



# City of Buellton

## Temporary Use Permit Guide

### Types of Uses

Except as otherwise provided in this chapter and subject to the requirements prescribed in this section, the following temporary uses may be located in the commercial and industrial zones established by Section 19.02.010 of the City's Municipal Code-Zoning Ordinance (Zone districts established).

- Uses and improvements of a inconsequential nature including, but not limited to, procedure stands, Christmas tree sales, outdoor commercial displays and sales, special promotional events and non-charitable auctions.
- Storage of temporary buildings (e.g., housing moving), earth moving equipment, construction vehicles, building materials and similar non-fixable artifacts stored on a site not adjacent to a construction project or building site.
- Uses and improvements required in emergency situations where delays incident to normal permit processing pursuant to this Title would defeat or seriously impair the purposes of an applicant or endanger the public health, safety or welfare.

### Permitting

Temporary uses listed in Section 19.06.240.A. lasting for a duration of not greater than four weeks in any consecutive twelve (12) month period may be approved by the Director through a zoning clearance. Where a temporary use occurs or operates for less than seven days within a calendar week, the full calendar week shall be counted against the four week maximum. All uses listed in Section 19.06.0240.A. which exceed these time limits may be approved subject to issuance of a Minor Use Permit. In addition, all uses listed in Sections 19.06.030, 19.06.220, 19.06.140 and 19.06.230 which exceed applicable limits for issuance of zoning clearances may be approved subject to issuance of a Minor Use Permit. As used herein, the phase "calendar week" shall mean Monday through the following Sunday.

### Conditions

All temporary uses and improvements are subject the following requirements:

- Traffic access, parking and on-site circulation shall be provided in sufficient amount and location to accommodate the temporary event.
- Provisions for fire protection, water supply, sanitation, and related services shall be furnished as necessary and appropriate to service the event.
- Fencing, walls or other forms of screening shall be furnished as necessary or appropriate to protect adjacent property not otherwise located in a commercial or industrial zone.



- All activities involving the sale of goods or services shall be subject to the City's business license requirements including, but not limited, reporting the City of Buellton as the point of sale for all on-site transactions.
- The object of use or improvement, as well as the site of the temporary event, shall be maintained in a continuous state of good condition and repair for the duration of the event.
- The site of the temporary event shall be restored to its original vegetative and topographic state immediately upon completion of the event.
- Permission of property owner is required.
- Compliance with other agencies is required (food oriented temporary uses may require permits from the County Agriculture Commissioner and County Public Health Department)

#### Interpretation

Temporary uses, structures or development not expressly authorized in this section or allowed elsewhere within this chapter may be permitted subject to a determination by the planning commission as to the terms, conditions and permit process by which such use or improvements may be approved.

#### Exemptions

Exemptions to the provisions of this section are as follows:

- Temporary uses authorized elsewhere under this chapter.
- Charitable nonprofit organizations, and determined by the director in accordance with state and federal law, engaged in fund raising activities of six or fewer times per year when such activity is conducted on private property with the consent of the property owner. (Ord. 00-08 § 1, 2001)

#### Signs

Individual tenant signs may be allowed in addition to the maximum permitted aggregate sign area, on sites with two or more tenant spaces. The aggregate area of such tenant signs shall not exceed ten square feet. (Exception: if tenant locations are set back from the street a minimum of one hundred fifty (150) feet, the aggregate area of tenant signs may be increased to fifteen (15) square feet.) Tenant signs may be either wall, suspended, or projecting signs. Tenants located in a commercial center with three or more tenants may also have a tenant identification plaque monument sign. Each tenant plaque may be up to five square feet in area.