City Council

Day Care Regulation Zoning Ordinance Amendments 190-2016 & 191-2016



June 8, 2016



REASON FOR CHANGE

State code changes effective July 1, 2016

 Align City ordinance with state day care classifications

Reduce use permit requests and streamline processes

CURRENT ORDINANCE

day care 1

day care 2

day care 3

in (any) home

No DSS licensure req'd

No legislative review

day care 2

day care 3

in (SFR/duplex) home

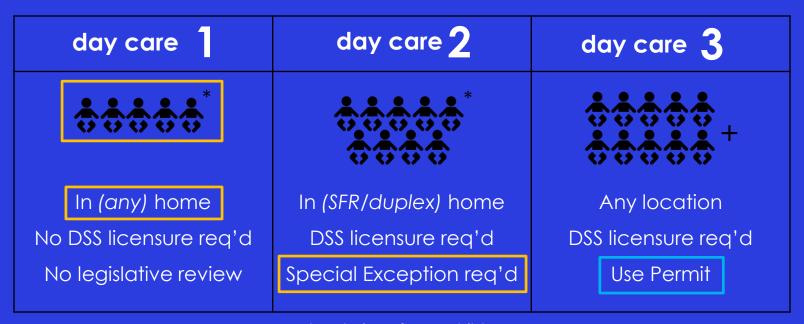
DSS licensure req'd

Special Exception req'd

Use Permit

*exclusive of own children

ITEMS ADDRESSED



*exclusive of own children

PROPOSED ORDINANCE

family day care



In (any) home

No DSS licensure req'd

No legislative review

family day care 2



In (SFR/duplex) home

DSS licensure req'd

No legislative review (additional standards apply)

commercial day care 1&2



Not in home

DSS licensure req'd

Zoning Admin. Permit – or -Use Permit

*exclusive of own children

FAMILY DAY CARE 1

Up to *exclusive of own children

- Up to 4 clients*
- Permitted in any residence

FAMILY DAY CARE 2



5 to 12 clients*

- *exclusive of own children
- Permitted in detached, one or two-family residence or duplex dwelling
- Additional standards include:
 - Shall have proper permits & licenses
 - Limited to 1/2 employee(s) who reside(s) outside home
 - Parking must be accommodated in driveway or on-street parking
 - Play area shall be surrounded by 6' opaque fence
 - Outdoor play activity shall be between 8:00am and 6:00pm

COMMERCIAL DAY CARE 1



- Any number of clients (most often 13+)
- Permitted in any facility other than residence (i.e. commercial, religious)
- Zoning Administrator Permit with attached conditions:
 - Hours from 7:00am to 10:00pm Monday Sunday
 - All loading and unloading conducted on site
 - Maintain a daily ledger
 - Obtain a new capacity certificate

COMMERCIAL DAY CARE 2



- Any number of clients (most often 13+)
- Permitted in facility other than residence (i.e. commercial, religious)
- Use Permit for any day care than cannot or does not wish to comply with standards attached to Commercial Day
 Care 1

PROPOSED ORDINANCE

Align City ordinance with state day care regulations

- Definitions change to align with state requirements
- Changes made to regulation of Family Day Care 2 in accordance with state change

Reduce use permit requests and streamline processes

- Create Commercial Day Care 1 and Commercial Day Care 2
- Commercial Day Care 1 allows for Zoning Administrator approval process - speeds up approval process and reduces number of repetitive applications before Planning Commission and City Council

RECOMMENDATION

STAFF: Recommend **Approval** of ZOA 190-2016 & ZOA 191-2016

PLANNING COMMISSION:
Recommend **Approval** of ZOA 190-2016
& ZOA 191-2016, as amended