plan Elements](#)

A collection of policies from various elements of several CA cities/counties.

Redwood City [General Plan, Child Care section](#)

Section (6-pg) of a Building Community Element, includes goals, policies and implementation programs. 2010

Zoning Code

[Santa Barbara County ordinance amendment with child care changes shown, 2022](#)

San Mateo County. [Signed ordinance 2021](#)

Replaced old ordinance to address SB234 with new Chapter 22.2 Child Care Centers. Clarifies by right treatment of Family Child Care Homes, and includes ministerial process for centers in many zones, incentives for provision of child care space.

Child Care and Supportive Housing. [Hercules Ordinance](#)

Adopted 1/2023, combined ZO updates for SB234 and supportive housing, includes code text/use tables with strikeouts/adds; forgot to delete Section 13-35.260 Family Day Care Homes with illegal requirements for parking, spacing, noise, etc. *Update: this was corrected, effective 3.14.24*

Menlo Park ordinance SB234 update Nov. 2023

[Ordinance update](#) to implement a Housing Element policy re SB234 requested by advocates. Shows deletion of illegal requirements. (Note: Recommend not including state licensing regulations language about ages of children, etc as that may change.)

Redwood City Child Care Zoning Code

[Draft of ordinance](#) with new code section adopted 3/2021, to comply with SB234, reduce requirements for child care centers, and offer incentives for co-location. Amended section, Article 39 - Child Care Facilities begins on pg 11.

Anderson, K. [Aligning Local Codes to Support Demand for Child Care](#). Northern News, NorCal APA, 3/2023. Encourages compliance with SB234, providing links to the bill, memos from state departments, examples

[Clarification of FCCH in Residential Zones](#) (Child Care Law Center interpretation 4/2024)

[Sample Website Language re City requirements for Family Child Care](#)

To clarify Family Child Care Home exemptions and future code updates

Child Care Start Up guides

[City of San Mateo Child Care Start-Up Guide](#)

Extensive guide (also *available* in Spanish) to accompany city's child care facility fund application materials (developer fee funds); site assessment tool with option for initial interdepartmental staff feasibility review

Goleta – [Establishing a Day Care Facility in Goleta](#)

Guide to new zoning 2020

[Template: How to Start a Child Care or Preschool Program in x City](#) (draft)

Other

Build Up San Mateo County - [Brief for Cities](#)

A description of several actions cities can take to support child care development with local examples, from the county's child care facilities initiative.

Build Up San Mateo County - [Brief for Developers](#)

A description of how developers can help to address the child care needs of communities where they have projects. Requirements for a sustainable child care facility in a development are provided, with local examples highlighted. From the county's child care facilities initiative.

[Planning for Child Care in California](#) - Dr. Kristen Anderson, 2006

Presents basic child care information, guidelines and resources for municipal, county, and school district planners, and for child care professionals and advocates. *Note: References to family child care regulations are out of date, due to the passage of SB234.*

Appendix C: City of Goleta Child Care Policy Changes

ESTABLISHING A DAY CARE FACILITY

GUIDE TO ZONING ORDINANCE PROVISIONS



There are three categories of day care addressed in the Zoning Ordinance: (1) Family Day Care Homes, (2) Day Care Facilities that operate as a principal use of a piece of property, and (3) Day Care Facilities that operate as accessory to another principal use on a piece of property. Applicable provisions can be found in Sections 17.41.110, Day Care Facilities, 17.41.140, Family Day Care, and 17.41.040, Accessory Use and are summarized below.

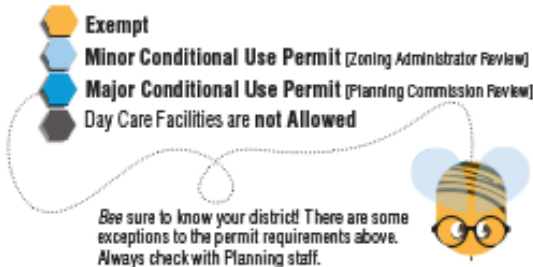
Family Day Care Home

Family Day Care Homes are facilities that provide care for 14 or fewer children in the provider's own home for periods of less than 24 hours per day. There are two types of Family Day Care Homes, small and large, which are defined in Section 1597.44 of the Health and Safety Code. Family Day Care Homes are licensed by the State. No permit or business license is required from the City. Additionally, Family Day Care Homes are *not* subject to City Development Impact Fees!

