

## Sec. 10-1.100 General Provisions

### SEC. 10-1.125 ESTABLISHMENT OF ZONING DISTRICTS.

Zoning districts are designated as follows:

RESIDENTIAL	
RL	Low Density Residential District
RNP	Residential Natural Preservation District
RM	Medium Density Residential District
RH	High Density Residential District
RO	Residential—Office District
MH	Mobile Home Park District
COMMERCIAL	
CN	Neighborhood Commercial District
CN-R	Neighborhood Commercial—Residential District
CG	General Commercial District
CO	Commercial Office District
CB	Central Business District
SMU	Sustainable Mixed Use District
DOWNTOWN/CENTRAL CITY	
CC-C	Central City—Commercial District
CC-P	Central City—Plaza District
CC-R	Central City—Residential District
NE	Neighborhood Edge District
NG	Neighborhood General District
UN	Urban Neighborhood District
UNL	Urban Neighborhood Limited District
DM	Downtown Main Street District
UC	Urban Center
MISSION BOULEVARD	
MB-NN	Mission Boulevard Neighborhood Node District
MB-CC	Mission Boulevard Corridor Center District
MB-CN	Mission Boulevard Corridor Neighborhood District
MB-CS	Mission Boulevard Civic Space District
INDUSTRIAL	
IL	Light Industrial District
IG	General Industrial District
IP	Industrial Park District
AIR TERMINAL	
AT-AC	Air Terminal—Aviation Commercial District
AT-C	Air Terminal—Commercial District

AT-IP	Air Terminal—Industrial Park District
AT-O	Air Terminal—Operations District
AT-R	Air Terminal—Recreational District
AT-RM	Air Terminal—Medium Density Residential District
OPEN SPACE	
A	Agricultural District
FP	Flood Plain District
OS	Open Space District
PUBLIC FACILITIES	
PF	Public Facilities District
SPECIAL DISTRICTS	
B	Special Lot Standards Combining Districts
PD	Planned Development District
SD-1	"B" Street Special Design Streetcar District
SD-3	Cottage Special Design District
SD-4	Cannery Area Special Design District
SD-5	Mission Garin Area Special Design District
SD-7	Hayward Foothill Trail Special Design District

(Amended by Ordinance 24-01, adopted 1-23-2024)

## Sec. 10-1.600 Residential-Office District (RO)

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(Section 10-1.600 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## Sec. 10-1.700 Commercial Districts

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### Sec. 10-1.701 Purpose

- a. **Residential Office District (RO).** The Residential-Office District includes a mix of residential and office uses while maintaining a residential identity. The scale and form of office uses shall not detract from adjacent residential use.
- b. **Commercial Office District (CO).** The CO District includes a mix of residential and office uses. The scale, form, and activity of uses shall not detract from adjacent residential uses.
- c. **Neighborhood Commercial-Residential District (CN-R).** The CN-R District includes a mixture of neighborhood serving businesses and residences along portions of certain arterials to provide housing with ready access to shops and transit.
- d. **Commercial Neighborhood District (CN).** The CN District includes a variety of neighborhood serving businesses in close proximity to residential to provide convenience goods and services purchased frequently.

- e. **General Commercial District (CG).** The CG District includes a wide variety of commercial uses, including uses that attract neighborhood, local, and regional audiences.
- f. **Central Business District (CB).** The CB District provides an alternate commercial hub outside of the Downtown area characterized by a mix of retail, restaurant, and recreation uses.

**Sec. 10-1.702 Use Regulations—Commercial Districts**

Table 10-1.802, Land Use Regulations—Commercial Districts, sets the land use regulations for Commercial Districts by letter designation as follows unless a use or activity is prohibited or subject to a higher level of permit pursuant to other parts of this Section, other requirements of the Hayward Municipal Code, or other applicable regulations:

"P" designates permitted uses.

"A" designates uses that are permitted after review and approval of an Administrative Use Permit.

"C" designates uses that are permitted after review and approval of a Conditional Use Permit.

"M" designates uses that are permitted after review and approval of a Major Conditional Use Permit.

"-" designates uses that are not allowed.

