

20. Confectionery stores;
21. Dancing studios;
22. Department stores;
23. **Drug stores;**
24. Film and camera sales and exchange;
25. Florist shops;
26. Food stores and delicatessens;
27. Furniture stores;
28. Gift and hobby shops;
29. Hardware and appliance stores;
30. Hotels and resort hotels;
31. Jewelry stores;
32. Laundromats (Deleted by Ord. 1324);
33. Libraries;
34. Liquor stores (Deleted by Ord. 1324);
35. **Medical/sick room supplies (retail);**
36. Mixed-use development;
37. Modeling schools;
38. Movie, radio and TV production and broadcast facilities;
39. Museums;
40. Music shops;
41. Newsstands;
42. Offices not including storage or presence of goods, materials, supplies or equipment not consumed or used by office use on the premises, or storage or presence of vehicles not used to transport business personnel or patrons to and from the premises;
43. Outdoor display as an accessory to a permitted main use and located on the same property as the permitted use in the Uptown district north of Alejo Road.
 - a. Display of merchandise offered for sale in the Uptown area on North Palm Canyon Drive between Alejo Road and Vista Chino Road:

- i. Merchandise shall be limited to furniture, antiques, fine arts and fine apparel.
 - ii. A maximum of three items may be displayed within a single contiguous area of 32 square feet that is totally located on front of and adjacent to the primary use.
 - iii. Items must be freestanding and not attached to any building.
 - iv. The maximum height of the display shall be seven feet.
 - v. The display shall not be placed within the public right-of-way.
 - vi. No product advertising nor signage may be placed on the display.
 - vii. Prohibited items include all merchandise not specifically covered in item i above. Specifically prohibited items include, but are not limited to, accessories, display racks, mannequins (except torso display frames), and other items.
 - viii. Approval of such display shall be subject to Section 94.04.00, minor architectural approval for a finding that the display is compatible with pedestrian movements and the character of the surrounding development.
44. Pet stores, pet grooming;
 45. Photographers studios;
 46. Private clubs;
 47. Religious institutions;
 48. Restaurants, with or without outdoor dining, excluding drive-in or drive-through restaurants, or those within mixed-use developments in excess of 20,000 square feet of floor area;
 49. Security exchange;
 50. Shoe stores;
 51. Small appliance shops and service;
 52. Supermarkets;
 53. Tailor shops;
 54. Theaters, movie and legitimate stage;
 55. Travel agencies;
 56. Toy stores;
 57. Used/consignment merchandise in conjunction with new merchandise or

antiques, provided 50% of stock is new merchandise or antiques.

B. Similar Uses Permitted by Commission Determination.

The commission may, by resolution of record, permit any other uses which it may determine to be similar to those listed above, and not more obnoxious or detrimental to the public health, safety and welfare or to the other uses permitted in the zone, as provided in Section 94.01.00. All uses shall be subject to the standards in Section 92.09.03.

C. Uses Permitted by Land Use Permit.

1. Indoor Uses:

- a. Animal day care;
- b. Auction houses, pursuant to Chapter 5.04 of the Municipal Code;
- c. Automotive rental agencies as part of a resort hotel. The following standards shall apply:
 - i. Standards prescribed in Section 92.04.01(A)(2), Accessory Commercial Uses for Resort Hotels, shall be complied with,
 - ii. Number of vehicles stored at the location shall be limited to the number necessary to serve the hotel only,
 - iii. No service or repair facilities for the vehicles shall be permitted at the hotel site,
 - iv. Such use shall be permitted only if the hotel contains an adequate number of parking spaces in accordance with the provisions of Section 93.06.00;
- d. Bicycle rental;
- e. Catering in conjunction with permitted main use;
- f. Commercial recreation (indoor);
- g. Conversion of existing upper-story floor area to apartments. The following standards shall apply:
 - i. Each unit shall contain complete kitchen and sanitary facilities,
 - ii. No outdoor storage may be visible from any street,
 - iii. Such conversion shall be subject to applicable building code provisions,
 - iv. Additional standards as deemed appropriate by the Director, including considerations for open space, parking, and trash collection;