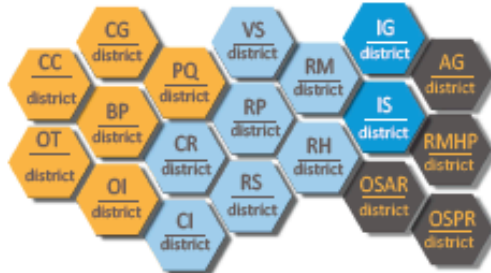
Day Care Facility, Principal Use

Day Care Facilities, including nurseries, preschools, and facilities for children or adults providing supervision and non-medical care for durations of less than 24 hours per day, that operate as a principal use on a piece of property are allowed throughout the City as follows:

Where Are They Allowed?



Zoning Districts



Requirements

In addition to any State licensing requirements, a City Business License is required. One designated parking space and one drop-off/loading space is required for each ten patrons must be provided and contact information of the operator must be kept on file with the Planning and Environmental Review Department.

Incentives!

Day Care Facilities qualify as Beneficial Projects for Development Impact Fee reductions. Additional incentives, including priority processing, parking reductions, additional lot coverage allowances, and others, are also available.

Day Care Facility, Accessory Use

Day Care Facilities that are incidental, subordinate, and related to another principal use on a project site are considered *Accessory Day Care Facilities*. While Accessory Day Care Facilities typically provide service to tenants, occupants, or employees of the associated principal use, they may also provide service to others. Accessory Day Care Facilities are exempt from the requirement of a Major Conditional Use Permit but are otherwise subject to the same requirements and qualify for the same incentives as Day Care Facilities that are principal uses.

Appendix D: County of Santa Barbara Child Care Policy Changes

Slide Deck and Policy Change Summary



CHILD CARE FACILITIES ORDINANCE AMENDMENTS



Planning and Development
Department (P&D)
Long Range Planning Division

Background



- September 14, 2021 - Board-requested ordinance amendments to:
 - Prioritize amendments that include provisions and incentives for the development of childcare facilities within the unincorporated county
 - Promote and support safe child care services throughout the community
 - Reduce barriers for operators

Significant Changes



- ❑ Allow “by right” large family day care homes for children in all dwellings regardless of zone and updated glossary definitions
- ❑ Allow smaller day care centers of 50 children or less with a Land Use Permit instead of a Conditional Use Permit
- ❑ Relax certain standards for child care centers located in or at public/quasi-public facilities that are used for assembly uses (e.g., schools, churches, conference centers, community centers, or clubhouses)
- ❑ Specified parking and loading standards

3

Development Standards



- ❑ Removed restricting development standards:
 - Total number of adults, or children, or adults and children shall not exceed 30
 - Total gross square footage of the facility including outdoor play areas shall not exceed 5,000 sqft
 - When allowed as accessory to a permitted use, the use of the day care center is restricted to use solely by the onsite employees of the development

Parking and Loading Standards



□ Parking and Loading Standards:

- 1 space per 10 children/adults and 1 drop-off/loading space
 - A reduction in required parking may be allowed with the submittal of a parking study and subject to a MCUP

Effective Dates



- November 29, 2022 – Adoption
- December 30, 2022 – LUDC and MLUDC amendment effective
- CZO amendment effective upon certification

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

ORDINANCE NO. _____

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

Case No. 22ORD-00000-00004

The Board of Supervisors of the County of Santa Barbara, State of California, ordains as follows:

SECTION 1:

Article 35.2, Zones and Allowable Land Uses, Section 35.20.040, Exemptions from Planning Permit Requirements, Subsection 35.20.040.B.7, of the Santa Barbara County Land Use and Development Code, of Chapter 25, Zoning, of the Santa Barbara County Code, is hereby amended to revise subsection B.7 to read as follows and renumber/relabel the existing subsections B.7 - B.24 to B.8 - B.25 to reflect the revision:

...

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

...

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

...

