

## AGENDA ITEM #2

Consider updates to City regulations and Zoning Districts, Provide guidance, as directed, to comply with AB 2339

## Housing Element Program 5.2: Emergency Shelters

- Identify one or more permitted by-right zones that:
  - Are suitable for residential uses
  - Has sufficient sites capacity
  - If non-residential zoning, is located near specified amenities and services
- Re-consider Visalia's regulations / performance standards

## Currently Permitted in I-L; Conditional in C-S, C-MU, QP

## AGENDA ITEM #2

## Emergency Shelters are currently:

- Permitted in I-L
- Conditionally Allowed in C-S, C-MU, QP

#### Current Allowed Locations of Emergency Shelters and Navigation Centers:

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The current allowed locations for both uses are as follows:

	Permitted	Conditionally Allowed
Emergency Shelters	- Light Industrial	- Service Commercial
		- Commercial Mixed Use
		- Quasi-Public

Low Barrier
Navigation Centers

- Downtown Mixed Use | All other Commercial,
- Commercial Mixed Use | Office, and Industrial Zones
  - Quasi-Public

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# ZONING / CAPACITY ANALYSIS

Identify one or more permitted by-right zones that:

- Are suitable for residential uses
  - All zones (Residential, Commercial, Office, Industrial) allow residential uses by right or by CUP
- Have sufficient sites capacity
   Vacant land within the zone, with the amount based upon
   the Homeless Point-in-Time Count
- (For non-residential zones) Are located near specified amenities and services, which may include:
  - o health care,
  - o transportation,
  - o retail,
  - o employment
  - o social services

## SUFFICIENT SITES CAPACITY

Visalia's zone designation must have 1.99 acres of sites based on:

- Visalia's point-in time count of 434 persons
- Minimum of 200 square feet per person
- Equal to 86,800 square feet (1.99 acres)

#### Vacant Land:

	<u>C-N</u>	<u>C-R</u>	<u>C-S</u>	<u>C-MU</u>	<u>D-MU</u>	O-PA	<u>O-C</u>	BRP	<u>I-L</u>	<u>I</u>	<u>QP</u>
# Acres Vacant Land	40	114	97	237	3	42	0	87	88	1370	90

#### Conclusion:

All zones except Office Conversion have sufficient sites

#### ZONING ANALYSIS

Permitted-by-right Zoning designation(s) must be either:

- vacant sites zoned for residential use, or
- vacant sites zoned for nonresidential use that allow residential development that can demonstrate that the designation is located near certain types of amenities and services

#### Residential Zones:

- All three zones, R-1-5, R-M-2 & R-M-3 have ample vacant land
- However, proximity to existing residents has potential to impact residents & neighborhoods if shelter is not properly managed

## ZONING ANALYSIS

#### Non-Residential Zones:

	<u>C-N</u>	<u>C-R</u>	<u>C-S</u>	<u>C-MU</u>	<u>D-MU</u>	O-PA	<u>O-C</u>	<u>BRP</u>	<u> -L</u>	<u>!</u>	<u>QP</u>
Health Care	0	1	0	2	3	3	0	0	0	0	2
Transportation	2	2	1	2	3	2	2	1	1	1	2
Retail	2	3	0	3	2	0	0	0	0	0	0
Employment	1	3	2	2	3	2	0	1	1	3	1
Social Services	0	0	0	3	2	2	0	0	0	1	1
TOTAL	5	9	3	12	13	9	2	2	2	5	6
Scores:	0=none	1=low	2=med	3=high							

- Best Suited: Commercial Mixed Use & Downtown Mixed Use
- Next Best: Regional Commercial & Office
  - Where C-R lacks social services & O-PA lacks retail, the City may advocate that these zones include a strong presence of all but one of the listed amenities and services & that all have transportation to access the balance of the services

# PERFORMANCE STANDARDS

Program 5.2 lists revisions needing to be made to the City's regulations to comply with GC 65583(a)(4) as amended by AB 2339

- Expand the <u>definition</u> of emergency shelter
- Require only <u>parking spaces</u> sufficient for staff workers, no more than what is required of residential & commercial uses in the same zone
- Reduce the minimum <u>proximity</u> to other emergency shelters, schools, or low barrier navigation centers [from 1,000 feet] to 300 feet
- Remove the requirement of a perimeter wall abutting residential uses (this requirement is not on the list of allowable objective standards that local governments can impose.)

## DEFINITIONS

- "Emergency shelter" means housing with minimal supportive services for homeless persons that is limited to occupancy of six months or less by a homeless person. No individual or household may be denied emergency shelter because of an inability to pay.
- An emergency shelter shall include other interim interventions, including, but not limited to, a navigation center, bridge housing, and respite or recuperative care
- "Low barrier navigation center" means a housing first, low-barrier, service-enriched shelter focused on moving people into permanent housing that provides temporary living facilities while case managers connect individuals experiencing homelessness to income, public benefits, health services, shelter, and housing. "Low barrier" means best practices to reduce barriers to entry, and may include, but is not limited to, the following.
  - 1. The presence of partners if it is not a population-specific site, such as for survivors of domestic violence or sexual assault, women, or youth.
  - 2. Pets.
  - 3. The storage of possessions.
  - 4. Privacy, such as partitions around beds in a dormitory setting or in larger rooms containing more than two beds, or private rooms.

## NAVIGATION CENTERS

Program 5.8 includes update to revise City Municipal Code to comply with Assembly Bill 101 (2019)

- AB 101 mandates LBNCs to be permitted-by-right in mixed use zones
   & non-residential zones permitting multi-family housing
- ZTA will correct staff's original interpretation, making LBNCs permitted-by-right in non-residential zones

## Alternative path toward compliance

- As part of ZTA, change one or more non-residential zones from allowing multi-family by CUP to not allowed
- Drawback = Impacts City practice of granting CUP for multi-family uses in various zones

## NEXT STEPS

Get direction from Council and Commission.

The recommendations will be the basis for an upcoming Zoning Ordinance Text Amendment

Public Hearings will be noticed and scheduled to Planning Commission by November / December









