

**EXHIBIT "A"**

**Chapter 19.150 BASE ZONES PERMITTED LAND USES**

19.150.020.A Permitted Uses Table																						
This table identifies permitted uses and uses requiring approval of other permits by zoning designation. In addition to these uses, other incidental and temporary uses may also be permitted as noted in the Incidental Uses Table and the Temporary Uses Table.																						
Use	Zones																			Location of Required Standards in the Municipal Code		
	Residential Zones (Residential Conservation (RC), Residential Agricultural (RA-5), Rural Residential (RR), Residential Estate (RE), Single-Family Residential (R-1), Multiple Family Residential (R-3 and R-4))							Office & Commercial Zones (Office, Commercial Retail, Commercial General, Commercial Regional Center)				Mixed Use Zones (Neighborhood, Village, Urban)			Industrial Zones (Business Manufacturing Park, General Industrial, Airport Industrial, Airport)				Other Zones (Public Facilities, Railroad, Neighborhood Commercial Overlay)			
	RC**	RA-5**	RR	RE	R-1	R-3	R-4	O	CR	CG	CRC*	MU-N	MU-V*	MU-U*	BMP	I	AI	AIR	PF		RWY	NC Overlay
[...]																						
Taxi Company with Vehicle Storage	X	X	X	X	X	X	X	X	X	X	X	X	X	X	P	P	P	P	X	X	X	
Tiny Home Community (Foundation)	X	X	X	X	X	P	P	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Tobacco Retail, Standalone (Smoke Shop)	X	X	X	X	X	X	X	X	P	P	P	P	P	P	X	X	X	X	X	X	P	
Transitional Housing																						
2 to 6 occupants	P	P	P	P	P	P	P	MC	MC	MC	X	P	P	P	X	X	X	X	X	X	X	
more than 6 occupants	P	P	P	P	P	P	P	C	C	C	X	P	P	P	X	X	X	X	X	X	X	
Truck and Trailer Storage - Primary Use	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Tutoring Center	X	X	X	X	X	X	X	P	P	P	P	P	P	P	P	X	X	X	X	X	P	
[...]																						

\* = For CRC, MU-U and MU-V Zones a Site Plan Review Permit (Chapter 19.770) is required for any new or additions/changes to existing buildings or structures.

\*\* = For a more detailed listing of the permitted land uses in the RA-5 and RC Zones, refer to Sections 19.100.030.A (RA-5 Zone Permitted Uses) and 19.100.030.B (RC Zone Permitted Uses). If any conflict between this Table and Sections 19.100.030.A and 19.100.030.B exists, the provisions of Sections 19.100.030.A and 19.100.030.B shall apply.

\*\*\* = Refer to Chapter 19.149 - Airport Land Use Compatibility and applicable Airport Land Use Compatibility Plan for airport land use compatibility zones where use may be strictly prohibited.

C = Subject to the granting of a conditional use permit (CUP), Chapter 19.760

MC = Subject to the granting of Minor Conditional Use Permit (MCUP), Chapter 19.730 P = Permitted

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PRD = Planned Residential Development Permit, Chapter 19.780

SP = Site Plan Review Permit, Chapter 19.770

sq. ft. = Square Feet

RCP = Recycling Center Permit, Chapter 19.870

X = Prohibited

<sup>1</sup> Commercial Storage Facilities are permitted in all zones with the Commercial Storage Overlay Zone (Chapter 19.190).

<sup>2</sup> Legal, existing duplexes built prior to the adoption of this Zoning Code are permitted in the R-1-7000 Zone see 19.100.060 D.

<sup>3</sup> Allowed with a Planned Residential Development (PRD) Permit, Chapter 19.780.

<sup>4</sup> One single-family detached dwelling allowed on one legal lot 0.25 acres in size or less in existence prior to January 1, 2018 subject to the development standards of the R-1-7000 Zone.

<sup>5</sup> Permitted or conditionally permitted on sites that do not include a residential use.

<sup>6</sup> For Clean Energy Uses and associated Outdoor Storage (Chapter 19.510) and/or Indoor Vehicle Repair (Chapter 19.420), permitted with a Minor Conditional Use Permit.

