

**Winery Working Group
Summary of Other Jurisdictions**

Updated 10/12/2015

County	Napa	Monterey	Santa Clara	Yolo	Placer	El Dorado	San Luis Obispo	Santa Barbara	San Joaquin
Authority	Ordinance (adopted 1990; amended in various years)	Agricultural and Winery Corridor Plan (AWCP; adopted October 26, 2010)	Ordinance (adopted December 2, 2014)	County Code (updated July 2014)	Ordinance (adopted 2008; amended 2012 and 2014)	Ordinance (adopted January 16, 2009)	Ordinance (adopted in 1992; amended in 1995)	Draft Ordinance	Ordinance (adopted November 4, 2014)
Size thresholds	No thresholds	Artisan < 50,000 cases/yr Full Scale > 50,000 cases/yr	Small < 10,000 cases/yr Medium > 10,000 cases/yr Large - any winery with events > 250 persons	Small < 21,000 cases/yr < 15,000 sq ft Large > 21,000 cases/yr > 15,000 sq ft	Small < 20,000 cases/yr Large > 20,000 cases/yr	Micro-winery < 250 gal/ac of vineyard Winery - no size thresholds	No thresholds	Small < 20,000 sq ft max Medium < 20,000 sq ft max Large - max size est. by use permit	Small - 201 - 36,000 gal/yr (15k cases) Medium > 36,000 - 99,000 gal/yr (42k cases) Large > 100,000 gal/yr (> 42k cases)
Minimum Site Area	10 ac min	None. AWCP allows a limited number of smaller lots limited to AWCP uses. 5 ac min for non-Williamson Act, 10 ac min under Williamson Act.	None	None	Winery - 4.6 ac min; min 1 ac vineyard Small event center - 10 ac < 100 people Medium event center - 20 ac < 200 people Large event center - 40 ac < 400 people	By right: Micro - 5 ac min 10 ac min w/5 ac vineyard in ag zones 20 ac min w/5 ac vineyard in non-ag zones Use Permit >10 ac w/5 ac vineyard in non ag zone	None	Small > 2 acres vineyard Medium > 20 acres > 10 acres vineyard Large > 40 acres > 20 acres vineyard	Small - 5 ac min Medium/Large - 10 ac min
Setbacks	600' setback on arterial roads 300' setback on other roads including private roads	100' from property line and 200' from existing residences all winery structures and outdoor use areas 200' from property line and 400' from existing residences for wineries with public tours, tasting, retail sales, or special events	None specified	None specified		200' setback from streams; > 20 ac lot size; < 2.5 ac max used for structures	100' from property line 200' from residence not owned by applicant for winery 200' from property line 400' from residence not owned by applicant for winery with tasting and events Special event setback of 1,000 ft from residential zone	Special event setback of 1,000 ft from residential zone	300' from roads 300' to property line of existing residence (if residence is setback 200' can be reduced to 100')
Tasting Room	Set by Use Permit	AWCP - Ministerial Permit	Accessory to winery only Off-site tasting room - use permit	Accessory to winery only: includes wholesale, retail sales, wine tasting and winery tours	Allowed with zoning clearance or conditional use permit	Micro - no public tasting, sales, tours accessory to a winery only Allowed by right on lots > 10 ac in ag zones Allowed by use permit > 10 ac in non-ag zones	Accessory to winery only Located within 200' of winery Limit to 1 per site Wineries may share a tasting room	Small - not allowed Medium - not larger than 600 sq ft or 10% of winery structure area Large - size est. by use permit	No more than 30% of wine production area (retail sales max 500 sq ft)
Visitors	Set by Use Permit	< 150 visitors - allowed 151-500 with ministerial permit > 500 with Special Event Permit	Small - may include limited public gatherings and promotional events	< 150 allowed by right		50 - 250 persons at one time allowed by right > 20 ac or > 10 ac in ag zones > 250 persons by use permit		Small - not allowed except for trade members Medium: < 40 acres < 50 visitors > 40 acres < 80 visitors Large < 80 visitors	
Visitor Hours	Events end by 10:00 pm		No standard - by use permit	Use Permit if ends after 10 pm	Wineries: by use permit Ag Event Centers: 10am-10pm (Fri-Sat), 10am-8pm (Sun-Thurs)	By use permit	By use permit	10am-6pm winemaker meals until 10pm	Events shall end by 10pm
Food Service	Commercial kitchen w/use permit. Food and wine pairing allowed. No menu options, no meal service such that the winery functions as a café or restaurant	With Permit (Ministerial or Administrative): Use must be incidental, related, and subordinate in nature to the winery Located in same structure Max 1500 sq ft of kitchen and dining area (including outdoor dining) Catering kitchen	Commercial kitchen allowed ancillary to winery operations	Restaurant allowed in Agricultural Commercial Zone	Allowed as Agricultural Event Center Conditional Use Permit. Restaurants are not allowed	Snack foods during wine tasting allowed Commercial kitchen > 20 acre parcels Dining facilities by use permit		Small - Not allowed except for members of the trade Medium/Large May be allowed	Commercial kitchen allowed for events and shall not be used as a restaurant