- h. Farmers market;
 - i. Festivals and exhibits;
 - j. Ice cream parlors;
 - k. Lodges, meeting halls, private clubs, wedding chapels, and similar assembly uses;
 - l. Restaurants within mixed-use developments;
 - m. Spa as an accessory use to a beauty parlor provided the staff is licensed and trained in the particular programs provided as outlined in Chapter 5.34 of the Municipal Code and such facility is in compliance with Chapter 5.34 of the Municipal Code;
 - n. Special purpose schools;
 - o. Take-out food service in conjunction with permitted restaurant use;
 - p. Valet cleaning service.
2. **Outdoor uses** as an accessory to a permitted main use and located on the same property as the permitted use:
- a. Art displays;
 - b. Artisans, artists;
 - c. Car shows;
 - d. Christmas tree sales not as an accessory use to a main use;
 - e. Display cases in malls or courts;
 - f. Farmers market;
 - g. Fashion shows;
 - h. Festivals, exhibits and special events;
 - i. Florists;
 - j. Musicians/entertainment (subject to provisions of noise ordinance);
 - k. Plant and floral sales and displays;
 - l. Postcard displays (limited to one per store frontage);
 - m. Recycling collection center as an accessory use on a developed property;
 - n. Theatre and public assembly;
 - o. Vending carts dispensing the following:

- i. Food,
 - ii. Beverages,
 - iii. Crafts,
 - iv. Floral items,
 - v. Other uses as determined by the planning commission.
3. Outdoor uses as an accessory to a permitted main use and located on public property including the public right-of-way (streets and sidewalks):
 - a. Art displays;
 - b. Artisans, artists;
 - c. Festivals, exhibits and special events;
 - d. Florists;
 - e. Install auto accessories (Deleted by Ord. 1324);
 - f. **Musicians/entertainment** (subject to provisions of noise ordinance);
 - g. **Outdoor dining including beverage service;**
 - h. Plant and floral sales and displays;
 - i. Vending carts dispensing the following:
 - i. Food,
 - ii. Beverages,
 - iii. Crafts,
 - iv. Floral items,
 - v. Other uses as determined by the planning commission.
4. Outdoor uses located on public property including the public right-of-way (streets and sidewalks) and conducted in a designated area approved by the City Council and undertaken as part of a festival, event or program to promote commercial, artistic or cultural activity in the downtown district:
 - a. Art displays;
 - b. Artisans, artists;
 - c. Car shows;
 - d. Farmers market;
 - e. Fashion shows;

- f. Festivals, exhibits and special events;
- g. Florists;
- h. **Musicians/entertainment** (subject to provisions of noise ordinance);
- i. **Outdoor dining including beverage service**;
- j. Plant and floral sales and displays;
- k. **Theatre** and public assembly;
- l. Vending carts dispensing the following:
 - i. Food,
 - ii. Beverages,
 - iii. Crafts,
 - iv. Floral items,
 - v. Antiques and collectibles,
 - vi. Other uses as determined by the planning commission.

D. Uses Permitted by Conditional Use Permit.

The following uses may be permitted subject to approval of a conditional use permit, as provided in Section 94.02.00:

1. **Ambulance services**, and accessory uses customarily incident to the permitted use; provided, the site is located on a major or secondary thoroughfare as indicated by the general plan;
2. Automobile parking lots not in conjunction with a permitted use, subject to the provisions of Section 93.06.00;
3. Automobile parking structures;
4. Auto parts and accessories, retail, and installation of same;
5. Automobile sales agencies (at least 50% of autos displayed for sale shall be new);
6. Automobile service stations;
7. Car washes;
8. Churches;
9. **Cocktail lounges and night clubs as a primary use**;
10. Commercial recreational facilities;

