

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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RESOLUTION NO. RES-13-0090

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

WHEREAS, on October 22, 2013, the City Council of the City of
Long Beach amended certain provisions of the Long Beach Zoning Regulations, Title 21
of the Long Beach Municipal Code, relating to the regulation of mortuaries, funeral
homes, and crematoriums; 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; 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, in accordance with the recommendation of
the Planning Commission, approved the proposed amendments to the zoning regulations
by adopting amendments to Chapter 21.15, 21.32, 21.33, 21.34, and 21.52. 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 approval; and

WHEREAS, the City Council hereby finds that the proposed zoning
amendments will not adversely affect the character, livability or appropriate development
in the City of Long Beach and that the amendments are consistent with the goals,
objectives and provisions of the City's General Plan.

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1 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
2 follows:

3 Section 1. The amendment to the Long Beach Zoning Regulations of the
4 City of Long Beach adopted on October 22, 2013, by Ordinance No.
5 ORD-13-0022, a copy of which is attached to and incorporated in this resolution
6 as Exhibit "A", is hereby submitted to the California Coastal Commission for its earliest
7 review as to that part of the ordinance that directly affects land use matters in that portion
8 of the California Coastal Zone within the City of Long Beach.

9 Section 2. The Director of Development Services of the City of Long
10 Beach is hereby authorized to and shall submit a certified copy of this resolution, together
11 with appropriate supporting materials, to the California Coastal Commission with a
12 request for its earliest action, as an amendment to the Local Coastal program that will
13 take effect automatically upon Coastal Commission approval pursuant to the Public
14 Resources Code or as an amendment that will require formal City Council adoption after
15 Coastal Commission approval.

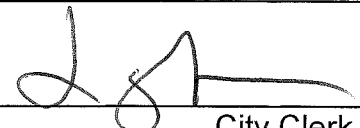
16 Section 3. This resolution shall take effect immediately upon its adoption
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

18 I certify that this resolution was adopted by the City Council of the City of
19 Long Beach at its meeting of October 15, 2013, by the following vote:

20 Ayes: Councilmembers: Garcia, DeLong, O'Donnell, Schipske,
21 Andrews, Johnson, Austin, Neal.

22
23 Noes: Councilmembers: None.

24
25 Absent: Councilmembers: Lowenthal.

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28 _____
City Clerk

ORDINANCE NO. ORD-13-0022.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING SECTION 21.52.211, TABLE 32-1 OF CHAPTER 21.32, TABLE 33-2 OF CHAPTER 21.33, TABLE 34-1 OF CHAPTER 21.34; AND BY ADDING SECTION 21.15.1797, RELATED TO CEMETERIES, MORTUARIES AND CREMATORIIUMS

Section 1. Section 21.52.211 of the Long Beach Municipal Code is amended to read as follows:

21.52.211 Cemeteries, Mortuaries, and Crematoriums.

A. The following conditions shall apply to cemeteries:

- 1. The use shall be buffered visually from residential uses and districts; and
2. The complete master plan, including future expansion, shall be submitted for site plan review, and specific building requests shall be indicated on the master site plan.

B. The following conditions shall apply to mortuaries:

- 1. Parking for viewing, ceremonial and other similar uses within the mortuary shall be calculated using the parking standard contained in Section 21.41, Table 41-1C, Public Assembly; and
2. Site plan shall provide at least one (1) parking space onsite for loading purposes, either an enclosed parking space or under a porte cochere, regardless of the number of parking spaces required for assembly purposes.

C. The following conditions shall apply to crematoriums:

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1. Crematoriums can be operated as stand-alone uses only within the IM or IG zone, and can be operated as accessory uses to a permitted mortuary or cemetery use;

2. In any instance, any new cremation operating unit(s) and emissions control systems shall be located a minimum of six hundred feet (600') from any residential zoning district or existing school.

Section 2. Table 32-1, "Uses in All Other Commercial Zoning Districts", "Institutional Uses" section, of Chapter 21.32 of the Long Beach Municipal Code is amended to read as follows:

Table 32-1
Uses In All Other Commercial Zoning Districts
(Continued)

	Neighborhood			Community				Regional	Other	
	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Institutional										
Church or temple	N	AP	AP	AP	AP	AP	AP	AP	N	Also see <u>Section 21.52.213</u>
Convalescent hospital or home	N	N	N	N	N	C	C	N	N	
Daycare or pre-school	Y	Y	Y	Y	Y	Y	Y	Y	C	
Funeral and Mortuary	N	N	N	AP	AP	AP	AP	Y	N	Crematorium only allowed as accessory use subject to conditions of Section 21.52.211.
Industrial arts trade school or rehabilitation workshop	N	N	N	C	C	C	C	Y	N	
Parsonage	A	A	A	A	A	A	A	A	N	Accessory to church or temple.
Private elementary or secondary school	N	N	N	C	C	C	C	C	N	Special conditions apply (see <u>Section 21.52.263</u>).
Professional school/business school	N	N	N	Y	Y	Y	Y	Y	N	
Public Library	Y	Y	Y	Y	Y	Y	Y	Y	Y	
Social service office (with food distribution)	N	N	N	N	N	N	N	C	N	Also see industrial and institutional zones.
Social service office (without food distribution)	N	AP	N	AP	AP	AP	AP	Y	N	
Other institutional uses	N	N	N	AP	N	AP	AP	AP	N	
Interim Parks										
Community garden	IP	IP	IP	IP	IP	IP	IP	IP	IP	See <u>Section 21.52.260</u>
Passive park	Y	Y	Y	Y	Y	Y	Y	Y	Y	See <u>Section 21.45.155</u>
Playground	IP	IP	IP	IP	IP	IP	IP	IP	IP	See <u>Section 21.52.260</u>
Recreational park	AP	AP	AP	AP	AP	AP	AP	AP	AP	See <u>Section 21.52.260</u>