SECTION 2:

Section 35.21.030, Table 2-1 Allowed Land Uses and Permit Requirements for Agricultural Zones, of Chapter 35.21, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

	E Allowed use, no permit required (Exempt)
--	--

Table 2-1 - Continued Allowed Land Uses and Permit Requirements for Agricultural Zones	P	Permitted use, Land Use Permit required (2)	
	MCUP	Minor Conditional Use Permit required	
	CUP	Conditional Use Permit required	
	ZC	Zoning Clearance required	
	S	Permit determined by Specific Use Regulations	
	—	Use Not Allowed	
LAND USE (1)	PERMIT REQUIRED BY ZONE		Specific Use Regulations
	AG-I	AG-II	

RESIDENTIAL USES

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

RETAIL TRADE

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

SERVICES

Cemetery	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	
Large family day care home, serving adults	P	P	35.42.090
Large family day care home, serving children	E (7)	E (7)	35.42.090
Small family day care home, serving adults	E	E	35.42.090
Small family day care home, serving children	E (7)	E (7)	35.42.090
Day care center, accessory to non-residential dwelling	MCUP (8)	MCUP (8)	35.42.090
Day care center, residential-accessory to dwelling	MCUP	MCUP	35.42.090
Day care center, principal use	MCUP (8)	MCUP (8)	35.42.090
Lodging - Guest ranch	—	CUP (6)	
Lodging - Homestay	P	—	35.42.193
Lodging - Hostel	—	CUP	35.42.240
Lodging - Short-term rental	—	—	
Mausoleum	CUP	CUP	
Medical services - Animal hospital	MCUP	P	35.42.250
Mortuary, accessory to cemetery	CUP	CUP	35.42.120

Key to Zone Symbols

AG-I	Agriculture I
AG-II	Agriculture II

Notes:

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

SECTION 3:

Section 35.22.030, Table 2-4 Allowed Land Uses and Permit Requirements for Resource Protection Zones, of Chapter 35.22, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-4 - Continued Allowed Land Uses and Permit Requirements for Resource Protection Zones	E	Allowed use, no permit required (Exempt)			
	P	Permitted use, Land Use Permit required (2)			
	MCUP	Minor Conditional Use Permit required			
	CUP	Conditional Use Permit required			
	S	Permit determined by Specific Use Regulations			
	—	Use Not Allowed			
LAND USE (1)	PERMIT REQUIRED BY ZONE				Specific Use Regulations
	MT-GAV	MT-GOL	MT-TORO	RMZ	

RESIDENTIAL USES

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

RETAIL TRADE

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

SERVICES

Cemetery	—	CUP	CUP	CUP	
Charitable or philanthropic organization	—	CUP	CUP	CUP	
Large family day care home, <u>servicing adults</u>	P	P	P	P	35.42.090
<u>Large family day care home, servicing children</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>35.42.090</u>
Small family day care home, <u>servicing adults</u>	E	E	E	E	35.42.090
<u>Small family day care home, servicing children</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>E (3)</u>	<u>35.42.090</u>
Day care center, <u>accessory to non-residential dwelling</u>	—	MCUP (4)	MCUP (4)	MCUP (4)	35.42.090
Day care center, <u>Residential accessory to dwelling</u>	MCUP	MCUP	MCUP	MCUP	35.42.090
<u>Day care center, principal use</u>	<u>MCUP (4)</u>	<u>MCUP (4)</u>	<u>MCUP (4)</u>	<u>MCUP (4)</u>	<u>35.42.090</u>
Drive-through facility, accessory to a permitted use	—	—	CUP	—	
Lodging - Guest ranch, low intensity	—	—	CUP	CUP	
Lodging - Homestay	—	—	—	—	
Lodging - Hostel	CUP	CUP	CUP	CUP	
Lodging - Short-term rental	—	—	—	—	
Mausoleum	—	CUP	CUP	CUP	
Medical services - Clinic	—	—	CUP	—	
Medical services - Extended care	—	—	CUP	—	
Medical services - Hospital	—	—	CUP	—	
Mortuary, accessory to cemetery	—	CUP	CUP	CUP	35.42.120

Mortuary	—	—	—	—	35.42.120
Music recording studio	—	—	CUP	—	

Key to Zone Symbols

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

Notes:

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

SECTION 4:

Section 35.23.030, Table 2-7 Allowed Land Uses and Permit Requirements for Residential Zones, of Chapter 35.23, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-7 - Continued Allowed Land Uses and Permit Requirements for Residential Zones	E	Allowed use, no permit required (Exempt)				
	P	Permitted use, Land Use Permit required (2)				
	MCUP	Minor Conditional Use Permit required				
	CUP	Conditional Use Permit required				
	S	Permit determined by Specific Use Regulations				
	—	Use Not Allowed				
LAND USE (1)	PERMIT REQUIRED BY ZONE					Specific Use Regulations
	RR	R-1/E-1	EX-1	R-2	DR	

SERVICES

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

Key to Zone Symbols

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

Notes:

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

SECTION 5:

Section 35.23.030, Table 2-8 Allowed Land Uses and Permit Requirements for Residential Zones, of Chapter 35.23, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-8 - Continued Allowed Land Uses and Permit Requirements for Residential Zones	E	Allowed use, no permit required (Exempt)				
	P	Permitted use, Land Use Permit required (2)				
	MCUP	Minor Conditional Use Permit required				
	CUP	Conditional Use Permit required				
	S	Permit determined by Specific Use Regulations				
	—	Use Not Allowed				
LAND USE (1)	PERMIT REQUIRED BY ZONE					Specific Use Regulations
	PRD	SLP	MHP	MHS	MR-O	

SERVICES

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

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

Key to Zone Symbols

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

Notes:

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

SECTION 6:

Section 35.24.030, Table 2-12 Allowed Land Uses and Permit Requirements for Commercial Zones, of Chapter 35.24, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-12 - Continued Allowed Land Uses and Permit Requirements for Commercial Zones	E	Allowed use, no permit required (Exempt)				
	P	Permitted use, Land Use Permit required (2)				
	MCUP	Minor Conditional Use Permit required				
	CUP	Conditional Use Permit required				
	S	Permit determined by Specific Use Regulations				
	—	Use Not Allowed				
LAND USE (1)	PERMIT REQUIRED BY ZONE					Specific Use Regulations
	CN	C-1	C-2	C-3	C-S	

SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

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

SERVICES - GENERAL

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

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

Key to Zone Symbols

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

Notes:

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

SECTION 7:

Section 35.24.030, Table 2-13, Allowed Land Uses and Permit Requirements for Commercial Zones, of Chapter 35.42, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended as follows:

Table 2-13 - Continued Allowed Land Uses and Permit Requirements for Commercial Zones	E	Allowed use, no permit required (Exempt)				
	P	Permitted use, Land Use Permit required (2)				
	MCUP	Minor Conditional Use Permit required				
	CUP	Conditional Use Permit required				
	S	Permit determined by Specific Use Regulations				
	—	Use Not Allowed				
LAND USE (1)	PERMIT REQUIRED BY ZONE					Specific Use Regulations
	CH	CM-LA	C-V	SC	PI	

RESIDENTIAL USES

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

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

Key to Zone Symbols

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

Notes:

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

SECTION 8:

Section 35.24.030, Table 2-13 Allowed Land Uses and Permit Requirements for Commercial Zones, of Chapter 35.24, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-13 - Continued Allowed Land Uses and Permit Requirements for Commercial Zones	E P MCUP CUP S —	PERMIT REQUIRED BY ZONE					Specific Use Regulations
		CH	CM-LA	C-V	SC	PI	
SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL							
Bank, financial services - Branch facility	—	P	—	—	P		
Bank, financial services - Complete facility	—	P	—	—	P		
Business support service	—	P	—	—	P		
Drive-through facility	CUP	—	CUP	CUP	CUP	35.42.130	
Medical services - Animal hospital, small animals	—	CUP	—	P	CUP	35.42.250	
Medical services - Clinic	CUP	CUP	CUP	CUP	P		
Medical services - Doctor office	—	P	—	—	P		
Medical services - Extended care	CUP	CUP	CUP	CUP	P		
Medical services - Hospital	CUP	—	CUP	CUP	P		
Office - Business/service	—	P	—	S (3)	P		
Office - Professional/administrative	—	P	—	S (3)	P		
SERVICES - GENERAL							
Cemetery, mausoleum	CUP	—	CUP	CUP	P		
Charitable or philanthropic organization	CUP	CUP	CUP	CUP	P		
Large family day care home, <u>servicing adults</u>	P	P	P	—	P	35.42.090	
<u>Large family day care home, servicing children</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>E (6)</u>	<u>35.42.090</u>	
Small family day care home, <u>servicing adults</u>	E	E	E	—	E	35.42.090	