11. Convenience stores;
12. Convention center;
13. Drive-through facilities;
14. Hotels in which more than 10% of the guest rooms contain kitchen facilities;
15. Laundromats;
16. Liquor stores;
17. Motorcycle rental provided there is no fluid service or engine part removal or repair conducted on the premises. All activities including instructions and driver checkout are to be conducted on private property within an approved parking area. In order to address potential noise concerns, all rental bikes will maintain the original exhaust systems approved by the manufacturer and the state of California;
18. Multifamily residential use;
19. Pawn shops, provided that no pawn shop is located closer than 2,500 feet to another;
20. Restaurants within a hotel containing from 30 to 99 guest rooms;
21. Spas provided that staff is licensed and trained in the particular programs provided and such facility is in compliance with Chapter 5.34 of the Municipal Code;
22. Spas as an accessory use to a hotel subject to the following standards:
 - a. For hotels with under 50 rooms, the facility is to serve hotel guests only. Facilities located in hotels with more than 50 rooms and located on a major thoroughfare may be permitted to serve clients who are not hotel guests,
 - b. The hotel has a minimum of 15 guest rooms,
 - c. Staff shall be licensed and trained in the particular programs provided in accordance with Chapter 5.34 of the Municipal Code,
 - d. Such facility shall comply with Chapter 5.34 of the Municipal Code;
23. Thrift shops operated by charitable organizations;
24. Time-share and condominium hotel projects subject to the provisions of Section 93.23.11 and 93.23.12.

(Ord. 1294, 1988; Ord. 1324, 1989; Ord. 1347, 1990; Ord. 1366, 1991; Ord. 1418, 1992; Ord. 1502, 1995; Ord. 1551, 1998; Ord. 1553, 1998; Ord. 1590 § 10, 2000; Ord. 1633 § 2, 2003; Ord. 1841 § 6, 2014; Ord. 1943 § 3, 2017; Ord. 1977 §§ 6—8, 2019; Ord. 1984 § 23, 2019; Ord. 2007 §§ 6, 7, 2019; Ord. 2020 §§ 27—29, 2020; Ord. 2031

§ 92.12.01

§ 92.14.01

§ 40, 2020; Ord. 2041 § 14, 2021; Ord. 2063 § 17, 2022; Ord. 2076, 1/12/2023

§ 92.12.02. Uses prohibited.

All uses and structures not permitted in Section 92.12.01 are deemed to be specifically prohibited. The following classifications of uses shall not be permitted in this zone by commission determination:

- A. Automobile sales, used, as a primary use, and major repair;
- B. Dog kennels and catteries;
- C. Industrial uses;
- D. Motor scooter and motorbike rentals and sales, both as a primary and accessory use;
- E. Single-family residences;
- F. Wholesale and warehousing;
- G. Thrift shops not operated by charitable organizations;
- H. Mobilehome parks.
(Ord. 1294, 1988; Ord. 1418, 1992; Ord. 1502, 1995; Ord. 1553, 1998; Ord. 1590 § 11, 2000)

§ 92.14.00. "C-2" general commercial zone.

The C-2 zone is intended for general commercial use.
(Ord. 1294, 1988)

§ 92.14.01. Uses permitted.**A. Uses Permitted.**

Buildings, structures and land shall be used and buildings and structures shall hereafter be erected, altered or enlarged only for the following uses: All uses shall be subject to the standards in Section 92.14.03.

1. All uses permitted in the C-1 zone, Section 92.12.01(A);
2. Automobile parking lots and structures not in conjunction with a permitted use, subject to the provisions of Section 93.06.00;
3. Automobile sales agencies (at least 50% of autos displayed for sale shall be new);
4. Bail bonds (Deleted by Ord. 1502);
5. Bicycle rental (indoor);
6. Billiard (Deleted by Ord. 1500);

7. Blueprinting and photocopying;
8. Business schools;
9. **Cannabis lounge or cannabis dispensary**, subject to the property development standards contained in Section 93.23.15 of this Code;
10. Churches;
11. Classic auto sales (Deleted by Ord. 1502);
12. Convention center;
13. Gun shops (Deleted by Ord. 1502);
14. Laundry agencies and self-service laundries;
15. Loan offices;
16. Locksmith (and saw filing);
17. Lodges, meeting halls, private clubs, wedding chapels, and similar assembly uses;
18. **Mixed-use development**;
19. Pawnbroker (Deleted by Ord. 1500);
20. Pet shops, excluding dog kennels and catteries;
21. Religious institutions;
22. Supermarket;
23. Transportation terminals (Deleted by Ord. 1726).