A project which includes two or more categories of land use in the same building or on the same site is subject to the highest permit level required for any individual use or single component of the project.

Section numbers in the right-hand column refer to other sections of the Zoning Ordinance or other limitations as well as subsections following the Table.

Land uses are defined in Article 1, Section 10-1.3500, Definitions. In cases where a specific land use or activity is not defined, the Planning Director or other approving authority shall assign the land use or activity to a classification that is substantially similar in character. Land uses defined in the Hayward Municipal Code and not listed in the table or not found to be substantially similar to the uses below are prohibited. Unless otherwise explicitly stated, all uses shall be conducted indoors.

<b>TABLE 10-1.802: Use Regulations Commercial Districts</b>							
<i>"P" Permitted Use; "A" Administrative Use Permit Required; "C" Conditional Use Permit Required; "M" Major Conditional Use Permit Allowed; "-" Use Not Allowed</i>							
<i>Use</i>	<i>Districts</i>						<i>Additional Regulations</i>
	<i>RO</i>	<i>CO</i>	<i>CN-R</i>	<i>CN</i>	<i>CG</i>	<i>CB</i>	
<i>Administrative and Professional Offices</i>							
Office	P	P	P	P	P	P	
Cannabis testing laboratory	-	A	-	-	A	-	

**TABLE 10-1.802: Use Regulations Commercial Districts**

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Use	Districts						Additional Regulations
	RO	CO	CN-R	CN	CG	CB	
Check cashing store	-	C	C	C	C	C	
Commercial cannabis delivery	-	A	-	-	A	-	
Financial institutions	-	P	P	P	P	P	
Payday loan facilities	-	C	C	C	C	C	
<i>Automobile Related Uses</i>							
Automobile brokerage office	-	-	-	-	A	-	See definitions
Automobile Sales and Rental	-	-	-	A	P	-	Only allowed when located along Mission Blvd between Highland/Sycamore and 700 feet south of Harder
Automobile repair – minor	-	-	-	C	A	A	
Automobile repair – major	-	-	-	-	A	A	
Automobile service station	-	-	-	M	M	M	
Automobile storage facility	-	-	-	-	A	-	
Car wash	-	-	-	C	A	A	
Drive-in establishments	--	-	-	C	A	C	See Section 10-1.2735.f for special requirements.
EV charging station	-	A	A	A	A	A	Does not include ancillary EV charging that is secondary to another primary use.
Parking lot	-	A	A	A	A	A	
<i>Personal Services</i>							
Personal Services	-	P	P	P	P	P	
Massage establishment	-	C	C	C	C	C	
Tattoo	-	-	A	A	P	P	
<i>Residential Uses</i>							
Detached residential unit(s)	P	A	-	-	-	-	Subject to density limitations in the General Plan

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Use	Districts						Additional Regulations
	RO	CO	CN-R	CN	CG	CB	
Duplex/Triplex	P	P	P/A <sup>1</sup>	P <sup>2</sup>	P <sup>2</sup>	P/C <sup>3</sup>	Subject to density limitations in the General Plan
Multi-Unit Residential (4+ attached units)	P	P	P/A <sup>1</sup>	P <sup>2</sup>	P <sup>2</sup>	P/C <sup>3</sup>	Subject to density limitations in the General Plan
Residential development as provided in Government Code Sections 65852.24, 65913.4 and 65912.100, as amended from time to time.	-	P	P	P	P	P	
Small Unlicensed Group Home	P	P	-	-	-	-	See definitions.
Large Unlicensed Group Home	C	C	-	-	-	-	See definitions.
Small Licensed Group Home	P	P	-	-	-	-	See definitions.
Medium Licensed Group Home	A	A	-	-	-	-	See definitions.
Large Licensed Group Home	C	C	-	-	-	-	See definitions.
Single Room Occupancy	-	-	-	-	A	A	
Accessory dwelling unit(s)	P	P	P	P	P	P	Where primary use is residential. See Section 10-1.2740 for criteria and standards
<i>Retail Commercial Uses</i>							
Retail	-	-	P	P	P	P	
Bar, cocktail lounge	-	C	C	C	C	C	See General Regulations Section 10-1.2750 et seq. for regulations of alcohol
Brewery/winery/cidery	-	-	A	A	A	P	

