

## **Sections of the existing Napa County Code that the “Economic Stimulus” ordinance proposes to amend**

### **Chapter 18.08 = Definitions**

#### **18.08.370 Marketing of wine**

"Marketing of wine" means any activity of a winery identified in this paragraph which is conducted at the winery and is limited to members of the wine trade, persons who have pre-established business or personal relationships with the winery or its owners, or members of a particular group for which the activity is being conducted on a prearranged basis. Marketing of wine is limited to activities for the education and development of the persons or groups listed above with respect to wine which can be sold at the winery on a retail basis pursuant to Chapters 18.16 and 18.20, and may include food service without charge except to the extent of cost recovery when provided in association with such education and development, but shall not include cultural and social events unrelated to such education and development. (Ord. 1104 § 11, 1996: Ord. 947 § 9 (part), 1990: prior code § 12071)

#### **18.08.620 Tours and tastings**

"Tours and tastings" means tours of the winery and/or tastings of wine, where such tours and tastings are limited to members of the wine trade, persons invited by a winery who have pre-established business or personal relationships with the winery or its owners, and persons who have made unsolicited prior appointments for tours or tastings. (Ord. 947 § 9 (part), 1990: prior code § 12070)

### **Chapter 18.16 = Agricultural Preservation District**

#### **18.16.030 Uses permitted upon grant of a use permit**

The following uses may be permitted in all AP districts, but only upon grant of a use permit pursuant to Section 18.124.010:

- A. Farmworker housing and seasonal farm labor camps conforming to Section 18.104.300 or 18.104.310, unless exempt from a use permit requirement under Section 18.104.295;
- B. Facilities, other than wineries, for the processing of agricultural products grown or raised on the same parcels or contiguous parcels under the same ownership;
- C. Kennels and veterinary facilities;
- D. Feed lots;
- E. Noncommercial wind energy and conversion systems;
- F. Wineries, as defined in Section 18.08.640;
- G. The following uses in connection with a winery:
  - 1. Crushing of grapes outside or within a structure,
  - 2. On-site aboveground disposal of wastewater generated by the winery,
  - 3. Aging, processing and storage of wine in bulk,
  - 4. Bottling and storage of bottled wine and shipping and receiving of bulk and bottled

wine, provided the wine bottled or received does not exceed the permitted production capacity,

5. Any or all of the following uses provided that, in the aggregate, such uses are clearly incidental, related and subordinate to the primary operation of the winery as a production facility:

a. Office and laboratory uses,

b. Marketing of wine as defined in Section 18.08.370,

c. Retail sale of (1) wine fermented or refermented and bottled at the winery, irrespective of the county of origin of the grapes from which the wine was made, providing nothing herein shall excuse the application of subsections (B) and (C) of Section 18.104.250 regulating the source of grapes; and (2) wine produced by or for the winery from grapes grown in Napa County;

H. The following uses, when accessory to a winery:

1. Tours and tastings, as defined in Section 18.08.620,

2. Display, but not sale, of art,

3. Display, but not sale, of items of historical, ecological or viticultural significance to the wine industry,

4. Child day care centers limited to caring for children of employees of the winery;

I. Telecommunication facilities, other than satellite earth stations, that do not meet one or more of the performance standards specified in Section 18.119.200;

J. Satellite earth stations that cannot, for demonstrated technical reasons acceptable to the director, be located in an Industrial (I), Industrial Park (IP), or General Industrial (GI) zoning district;

K. Facilities, other than wineries, for the processing of agricultural products where the products are grown or raised within the county, provided that the facility is located on a parcel of ten or more acres, does not exceed five thousand gross square feet, and is not industrial in character. Only those agricultural products raised or processed on-site may be sold at the facility;