B. Similar Uses Permitted by Commission Determination.

The commission may, by resolution of record, permit any other uses which it may determine to be similar to those listed above and not more obnoxious or detrimental to the public health, safety and welfare or to other uses permitted in the zone, as provided in Section 94.01.00. All uses shall be subject to the standards in Section 92.14.03.

C. Uses Permitted by Land Use Permit.

1. Indoor uses:
 - a. Animal day care;
 - b. Automobile rental agencies;
 - c. Bicycle rental;
 - d. Catering in conjunction with permitted main use;

- e. Classic auto sales;
 - f. Estate sales;
 - g. Farmers market;
 - h. Festivals and exhibits;
 - i. Gun shops;
 - j. Ice cream parlors;
 - k. Nurseries, including outdoor storage of plants only;
 - l. Recycling collection center as an accessory use;
 - m. **Restaurants** within mixed-use developments in excess of 20,000 square feet of floor area;
 - n. Spa as an accessory use to a beauty parlor provided the staff is licensed and trained in the particular programs as outlined in Chapter 5.34 of the Municipal Code and provided such facility is in compliance with Chapter 5.34 of the Municipal Code;
 - o. **Take-out food service in conjunction with permitted restaurant use;**
 - p. Thrift shops.
2. Commercial recreation (indoor).
 3. Outdoor uses as an accessory to a permitted main use and located on the same property as the permitted use:
 - a. Art displays;
 - b. Artisans, artists;
 - c. Car shows;
 - d. Christmas tree sales not as an accessory use to a main use;
 - e. Display cases in malls or courts;
 - f. Farmers market;
 - g. Fashion shows;
 - h. Festivals, exhibits and special events;
 - i. Florists;
 - j. **Musicians/entertainment** (subject to provisions of noise ordinance);
 - k. Plant and floral sales and displays;

- l. Postcard displays (limited to one per store frontage);
 - m. **Theatre** and public assembly;
 - n. Vending carts dispensing the following:
 - i. Food,
 - ii. Beverages,
 - iii. Crafts,
 - iv. Floral items,
 - v. Other uses as determined by the planning commission.
4. Outdoor uses as an accessory to a permitted main use and located on public property including the public right-of-way (streets and sidewalks):
- a. **Art displays;**
 - b. Artisans, artists;
 - c. Festivals, exhibits and special events;
 - d. Florists;
 - e. **Musicians/entertainment** (subject to provisions of noise ordinance);
 - f. **Outdoor dining including beverage service;**
 - g. Plant and floral sales and displays;
 - h. Vending carts dispensing the following:
 - i. Food,
 - ii. Beverages,
 - iii. Crafts,
 - iv. Floral items,
 - v. Other uses as determined by the planning commission.
5. **Outdoor uses** located on public property including the public right-of-way (streets and sidewalks) and conducted in a designated area approved by the city council and undertaken as part of a festival, event or program to promote commercial, artistic or cultural activity in the downtown district:
- a. Art displays,
 - b. Artisans, artists;
 - c. Car shows;

- d. Farmers market;
- e. Fashion shows;
- f. **Festivals, exhibits and special events;**
- g. Florists;
- h. **Musicians/entertainment** (subject to provisions of noise ordinance);
- i. **Outdoor dining including beverage service;**
- j. Plant and floral sales and displays;
- k. **Theatre** and public assembly;
- l. Vending carts dispensing the following:
 - i. Food,
 - ii. Beverages,
 - iii. Crafts,
 - iv. Floral items,
 - v. Antiques and collectibles,
 - vi. Other uses as determined by the planning commission.

D. Uses Permitted by Conditional Use Permit.

The following uses may be permitted subject to approval of a conditional use permit, as provided in Section 94.02.00:

1. Uses permitted by conditional use permit in the C-1 zone, Section 92.12.01(C), unless otherwise permitted or prohibited;
2. **Ambulance services**, and accessory uses customarily incident to the permitted use, provided, the site is located on a major or secondary thoroughfare as indicated by the general plan;
3. Automobile repair garages, including repair garages with incidental body and fender work and painting; provided, appliances for dispensing gasoline or for oiling and greasing shall be not less than 20 feet from any street line;
4. **Cabaret, entertainment** (Deleted by Ord. 1511);
5. Motor scooter, motor bike and motorcycle sales and display only. The following standards shall apply:
 - a. Location.
 - i. The site shall not adjoin an existing hotel or residential use at the

time of its establishment.