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Use	Districts						Additional Regulations
	RO	CO	CN-R	CN	CG	CB	
Commercial cannabis retail dispensary	-	-	-	-	M	M	See Section 10-1.3600 for additional standards.
Dance or night club	-	-	C	C	C	C	See General Regulations Section 10-1.2750 et seq. for regulations of alcohol.
Distillery	-	-	-	-	A	A	
Liquor store	-	-	C	C	C	C	See General Regulations Section 10-1.2750 et seq. for regulations of alcohol.
Nursery (plant)	-	-	P	P	P	P	
Restaurant	-	A	P	P	P	P	
Theater (Small Motion Picture or Live Performance Only)	-	-	P	P	P	P	
Theater, Large Motion Picture	-	-	C	C	C	C	
Tobacco Retail Establishment	-	-	-	-	C	-	See Section 10-1.2780 for additional standards.
<i>Service Commercial Uses</i>							
Appliance service and repair shop	-	-	-	A	P	P	Not ancillary to a primary use.
Copying, mailing, or reproduction facility	-	P	P	P	P	P	
Equipment rental	-	-	-	-	P	P	
Hotel or motel	C <sup>4</sup>	-	-	-	P	P <sup>5</sup>	
Recycling collection area	-	A	-	A	A	A	When located within a convenience zone.
Reverse vending machine(s)	-	P	P	P	P	P	When located within a convenience zone.
Sign shop	-	-	-	-	A	-	
<i>Other Uses</i>							
Ambulance service	-	A	-	A	A	A	

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Use	Districts						Additional Regulations
	RO	CO	CN-R	CN	CG	CB	
Animal hospital	-	A	A	A	A	A	
Artisan/craft production	-	C	C	P	P	P	
Auction	-	-	-	-	A	A	
Banquet hall	-	-	-	C	C	C	
Broadcasting studio	-	-	-	-	P	P	
Catering facility	-	-	-	P	P	P	
Cultural facility	A	A	A	A	P	P	
Day care home	P	P	P	P	P	P	State-licensed, less than 24-hour care for children or adults, 14 or fewer persons, excluding staff. See definitions.
Day care center	A	A	P	P	P	P	State-licensed, less than 24-hour care for children or adults, 15 or more persons, excluding staff. See definitions.
Educational facility	A	P/A <sup>6</sup>	P/A <sup>6</sup>	P/A <sup>6</sup>	P/A <sup>6</sup>	P/A <sup>6</sup>	
Emergency Shelter	-	P	-	P	P	-	Limited to parcels abutting Mission and Foothill Blvds. See Section 10-1.2736(a) for additional standards.
Home occupation	P	P	P	P	P	P	See definitions
Home occupation – expanded	A	A	A	A	A	A	See definitions
Hospital	-	C	-	-	-	A	
Kennel	-	-	-	A	A	A	
Low Barrier Navigation Center	-	P	P	P	P	P	
Passenger transportation terminal	-	-	-	-	-	A	
Public agency facilities	P	P	P	P	P	P	See definitions
Recreational Facilities							

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Use	Districts						Additional Regulations
	RO	CO	CN-R	CN	CG	CB	
Indoor	A	A	A	P	P	P	
Outdoor	-	-	A	A	P	P	
Religious facility	A	A	A	A	P	P	
Temporary Use, Minor	-	P	P	P	P	P	
Temporary use	-	A	A	A	A	A	See Section 10-1.2700 for additional standards.
Warehouse	-	-	-	-	C	-	
Wholesale establishment	-	-	-	-	C	-	

1. Permitted by right if above first floor commercial. Otherwise an AUP is required.
2. Above first floor commercial only.
3. Permitted by right if above first floor commercial. Otherwise a CUP is required.
4. Bed and breakfast only.
5. Hotel uses not permitted in Airport Overlay Zone 2. See Sec. 10-6.30.
6. Permitted by right if less than 10,000 square feet. Otherwise an AUP is required.

