EXHIBIT C

~~Chapter 9.08~~

~~TATTOO ESTABLISHMENTS~~

~~Sections:~~
~~9.08.010 Prohibited.~~
~~9.08.020 Definitions.~~
~~9.08.030 Exception.~~
~~9.08.040 Penalty for violation.~~

~~9.08.010 Prohibited.~~

~~It is unlawful to maintain or conduct a tattoo establishment or to maintain and conduct a tattooing business in the city. (Ord. 174 § 1, 1962)~~

~~9.08.020 Definitions.~~

~~A. "Tattoo establishment" is defined as an establishment or business located on any premises in the city in which the business of tattooing is undertaken by any person, firm or corporation.~~

~~B. As used in this chapter, to "tattoo" means to insert pigment under the surface of the skin of a human being, by pricking with a needle or otherwise, so as to produce an indelible mark or figure visible through the skin. (Ord. 174 § 2, 1962)~~

~~9.08.030 Exception.~~

~~This chapter is not intended to apply to any act of a licensed practitioner of the healing arts performed in the court of his or her practice. (Ord. 174 § 3, 1962)~~

~~9.08.040 Penalty for violation.~~

~~The violation of any provision of this chapter shall constitute a misdemeanor punishable by a fine of five hundred dollars or six months in jail, or both; and in addition, all such violations shall constitute and be deemed a public nuisance subject to abatement pursuant to the provisions of the California Code of Civil Procedure. (Ord. 174 § 4, 1962)~~

17.20.020 Land use regulations.

A. Permitted Land Uses. Table 17.20-1 identifies land uses permitted in the mixed use zoning districts.

Table 17.20-1: Permitted Land Uses in the Mixed Use Zoning Districts

Key		Zoning District		
P	Permitted Use			
A	Administrative Permit required			
M	Minor Use Permit required			
C	Conditional Use Permit required			
–	Use not allowed	**MU-V**	**MU-N**	**Additional Regulations**

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Residential Uses [7]			Section 17.20.020(B), (C) and (E)
Duplex Homes	–/P [1]	P	
Elderly and Long-Term Care	C [2] [6]	C	
Group Housing	C [2] [6]	C	
Multifamily Dwellings	–/P [1] [6]	C	
Residential Care Facilities, Small and Large	See Section 17.20.020(F)		
Residential Care Facilities, Large	P [2] [6]	C	Section 17.96.080
Residential Mixed Use	See Sections 17.20.020(D) and (E) [6]	C	
Accessory Dwelling Units	A	A	Chapter 17.74
Single-Family Dwellings	–/P [1]	P	
Public and Quasi-Public Uses			
Community Assembly	C	C	
Cultural Institutions	C	C	
Day Care Centers	M	M	
Government Offices	P/C [4]	M [5]	
Home Day Care	P	P	
Medical Offices and Clinics	–	M [5]	
Parks and Recreational Facilities	C	C	
Public Pathways and Coastal Accessways	C	C	
Public Safety Facilities	C	C	
Schools, Public or Private	–	C	
Commercial Uses			Section 17.20.020(E)
Alcoholic Beverage Sales	C	C	
Banks and Financial Institutions	C	P/C [3] [5]	
Body Art Studios	C	-	Section 17.96.080
Commercial Entertainment and Recreation	C	C	
Eating and Drinking Places			
Bars and Lounges	C	C	
Restaurants and Cafes	C	C	

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Take-Out Food and Beverage	M	M	
Gas and Service Stations	–	–	
Lodging			
Bed and Breakfast	C	C	
Hotels and Motels	C	C	
Personal Services	P	P/C [3] [5]	
Professional Offices	P/C [4]	M [5]	
Retail	P	P/C [3] [5]	
Vacation Rental	See Section 17.40.030		
Transportation, Communication, and Utility Uses			
Utilities, Major	C	C	
Utilities, Minor	P	P	
Wireless Communications Facilities	See Chapter 17.104		
Other Uses			
Accessory Uses and Structures	See Chapter 17.52		Chapter 17.52
Home Occupations	P	P	Section 17.96.040
Permanent Outdoor Display (Accessory Use)	–	C	Section 17.96.100
Temporary Uses and Structures	See Section 17.96.180		
Urban Agriculture			
Home Gardens	P	P	
Community Gardens	M	M	

