



CITY OF SACRAMENTO

22

CITY PLANNING DEPARTMENT
927 TENTH STREET SACRAMENTO, CA 95814
SUITE 300 TELEPHONE (916) 449-5604

MARTY VAN DUYN
PLANNING DIRECTOR

September 29, 1982

City Council
Sacramento, California

APPROVED
BY THE CITY COUNCIL

OCT 5 1982

OFFICE OF THE
CITY CLERK

Honorable Members in Session:

SUBJECT: 1. Environmental Determination;
2. Amendment to the Zoning Ordinance to add Section 2-C-48, 2-E-27, 2-E-28, and 22-A-69 relating to Halloween Haunted Houses (M-695)

SUMMARY

The proposed ordinance amendments will regulate the location of Halloween haunted houses by requiring applicants to obtain a staff permit. The permit will be obtained through the Planning Department. The staff and Planning Commission recommend approval of the ordinance amendment.

BACKGROUND INFORMATION

The proposed ordinance would allow a haunted house in any zone providing a permit is obtained from the Planning Department. In order to obtain a permit, one would submit detailed plans showing the site, location of building, parking areas, etc. Staff would review the information and visit the site prior to any issuance of permits. The permit will be subject to the following conditions:

1. The permit will be valid only for the two weeks prior to November 1 (prior to and including Halloween day).
2. The hours of operation will be no later than 11:00 p.m. of each day.
3. Off-street parking must be provided to adequately serve the facility.
4. The facility shall not cause any nuisance created by dirt, noise, bright lights, or other similar nuisances.

A notice will be posted on the subject property to inform adjacent property owners of any proposal to locate a haunted house. Anyone who disagrees with the action of the staff may appeal the decision to deny or approve a permit to the City Planning Commission and City Council.

Staff believes that the proposed ordinance to regulate the location of haunted houses would be the most efficient way to regulate this type of land use. The process to obtain a permit would be minimal unless appealed.

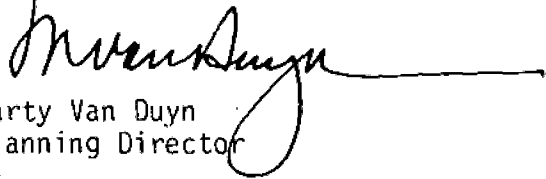
VOTE OF COMMISSION

On September 23, 1982 by a vote of six ayes, three absent, the Planning Commission recommended approval of the Zoning Ordinance amendment.

RECOMMENDATION

The staff and Planning Commission recommend that the City Council ratify the Negative Declaration and adopt the attached ordinance amendment.

Respectfully submitted,



Marty Van Duyn
Planning Director

FOR CITY COUNCIL INFORMATION
WALTER J. SLIPE
CITY MANAGER

MVD:HY:cp
Attachment
M-695

October 5, 1982
District - All

MEETING DATE September 23, 1982
 ITEM NO. 29 FILE NO. P-
 M- 695

- GENERAL PLAN AMENDMENT TENTATIVE MAP
- COMMUNITY PLAN AMENDMENT SUBDIVISION MODIFICATION
- REZONING ENVIRONMENTAL DET.
- SPECIAL PERMIT OTHER Amend zoning Ordinance
- VARIANCE re. St. Louis St. Varied Streets

Recommendation LOCATION: _____

- Favorable
- Unfavorable
- Petition
- Correspondence

<u>NAME</u>	<u>PROponents</u>	<u>ADDRESS</u>

<u>NAME</u>	<u>OPponents</u>	<u>ADDRESS</u>

MOTION NO. _____

- MOTION:
- TO APPROVE
 - TO DENY
 - TO APPROVE SUBJECT TO COND. & BASED ON FINDINGS OF FACT IN STAFF REPORT
 - INTENT TO APPROVE SUBJ. TO COND. & BASED ON FINDINGS OF FACT DUE _____
 - TO RECOMMEND APPROVAL as amended & FORWARD TO CITY COUNCIL
 - TO RATIFY NEGATIVE DECLARATION
 - TO CONTINUE TO _____ MEETING
 - OTHER _____

	YES	NO	MOTION	2ND
Augusta	✓			✓
Fong	✓			
Goodin	✓			
Holloway	<u>absent</u>			
Larson	✓		✓	
Muraki	<u>absent</u>			
Silva	<u>absent</u>			
Simpson	✓			
Hunter	✓			

ORDINANCE NO. 82-078

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

AN ORDINANCE ADDING SECTIONS 2-C-48, 2-E-27, AND 22-A-69 TO THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SACRAMENTO, ORDINANCE NO. 2550, FOURTH SERIES, RELATING TO HALLOWEEN HAUNTED HOUSES, AND DECLARING SAID ORDINANCE TO BE AN EMERGENCY MEASURE TO TAKE EFFECT IMMEDIATELY

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 2-C-48 is hereby added to the Comprehensive Zoning Ordinance of the City of Sacramento, Ordinance No. 2550, Fourth Series, to read as follows:

USE	R 1	R 1 A	R 1 B	R 2	R 2 A	R 2 B	R 3	R 3 A	R 4	R 4 A	R 5	O	P	H	S	C	C	C	C	M-1	M-2	A	F
48. Halloween Haunted Houses	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27	27

SECTION 2.

Section 2-E-27 is hereby added to the Comprehensive Zoning Ordinance of the City of Sacramento, Ordinance No. 2550, Fourth Series, to read as follows:

- 27(a) A Planning Director's permit shall be required to operate a Halloween haunted house in this zone.
- (b) An application for said permit shall include:
 1. A processing fee in an amount specified by resolution of the City Council.
 2. A schematic layout, indicating the location of structure(s), off-street parking areas, access points, and land uses located within 300' of the parcel; and
 3. A description of the activities proposed.

APPROVED
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OCT 5 1982

OFFICE OF THE
CITY CLERK

(c) The Planning Director shall issue said permit after receipt of a complete application and upon finding that:

1. Adequate off-street parking, onsite or offsite, exists to serve the proposed use;

2. The proposed use is not likely to create a nuisance in terms of noise, bright lights, or similar disturbances, to the existing land uses in the immediate vicinity.

3. The applicant has posted the property for at least five consecutive days with a notice indicating that an application has been submitted to the City to operate a Halloween haunted house on the site, and that persons desiring further information or objecting to such use should contact the City Planning Department.

(d) A permit issued pursuant to Section 2-E-27(c) shall be valid only between October 18 to October 31, both inclusive, in a single year.

(e) Non-daylight operation of a Halloween haunted house after 11 P.M. is prohibited.

SECTION 3.

Section 22-A-68 is hereby added to the Comprehensive Zoning Ordinance of the City of Sacramento, Ordinance No. 2550, Fourth Series, to read as follows:

68. Halloween Haunted House. The temporary simulation of a haunted house or similar temporary Halloween-related entertainment activity for which an admission fee is charged and which operates more frequently than one day a year.

SECTION 4.

This ordinance is hereby declared to be an emergency measure to take effect immediately in order to regulate potential incompatible land uses in the 1982 Halloween season.

MAYOR

ATTEST:

CITY CLERK

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