### Sec. 10-1.703 Development Standards

Table 10-1.803, Development Standards-Commercial Districts, prescribes the development standards for Commercial Districts.

**TABLE 10-1.803: DEVELOPMENT STANDARDS – COMMERCIAL DISTRICTS**

Standard	RO	CO	CN-R	CN	CG	CB
<i>Lot Requirements (See also Section 10-1.2720 for Special Lot Requirements and Exceptions)</i>						
Minimum Lot Size (sf)	5,000	5,000	10,000	6,000	6,000	6,000
Minimum Lot Frontage (ft)	35	35	100	60	35	35
Minimum Average Lot Width (ft)	50	50	100	60	60	60
Maximum Lot Coverage (%)	50	50	90	90	90	90
Minimum Average Lot Depth (ft)	100	80	80	100	100	100
<i>Minimum Yards (ft) (See also Section 10-1.2725 for Special Yard Requirements and Exceptions)</i>						
Front Yard	10	10	10	10	10, unless the building is located at	10

**TABLE 10-1.803: DEVELOPMENT STANDARDS – COMMERCIAL DISTRICTS**

<i>Standard</i>	<i>RO</i>	<i>CO</i>	<i>CN-R</i>	<i>CN</i>	<i>CG</i>	<i>CB</i>
					the property line	
Side Yard	5	5	0, unless abutting a R, A, MH, OS, or residential PD District where the side yard shall be 5 ft	0, unless abutting a R, A, MH, OS, or residential PD District where the side yard shall be 5 ft	0, unless abutting a R, A, MH, OS, or residential PD District where the side yard shall be 5 ft	5
Side Street Yard	10	10	10	10	10, unless building is located at the property line	10
Rear Yard	20	10	10	0, unless abutting a R, A, MH, OS, or residential PD District where the rear yard shall be 10 ft.	0, unless abutting a R, A, MH, OS, or residential PD District where the rear yard shall be 10 ft.	0, unless abutting a R, A, MH, OS, or residential PD District where the rear yard shall be 10 ft.
<i>Maximum Height (ft) (See also Section 10-1.2730 for Special Height Requirements and Exceptions.)</i>						
Building	40	40	40	40	50	50
Accessory Building	14, one story	14, one story	14, one story	14, one story	14, one story	14, one story
Fences/hedges/walls						
<i>Front and Side Street Yard</i>	4	4	4	4	4	4
<i>Side and Rear Yard</i>	7	7	7	7	7	7

**Sec. 10-1.704 Site Plan Review Required.**

Site Plan Review, pursuant to Section 10-1.3000, Site Plan Review, is required for the following development projects unless the project otherwise requires Planning Commission approval:

1. Development of new primary structures.

2. Development of new accessory structures greater than 2,500 square feet in size.
3. Additions, or partial demolitions with reconstruction, to a primary structure that increases the net floor area of that structure by at least 50 percent.
4. Any site modification affecting 5,000 square feet or 10 percent of the site area, whichever is greater.

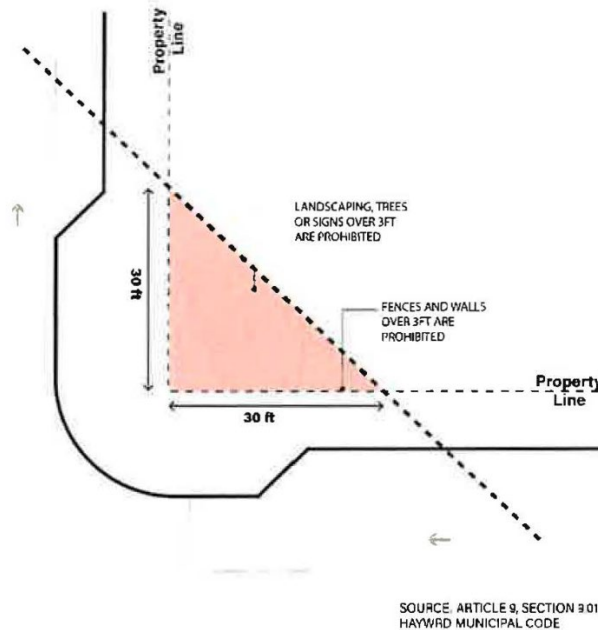
#### **Sec. 10-1.705 Minimum Design and Performance Standards for Commercial Buildings and Uses**

For commercial buildings, including mixed use buildings where 50 percent or more of the gross square footage is devoted to commercial uses, refer to the design criteria contained in the Hillside Design and Urban/Wildland Interface Guidelines and the following specific criteria and standards.

