

**ORDINANCE AMENDING SECTION 17.63.020 OF THE
BAKERSFIELD MUNICIPAL CODE RELATING TO HOME
OCCUPATIONS.**

BE IT ORDAINED by the Council of the City of Bakersfield as follows:

SECTION 1.

Section 17.63.020 of the Bakersfield Municipal Code is hereby amended to read as follows:

17.63.020 Permits.

A. Permit Required. A home occupation shall not be established, operated or maintained within the city without having a valid permit approved by the city according to the regulations of this chapter.

B. Permit Not Required. A home occupation permit shall not be required for the following:

1. Family day care, as defined in Section 17.04.160;
2. Residential care facility, as defined in Section 1502 of the California Health and Safety Code;
3. A business conducted in a residence within a commercial or industrial zone district where that business complies with the requirements of the commercial or industrial zone in which it is located.

C. Application. An application for a home occupation permit shall be on forms furnished by the planning director, shall be filed with the planning department before commencing the business activity, and shall be signed by the applicant. The application shall include the following information:

1. The name, mailing address, and telephone number of the owner(s) of the business;
2. The street address of the property where the business will be conducted; and
3. A description of the type of business proposed.

D. Permit Issuance. The planning director shall issue a permit if he or she finds:

1. That the application is complete;
2. That such business will be operated consistent with the regulations of this chapter and not interfere with the peace and quiet, or be contrary to the residential character of the neighborhood; and
3. The building and the proposed business will be maintained and conducted according to all laws of the city and state, including, but not limited to health, structural soundness, fire safety, and zoning.

E. Prohibited Activities. A home occupation permit shall not be issued for the following activities or activities deemed to be similar as determined by the planning director where such will be conducted on the premises the permit would apply:

1. Appliance repair on large items such as washers, refrigerators, dryers.
2. Bazaars (involving the sale of crafts or other merchandise open to the public)
3. Cabinet making.
4. Equipment or vehicle rentals.
5. Recycling centers.
6. Restaurants.
7. Stable or kennels.
8. Storage of household goods, equipment, or materials not owned by the resident.
9. Upholstering of vehicles or furniture.
10. Vehicle repair, including, but not limited to engine tuneups, body and fender work, and painting.
11. Vehicle washing and detailing where power equipment is used.
12. Veterinary clinics or hospitals.
13. Welding services.

F. Permit Nontransferable. Any permits issued according to this chapter shall be nontransferable and shall be valid only as to the applicant and the property address provided on the application.

G. Fees. The applicant shall pay a fee not to exceed the cost of processing the permit application and inspecting such business as set forth in Chapter 3.70.

SECTION 2.

This Ordinance shall be posted in accordance with the provisions of the Bakersfield Municipal Code and shall become effective thirty (30) days from and after the date of its passage.

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I HEREBY CERTIFY that the foregoing Ordinance was passed and adopted, by the Council of the City of Bakersfield at a regular meeting thereof held on NOV 04 2020 by the following vote:

<p><u>AYES:</u></p> <p>NOES:</p> <p>ABSTAIN:</p> <p><u>ABSENT:</u></p>	<p>COUNCILMEMBER: RIVERA, GONZALES, WEIR, SMITH, FREEMAN, SULLIVAN, PARLIER</p> <p>COUNCILMEMBER: <u>NONE</u></p> <p>COUNCILMEMBER: <u>NONE</u></p> <p>COUNCILMEMBER: <u>RIVERA, PARLIER</u></p>
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Julie Drimakis
JULIE DRIMAKIS, CMC
 CITY CLERK and Ex Officio Clerk of the
 Council of the City of Bakersfield

NOV 04 2020
 APPROVED: [Signature]
 By: KAREN GOH
KAREN GOH
 Mayor

APPROVED AS TO FORM:
VIRGINIA GENNARO
 City Attorney

By: [Signature]
VIRIDIANA GALLARDO-KING
 Deputy City Attorney



AFFIDAVIT OF POSTING DOCUMENTS

STATE OF CALIFORNIA)
) ss.
 County of Kern)

JULIE DRIMAKIS, being duly sworn, deposes and says:

That she is the duly appointed, acting and qualified City Clerk of the City of Bakersfield; and that on the 6TH day of November, 2020 she posted on the Bulletin Board at City Hall, a full, true and correct copy of the following: Ordinance No. 5041, passed by the Bakersfield City Council at a meeting held on the 4th day of November, 2020 and entitled:

ORDINANCE AMENDING SECTION 17.63.020 OF THE BAKERSFIELD MUNICIPAL CODE RELATING TO HOME OCCUPATIONS.

JULIE DRIMAKIS, CMC
 City Clerk and Ex Officio of the
 Council of the City of Bakersfield

By: 
 DEPUTY City Clerk