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

Key to Zone Symbols

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

Notes:

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

SECTION 9:

Section 35.25.030, Table 2-19 Allowed Land Uses and Permit Requirements for Industrial Zones, of Chapter 35.25, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-19 - Continued Allowed Land Uses and Permit Requirements for Industrial Zones	E	Allowed use, no permit required (Exempt)
	P	Permitted use, Land Use Permit required (2)
	MCUP	Minor Conditional Use Permit required
	CUP	Conditional Use Permit required
	S	Permit determined by Specific Use Regulations
	—	Use Not Allowed
LAND USE (1)	PERMIT REQUIRED BY ZONE	Specific Use

	M-RP	M-1	M-2	M-CR	Regulations
SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL					
Bank, financial services - Branch facility	—	—	—	—	
Bank, financial services - Complete facility	—	—	—	—	
Business support services	P	P	—	—	
Drive-through facility, accessory	CUP	CUP	CUP	CUP	35.42.130
Medical services - Animal hospital, small animals	—	P	—	—	
Medical services - Clinic	CUP	CUP	CUP	CUP	
Medical services - Extended care	CUP	CUP	CUP	CUP	
Medical services - Hospital	CUP	CUP	CUP	CUP	
Office - Accessory	P	P	P	P	
Office - Executive headquarters	P	P	—	—	

SERVICES - GENERAL					
Cemetery	CUP	CUP	CUP	CUP	
Charitable or philanthropic organization	CUP	CUP	CUP	CUP	
Large family day care home, <u>servicing adults</u>	—	—	—	P	35.42.090
<u>Large family day care home, servicing children</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>35.42.090</u>
Small family day care home, <u>servicing adults</u>	—	—	—	E	35.42.090
<u>Small family day care home, servicing children</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>E (4)</u>	<u>35.42.090</u>
Day care center, <u>Non-residential principal use</u>	MCUP (5)	MCUP (5)	MCUP (5)	MCUP (5)	35.42.090
Day care center, <u>accessory to Non-residential dwelling, accessory</u>	P	P	—	—	35.42.090
Day care center, <u>Residential accessory to dwelling</u>	—	—	—	MCUP (5)	35.42.090
Drive through facility	CUP	CUP	CUP	CUP	35.42.130
Lodging - Homestay	—	—	—	—	
Lodging - Hostel	CUP	CUP	CUP	CUP	
Lodging - Hotel or motel	—	P	—	—	
Lodging - Short-term rental	—	—	—	—	
Mausoleum	CUP	CUP	CUP	CUP	
Mortuary	—	—	—	—	
Mortuary, accessory to cemetery	CUP	CUP	CUP	CUP	
Music recording studio	CUP	CUP	CUP	CUP	
Personal services, employees only	P	P	—	—	
Public safety facility	—	P	—	—	
Repair service - Equipment, large appliances, etc. - Indoor	—	P	P	—	
Repair service - Equipment, large appliances, etc. - Outdoor	—	P	P	—	
Repair service - Small appliances	—	P	P	—	
Vehicle services - Major repair, bodywork	—	P (3)	P	—	
Vehicle services - Minor maintenance/repair	—	P (3)	P	—	

Key to Zone Symbols

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

Notes:

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

SECTION 10:

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

of Chapter 35.26, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-21 - Continued Allowed Land Uses and Permit Requirements for Special Purpose Zones	E	Allowed use, no permit required (Exempt)				
	P	Permitted use, Land Use Permit required (2)				
	MCUP	Minor Conditional Use Permit required				
	CUP	Conditional Use Permit required				
	S	Permit determined by Specific Use Regulations				
	—	Use Not Allowed				
LAND USE (1)	PERMIT REQUIRED BY ZONE					Specific Use Regulations
	MU	NTS	OT-R	OT-R/LC	OT-R/GC	

SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

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

SERVICES - GENERAL

Cemetery, mausoleum	—	—	CUP	CUP	CUP	
Charitable or philanthropic organization	P	—	CUP	CUP	CUP	
Large family day care home, <u>servicing adults</u>	P	—	P	P (3)	P (3)	35.42.090
<u>Large family day care home, servicing children</u>	E (5)	E (5)	E (5)	E (5)	E (5)	35.42.090
Small family day care home, <u>servicing adults</u>	E	—	—	E	E	35.42.090
<u>Small family day care home, servicing children</u>	E (5)	E (5)	E (5)	E (5)	E (5)	35.42.090
Day care center, <u>Non-residential principal use</u>	MCUP (6)	—	MCUP (6)	MCUP (6)	MCUP (6)	35.42.090
Day care center, <u>accessory to Non-residential dwelling, accessory</u>	P	—	—	—	—	35.42.090
Day care center, <u>Residential accessory to dwelling</u>	MCUP (6)	—	MCUP (6)	MCUP (6)	MCUP (6)	35.42.090
Drive-through facility	—	—	CUP	CUP	CUP	35.42.130
Laundry and dry cleaning pick-up stores	P	—	—	—	—	
Lodging - Homestay	P	P	P	P	P	35.42.193
Lodging - Hostel	CUP	—	CUP	CUP	CUP	
Lodging - Hotel or motel	CUP	—	—	—	P	
Lodging - Short-term rental	—	—	—	P	P	35.42.245
Mortuary	—	—	—	—	—	
Mortuary, accessory to cemetery	—	—	CUP	CUP	CUP	35.42.120
Music recording studio	MCUP	—	CUP	CUP	CUP	
Personal services	P	—	—	P (4)	P	
Personal services, employees only	P	—	—	—	—	
Repair service - Equipment, appliances, etc. - Indoor	P	—	—	—	P	
Repair service - Equipment, appliances, etc. - Outdoor	—	—	—	—	P	
Repair service - Small appliances	P	—	—	—	P	
Vehicle services - Minor maintenance/repair	—	—	—	—	P	

Key to Zone Symbols

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

Notes:

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

SECTION 11:

Section 35.26.030, Table 2-22 Allowed Land Uses and Permit Requirements for Special Purpose Zones, of Chapter 35.26, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

Table 2-22 - Continued Allowed Land Uses and Permit Requirements for the Special Purpose Zones	E	Allowed use, no permit required (Exempt)	
	P	Permitted use, Land Use Permit required (2)	
	MCUP	Minor Conditional Use Permit required	
	CUP	Conditional Use Permit required	
	S	Permit determined by Specific Use Regulations	
	—	Use Not Allowed	
LAND USE (1)	PERMIT REQUIRED BY ZONE		Specific Use Regulations
	PU	REC	

SERVICES - BUSINESS, FINANCIAL, PROFESSIONAL

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

SERVICES - GENERAL

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

Personal services, employees only	—	—	
Personal services in mixed use project	—	—	
Repair service - Equipment, appliances, etc. - Indoor	—	—	
Repair service - Equipment, appliances, etc. - Outdoor	—	—	
Repair service - Small appliances	—	—	
Vehicle services - Minor maintenance/repair	—	—	

Key to Zone symbols

PU	Public Works Facilities
REC	Recreation

Notes:

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

SECTION 12:

Section 35.36.050, Table 3-5 Required Number of Spaces: Residential Uses, and Section 35.36.060, Table 3-6 Required Number of Spaces: Nonresidential Uses, of Chapter 35.36, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to read as follows:

...

Table 3-5 - Residential Parking Standards

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

Notes:

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

...

