

RESOLUTION NO. RES-05-0110

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE DIRECTOR OF PLANNING AND BUILDING TO SUBMIT AMENDMENTS TO THE LONG BEACH ZONING REGULATIONS TO THE CALIFORNIA COASTAL COMMISSION FOR APPROVAL

The City Council of the City of Long Beach resolves as follows:

WHEREAS, on October 18, 2005, the City Council of the City of Long Beach amended certain provisions of the Long Beach Zoning Regulations (the "Amendments") as set forth in Ordinance Nos. ORD-05-0037, ORD-05-0038, and ORD-05-0039 of the City of Long Beach; and

WHEREAS, said amendments include certain revisions to Title 21 of the City's Zoning Code; and

WHEREAS, it is the desire of the City Council to submit the above referenced zoning regulation amendments to the California Coastal Commission for its review as implementing ordinances of the Long Beach Local Coastal Program (LCP); and

WHEREAS, the Planning Commission and City Council gave full consideration to all facts and the proposals respecting the amendments to the Zoning Regulations at properly noticed and advertised public hearings; and

WHEREAS, the City Council approved the proposed changes to the LCP by adopting the Zoning Regulations. The proposed zoning regulation amendments are to be carried out in a manner fully consistent with the Coastal Act and become effective in the Coastal Zone immediately upon Coastal Commission certification; and

WHEREAS, environmental documentation has been prepared, certified,

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1 received and considered as required by law, and the City Council hereby finds that the
2 proposed amendments will not adversely affect the character, livability or appropriate
3 development of the surrounding properties and that the amendments are consistent
4 with the goals, objectives and provisions of the general plan;

5 NOW, THEREFORE, the City Council of the City of Long Beach resolves
6 as follows:

7 Section 1. The amendments to the Long Beach Zoning Regulations as
8 adopted by Ordinance Nos. ORD-05-0037, ORD-05-0038, and
9 ORD-05-0039 of the Long Beach City Council on October 18, 2005,
10 copies of which are attached to and incorporated in this resolution as Exhibit "A", "B",
11 and "C", respectively, are hereby submitted to the California Coastal Commission for its
12 earliest review as to those parts of the ordinances that directly affect land use matters
13 in that portion of the California Coastal Zone within the City of Long Beach.

14 Sec. 2. The Director of Planning and Building of the City of Long Beach is
15 hereby authorized to and shall submit a certified copy of this resolution, together with
16 appropriate supporting materials, to the California Coastal Commission with a request
17 for its earliest action, as an amendment to the Local Coastal program that will take
18 effect automatically upon Commission approval pursuant to the Public Resources Code
19 or as an amendment that will require formal City Council adoption after Coastal
20 Commission approval.

21 Sec. 3. This resolution shall take effect immediately upon its adoption by
22 the City Council, and the City Clerk shall certify the vote adopting this resolution.

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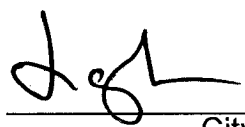
I certify that this resolution was adopted by the City Council of the City of Long Beach at its meeting of October 11, 2005, by the following vote:

Ayes: Councilmembers: Lowenthal, Baker,
Richardson, Reyes Uranga, Gabelich,
Lerch, Kell.

Noes: Councilmembers: None.

Abstain: Colonna.

Absent: Councilmembers: O'Donnell.



City Clerk

1 D. Conforming Residential Use with Nonconforming Parking. A
2 residential use with nonconforming parking may be expanded as follows:

3 1. Demolition of Nonconforming Parking. Nonconforming
4 parking demolished during remodeling or additions may be replaced with
5 new parking of equal size or a more conforming size. The new parking
6 shall provide for the best feasible turning radius. For the purposes of this
7 Section "best feasible turning radius" means the most conforming turning
8 radius that may be created by relocating the new parking on the lot up to
9 the point it conflicts with the existing building.

10 2. Addition of New Dwelling Unit. The addition of new
11 dwelling units on a lot shall require the provision of additional parking
12 spaces for the new dwelling units as well as existing units if substandard
13 in parking in accordance with the standards for new construction.