<sup>7</sup> Allowed for Two-Unit Developments pursuant to Chapter 19.443.

<sup>8</sup> Permitted by-right if located in an industrial or commercial zone and does not contain existing residential units, or if previously developed with a vehicle fuel station.



**EXHIBIT “B”**

19.150.020.B Incidental Uses Table

This table identifies uses which are generally only permitted as an incidental use to some other permitted use on the property.

Use	Zones																				Location of Required Standards in the Municipal Code	
	Residential Zones (Residential Conservation (RC), Residential Agricultural (RA-5), Rural Residential (RR), Residential Estate (RE), Single-Family Residential (R-1), Multiple Family Residential (R-3 and R-4))							Office & Commercial Zones (Office, Commercial Retail, Commercial General, Commercial Regional Center)				Mixed Use Zones (Neighborhood, Village, Urban)			Industrial Zones (Business Manufacturing Park, General Industrial, Airport Industrial, Airport)				Other Zones (Public Facilities, Railroad, Neighborhood Commercial Overlay)			
	RC**	RA-5**	RR	RE	R-1	R-3	R-4	O	CR	CG	CRC*	MU-N	MU-V*	MU-U*	BMP	I	AI	AIR	PF	RWY		NC Overlay
Tiny Home Community***	X	X	C	C	C	C	X	C	C	C	C	C	C	C	X	X	X	X	X	X	X	19.255 - Assemblies of people—non-entertainment 19.100.070 - Additional regulations for the R-3 and R-4 Zones. 19.910 - Definitions
Tobacco Retail, Incidental	X	X	X	X	X	X	X	P	P	P	P	P	P	P	P	X	X	X	X	X	P	6.24 – Permitting of Tobacco Retail Establishments
Vehicle Repair - Personal	P	P	P	P	P	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	19.527 - Vehicle Repair - Personal

<sup>1</sup> Accessory Dwelling Units (ADU) are permitted when an existing or proposed primary single-family or multi-family residential dwelling is located on the same property, pursuant to Chapter 19.422.

<sup>2</sup> See exemptions noted in 19.450 - Alcohol Sales

<sup>3</sup> Outdoor Sales and Display - Incidental are permitted on an intermittent basis with a TUP. See Section 19.740

<sup>4</sup> Where play areas are proposed in conjunction with a new drive-thru restaurant, the play area can only be considered under the same conditional use permit required for the drive-thru business.

<sup>5</sup> Non-domestic animal keeping in the RE and R-1 zones shall only permit chicken (poultry) keeping pursuant to Chapter 19.455 Animal Keeping.

\* = For CRC, MU-U and MU-V Zones a Site Plan Review (Chapter 19.770) is required for any new or additions/changes to existing buildings or structures.

\*\* = For a more detailed listing of the permitted land uses in the RA-5 and RC Zones, refer to Sections 19.100.030.A (RA-5 Zone Permitted Uses) and 19.100.030.B (RC Zone Permitted Uses). If any conflict between this Table and Sections 19.100.030.A and 19.100.030.B exists, the provisions of Sections 19.100.030.A and 19.100.030.B shall apply.

\*\*\* = Accessory to an Assemblies of People — Non-Entertainment and subject to the applicable standards identified in Chapter 19.255, Assemblies of People—Non-Entertainment.

P = Permitted

C = Subject to the granting of a conditional use permit (CUP), Chapter 19.760

MC = Subject to the granting of Minor Conditional Use Permit (MCUP), Chapter 19.730

RCP = Recycling Center Permit, Chapter 19.870.

TUP = Temporary Use Permit, Chapter 19.740

X = Prohibited

sq. ft. = Square Feet

SP = Site Plan Review Permit, Chapter 19.770

PRD = Planned Residential Development Permit, Chapter 19.780

RRP = Room Rental Permit

## EXHIBIT “C”

### **Chapter 19.405 TOBACCO RETAIL (SMOKE SHOP)**

#### **Section 19.405.010 Purpose.**

The purpose of regulating standalone tobacco retail establishments (Smoke Shops) is to promote public health, to ensure security and compatibility with surrounding uses and properties, and to avoid any impacts associated with such uses.