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Event Definitions	Marketing of wine: activity conducted at a winery for the education of customers and may include cultural and social events (may include food service such as food and wine pairing) Business events can be marketing of wine if part of approved marketing plan	Winery-related Events: Fundraising events; Winemaker Dinners; Weddings Private Winery Events: Company Holiday Party; Employee-Related Private Parties	Industry/Marketing events: any activity to market wine and winemaking, barrel tasting, wine club dinners, passport, harvest festivals and industrywide. Small events: < 50 persons Medium events: < 250 persons Large events: > 250 persons Private events: includes fund raising for non profit organizations	Small event 12 events/yr, < 150 attendees, < 100 vehicle trips Site Plan Review required Large event > 12 events/yr > 150 attendees > 100 vehicle trips Minor Use Permit required		Marketing events: intended for promotion and sale of facility's products Special events: charitable events, promotional events, facility rentals events (weddings, parties, company picnics, and reunions)	Special event: any event with 50 or more attendees including concerts, weddings, winemaker dinners, and advertised events (including fund raising, but not industry-wide events)	Winery special event: > 80 people including amplified sound, weddings, concerts, fund raising events; does not include industry-wide events	Accessory Winery event: promotes and marketing of wine and wine industry may (includes wine release parties, barrel tasting, and wine club activities) Marketing event: include weddings and concerts; may include food service
Agricultural Promotional Events	Set by Use Permit	For Winery-related Events within AWCP: Allowed up to 150 people With Permit (Ministerial): Allowed from 151-500 people With Special Event Permit (notice and referral): Allowed over 500 people	Industry/Marketing events: 12/yr allowed; use permit required for additional events Small events: allowed if lot is 5 ac or larger Medium events: 12/yr Large events: use permit required Private events: no limit		Wineries: 2 events/yr temp use permit 6 events/yr w/use permit Agricultural Event Centers: 26 events/yr or as est. by Use Permit	Non ag events: 48/yr <50 people do not count; < 250 people allowed by right in ag zones > 10 ac allowed by use permit in non-ag zones > 20 ac Non ag "special" events: more than 48/yr > 250 people at one time allowed by use permit on > 10 ac in ag zones	< 6 events < 80 people minor use permit > 6 events or > 80 people use permit For all: 20 ac min limited to 40 days/yr Outdoor amplified sound only from 10 am-5 pm	Small - Not allowed Medium - Max 4 winemaker meals/yr Large - Max 6 winemaker meals/yr	Small: 12 events/yr, 150 people Medium: 15 events/yr, 300 people Large: 20 events/yr, 300 people Industry events and Accessory winery events are not included in the total number of events
Industry-wide Events	Set by Use Permit	Allowed	See above	See above	Not mentioned	See above	Not mentioned	All max allowed 4/yr small < 50 visitors max medium: < 40 acres <100 visitors; > 40 acres <150 visitors large < 200 visitors industry-wide or ag promo event	
Other Events (weddings, private parties, corporate, charitable)	No weddings. Events must related to wine education.	For Weddings and Charitable Dinners, see Special/Agricultural Promotional Events) For other events: Allowed			Allowed as Agricultural Event Center w/Use Permit	Facility rental 12/year < 20 acres 24/year > 20 acres	See Special Events	Small/Medium: Not allowed Large: Max 12/yr with use permit	
Cooking Demonstrations		Food Service Facilities (ministerial permit)		None	allowed for Agricultural Event Center			small/medium - not allowed large by use permit	
Parking	No standards. Reviewed individually with use permits	Development Plan required Included requirements: 1 space per employee; visitor parking = 2.5 persons/vehicle with enough for max capacity; event (> 20 persons) requires adequate on-site or off-site parking	1 space/1,000 sf of warehouse area 1 space/200 sq ft of tasting room area Medium/Large wineries also need 1 space per 3 attendees for events	Must be on-site Special events, weddings, marketing promotional events may use temporary overflow parking	Small - min 5 spaces Large - 1 space/300 sq ft of tasting rm/office 1 space/1,500 sq ft of production area 1 space/2.5 people for events Agricultural Event Center: 1 space/2.5 people, 1 space/FTE	Permanent parking required for winery, tasting room, and accessory uses Temporary parking can be unsurfaced All parking must be on-site and meet fire code requirements	400 sf/car Larger projects conditioned on parking plan and events no parking on any adjoining ROW	Parking plan for special events to include a parking coordinator for events attended by 100 or more persons	Parking attendant
Noise	45 & 50 dba at receiving residential use property line	Development Plan required Included requirements: Outdoor amplified music from 10am to 10pm only. Can waive or modify requirement noise at property line of residential neighbor will not exceed 65dB	Noise standards	Noise standards	Noise standards	Outdoor amplified sound permitted before 7pm, possible with noise analysis 7pm-10pm, prohibited after 10pm	65 dB at property line	Outdoor amplified sound ceases at 7 pm (inner-rural areas) or 10 pm (rural areas)	Outdoor amplified sound per use permit Permitted 10am-9pm
Enforcement	Annual audit of % of use permit; annual fee	Development Plan required Included requirements: Special police at events					Enforcement Plan required prior to effective date		

