

ORDINANCE NO. 2011-030

Adopted by the Sacramento City Council

July 26, 2011

**AN ORDINANCE AMENDING SECTIONS 17.16.010, 17.24.040,
AND 17.24.050 OF TITLE 17 OF THE SACRAMENTO CITY
CODE (THE ZONING CODE) RELATING TO COMMUNITY
GARDENS (M11-010)**

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

SECTION 1. Section 17.16.010 of the Title 17 of the Sacramento City Code (the Zoning Code) is amended as follows:

A. A definition for "community garden" is added to Section 17.16.010 to read as follows:

"Community garden" means an otherwise undeveloped lot divided into multiple plots for the growing and harvesting of fruits, vegetables, flowers, or herbs, primarily for the personal use of the growers, and that is established, operated, and maintained by a group of persons. A community garden does not include a garden or edible landscaping that is incidental to the primary use of the lot, including a garden or edible landscaping (1) on a lot developed with one or more residences and devoted to the personal use of the occupants of the residences, or (2) on a lot developed with a nonresidential use.

B. Except as amended by adding definitions for "community garden" as set forth in subsection A, Section 17.16.010 remains unchanged and in full force and effect.

SECTION 2. Section 17.24.040 Industrial and Agricultural Land Use Chart of Title 17 of the Sacramento City Code (the Zoning Code) is amended as follows:

A. The matrix set forth in Table 17.24.040 A is amended to add "community garden" to read as follows:

Uses Allowed	RE	R-1	R-1A	R-1B	R-2	R-2A	R-2B	R-3	R-3A	R-4	R-4A	R-5	RMX	RO	OB
Community garden*	86	86	86	86	86	86	86	86	86	86	86	86	86	86	86

B. The matrix set forth in Table 17.24.040 B is amended to add "community garden" to read as follows:

Uses Allowed	EC	HC	SC	C-1	C-2	C-3	C-4	M-1	M-1(S)	M-2	M-2(S)	MIP	MRD	H	SPX	TC	A	A/OS	F	AR P-F
Community garden*	86	86	86	86	86	86	86	86	86	86	86	86	86	86	86	86	X	X	19	86

C. Except as specifically amended to add "community garden" as set forth in subsections A and B, Section 17.24.040 and Tables 17.24.040 A and 17.24.040 B remain unchanged and in full force and effect.

SECTION 3. Section 17.24.050 of Title 17 of the Sacramento City Code (the Zoning Code) is amended as follows:

A. Footnote 86 is added to Section 17.24.050 to read as follows:

86. Community Gardens. Community gardens are allowed in this zone subject to the following provisions:

a. Size. A community garden shall not exceed 21,780 square feet (one-half acre) in size. The zoning administrator has the authority to issue a special permit to allow a community garden greater than 21,780 square feet (one-half acre) in size.

b. Fencing. Notwithstanding Section 17.76.030(A), the development, improvement, or use of a lot for a community garden shall not require the provision of a solid wall along property lines abutting a residential zone or use.

c. On-site Sales. A community garden may include the incidental on-site sale of fruits, vegetables, flowers, or herbs grown in the community garden.

B. Except as specifically amended to add footnote 86 as set forth in subsection A, section 17.24.050 remains unchanged and in full force and effect.

Passed for Publication: 7-19-2011
Published: 7-22-2011
Effective: 8-25-2011

Adopted by the City of Sacramento City Council on July 26, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

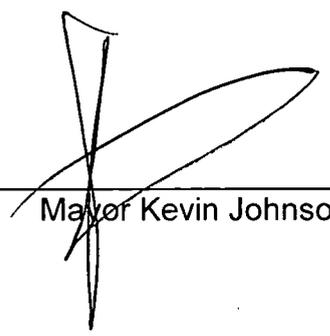
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk


Mayor Kevin Johnson