- a. Accessory Buildings, Detached. Detached accessory buildings, including but not limited to carports, garages, greenhouses, patio covers, sheds, etc., shall meet the following criteria:
  - (1) Shall not exceed one story or 14 feet in height.
  - (2) Shall use exterior building materials and colors which either match or are compatible with the primary building. Canvas, plastic, and similar materials shall not be used. Special design consideration shall be given to structures visible from a public street.
  - (3) Shall not be located in a required front yard or side street yard.
  - (4) Shall be setback a minimum of 5 feet from a side or rear property line. Use the yard requirement for the primary building if less than 5 feet.
  - (5) Shall not be located in front of a primary building..
  - (6) Shall be setback a minimum of 10 feet from a primary building and any other accessory building.
  - (7) The area of all accessory buildings, either individually or cumulatively, shall not exceed 50 percent of the ground floor area of the primary building.
- b. Architectural Projections into Yards. Architectural features such as bay windows, cornices, canopies and awnings that are attached to the primary structure, and eaves may extend 2 feet into any required yard; open stairways and open porches may extend 4 feet into a required rear yard.
- c. Decks and Ramps.
  - (1) Decks and ramps 12 inches or less in height may be located in any yard.
  - (2) Decks and ramps between 12 to 30 inches in height may be located in any rear or side yard but no closer than three feet to the rear or side property line.
  - (3) Decks 30 inches or more in height shall conform to the minimum yard setback requirements of the primary building and shall also count toward the lot coverage calculation for the site.
  - (4) Decks located in hillside areas shall conform to the Hillside Design and Urban/Wildland Interface Guidelines.

d. Fences, Hedges, Walls.

- (1) A masonry wall not less than 6 feet in height, shall be required where any commercial district abuts any R, A, MH, OS, residential PD District, or other district where there is conforming residential development on the first floor (except abutting a street right-of-way). The masonry wall shall be constructed and maintained along the interior lot lines of such district abutted.
- (2)
- (3) Allowed Fencing Types. Allowable fence types include wrought iron, tubular steel, omega type steel, decorative metal panels with punched out designs, wood picket, brick, stone, etc. Chain link is only permitted within side and rear yard areas that do not front private driveways or public roadways. Barb, electric, or razor wire or similar security fencing is prohibited, unless otherwise permitted by State law.
- (4) Where a lot is situated at the intersection of two or more streets, fences, hedges and walls exceeding 3 feet shall not be permitted within the triangle of visibility.



- (5) Retaining Walls.
  - (a) Retaining walls which are not a part of walls of buildings shall not exceed 6 feet in height as measured from finished grade elevation to top of wall.
  - (b) A maximum of two successive, approximately parallel retaining walls is permitted when they are separated by a minimum horizontal distance of 6 feet as measured between the centerlines of the walls.
  - (c) Any additional successive walls shall require a minimum of 15 feet separation provided the required grading is in conformance with City standards and guidelines.
  - (d) The sides of exposed exterior retaining walls that are visible from the public right-of-way, private streets and driveways, and private and public common

open space shall be architecturally treated with colored concrete, plaster, stone veneer, brick, tile, natural stone, cultured stone, the same material as the primary building or an acceptable alternative, as approved by the Planning Director. Alternatively, the exposed exterior retaining wall may be screened by landscaping that blocks 50 percent of the visible wall area at maturity.

- (e) The Planning Director may administratively alter or waive any wall requirement, if there is evidence that no practical alternative exists, the purpose of these regulations will not be compromised, and no detrimental impact will result. Applicant shall submit request to alter or waive requirement in writing along with any documentation showing that no practical alternative exists to the Planning Director.

e. Grading. All grading activity shall follow the grading and terrain design standards of the City of Hayward Subdivision Ordinance, Design Guidelines and Hillside Design and Urban/Wildland Interface Guidelines.

f. Landscaping.