Table 3-6 - Nonresidential Parking Standards

Recreation, Education & Public Assembly Uses:	Parking Spaces Required
Bowling alley	8 spaces per lane
<u>Day care center (accessory or principal use) (3)</u>	<u>1 space per 10 children and; 1 drop-off/loading space</u>
Library, museum, art gallery, or similar use	1 space per 2 employees and; 1 space per 300 square feet of gross floor area
Religious institutions, school auditoriums, college auditoriums, theaters, general auditoriums, stadiums, mortuaries, lodges, halls, and other places of general assembly	With fixed seats - 1 space per 4 fixed seats Without fixed seats - 1 space per 30 square feet of auditorium floor space
Places of amusement without fixed seats (e.g., dancehalls, skating rinks, etc.)	1 space per 300 square feet of assembly area
Racquetball facility & tennis facility	1.5 spaces per court
School - Colleges: art, craft, music, or dancing schools; business, professional, or trade school	1 space per 5 students and 1 space per 3 employees
School - Day school or Nursery school	1 space per 10 students and 1 space per 2 employees
School - Elementary and Middle School	1.5 spaces per teaching station
School - High School	6 spaces per teaching station
Spas, health clubs, etc.	1 space per 300 square feet of gross floor area
Spectator seating	1 space per 5 seats or 1 space per 35 square feet of seating area
Swimming pool, public	1 space per 200 square feet of pool area and 1 space per 500 square feet of area related to the pool and facilities
Retail Trade	Parking Spaces Required
Furniture and appliance stores; heating, ventilating, and hardware stores; motor vehicle and machinery sales and service	1 space per 1,000 square feet of gross floor area
Restaurants, cafes, taverns, etc.	1 space per 300 square feet of space devoted to patrons 1 space per 2 employees
Retail business and general commercial	1 space per 500 square feet of gross floor area (1)
Services and Offices- Business, Financial, Professional	Parking Spaces Required
Business and professional offices e.g. banks, lawyers' offices, etc.	1 space for each 300 square feet of gross floor area (2)
Hotels/motels	1 space per guest room and 1 space per 5 employees
Medical services - extended care	1 space per 3 beds and 1 space per 3 employees
Medical services - hospitals	1 space per 2 beds and 1 space per 3 employees
Medical Services - medical clinics, medical and dental offices	1 space per 200 square feet of gross floor area
Short-Term Rentals	1 space per bedroom

Notes:

(1) See [Subsection 35.36.110.I](#) (Shopping Center (SC) zone).

(2) See [Subsection 35.36.110.J](#) (Professional and Institutional (PI) zone).

(3) A reduction in required parking may be allowed (1) with the submittal of a parking study that sets forth substantial evidence to support a reduction in the required parking (e.g., the daycare center involves clients that do not have access to automobiles, the daycare center is located in proximity to a major transit stop, and/or sufficient parking already exists on or near the project site); and (2) subject to a Minor Conditional Use Permit granted at the discretion of the County decision-makers in compliance with Section 35.82.060 (Conditional Use Permits and Minor Conditional Use Permits).

SECTION 13:

Section 35.42.090, of Chapter 35.42, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to revise Subsections A through C, Family day care to read as follows:

35.42.090 - Community Care Facilities

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

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

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

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

SECTION 14:

Section 35.110.020, Definitions, “Automobile Service Station,” of Chapter 35.110, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended as follows:

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

SECTION 15:

Article 35.11, Glossary, “Day Care” of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby amended to revise the definitions of Day Care Center and Family Day Care Home and add a definition for Family Day Care Home, serving children to read as follows:

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

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

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

SECTION 16:

Section 35.42.180, Historical Parks, of Chapter 35.42, of Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code, is hereby deleted in its entirety.

SECTION 17:

All existing indices, section references, and figure and table numbers contained in Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code, are hereby revised and renumbered as appropriate to reflect the revisions enumerated above.

SECTION 18:

Except as amended by this Ordinance, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code, shall remain unchanged and shall continue in full force and effect.

SECTION 19:

This ordinance shall take effect and be in force 30 days from the date of its passage; and before the expiration of 15 days after its passage a summary of it shall be published once together with the names of the members of the Board of Supervisors voting for and against the same in the Santa Barbara News-Press, a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of Santa Barbara,

State of California, this ____ day of _____, 2022, by the following vote:

AYES:

NOES:

ABSTAINED:

ABSENT:

JOAN HARTMANN, CHAIR
BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: _____
Deputy Clerk

APPROVED AS TO FORM:

RACHEL VAN MULLEM
COUNTY COUNSEL

By: _____
Deputy