17.24.020 Land use regulations (effective outside coastal zone).

A. Permitted Land Uses. Table 17.24-1 identifies land uses permitted in the commercial and industrial zoning districts. The city council may approve a use not listed in Table 17.24-1 after receiving a recommendation from the planning commission and finding the use to be consistent with the general plan and the purpose of the zoning district.

Table 17.24-1: Permitted Land Uses in Commercial and Industrial Zoning Districts

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Key		Zoning District			
P	Permitted Use				
A	Administrative Permit required				
M	Minor Use Permit required				
C	Conditional Use Permit required				
–	Use not allowed	**C-C**	**C-R**	**I**	**Additional Requirements**
Residential Uses [12]					
Single-Family Dwellings		–	–	–	
Multifamily Dwellings		C [9]	C [9]	–	
Residential Mixed Use		C	C [7]	–	Section 17.24.040
Large Residential Care Facilities		C [9]	C [9]	–	
Accessory Dwelling Unit		A	A		Chapter 17.74
Public and Quasi-Public Uses					
Colleges and Trade Schools		C	C	C	
Community Assembly		C	C	–	
Cultural Institutions		C	C	–	
Day Care Centers		M	M	–	
Emergency Shelters		P	–	P	Section 17.96.030
Government Offices		See 17.24.020(C)		C	
Home Day Care		P	P	P	
Medical Offices and Clinics		See 17.24.020(C)		–	
Public Paths and Coastal Accessways		C	C	C	
Public Safety Facilities		C	C	C	
Commercial Uses					
Alcoholic Beverage Sales		C	C	C	
Banks		P [2]	P [2]	–	
Body Art Studios		C	C	-	Section 17.96.080
Car Wash		C	C		
Financial Institutions		See 17.24.020(C)		–	

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Business Services	P [2]	P [2]	P	
Commercial Entertainment and Recreation	M	M	–	
Drive-Through Facilities	–	C [4]	–	
Eating and Drinking Establishments				
Bars and Lounges	C	C	C	
Mobile Food Vendors	–	A [6]/C	A [6]/C	
Restaurants and Cafes	M [2]	M [2]	C	
Take-Out Food and Beverage	M [2]	M [2]	–	
Food Preparation	M [2]	–	P	
Gas and Service Stations	C	C	–	
Liquor Stores	C	C	–	
Lodging				
Bed and Breakfast	C	–	–	
Hotel	C	C	–	
Maintenance and Repair Services	M	C	P	
Personal Services	P [1]	P [1]	–	
Professional Offices	See 17.24.020(C)		P	
Salvage and Wrecking	–	–	P	
Self-Storage	C	–	C	Section 17.96.140
Retail	P [11]	P [11]	–	
Retail Cannabis Establishment	C [10]	C [10]		Section 17.24.020(D)
Vehicle Repair	C	C	P	
Vehicle Sales and Rental	C [5]	C [5]	–	
Vehicle Sales Display Room [8]	P	P	–	
Wholesaling	–	M [3]	P	
Heavy Commercial and Industrial Uses				
Construction and Material Yards	–	–	P	
Custom Manufacturing	M	M	P	
Light Manufacturing	–	–	P	

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Warehousing and Distribution	–	–	P	
Transportation, Communication, and Utility Uses				
Utilities, Major	–	C	C	
Utilities, Minor	P	P	P	
Recycling Collection Facilities	C	C	C	Section 17.96.130
Wireless Communications Facilities	See Chapter 17.104			
Other Uses				
Accessory Uses	See Chapter 17.52			
Home Occupations	P	P	–	Section 17.96.040
Permanent Outdoor Display	C	C	C	Section 17.96.100
Temporary Uses	See Section 17.96.180			
Urban Agriculture				
Home Garden	P	P	–	
Community Garden	M	M	–	

17.96.080 Body art studios.

A. **Where Permitted**. Body art studios are permitted in the C-C, C-R, and MU-V zoning districts, subject to approval of a conditional use permit and compliance with the standards in this section.