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Section 3. Table 33-2, "Service-Related Industries" (No. 8), of Chapter 21.33 of the Long Beach Municipal Code is amended to read as follows:

**Table 33-2
 Uses In Industrial Districts
 (Continued)**

Use	IL	IM	IG	IP	*Notes and Exceptions
8. Service-Related Industries					
8.1 Laundry, cleaning and garment services (SIC code 721)	Y	Y	Y	See Item 10 in this table.	a. Primarily, these uses are intended to serve nearby industries and employees, and the services' proximity will provide convenience with minimal impact on the service operations. b. Parking lots and structures which are principal uses (SIC code 752) shall be subject to parking lot development standards contained in <u>Chapter 21.41</u>
8.2 Other personal services (SIC codes 722, 723, 724, 725, 726, 7291)	Y	AP	AP		
8.3 Tattoo and massage parlors	N	N	N		
8.4 Repair services within enclosed structure (SIC codes 75* and 76)	Y	Y	Y		
8.5 Repair services with outdoor operations (SIC codes 7353, 7359, 75*)	N	Y/C	Y		
8.6 Funeral, mortuary and crematorium (SIC 7261)	N	AP	AP		

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1 Section 4. Table 34-1, Uses in the Industrial District, of Chapter 21.34 of
 2 the Long Beach Municipal Code is amended to read as follows:

3 Table 34-1
 4 Uses in the
 5 Institutional District

	Use	District I
6	1. Arboretum, botanical gardens or nurseries	Y
7	2. Cafeterias and restaurants	A
8	3. Caretaker's residence	AP
9	4. Carnival, fiesta, or similar exhibition or celebration	T
10	5. Cemeteries (Crematorium as accessory)	C
11	6. Churches	Y
12	7. Colleges, universities and vocational training centers	Y
13	8. Commercial uses (as principal use)	N
14	9. Construction trailer	T
15	10. Convention and exhibition centers	Y
16	11. Country clubs (with golf course)	Y
17	12. Cultural centers	Y
18	13. Daycare/preschool	Y
19	14. Fire stations	Y
20	15. Government offices	Y
21	16. Hall rental	C
22	17. Handicapped and senior citizen housing	C
23	18. Historical landmarks, memorials and monuments	Y
24	19. Hospitals, medical centers, medical office complexes, convalescent hospitals	Y
25	20. Interim storage of vehicles and service yard (2 years)	C
26	21. Libraries	Y
27	22. Manufacturing	N
28	23. Marinas	Y
	24. Off premises signs	N
	25. Outdoor sales events (see <u>Section 21.52.256</u>)	C
	26. Museums	Y
	27. Parking (commercial)	C
	28. Parking (courtesy)	A
	29. Pistol or rifle range	C
	30. Police station	Y
	31. Police training academy	C

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	Use	District I
32.	Recreational facility	A
33.	Residential - single-family	Y
34.	Residential - multiple-family	N
35.	Sale of alcoholic beverage	C
36.	Schools (public or private, excluding vocational schools)	Y
37.	Schools (vocational)	N
38.	Social service office of nonprofit organization	Y
39.	Special group residence (communal, board and care, etc.)	C
40.	Stadium	C
41.	Trailer used for office or nightwatchman's quarters	T
42.	Water tanks	Y
43.	Wireless Telecommunications Facilities (see <u>Chapter 21.56</u>)	C

Section 5. Section 21.15.1797 is added to the Long Beach Municipal Code to read as follows:

21.15.1797 Mortuaries, Cremation and Interment Services

Mortuaries, Cremation and Interment Services refers to establishments primarily engaged in the provision of services involving the care, preparation or disposition of human dead other than in cemeteries.

The following are Funeral, Cremation, and Interment Services use types:

A. Cremating. Crematory services traditionally involving the purification and reduction of the human body by fire. Typical uses include crematories or crematoriums. Reduction of human body remains by chemical or other means can also be considered cremations.

B. Interring. Interring services involving the keeping of human bodies other than buried in cemeteries. Typical uses include columbaria, mausoleums or cineraria.

C. Mortuary. Undertaking or mortuary services such as preparing the dead for interring or burials, and arranging and managing

1 funerals, memorials, viewings or other types of remembrance ceremonies.
2 Beyond humans, remains of family pets could be included. Typical uses
3 include mortuaries or funeral homes.
4

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

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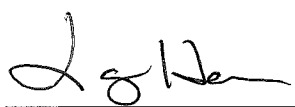
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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of October 22, 2013, by the following vote:

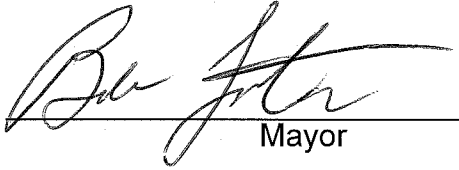
Ayes:	Councilmembers:	<u>Lowenthal, DeLong, O'Donnell,</u>
		<u>Schipske, Johnson, Austin, Neal,</u>
		<u>Garcia.</u>

Noes:	Councilmembers:	<u>None.</u>

Absent:	Councilmembers:	<u>Andrews.</u>



City Clerk



Mayor

Approved: 10/24/13