14 3. Expansion of Existing Dwelling Unit. A residential use
15 with nonconforming parking may be expanded by up to two hundred fifty
16 (250) square feet after July 1, 1989, without providing additional parking.
17 Expansion beyond two hundred fifty (250) square feet per site of
18 cumulative addition shall require one (1) additional conforming parking
19 space for each additional two hundred fifty (250) square feet. However,
20 for single-family dwellings outside the parking impacted areas, no
21 additional parking shall be required on sites with driveways twenty feet
22 (20') or more in length.

23
24 Sec. 2. Section 21.27.065 is added to the Long Beach Municipal Code to
25 read as follows:

26 21.27.065 Interior alteration to multi-family residential uses with
27 nonconforming parking to create additional bedrooms.

28 A. Minimum Unit Size. An interior alteration to create a bedroom

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within an existing residential use with a nonconforming number of parking spaces may be permitted without providing additional parking if the dwelling unit size after alteration meets or exceeds the minimum size set forth in Table 27-1.

Table 27-1
Minimum Unit Size After Alteration

Total Number of Bedrooms	Unit Size
1	450
2	750
3	900
4	1100

Each additional bedroom requires an additional 70 square feet of floor area.

B. Parking. If the dwelling unit size does not meet or exceed the minimum size set forth in Table 27-1, interior alteration to create an additional bedroom shall require one additional conforming parking space until the parking complies with the requirements of Chapter 21.41.

Sec. 6. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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1 I hereby certify that the foregoing ordinance was adopted by the City Council of
2 the City of Long Beach at its meeting of October 18, 2005, by the
3 following vote:

4 Ayes: Councilmembers: Lowenthal, Colonna, O'Donnell,
5 Kell, Reyes Uranga, Gabelich,
6 Lerch.

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8 Noes: Councilmembers: None.

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10 Absent: Councilmembers: Baker, Richardson.

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13 Jerry G. Henner
14 City Clerk

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16 Approved: 10-19-05

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27 Kevin M. Kelly
28 Mayor

MJM:KJM 10/12/05 #05-04470
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ORDINANCE NO. ORD-05-0038

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING SECTION 21.41.253, RELATED TO ZONING REGULATIONS AND CURB CUTS AND DRIVEWAYS

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 21.41.253 of the Long Beach Municipal Code is amended to read as follows:

21.41.253 Parking areas-Curb cuts.

A curb cut clearance shall be obtained from the Public Works Department and shall be submitted with an application for a building permit. For any nonresidential use with more than a fifty-foot (50') frontage on a street, no curb cut shall be permitted within thirty-five feet (35') of an intersection. All unused curb cuts shall be replaced with a full height curb and gutter.

Table 41.5

Maximum Number and Width of Driveways and Curb Cuts

Site Width	No paved alley (a)(d) or paved alleys less than 10' in width	Paved alley (a)(c) 10' - 15'	Paved alley (a)(c) 16' - 20'
0' - 120'	1 curb cut, 20 feet max. width (e)	No curb cuts-residential (b); 1 curb cut 24 feet max. width- non-residential	No curb cut-residential (b); 24 feet max. width- non-residential
121' - 200'	2 curb cuts, 24 feet max. width each	1 curb cut, 24 feet max width	No curb cut-residential (b); 1 curb cut 24 feet max. width- non-residential

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201' - 400'	2 curb cuts, 24 feet max. width each	2 curb cuts, 24 feet max. width each	No curb cut-residential (b); 2 curb cuts 24 feet max. width- non-residential
401' - plus	3 curb cuts, 24 feet max. width each	3 curb cuts, 24 feet max, width each	No curb cut-residential (b); 3 curb cuts, 24 feet max. width- non-residential

- (a) Minimum width of the alley from site to a public street.
- (b) This shall only apply in parking impacted areas. In R-1 and R-2 zones, outside of parking impacted areas, one driveway, twenty feet (20') wide is allowed. In all residential zones within parking impacted areas, nonconforming driveways may be maintained provided that the driveway leads to a legal parking space.
- (c) No access shall be allowed to an arterial highway from a lot in a residential zone.
- (d) On corner lots, in residential zones, where both streets are classified as regional arterials, arterials, principal streets or collector street, driveway(s) shall be limited to the lower classified street.
- (e) The City Engineer may adjust the width of the permitted curb cuts by up to four feet (4'), if such an increase would be beneficial to the public safety.

