

**Chapter 19.470****DAY CARE HOMES - FAMILY**

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**19.470.010 Purpose.**

The intent of this Chapter is to implement the California Health and Safety Code provisions regarding day care homes, both large family and small family. The purposes of establishing day care home regulations are to:

- A. Recognize that affordable, quality, licensed childcare is critical to both the well-being of children and parents as well as the economic vitality of the City;
- B. Provide a comprehensive set of guidelines to ensure a safe child care environment and to maintain compatibility between childcare facilities and surrounding land uses;
- C. Ensure that the needs of children for adequate care are balanced with the rights of property owners;
- D. Facilitate the establishment of childcare facilities as a permitted use within certain zones;
- E. Enhance provider awareness of City requirements; and
- F. To ensure compatibility of such uses with surrounding uses and properties and to avoid any impacts associated with such uses. (Ord. 6966 §1, 2007)

**19.470.020 Applicability and Permit Requirements.**

Day care homes, as defined in Article X (Definitions), are permitted as set forth in Article V, Base Zones and Related Uses and Development Provisions subject to the requirements contained in this Chapter. (Ord. 6966 §1, 2007)

**19.470.030 Site Location, Operation and Development Standards.**

The standards set forth in Article V, Base Zones and Related Use and Development Provisions, shall apply to day care homes - large family, unless otherwise specified here.

- A. Site Location Standards
  1. Properties used for day care homes - large family shall not be located closer than 300 feet from any other day care home - large family as measured from any point upon the outside walls of the residence containing the business and the nearest property line of the residential property operating another day care home - large family.
- B. Operation and Development Standards
  1. The day care home - large family must be the residence of the provider.

2. The day care home - large family use must be clearly incidental and secondary to the use of the property for residential purposes.
3. Hours of operation shall be less than 24 hours per day.
4. The day care home - large family shall comply with all Municipal and State laws and regulations regarding single family residences and day care homes - large family.
5. Noise will be maintained in compliance with [Title 7](#) (Noise Control) of the Municipal Code.
6. The provider shall comply with all applicable regulations of the City's Fire Department regarding health and safety requirements as they relate to family day care homes and shall contain a fire extinguisher and smoke detector device that meet standards established by the State Fire Marshal (California Health and Safety Code Section 1597.45 d and Section 1597.46 d).
7. All State of California licensing standards shall be met. The provider shall keep all State licenses or permits valid and current.
8. The applicant for a day care home - large family permit shall provide evidence of payment of the City Business Tax.
9. The day care home - large family shall be maintained to retain the appearance of a home consistent with the general character of the neighborhood.
10. Residences fronting on, or taking access from, a 4-lane street (as shown on the General Plan - [Master Plan of Roadways](#) ) shall provide at least one paved drop-off/pick-up area designed with on-site parking and maneuvering area to allow vehicles to drop-off/pick-up children and exit the site without backing out onto a 4-lane street per Planning Division and Public Works Department approval.
11. For residences not fronting on, or taking access from a 4-lane street, drop-off/pick-up of children from vehicles shall only be permitted on the driveway, approved parking area or directly in front of the residence. The drop-off/pick-up area shall be conveniently located in an area providing safe access to the home and not in conflict with adjoining residences.
12. The day care home - large family shall provide at least one off-street parking space per employee of driving age not living in the home. The residential driveway approach is acceptable for this parking requirement if the parking space will not conflict with any required child drop-off/pick-up area, and does not block the public sidewalk or right-of-way.
13. An outdoor play area that satisfies the requirements of the State Community Care Licensing Division shall be provided in compliance with the City's Zoning regulations. (Ord. 6966 §1, 2007)

**19.470.040 Variances.**

Variances may only be granted from the provision of paragraph A 1 (distance requirements) of Section 19.470.030 above. (Ord. 6966 §1, 2007)