





CITY OF SACRAMENTO

DEPARTMENT OF PLANNING AND DEVELOPMENT

1231 "I" Street

Sacramento, Ca. 95814

September 12, 1989

City Council Sacramento, California

Honorable Members in Session:

APPROVED BY THE CITY COUNCIL

SEP 1 9 1989

OFFICE OF THE CITY CLERK PASSED FOR PUBLICATION & CONTINUED

CITY MANAGER'S OFFI

Room 300 449-5571

Building Inspections Room 200 449-5716 Nuisance Abatement

Room 301 449-5948 **Planning**

Room 200 449-5604

SUBJECT: Ordinance Adding Article XV, to Chapter 25 of the Sacramento City Code Relating to Residential Automotive Repair and Maintenance and

Accumulation of Vehicle Parts.

SUMMARY:

This report recommends City Council adoption of a new ordinance to help control home automotive repairs being conducted in residential zones.

BACKGROUND

Section 2-H-12 of the Sacramento City Zoning Ordinance allows the repair or maintenance of automobiles and other vehicles in a residential zone, if the work is performed on a vehicle registered to an occupant of the premises. Currently City zoning laws restrict the number of vehicles undergoing repair to no more than two. An automotive repair business is a prohibited use in a residential zone.

Over 308 home auto repair complaints were received by the Neighborhood Services Division in 1988. Over 230 similiar complaints had been received by the end of July 1989.

Current City attempts to eliminate ongoing home auto repair operations from residential neighborhoods have been difficult to achieve, as generally the repairs are being conducted at times beyond normal City working hours. Staff has spent many overtime hours investigating such complaints, attempting to catch the operator(s) in the act. Another difficulty has been to legally establish that a business is being conducted at a particular residence, i.e., exchange of funds or goods for services rendered.

The investigative and enforcement process may span a time period of three to nine months, depending on the number of variables including the caseload of not only the assigned City Attorney, but also the court system.

Staff recommends the allowance of minor automotive repair and major automotive repair (with restrictions) in residential zones. Minor repairs may include: brake part replacement, minor tune up, change of oil and filter, repair of flat tires, lubrication and other similiar operations. Examples of major repairs that would be prohibited in residential zones include removal of engines, transmissions, rear differentials or axles, or body and paint work. However, such major repairs could be performed by an occupant of the premises within a fully enclosed structure, with the exception of painting. Both minor and major

erters and the contract of

artista Sartista (2005) a 1900 a 1900 a 1900. Dispartis out across

化邻硫化物学 化氯化硫酸 医二氏结肠丛 糖糖

Ordinoves Adding Article NV, to Chapter 25 of the Sacramento City Cade Relating to Residential Aurorative Repair and Maintenance and Accountation of Venicle Parts.

SHEOTVEA:

porkie in magnitur Termin Fold in die 1960 die 1964 waarde partie in 1965 en 1965 jaar 1966. Die naard was 1970 was die 1965 en 1964 was die 1966 gewande die 1966 en 1966 was die 2008 kan die 1966 gewand

BACKEROUND

તે કે કે હમાર્થ કે જે કરાવાના જાત કહે કે 10 કે કે માન્ય કરવા કરતા જે તે કે જો કે જો કે જો કે જો કે જો કે જો કે તે કે કે જો કે જે કે કે જો જો કે જો 10 કે કે માન્ય કે માન્ય કે જો જો જો છે. આ પણ માન્ય કે જો કે જો કે જો કે જો હતા કે માર્ચિક જો માન્ય કે જો જો જો કે જો જો કે જો જો કે જો કે જો કે જો કે જો કે જો જો કે જો કે જો જો જો કે જો હોંગા કે જો જો કે જો જો કે જો કે જો કે જો કે જો કે જો કે જો હતા હતા છે. જો જો જો જો જો કે જો કે જો હતા કે જો જો

grifer in the College of the teach of the first financial to the end of the original field and the original for the end of the College of the college of the original field of the first teachers with the college of the original field of the

2. The control of the control of

restance in \$10 and the second states of the second above the control of the common second and the second and The second of the second above the second of the second of the second above the second and the second of the second above the second of the seco

Continuous expersión de la consecución de la complexación de la conferencia de la consecución del la consecución del la consecución de la consecución de la consecución del la con

repairs would restrict the number of vehicles undergoing repair or maintenance to no more than two at any one time.

The enforcement process recommended to be followed under the proposed ordinance would include: investigation of an auto repair complaint, issuance of a field warning notice directing that all such repairs cease within a given period of time. If the repairs are still in progress after the time for compliance, a citation could be issued to the property owner, vehicle owner, or the person in control of the property. A citation could be issued daily for as long as the violation exists.

An additional problem associated with residential automotive repair is the accumulation of vehicle parts which are often strewn about a property causing visual blight. Therefore, the attached ordinance specifically addresses the accumulation of vehicle parts on residential properties.

