

ORDINANCE NO. 181188

An ordinance amending Sections 12.03, 12.04.09, 12.05, 12.06, 12.07, 12.07.01, 12.07.1, 12.08, 12.09.3, and 12.17.5 of the Los Angeles Municipal Code to clarify the truck gardening and farming uses permitted in each zone, and create consistency between home occupation conditions and standards and truck gardening operations.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Section 12.03 of the Los Angeles Municipal Code is amended by adding the following definitions in alphabetical order:

FARMING. The cultivation of berries, flowers, fruits, grains, herbs, mushrooms, nuts, ornamental plants, seedlings or vegetables for use on-site or sale or distribution on-site or off-site.

TRUCK GARDENING. The cultivation of berries, flowers, fruits, grains, herbs, mushrooms, nuts, ornamental plants, seedlings or vegetables for use on-site or sale or distribution off-site.

Sec. 2. Subdivision 1 of Subsection B of Section 12.04.09 of the Los Angeles Municipal Code is amended to read as follows:

1. Farming and nurseries, under power transmission rights-of-way.

Sec. 3. Subdivision 6 of Subsection A of Section 12.05 of the Los Angeles Municipal Code is amended to read as follows:

6. Farming, nurseries, aviaries, and apiaries.

Sec. 4. Subparagraphs (1), (3), (8), and (19) of Paragraph (a) of Subdivision 16 of Subsection A of Section 12.05 of the Los Angeles Municipal Code are amended to read as follows:

(1) No changes are made which alter the residential character or appearance of the dwelling unit or property in any manner which precludes its residential use. Activities associated with the home occupation may not be visible from the outside of the dwelling unit, except for truck gardening.

(3) The use shall be conducted within the main dwelling unit, except for truck gardening, and only by persons residing within the dwelling unit. However, no more than one person not residing on the premises may be employed to work on the premises as part of all of the home occupations.

(8) No more than one client visit or one client vehicle per hour shall be permitted, and only from 8:00 a.m. to 8:00 p.m. for all of the home occupations.

(19) No sales or exchange of products, processing, manufacturing, display or servicing of any product is conducted on the premises, except for handicrafts, or intellectual or artistic products, or direct sales, or sales where the orders have been previously made by telephone, at a prior meeting or a sales party, and in accordance with the other standards of operation. Nothing in this section shall be construed as to permit other retail or wholesale sales in residential zones. Nor shall anything in this section be construed as allowing any type of on-site sales or distribution in connection with truck gardening.

Sec. 5. Paragraph (e) of Subdivision 16 of Subsection A of Section 12.05 of the Los Angeles Municipal Code is added as follows:

(e) Truck Gardening. Truck gardening shall be subject to the provisions of this subdivision if the main use of the lot is a dwelling.

Sec. 6. Paragraph (f) of Subdivision 2 of Subsection A of Section 12.06 of the Los Angeles Municipal Code is amended to read as follows:

(f) Farming, nurseries, aviaries, and apiaries.

Sec. 7. Subdivision 6 of Subsection A of Section 12.07 of the Los Angeles Municipal Code is amended to read as follows:

6. Truck gardening and nurseries.

Sec. 8. Subdivision 3 of Subsection A of Section 12.07.01 of the Los Angeles Municipal Code is amended to read as follows:

3. Truck gardening; the keeping of equines, poultry, rabbits and chinchillas in conjunction with the residential use of the lot, provided that:

(a) Such animal keeping is not for commercial purposes.

(b) The keeping of equines shall be permitted only on lots having an area of 17,500 square feet or more. Where equines are being kept, the number of such animals being kept shall not exceed one for each 4,000 square feet of lot area.

Sec. 9. Subdivision 3 of Subsection A of Section 12.07.1 of the Los Angeles Municipal Code is amended to read as follows:

3. Truck gardening; the keeping of equines, poultry, rabbits and chinchillas in conjunction with the residential use of the lot, provided that:

(a) Such animal keeping is not for commercial purposes.

(b) The keeping of equines shall be permitted only on lots having an area of 20,000 square feet or more. Where equines are being kept, the

number of such animals being kept shall not exceed one for each 5,000 square feet of lot area.

Sec. 10. Subdivision 3 Subsection A of Section 12.08 of the Los Angeles Municipal Code is amended to read as follows:

3. Truck gardening; the keeping of equines, poultry, rabbits and chinchillas in conjunction with the residential use of the lot, provided that:

(a) Such animal keeping is not for commercial purposes.

(b) The keeping of equines shall be permitted only on lots having an area of 20,000 square feet or more. Where equines are being kept, the number of such animals being kept shall not exceed one for each 5,000 square feet of lot area.

Sec. 11. Subdivision 4 of Subsection B of Section 12.09.3 of the Los Angeles Municipal Code is amended to read as follows:

4. Truck gardening; the keeping of equines, poultry, rabbits and chinchillas, in conjunction with the residential use of the lot, provided that such animal keeping is not for commercial purposes.

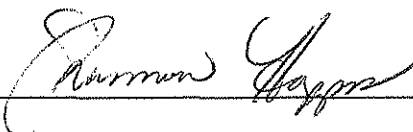
Sec. 12. Paragraph a of Subdivision 3 of Subsection B of Section 12.17.5 of the Los Angeles Municipal Code is amended to read as follows:

a. Farming, nurseries, aviaries and apiaries.


Sec. 13. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of MAY 21 2010.

JUNE LAGMAY, City Clerk

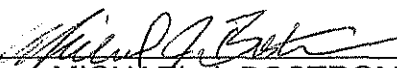
By  Deputy

Approved JUN 04 2010

 Mayor

Approved as to Form and Legality

CARMEN A. TRUTANICH, City Attorney

By 
MICHAEL J. BOSTROM
Deputy City Attorney


Date May 6, 2010

Council File 09-1685-S1

Pursuant to Charter Section 559, I approve this ordinance on behalf of the City Planning Commission and recommend that it be adopted

May 10, 2010

See attached report.


S. Gail Goldberg
Director of Planning

DECLARATION OF POSTING ORDINANCE

I, MARIA VIZCARRA, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

Ordinance No. 181188 – Amending Sections of the Los Angeles Municipal Code to clarify the truck gardening and farming uses permitted in each zone, and create consistency between home occupation conditions and standards and truck gardening operations - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on **May 21, 2010**, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on **June 8, 2010** I posted a true copy of said ordinance at each of the three public places located in the City of Los Angeles, California, as follows: 1) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; 2) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; 3) one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Copies of said ordinance were posted conspicuously beginning on **June 8, 2010** and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this **8th** day of **June 2010** at Los Angeles, California.



Maria Vizcarra, Deputy City Clerk

Ordinance Effective Date: July 18, 2010

Council File No. 09-1685-S1