#### **Section 19.405.020 Applicability and permit requirements.**

- A. Standalone tobacco retail establishments (Smoke Shops), as defined in Article X (Definitions), are permitted as set forth in Article V, Base Zones and Related Use and Development Provisions subject to the requirements contained in this chapter.
- B. Tobacco retail establishments shall be subject to the provisions of Chapter 6.24 (Permitting of Tobacco Retail Establishments) including but not limited to any permit, renewal, location, operation or other procedures, limitations or requirements established by the Riverside Police Department as may be amended from time to time.
- C. The provisions of this chapter shall not apply to incidental retail sale of tobacco products associated with another primary permitted use.

#### **Section 19.405.030 Site location, operation and development standards.**

The standards set forth in Article V, Base Zones and Related Use and Development Provisions, shall apply to Smoke Shops unless otherwise specified here.

- A. *Site location standards.*
  1. The business shall not be located within 1,000 feet of a public or private school (kindergarten through twelfth grade), licensed childcare facility, assemblies of people—non-entertainment use, public park, or another Smoke Shop.
  2. The business shall not be located within 100 feet of any existing residential dwelling or property zoned for residential uses, excluding Mixed Use Zones.
  3. The business shall be in a location that is fully visible from a public street with an unobstructed view from the public street for public safety.
  4. All measurements made for the purpose of determining compliance with the provisions of this section shall be taken from any point upon the outside walls of the building or building lease space containing the business to the nearest property line of the use from which separation is required.
- B. *Operation and development standards.*
  1. The business shall have lighting to provide illumination for security and safety of parking and access areas in accordance with Chapter 19.556 of this Title.

2. A security plan shall be provided to the Riverside Police Department and Planning Division for review and approval.
3. The business window shall not be tinted or obscured in any way, including by temporary or painted window signs, and the interior lighting of the business shall remain at adequate levels to clearly see into the business from the exterior of the business.
4. A sign shall be posted in the front of the business indicating that no loitering is permitted per the Riverside Municipal Code.
5. Prior to occupancy of the business, the business owner shall sign a trespass authority letter authorizing the Riverside Police Department to enforce trespass law. A copy of this letter shall be provided to the Planning Division.

#### **Section 19.405.040 Amortization.**

- A. As of the effective date of this chapter, Smoke Shops that do not comply with the site location standards set forth in 19.405.030(A) are prohibited and subject to amortization.
- B. Existing, legally established Smoke Shops that do not comply with the standards in 19.405.030(A) may continue to operate for a period of no longer than two (2) years from the effective date of this ordinance or December 31, 2028, whichever is later.
  1. During this amortization period, Tobacco Retail Establishment Permits granted pursuant to Chapter 6.24 of the Riverside Municipal Code may be renewed pursuant to the normal renewal procedures established for such permits established by the Riverside Police Department.
  2. Any tobacco retail permit renewed for a noncompliant location during the amortization period shall become void upon the end of the amortization period.

#### **Section 19.405.050 Hardship extension.**

- A. The owner or operator of a Smoke Shop subject to the amortization provisions of this chapter may petition for a hardship exemption not to exceed 12 months from the end of the amortization period.
- B. The City Manager or his/her designee shall have the authority to grant hardship extensions to the amortization period.
- C. The hardship extension petition shall be submitted in writing no later than 120 days prior to the end of the amortization period along with necessary documentation and evidence to support the claim of hardship as may be deemed necessary by the City Manager or his/her designee.
- D. The decision of the City Manager or designee shall be appealable to the City Council according to the procedures set forth in Chapter 19.680 of this Title.
- E. In no case shall a hardship extension be granted that exceeds the duration of the amortization period plus 12 months.

#### **Section 19.405.060 Modifications.**

Modifications to the above site location, operation and development standards in Section 19.405.030 may be considered through application for a Minor Conditional Use Permit.