FINANCIAL DATA

There is no fiscal impact associated with the proposed ordinance or this report.

There is no estimate at this time as to the amount of revenue which enforcement of the proposed ordinance would produce.

POLICY CONSIDERATIONS

None.

MBE/WBE EFFORTS

Not applicable.

RECOMMENDATION

The attached Ordinance be passed for publication on September 12, 1989 and continued to September 19, 1989 for hearing by the Council.

The City Council adopt the attached Ordinance adding Article XV to Chapter 25 of the Sacramento City Code, relating to Residential Automotive Repair and Maintenance and Accumulation of Vehicle Parts Outside Residential Structures.

Respectfully submitted,

Michael/M. Davis, Director Planning and Development

> September 12, 1989 All Districts

RECOMMENDATION APPROVED:

Walter J. Slude, City Manager

Contact Person: Thomas L. Long, 449-5948

normality the street of the configuration for the figure of the configuration of the configur

In the Configuration of the section of the configuration of the confi

A CONTROL OF THE PROPERTY OF T

PINANCIAL JATA

TO THE TOTAL OF MELECTRON HELD CONTROL OF MELECULAR CONTROL OF THE THE TRANSPORT OF THE SECOND SECON

रिकामक क्षेत्रक है। एक राज के राज के प्राप्त के प्राप्त कर है। उन्हें के राज के प्राप्त के प्राप्त के प्राप्त विकास है। असे कि राज के राज के राज के राज की राज

POSICY + ONSIDERATIONS

45) °

MBE/WAR AFROMS

RECOMMENDATION

egge states of the experience of the experience

A CHERON OF A REPORT OF A SECURITY OF A LABOR ON THE REPORT OF A SECURITY OF A SECURIT

(**.**60)

And the second of the second o

Angelia de la compansa de la compans

the sector of the contract of

4 granted a second of appropriate and most training

ORDINANCE NO. 89-066

ADOPTED BY THE SACRAMENTO CITY COUNCIL

APPROVED BY THE CITY COUNCIL

SEP 1 9 1989

OFFICE OF THE CITY CLERK

ON DATE OF _____

AN ORDINANCE ADDING ARTICLE XV, SECTIONS 25.400
THROUGH 25.404 TO CHAPTER 25 OF THE SACRAMENTO
CITY CODE RELATING TO AUTOMOTIVE REPAIR IN
RESIDENTIAL ZONES AND ACCUMULATION OF VEHICLE
PARTS OUTSIDE RESIDENTIAL STRUCTURES

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

Section 1

Article XV is hereby added to Chapter 25 of the Sacramento City Code to read as follows:

ARTICLE XV. Vehicle Repair in Residential Zones

25.400 Definitions.

For the purposes of this Article, the following definitions shall have the following specified meanings:

- (a) Minor Vehicle Repair: Maintenance, repair or replacement of the alternator, generator, starter, water pump, fuel pump, battery or, brakes, or parts thereof; minor tune-up (which consists of distributor cap, rotor and spark plug replacement); change of oil and filter, fan belt, or hoses; lamp replacement; repair of flat tires; lubrication, spot painting.
- (b) Major Vehicle Repair: Any maintenance, repair or replacement not listed in subsection (a) including, but not limited to, the removal of engines, rebuilding of engines, repair of the internal components, repair or removal of transmissions, repair or removal of differentials or axles, dismantling of vehicles, and body work.
- (c) Vehicle: A self-propelled device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved exclusively by human power or used exclusively upon stationary rails or tracks.

1	F	n	R	C	IT	V	CI	F	Rk	7	IS	F	0	NI	1	7

ORDINANCE NO.:	
DATE ADOPTED: _	

AN ORDINANCE ADMING ARTICLE XV. SECTIONS 25.400 THROUGH 25.404 TO CHAPTER 25 OF THE SACHAMENTO CITY CODE RELATING TO AUTOMOTIVE REPAIR IN RESIDENTIAL ZONES AND ACCUMULATION OF VEHICLE PARTS OUTSIDE RESIDENTIAL STRUCTURES

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

Section 1

ৰু তেনুলোলে প্ৰাকৃতি হৈছে তেনুকৈ হৈছে এক কৰা তাল পাছতে হৈছে তেনুকৈ পাছতে পাছতে পাছতে পাছতি পাছতি হৈছে ইংকাই ক তেনুকা হৈছিল।

But the second of the second o

Ber in engage tall in

स्त्र कार्या । प्राप्त प्राप्त कार्या कार्या के अपने कार्या के प्राप्त कार्या कार्या कार्या कार्या कार्या कार् विकास सामित स्वरूप सामित कार्या क

- Taide the modern of the continuence of the enterior of the colour formal of the colour of the colour
- TO VERBOLLED A REPORTED BY COMMEND AND COMMEND AND COMPANY OF THE PROPERTY OF A PROPER

25.401 Minor Vehicle Repair.

It shall be unlawful and a public nuisance for any person to engage in minor vehicle repair in any residential zone:

- (a) Upon any vehicle which is not registered to a current occupant of the premises where the work is being performed; or
- (b) Outside a fully enclosed structure, except that minor vehicle repair may be performed outside a fully enclosed structure where elapsed time between the beginning and end of the repair does not exceed forty-eight (48) hours; or
- (c) Upon more than two (2) vehicles at one time on the same premises or by the same person.