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Misc	Categorically exempt allowance for small wineries defined as 30,000 gallons production, 5,000 sq. ft. building, and limit on visitors and marketing	EIR for AWCP addressed cumulative issues like water, traffic, air. Projects responsible for site specific issues (e.g. biological). Outside AWCP requires a use permit and CEQA review	Must have adequate septic capacity for maximum number of visitors	Agritourism: for the enjoyment and education of visitors, guests, or clients. Uses include, wine tasting, sale of local agricultural products, and event centers that accommodate weddings, music, and limited dining.	Agricultural Event Center: facility located on agriculturally zoned land that has an ongoing agricultural use that provides a facility for any type of social gathering and consisting of multipurpose meeting and/or recreational facilities, typically consisting of multipurpose rooms and a kitchen that are available for use by various private groups for activities such as weddings, parties, receptions, etc.	50% local fruit required	Principal access driveway shall be located on or within one mile of an arterial Outdoor tanks require 100% screening		Marketing Calendar shall be filed with the Community Development Department on a biannual basis and updated monthly as needed; must be kept on-site at all time

County	San Diego	Calaveras	Los Angeles
Authority	Ordinance (adopted August 4, 2010; in process of being amended)	Ordinance (adopted in 2005)	Ordinance (adopted 2010, a location-specific amendment is pending)
Size thresholds	Wholesale or Boutique < 12,000 gal/yr (5k cases) Small < 120,000 gal/yr (50k cases) Large >120,000 gal/yr (>50k cases)	No thresholds in Agricultural zones Small winery (< 4,200 cases) in Residential Agriculture zone	Small < 5,000 cases/yr Large > 5,000 cases/yr
Minimum Site Area	Boutique or Wholesale < 1 ac - 1,000 sq ft 1-2 ac - 1,500 sq ft 2-4 ac- 2,000 sq ft for every ac over 4 ac, +200 sf up to 5,000 sq ft max Small/Large - no min	None	2 ac min
Setbacks	None specified	None specified	100' from stream banks
Tasting Room	Wholesale - not allowed Boutique - 1 tasting/retail sales room allowed	Accessory to winery in Agriculture zones; Permitted by right in Commercial zones	Both on-site as accessory, and remote stand-alone tasting rooms
Visitors		No limit for tasting; Up to 75 allowed by right for special events; > 75 requires Admin Use Permit in Ag zones, Conditional Use Permit in Residential Agriculture zone	No limit, but In commercial zones, remote tasting rooms may accommodate up to 25 guests for a wine event without a Temporary Use Permit (over 25 guests require a TUP).
Visitor Hours	Wholesale - not allowed Boutique - 10am-legal sunset (7 days/week) Small - by minor use permit	Events end at 10pm	wineries 7am-7pm, tasting rooms & remote tasting rooms 10am-7pm
Food Service	Boutique Winery: sales and consumption on-site of pre-packaged food or catering Small Winery: outdoor eating, max 5 tables, no more than 20 people	Not specified but "Agritourism" use permits "farm/ranch vacations" and "guest ranch"	Limited food service allowed for the purpose of pairing with wines (fruit slices, cheese, crackers, etc.), may sell packaged food (jam, jellies, olive oil, etc.) that are grown on the same lot as the winery.

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Event Definitions		Special event: carnivals, concerts, arts and crafts shows; Agritourism: outdoor recreation (camping, horseback or bike riding, picnicking), ag sales, special events, festivals, tours, accommodations (farm/ranch vacations, guest ranch)	To provide instructions regarding the production and consumption of wine, and includes private group wine tastings, property tours of a winery, and winery presentations regarding proper wine and food combinations and/or the preparation of such food.
Agricultural Promotional Events	Wholesale Limited Winery, Boutique Winery: Not allowed Small Winery: Allowed, with standards	No differentiation between types of events: up to 12 permitted by right; 13-24 administrative use permit; >24 conditional use permit	Tasting and remote rooms may host no more than 20 wine events per year without a TUP, with a TUP may host more. Wineries and (on-site) tasting rooms may host events with a TUP or as specified by CUP.
Industry-wide Events		See above	See above
Other Events (weddings, private parties, corporate, charitable)		See above	None, except by TUP for winery's own purpose or for benefit of nonprofits.
Cooking Demonstrations		See above	Allowed in conjunction with a wine event, subject to TUP.
Parking	Boutique - min of 6 spaces, min of 3 employee spaces, no off-site parking allowed	No standard except for off-site tasting room located in commercial zone: 1 per 200-250 sq ft or floor area depending on zone	Winery 1 space per 500 sq ft of enclosed floor area, and also provide 12'x35' area for mobile bottling or crushing facility. Tasting and remote tasting rooms to provide 1 space per 100 sq ft of floor area, indoors or outdoors.
Noise	Noise standards Boutique - amplified sound is not allowed	None	County Noise ordinance
Enforcement			

County	San Diego	Calaveras	
Misc	Fruit requirements: Wholesale Limited Winery: up to 75% of fruit may be imported Boutique Winery: 75% grown in the County, 25% grown on-site Small Winery: 50% grown in the County, 25% grown on-site		