- ii. The minimum distance from the site to a residential zone, school, park, playground, church, museum or similar use shall be 250 feet;

- 6. Newspaper printing;
- 7. Recreational facilities, commercial;
- 8. Spas;
- 9. Transportation terminals.

(Ord. 1294, 1988; Ord. 1307, 1988; Ord. 1324, 1989; Ord. 1366, 1991; Ord. 1418, 1992; Ord. 1500, 1995; Ord. 1502, 1995; Ord. 1551, 1998; Ord. 1553, 1998; Ord. 1590 § 14, 2000; Ord. 1726 §§ 2, 4, 2008; Ord. 1841 § 8, 2014; Ord. 1876 § 2, 2015; Ord. 1908 § 2, 2016; Ord. 1943 § 4, 2017; Ord. 1977 § 10, 2019; Ord. 2007 §§ 8, 9, 2019; Ord. 2020 §§ 33, 34, 2020; Ord. 2041 § 15, 2021; Ord. 2076, 1/12/2023)

§ 92.14.02. Uses prohibited.

All uses and structures not permitted in Section 92.14.01 are deemed to be specifically prohibited. The following classifications of uses shall not be permitted in this zone by commission determination:

- A. Industrial uses;
- B. Motorscooter, motorbike and motorcycle rental, repair and service;
- C. Pawn shops;
- D. Single-family residential use.
(Ord. 1294, 1988; Ord. 1551, 1998; Ord. 1977 § 11, 2019)

§ 92.15.00. "C-M" commercial manufacturing zone.

The C-M zone is intended for heavy commercial and certain light industrial uses, particularly service industries for commercial, hotel and industrial uses.
(Ord. 1294, 1988)

§ 92.15.01. Uses permitted.

- A. Uses Permitted.

Buildings, structures and land shall be used and buildings and structures shall hereafter be erected, altered or enlarged only for the following uses: All uses shall be subject to the standards in Section 92.14.03.

- 1. **Adult oriented business** subject to Chapter 5.77 of the Palm Springs Municipal Code;
- 2. **All uses permitted in the C-1 and C-2 zone districts**, Sections 92.12.01(A) and 92.14.01(A), unless otherwise regulated;

3. **Animal day care;**
4. Animal hospitals, including kennels;
5. Automobile and truck sales (at least 50% of vehicles displayed for sale shall be new);
6. Automobile and truck repair garages and re-upholster (all service and repair within an entirely enclosed building);
7. Auto parts and accessory, retail, and installation of same;
8. Bakeries;
9. Book binderies;
10. Building materials, new;
11. **Cannabis lounge or cannabis dispensary,** subject to the property development standards contained in Section 93.23.15 of this Code;
12. Caretaker's residence (1,000 square feet maximum) as an accessory use;
13. Catering;
14. Childcare centers;
15. Cleaning and dyeing establishments;
16. Contractor's yards, shops;
17. Frozen food lockers;
18. Hardware and appliance sales, including accessory repair;
19. Household goods storage;
20. Ice houses (no manufacturing);
21. Laundromats;
22. Laundry and linen service;
23. **Medical and dental laboratories;**
24. Cannabis transportation and distribution facility, subject to the development standards contained in Section 93.23.15 of this Code;
25. Movie, television and radio studios;
26. Motorscooter, motorbike and motorcycle sales;
27. Picture framing;
28. Plumbing shop;

29. Printing and publishing;
30. Religious institutions;
31. Sheet metal shop;
32. Sign painting shops;
33. Taxidermist;
34. Trade schools (industrial);
35. Upholstery or mattress shop;
36. Warehousing and wholesaling;
37. Woodworking and cabinet shop.

B. Similar Uses Permitted by Commission Determination.

The commission may, by resolution of record, permit any other uses which it may determine to be similar to those listed above and not more obnoxious or detrimental to the public health, safety and welfare or to other uses permitted in the zone, as provided in Section 94.01.00. All uses shall be subject to the standards in Section 92.15.03.