B. **Maximum Number**.

1. The maximum number of body art studios permitted in each zoning district at any given time is:
   a. Two total in the C-C and C-R zoning districts; and
   b. One in the MU-V zoning district.
2. A body art studio counts toward the maximum number allowed when the City receives a conditional use permit application with the materials required by subsection (C)(2) of this section. The City will not accept additional body art studio applications for processing if the application would exceed the maximum number allowed by this subsection.
3. Applications that are withdrawn, denied, or expire prior to permit approval shall no longer count toward the maximum number allowed.

C. **City Permit**.

1. A body art studio requires planning commission approval of a conditional use permit.
2. Applications shall include all information and materials required for a conditional use permit and the City's administrative policy for body art studios:
3. During the first 30 days following the effective date of the ordinance establishing this section, the City will accept body art studio applications during an initial application period.
4. If the number of complete applications received during the initial application period exceeds the maximum number allowed in a zoning district pursuant to subsection B of this section, the City will conduct a random lottery, consistent with the City's administrative policy for body art studios, to determine which applications may proceed to conditional use permit review.

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5. Following the initial application period, the City will accept applications on a first-submitted basis, subject to the maximum number allowed by subsection B of this section.

D. **County Permits and Registrations**. A body art studio operator shall obtain and maintain all permits and registrations required by the California Safe Body Art Act and Santa Cruz County Environmental Health Division.

E. **Commencement of Operations**.
   1. Notwithstanding Section 17.156.080, a body art studio conditional use permit shall expire and become void if the body art studio has not obtained a City business license and commenced operations within twelve months of permit approval.
   2. Upon expiration, revocation, or abandonment of a body art studio conditional use permit, the body art studio shall no longer count toward the maximum number allowed by subsection B.

F. **Standards**.
   1. **Hours of Operation**. No body art procedures shall occur between 10:00 p.m. and 6:00 a.m.
   2. **Minimum Separation**.
      a. Body art studios shall not be located within a path of travel of 1,000 feet from a public or private K-12 school or a place of religious assembly, measured following the shortest path of travel along a public right-of-way from the property line of the parcel containing the body art studio parcel to the parcel containing the school or religious assembly use.
      b. Body art studios shall not be located within a path of travel of 500 feet of another body art studio, measured from the body art studio tenant space on a multi-tenant property or the structure for a single-tenant property.
   3. **Visibility of Procedures**.
      a. Body art procedures shall not be conducted in a manner visible from a public street, sidewalk, park, or other public area.
      b. Screening shall be accomplished through interior partitions or other methods that maintain compliance with applicable ground-floor building transparency requirements.
   4. **Indoor Procedures**. All body art procedures shall occur within an enclosed building.
   5. **Alcohol**. Alcohol consumption shall be prohibited within the facility.
   6. **Age Restrictions**. Persons under 18 years of age are prohibited on the premises unless accompanied by a parent or legal guardian.
   7. **Temporary/Mobile Facilities**. Temporary or mobile body art facilities and body art events are prohibited.

17.160 Glossary

Body art studio. A facility, as defined by the California Safe Body Art Act (California Health and Safety Code Section 119300 et seq.), where one or more persons engage in the business of performing body art, including tattooing, body piercing, branding, or other body art practices regulated by the Act.

Temporary or Mobile Body Art Facility. A body art facility that is operated on a temporary basis, including at fairs, festivals, conventions, special events, or similar venues, or that is operated from a vehicle, trailer, portable structure, or other movable location rather than a permanently established body art studio.