Sec. 2. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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following vote:

Ayes: Councilmembers: Lowenthal, Colonna, O'Donnell,
Kell, Reyes Uranga, Gabelich,
Lerch.

Noes: Councilmembers: None.

Absent: Councilmembers: Baker, Richardson.

Lang G. Henner
City Clerk

Approved: 10-19-05

Benjamin A. ...
Mayor

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ORDINANCE NO. ORD-05-0039

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING SECTION 21.41.226, AND BY ADDING SECTION 21.25.502.A.7, ALL RELATED TO ZONING REGULATIONS AND NONCONFORMING PARKING IN AREA D

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 21.41.226 of the Long Beach Municipal Code is amended to read as follows:

21.41.226 Special parking requirements for CP and CNP District.

The number of required parking spaces for uses in the CP and CNP Zone Districts are specified as follows:

A. In Area D of the Coastal Zone (Second Street, between Livingston Drive and Bayshore Avenue), the parking in the CP and CNP Districts shall be one-half (1/2) of the parking required in Chapter 21.41, Table 41-1C. In all other areas of the Coastal Zone and outside the Coastal Zone, parking in the CP and CNP Districts shall be as required in Chapter 21.41, Table 41-1C. Any new parking provided, or reconfiguration of existing parking facilities, in Area D of the Coastal Zone can utilize tandem parking subject to the provisions of Subsection 21.41.235.B of the tandem parking regulations.

1. Restaurants. The one-half (1/2) parking standard shall not apply to restaurants (new and reuse/conversion of existing non-restaurant lease spaces) which shall conform to full parking standards. This

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1 Subsection does not apply to ready-to-eat restaurants (as defined in
2 Subsection 21.15.2332), which may utilize the one-half (½) parking
3 standard.

4 2. Determination of Nonconforming Parking Rights. Owners
5 of properties with nonconforming parking rights within Area D of the
6 Coastal Zone may apply for Site Plan Review to obtain a determination of
7 nonconforming parking rights. Such determination will establish the
8 number of nonconforming spaces that apply to the property at the time of
9 the request and will allow the property to maintain nonconforming parking
10 rights to the established number of spaces regardless of change in use of
11 the existing buildings.

12 B. Outdoor Dining. In Area D of the Coastal Zone (Second Street,
13 between Livingston and Bayshore), outdoor dining on private property
14 shall require the same parking as required for indoor dining.

15 C. Within established parking district. If the site to be developed
16 or expanded is located within a parking district established pursuant to the
17 laws of the State of California or local ordinances, the required parking
18 spaces shall be provided as follows:

19 1. For a new development on a lot with gross lot area less
20 than five thousand (5,000) square feet, or for any expansion of an existing
21 building, the development may, in lieu of providing all or part of required
22 off-street parking on-site or within six hundred feet (600') of the site, pay a
23 fee to the parking district based on the cost of providing such parking.
24 The amount of the in-lieu fee shall be established by the City Council by
25 resolution and shall be reviewed periodically to assure its adequacy to
26 cover the cost of providing parking under this provision.

27 2. For a new development on a lot with gross lot area of five
28 thousand (5,000) square feet or more, a minimum of fifty percent (50%) of

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the required parking shall be provided on the site, or within six hundred feet (600') of the site. The remaining required parking may be provided by an in-lieu fee as described above.

3. All existing parking provided for or leased by any business shall hereinafter be the minimum required for the existing use on that site. If the parking now required exceeds that established pursuant to Subsection 21.41.226.A, the parking now provided may not be reduced below the required in Table 41.1C.

Sec. 2. Subsection 21.25.502.A.7 is added to the Long Beach Municipal Code to read as follows:

7. Determination of Nonconforming Parking Rights in Area D of the Coastal Zone. Requests for determination of nonconforming parking rights per Section 21.41.226.A.

Sec. 3. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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10 Absent: Councilmembers: Baker, Richardson.

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13 Jerry G. Henner
14 City Clerk

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16 Approved: 10-19-05

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28 Barney Speil
Mayor

MJM:KJM 10/12/05 #05-04470
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