C. Uses Permitted by Land Use Permit.

1. Auto parking lots not in conjunction with a permitted use, subject to the provisions of Section 93.06.00;
2. Christmas tree sales not as an accessory use to a main use;
3. Cocktail (Deleted by Ord. 1500);
4. Commercial recreational facilities;
5. Lodges, meeting halls;
6. Recycling collection center as an accessory use on a developed property;
7. Thrift shops operated by charitable organizations;
8. Tire recycling (interior) as an accessory to a permitted main auto use;
9. Vehicle impound yards and towing services;
10. Antique malls and indoor swap meets;
11. Classic auto sales;

D. Uses Permitted by Conditional Use Permit.

The following uses may be permitted subject to approval of conditional use permit, as provided in Section 94.02.00.

1. Adult entertainment (Deleted by Ord. 1511);
2. Ambulance services, and accessory uses customarily incident to the permitted use, provided that the site is located on a major or secondary thoroughfare as indicated on the general plan;
3. Automobile service station;
4. Car wash;
5. Cocktail lounges and nightclubs as a primary use; provided, such facilities are located no closer than 300 feet to a residential zone or to a church or mortuary at the time of their establishment;
6. Convenience stores;
7. Drive-through facilities;
8. Kennels;
9. Liquor stores;
10. Cannabis manufacturing facility, Type N or Type P manufacturing licenses only, subject to the development standards contained in Section 93.23.15 of this Code;
11. Cannabis testing facility, subject to the development standards contained in Section 93.23.15 of this Code;
12. Pawn brokers; provided, such facilities are located no closer than 300 feet to a residential zone or to a church or mortuary at the time of their establishment.
(Ord. 1294, 1988; Ord. 1307, 1988; Ord. 1324, 1989; Ord. 1347, 1990; Ord. 1418, 1992; Ord. 1500, 1995; Ord. 1502, 1995; Ord. 1511, 1995; Ord. 1553, 1998; Ord. 1758 § 2, 2009; Ord. 1841 § 9, 2014; Ord. 1845 § 9, 2014; Ord. 1876 § 4, 2015; Ord. 1908 §§ 1, 2, 2016; Ord. 1943 § 6—8, 2017; Ord. 1977 § 12, 2019; Ord. 2007 §§ 12—15, 2019; Ord. 2041 §§ 17, 18, 2021; Ord. 2076, 1/12/2023)

§ 92.15.02. Uses prohibited.

All uses and structures not permitted in Section 92.15.01 are deemed to be specifically prohibited. The following classifications of uses shall not be permitted in this zone by commission determination.

- A. Hotels;
- B. Motorscooter, motorbike and motorcycle rentals, repair or service;
- C. Residential uses, except for caretaker's residences.
(Ord. 1294, 1988; Ord. 1553, 1998)

§ 92.12.00. "C-1" retail business zone.

The C-1 zone is intended as a business district, primarily retail business in character, with related hotels, service, office, cultural and institutional uses.

(Ord. 1294, 1988)

§ 92.12.01. Uses permitted.

A. Uses Permitted.

Buildings, structures and land shall be used and buildings and structures shall hereafter be erected, altered or enlarged only for the following uses. All uses shall be subject to the standards in Section 92.12.03.

1. Accessory uses customarily incidental to the permitted uses and located on the same lot therewith;
2. Antique shops;
3. Apparel stores;
4. Art galleries;
5. Artists studios;
6. Art schools;
7. Athletic or health clubs;
8. Auto parts (Deleted by Ord. 1502);
9. Bakeries, retail;
10. Banks and savings and loan institutions;
11. Barber shops;
12. Baths (Deleted by Ord. 1502);
13. Beauty parlors and colleges;
14. Bicycle sales including accessory repair;
15. Blueprinting and photocopying;
16. Book and stationery stores;
17. Cannabis lounge or cannabis dispensary, subject to the property development standards contained in Section 93.23.15 of this Code;
18. Catering, in conjunction with a permitted food service use;
19. Childcare centers;