

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



1-1

On motion of Supervisor Tavaglione, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED, FOUND AND DETERMINED that the following ordinances were duly published:

<u>ORDINANCE</u>	<u>DATE</u>	<u>NEWSPAPER</u>
No. 348.4755	April 7, 2013	The Press-Enterprise

I hereby certify that the foregoing is a full, true and correct copy of an order made and entered on April 23, 2013 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: April 23, 2013
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in and
for the County of Riverside, State of California.

(seal)

By: Don O'Neil, Deputy

AGENDA NO.

1-1

ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD

THE PRESS-ENTERPRISE

3450 Fourteenth Street
Riverside, CA 92501-3878
951-684-1200
951-368-9018 FAX

PROOF OF PUBLICATION
(2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: / Ord No 348.4755

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of February 4, 2013, Case Number RIC 1215735; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

04/07/2013

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: April 08, 2013
At: Riverside, California



BOARD OF SUPERVISORS
P.O. BOX 1147
COUNTY OF RIVERSIDE
RIVERSIDE, CA 92502

Ad Number: 0001024879-01

P.O. Number: Ord No 348.4755

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF
RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE NO. 348.4755
AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 348
RELATING TO ZONING
AND INCORPORATING BY REFERENCE
HEALTH AND SAFETY CODE SECTION 113758

The Board of Supervisors of the County of Riverside
ordains as follows:

Section 1. A new Section 21.24c. is added to Ordinance No. 348 to read as follows:

"Section 21.24c. COTTAGE FOOD OPERATION. A cottage food operation means an enterprise where an individual prepares or packages nonpotentially hazardous foods in his or her private home for sale to consumers and as it is defined in California Health and Safety Code Section 113758. The definitions set forth in Health and Safety Code Section 113758 are hereby incorporated herein by reference, as they are now enacted or hereafter amended. A private home as referenced in Section 113758 therein shall refer to and mean, as it applies to Ordinance No. 348, any lawfully constructed one family, multiple family, factory built or manufactured dwelling units that are occupied and used by an individual(s) as a principal residence."

Section 2. A new Section 18.53 is added to Ordinance No. 348 to read as follows:

"Section 18.53. COTTAGE FOOD OPERATIONS.

a. **INTENT.** The Board of Supervisors has adopted the following provisions to establish minimum development standards and requirements for cottage food operations in residential dwellings in the unincorporated areas of Riverside County. It is the intent of the Board of Supervisors in adopting this Section 18.53 that cottage food operation uses shall not alter or disturb the residential nature of the premises or its surrounding. These requirements are to provide for appropriate land use and zoning standards for cottage food operations and to protect the public health, safety and welfare.

b. **PERMITTED ACCESSORY USE.** Subject to the limitations, standards and requirements of this section, cottage food operations are permitted as an accessory use in all lawfully constructed and occupied one family, multiple family, factory built or manufactured dwelling units in any zone. As used in subsection c. hereinafter, dwelling unit is limited to one family, multiple family, factory built or manufactured dwelling units as each are defined in this ordinance.

c. **DEVELOPMENT STANDARDS.** Cottage food operations shall be subject to the following standards and requirements:

(1) A cottage food operation shall comply with all development standards of the zone where the dwelling unit is located.

(2) A cottage food operation shall comply with all permitting or licensing requirements of the County Department of Environmental Health and is subject to Riverside County Ordinance No. 916.

(3) The site of the cottage food operation must be a principal residence of a person engaged in and the owner of the cottage food operation.

(4) No more than one full-time equivalent cottage food employee may engage in cottage food operation activities on the site of the cottage food operation at any one time.

(5) A cottage food operation shall be incidental and accessory to the principal residential use of a dwelling unit.

(6) There shall be no outside storage related to the cottage food operation on the site.

(7) The cottage food operation activities shall be conducted entirely within a primary dwelling unit.

(8) There shall be no outside activities or uses which indicate the presence of a cottage food operation nor shall the cottage food operation alter or disturb the area in which the dwelling unit is located.

(9) The residential character of the exterior of the dwelling unit shall not be changed.

(10) Notwithstanding subsection (9) hereinabove, no signs other than one unlighted identification sign, not more than two square feet in area, shall be erected on the premises in which the dwelling unit is located and shall only be attached to the dwelling unit or placed in a window the dwelling unit.

(11) Except for cottage food products that have been prepared for sale in the kitchen of a cottage food operation, direct retail sales of any other products at the site of the cottage food operation are prohibited.

(12) A maximum of one customer vehicle may be parked at the site of a cottage food operation at any given time. A maximum of two customers may visit the site of a cottage food operation at any given time.

(13) A maximum of one vehicle not larger than 10,000 pounds gross vehicle weight rating, used in conjunction with a cottage food operation, may be parked at the cottage food operation site.

(14) A cottage food operation shall not be conducted so it creates or results in noise, glare, smoke, dust, vibration, fumes, odor, electrical interference, radio interference, television interference, fire hazard, significant vehicular or pedestrian traffic or any other hazard or nuisance disruptive to reasonable use of surrounding properties.

(15) The use or storage of any flammable, combustible or toxic material in conjunction with a cottage food operation shall be limited to materials and quantities allowed for a residential use pursuant to applicable law.

d. **EXCEPTIONS.** Cottage food operations shall not be permitted in any second unit, guest quarter or accessory building in any zone."

Section 3. This ordinance shall take effect thirty (30) days after its adoption.

John J. Benoit, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on April 2, 2013, the foregoing Ordinance consisting of three (3) sections was adopted by said Board by the following