



Permit & Development Center

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Family Day Care Home

To be classified as a family day care home in a **residential-zoned district**:

- 1) The operation must serve 8 or fewer children.
- 2) The operation must take place in a one- or two-family home, and the operator must reside in the dwelling unit in which the day care is located.
- 3) If licensed by the State, there can be no other family day care in the building as of April 6, 2001.
- 4) If licensed by the County, there can be no other family day care in the building as of May 30, 2003.
- 5) The family day care home may operate only between 6 a.m. and 12 a.m.

To be classified as a family day care home in a **commercial-zoned district**:

- 1) The operation must serve 8 or fewer children.
- 2) The operator must reside in the dwelling unit in which the day care is located.
- 3) There can be no other family day care in the building as of April 30, 2004.
- 4) The family day care home may operate only between 6 a.m. and 10 p.m.

To be classified as a family day care home in a **downtown-zoned district**:

- 1) The operation must serve 8 or fewer children.
- 2) The operator must reside in the dwelling unit in which the day care is located, except in a 2-family dwelling, in which case the operator may reside in either dwelling unit.
- 3) There can be no other family day care in the building as of April 6, 2001.
- 4) The family day care home may operate only between 6 a.m. and 10 p.m.

Family day care homes are a prohibited use in a C9H district.

Family day care homes are a prohibited use in all industrial-zoned districts, except for IM (permitted use).

If these standards are not met, the use is classified as a day care center (or group day care center).

Day Care Center

In any **residential-zoned district**, a day care center must be:

- 1) Located in a building containing an elementary or secondary school, religious assembly, community center, cultural institution or library.
- 2) Meet the State’s outdoor play area requirements.
- 3) Meet the off-street parking requirements for the existing principal use.
- 4) Not located within 300’ of an establishment that holds a liquor license.
- 5) Not located within 500’ of an adult retail or an adult entertainment establishment.
- 6) Not located in a residential structure in an RS1 through RS6, RT1 through RT3, RM1, or RM2 zoning district. (Otherwise, it’s prohibited)

If these standards are not met, it’s considered a special use.

In any **commercial-zoned district**, a day care center is a special use.

In any **downtown-zoned district**, a day care center is a special use.

In any **industrial-zoned district**, a day care center is a prohibited use, unless it's in an IM district.

- 1) To be permitted in an IM district it must:
- 2) Be located in a building containing an elementary or secondary school, college, library or cultural institution.
- 3) Operate only between 5 a.m. and 12 a.m.
- 4) Not located within 300' of an establishment that holds a liquor license.
- 5) Not located within 500' of an adult retail or an adult entertainment establishment.

In any **parks-zoned district**, a day care center must be:

- 1) Located in a building containing an elementary or secondary school, college, library, or cultural institution.
- 2) Operate only between 6 a.m. and 10 p.m.
- 3) Not located within 300' of an establishment that holds a liquor license.
- 4) Not located within 500' of an adult retail or an adult entertainment establishment.
- 5) Otherwise, it's considered a special use.

In any **institutional-zoned district**, a day care center must be:

- 1) Located in a building containing an elementary or secondary school, college, library, cultural institution, or religious assembly.
- 2) Operate only between 5 a.m. and 12 a.m.
- 3) Not located within 300' of an establishment that holds a liquor license.
- 4) Not located within 500' of an adult retail or an adult entertainment establishment.

In any **lakefront overlay-zoned district**, a day care center must be:

- 1) Located in a building containing a library or cultural institution.
- 2) Operate only between 6 a.m. and 10 p.m.
- 3) Not located within 300' of an establishment that holds a liquor license.
- 4) Not located within 500' of an adult retail or an adult entertainment establishment.

In any zoning district where a day care is classified as a limited use, if the day care is not located in a building containing an elementary or secondary school, religious assembly, community center, cultural institution or library, and is located within 300' of an establishment that holds a liquor license, then it's a prohibited use.

In any zoning district where a day care is classified as a special use, if the day care is not located in a building containing an elementary or secondary school, religious assembly, community center, cultural institution or library, and is located within 300' of an establishment that holds a liquor license, then it's a prohibited use.