25.402 Major Vehicle Repair.

- (a) It shall be unlawful and a public nuisance for any person to engage in major vehicle repair in a residential zone, unless all of the following conditions exist:
 - (1) The repair is performed within a fully enclosed structure; and
 - (2) The vehicle under repair is registered to a current occupant of the premises; and
 - (3) No more than two (2) vehicles are being repaired at one time on the same premises or by the same person.
- (b) Subsection (a) notwithstanding, body painting, other than spot painting, is not permitted in a residential zone.

25.403 Engaging in Vehicle Repair Defined.

A person engages in minor or major vehicle repair when the person performs the repair, or permits the vehicle repair to be performed on said person's property, or arranges for such work to be performed on his or her vehicle knowing that it will be performed in a residential zone.

25.404 Accumulation of Vehicle Parts.

It shall be unlawful and a public nuisance to keep, store, or accumulate vehicle parts and auto body parts outside a residential structure which are within the view of persons on adjacent or nearby real property or the public right-of-way and which constitute visual blight or reduce the aesthetic appearance of the neighborhood or are offensive to the senses or are detrimental to nearby property or property values.

FOR CITY CLERK USE ONLY	
	ORDINANCE NO.:
	DATE ADOPTED:

ring - Configuration on the 20% All

- THE NAME OF THE REPORT OF THE STATE OF THE S
- ্ত্র বিষয়ে কৰিব কৰে ১০ চন্ত্র চুকু সক্তি জন্ম সমান্ত চালস্ত্র স্থান চন্দ্র ক্লিক্স করি বিশ্ব ১০ চন্ত্র জনকাত ১৯ ১৯৮ চন্ত্র ক্লেক্স ১৮১ ক্লিক্স এই স্থানিক্স এই কাল্ডিক্স এই ক্লিক্স সম্ভালকাত স্থান্ত্র সূত্র বিষয়ে বিষয়ে স্থানিক্স করে হিচাপের বিষয়ে ক্লিক্স বিষয়ে স্থানিক্স ক্লিক্স বিষয়ে ১৮১৮ বিষয়ে ক্লিক্স
- ALL REPRESENTATION AND LICENSET, MICH. IN 24 CONTROL IN 1987 BEET STORE CONTROL OF

or and was the donate.

LEAGUE EST COMMENT OF CLASS OF A SULL MADE THE SULL

ত চুটে প্ৰেচিট চোৰত সৰ্জ কৰাৰ কৰাৰ কৰাৰ কৰাৰ কৰাৰ জ্বাধান প্ৰভাৱীয়ে বুলিলে স্থাপৰ জ্বাধানৰ বাবে বিজ্ঞান কৰা ক ইয়াৰ বিজ্ঞান কৰা কৰাৰ জ্বাধান কৰে। বিজ্ঞান কৰা জ্বাধানৰ জ্বাধানৰ কৰা বিজ্ঞান কৰাৰ জ্বাধান কৰা কৰা বিজ্ঞান কৰা কৰাৰ কৰাৰ জ্বাধান কৰা বিজ্ঞান কৰা কৰাৰ কৰাৰ জ্বাধানৰ জ্বাধানৰ কৰা বিজ্ঞান কৰাৰ জ্বাধান কৰাৰ জ্বাধান কৰা বিজ্ঞান কৰাৰ কৰাৰ কৰাৰ জ্বাধান কৰা বিজ্ঞান কৰাৰ জ্বাধানৰ জ্বাধানৰ জ্বাধানৰ জ্বাধানৰ জ্বাধানৰ জ্বাধানৰ জ্বাধানৰ জ্বাধান

र राज्या कुर्वारे केल्प एक एक एक १८५० वर्षा १८५० वर्षा

A PROCESS OF THE STANDARD PROCESS OF THE STANDARD STANDAR

DATE PASSED FOR PUBLICATION:	
DATE ENACTED:	
DATE EFFECTIVE:	
	MAYOR
ATTEST:	
CITY CLERK ,	
	•
	•
FOR CITY CLERK USE ONL	LY
	ORDINANCE NO.:

DATE ADOPTED: _____

THE CHAIN TO LIVE THE WINDS

CONTRACTORY