L. Farm management uses not meeting one or more of the standards contained in

subsections (E)(2), (E)(3), and (E)(4) of Section 18.08.040. (Ord. 1285 § 2, 2006; Ord. 1275 § 1, 2006; Ord. 1246 § 6, 2004; Ord. 1097 § 13, 1996; Ord. 1040 § 5, 1993; Ord. 947 § 11, 1990; Ord. 757 § 1, 1983; Ord. 511 § 1 (part), 1976; prior code § 12202)

## **Chapter 18.20 = Agricultural Watershed District**

### **18.20.030 Uses permitted upon grant of a use permit**

The following uses may be permitted in all AW districts, but only upon grant of a use permit pursuant to Section 18.124.010:

A. Parks and rural recreation uses and facilities as defined in Chapter 18.08, conforming to the standards in Chapter 18.104;

B. Farmworker housing and seasonal farm labor camps conforming to Section 18.104.300 or 18.104.310, unless exempt from a use permit requirement under Section 18.104.295;

C. Facilities, other than wineries, for the processing of agricultural products grown or raised on the same parcels or contiguous parcels under the same ownership;

D. Kennels, horse boarding and/or training stables, and veterinary facilities;

- E. Feed lots;
- F. Sanitary landfill sites;
- G. Noncommercial wind energy and conversion systems;
- H. Wineries, as defined in Section 18.08.640;
- I. The following uses in connection with a winery:
  1. Crushing of grapes outside or within a structure,
  2. On-site, aboveground disposal of wastewater generated by the winery,
  3. Aging, processing and storage of wine in bulk,
  4. Bottling and storage of bottled wine; shipping and receiving of bulk and bottled wine, provided the wine bottled or received does not exceed the permitted production capacity,
  5. Any or all of the following uses provided that, in the aggregate, such uses are clearly incidental, related and subordinate to the primary operation of the winery as a production facility:
    - a. Office and laboratory uses,
    - b. Marketing of wine as defined in Section 18.08.370,
    - c. Retail sale of (1) wine fermented or refermented and bottled at the winery, irrespective of the county of origin of the grapes from which the wine was made, providing nothing herein shall excuse the application of subsections (B) and (C) of Section 18.104.250 regulating the source of grapes; and (2) wine produced by or for the winery from grapes grown in Napa County;
- J. The following uses, when accessory to a winery:
  1. Tours and tastings, as defined in Section 18.08.620,
  2. Display, but not sale, of art,
  3. Display, but not sale, of items of historical, ecological or viticultural significance to the wine industry,
  4. Child day care centers limited to caring for children of employees of the winery;
- K. Telecommunication facilities, other than satellite earth stations, that do not meet one or more of the performance standards specified in Section 18.119.200;
- L. Satellite earth stations that cannot, for demonstrated technical reasons acceptable to the director, be located in an Industrial (I), Industrial Park (IP), or General Industrial (GI) zoning district;
- M. Campgrounds and normal accessory structures (such as restrooms) on public lands, and additions or alterations to legally established public or private campgrounds if such use has not been abandoned pursuant to Chapter 18.132. Any campground establishment, additions or alterations shall conform to the standards in Chapter 18.104;
- N. Hunting clubs (large) as defined in Chapter 18.08 and subject to the standards in Chapter 18.104;
- O. Facilities, other than wineries, for the processing of agricultural products where the products are grown or raised within the county, provided that the facility is located on a parcel of ten or more acres, does not exceed five thousand gross square feet, and is not industrial in character. Only those agricultural products raised or processed on-site may be sold at the facility;
- P. Farm management uses not meeting one or more of the standards contained in

subsections (E)(2), (E)(3), and (E)(4) of Section 18.08.040. (Ord. 1285 § 3, 2006; Ord. 1275 § 2, 2006; Ord. 1246 § 7, 2004; Ord. 1105 §§ 5, 6, 1996; Ord. 1101 § 6, 1996; Ord. 1097 § 15, 1996; Ord. 1040 § 6, 1993; Ord. 947 § 14, 1990; Ord. 757 § 4, 1983; Ord. 538 § 4, 1977; prior code § 12232)