(1) Landscape Areas.

- (a) Required front, side, side street, and rear yard areas shall be landscaped except for permitted driveways, and walkways. All other areas not utilized for structures or paving shall be landscaped.
- (b) Required landscaped areas shall be planted with water-conserving trees, shrubs, turf grass, ground cover, or a combination thereof. The sole use of bark, decorative paving, or decorative rock shall not be allowed in required landscape areas.
- (c) Where any landscaped area adjoins driveways or parking areas, Class B Portland Cement concrete curbs shall be constructed to a height of 6 inches above the finished pavement.

(2) Buffer Trees/Landscaping.

- (a) A minimum of one 15-gallon buffer tree shall be planted for every 20 lineal feet of property line, where a required side or rear yard abuts an A, R, MH, OS, or residential PD District.

(3) Street Trees. Street trees shall be planted along all street frontages at a minimum of one 24-inch box or larger tree per 20 to 40 lineal feet of frontage or fraction thereof.

(4) Landscaping Near BART.

- (a) Parcels abutting, or within 500 feet and in direct view from the BART right-of-way shall include a minimum 10-foot-wide landscape strip along the property line(s) abutting or in view from the BART right-of-way.
- (b) The landscape buffer shall include one 15-gallon buffer tree planted for every 20 lineal feet of property line. The tree shall be evergreen and create a continuous tree canopy at maturity as defined by the Sunset Western Garden Book.

- (5) Irrigation. Within all required landscaped areas, an automatic water efficient irrigation system shall be installed upon initial construction of any building or substantial alteration to any building or site.
- (6) Maintenance.
  - (a) After initial installation, all plantings shall be maintained in a reasonably weed-free and litter-free condition, including replacement where necessary as determined by the Planning Director.
  - (b) Required street, parking lot, and buffer trees shall not be severely pruned, topped, or pollarded (cut back to the trunk).
- g. Roof-Mounted Equipment. Roof-mounted equipment, antennas, satellite dishes, support structures and similar devices shall be screened from public view.
- h. Surfacing. All open areas not landscaped shall be treated or paved with an all-weather, dustless material, such as an asphaltic surface, as approved by the Planning Director. Surfacing shall be permanently maintained, including replacement where necessary.
- i. Trash and Recycling Facilities.
  - (1) Shall be adequately screened from view, utilizing a decorative wood or masonry wall or combination thereof compatible with the design of the primary building on the site.
  - (2) Shall be located no further than 100 feet from the use it is designed to serve, unless the site topography is such that adhering to this standard would interfere with the collection of trash.
  - (3) Shall comply with the City's Standard Design Requirements for Collection & Storage of Trash, Recyclables and Organics, available on the City's website, as amended from time to time.

**Sec. 10-1.706 Minimum Design and Performance Standards for Residential Buildings and Uses.**

For residential uses, including mixed use buildings where over 50 percent of the square footage is devoted to residential uses, refer to the Development Standards in Sections 10-1.803 and the Minimum Design and Performance Standards contained in the Residential Districts, [Sections 10-1.204](#) to [10-1.208](#).

**Sec. 10-1.800 Neighborhood Commercial District (CN)**

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(Section 10-1.800 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## **Sec. 10-1.900 Neighborhood Commercial-Residential District (CN-R)**

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(Section 10-1.900 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## **Sec. 10-1.1000 General Commercial District (CG)**

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(Section 10-1.1000 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## **Sec. 10-1.1100 Commercial Office District (CO)**

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(Section 10-1.1100 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## **Sec. 10-1.1200 Limited Access Commercial District (CL)**

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(Section 10-1.1200 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## **Sec. 10-1.1300 Central Business District (CB)**

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(Section 10-1.1300 was replaced by Ordinance 26-XX , adopted April 21, 2026.)

## **Sec. 10-1.1400 Regional Commercial District (CR)**

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(Section 10-1.1400 was replaced by Ordinance 26-XX , adopted April 21, 2026.)