

ORDINANCE NO. 5161

**ORDINANCE AMENDING TITLE 17, CHAPTER 17.25 OF THE
BAKERSFIELD MUNICIPAL CODE RELATING TO ZONING.**

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

SECTION 1.

Title 17, Chapter 17.25 of the Bakersfield Municipal Code is hereby amended to read as follows:

Title 17 - Zoning

Chapter 17.25 – C-B Central Business Zone

Sections:

17.25.020	Uses permitted.
17.25.040	Uses permitted only by conditional use permit.
17.25.070	Front, side and rear yards.

17.25.020 Uses permitted.

- A. Any use listed in the uses permitted section in the C-O, C-1, and C-2 zones;
- B. Any of the following uses:
 - 1. Bus, train and other transit station, provided that transit vehicles are not stored on site and no repair work or servicing of transit vehicles is conducted on site,
 - 2. News/magazine stand,
 - 3. Nightclub, bar, cocktail lounge or other establishment selling alcoholic beverages for on-site consumption where such use, including entertainment, is the primary business,
 - 4. Parking garage or surface lot,
 - 5. Police, fire and other emergency service alarm centers,
 - 6. Post office and other courier or parcel delivery service,
 - 7. Sidewalk use, including, but not limited to, outdoor seating, subject to issuance of an encroachment permit;

- C. Multiple-unit dwelling;
- D. Employee housing, up to six residents
- E. Mixed combinations of uses allowed in subsections A and B of this section are permitted;
- F. Accessory buildings, structures and uses necessary to support the principal use located on the same lot or parcel of land.

17.25.040 Uses permitted only by conditional use permit.

A. The following uses are permitted in a C-B zone only with the approval of a conditional use permit issued in accordance with the procedures provided in Chapter 17.64 of this code:

- 1. Adult day care;
- 2. Banquet venue;
- 3. Food and/or shelter service as defined in Section 17.04.285;
- 4. Movie theater serving alcohol;
- 5. Recycling centers, as defined by Public Resources Code Section 14520, that are within a convenience zone, as defined by Public Resources Code Section 14509.4;
- 6. Scientific research and testing services;
- 7. Swap meets, flea markets and auction houses.

17.25.070 Front, side and rear yards.

There shall be no minimum front, side or rear yard in a C-B zone; however, where a lot abuts any R zone, MH zone, or PUD project of a single-unit nature, there shall be a minimum setback from any side or rear property line of twenty feet.

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 MAR 27 2024 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

COUNCILMEMBER: ARIAS, GONZALES, WEIR, SMITH, FREEMAN, GRAY, KAUR
COUNCILMEMBER _____
COUNCILMEMBER _____
COUNCILMEMBER Weir, Kaur

Julie Drimakis
JULIE DRIMAKIS, CPMC, MMC
CITY CLERK and Ex Officio Clerk of the
Council of the City of Bakersfield

APPROVED: MAR 27 2024

By Karen Goh
KAREN GOH
Mayor

APPROVED AS TO FORM:
VIRGINIA GENNARO, CITY ATTORNEY

By Viridiana Gallardo-King
VIRIDIANA GALLARDO-KING
Deputy City Attorney

VGK/vlg
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AFFIDAVIT OF POSTING DOCUMENTS

STATE OF CALIFORNIA)

County of Kern)ss.

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 15th day of April 2024 she posted on the Bulletin Board at City Hall, a full, true and correct copy of the following: Ordinance No. 5161, passed by the Bakersfield City Council at a meeting held on the 27th day of March 2024 and entitled:

ORDINANCE AMENDING TITLE 17, CHAPTER 17.25 OF THE BAKERSFIELD MUNICIPAL CODE RELATING TO ZONING.

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

By: *Lorraine Beza*
DEPUTY City Clerk