



Senate Bill 234 - Family Daycare Homes

Planning Commission

January 15, 2020

Outline

- What is a Family Daycare Home?
- Background on Senate Bill 234 (SB 234)
- Amendments needed to update the Zoning Ordinance

What is a Family Daycare Home?

Family Daycare Homes, as defined by the State, are facilities that regularly provide care, protection, and supervision for 14 or fewer children, in the provider's own home, for periods of less than 24 hours per day. Family Daycare Homes, licensed by the State of California, are classified as follows:

Small Family Daycare Home involves the use of a dwelling, as described above, for eight (8) or fewer children, including children under 10 years of age who reside at the home.

Large Family Daycare Home involves the use of a dwelling, as described above, for nine (9) to fourteen (14) children, including children under 10 years of age who reside at the home.



Background on SB 234 – Family Daycare Home

According to Senator Skinner, licensed Family Daycare Homes play an important role in the childcare market – providing flexible hours, affordable care, and low staff-to-child ratios in a home environment. This bill reduces barriers and costs to those operating or wanting to operate licensed Family Daycare Homes.

- Signed into law on September 5, 2019
- Prohibits jurisdictions from levying any type of business license fee or tax on Family Daycare Homes.
- Requires ministerial approval of Family Daycare Homes in all districts where residential uses are allowed.

https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201920200SB234



Zoning Amendments

1. Reduce Level of Discretion
2. Expand Districts where Permitted Use is Allowed
3. Update Family Daycare Home Definition
4. Update Spelling for Consistency with State Law

1. Reduce Level of Discretion

- Change the permit required to establish a Large Family Daycare Home from an AUP to ZC

Table 23D.16.030

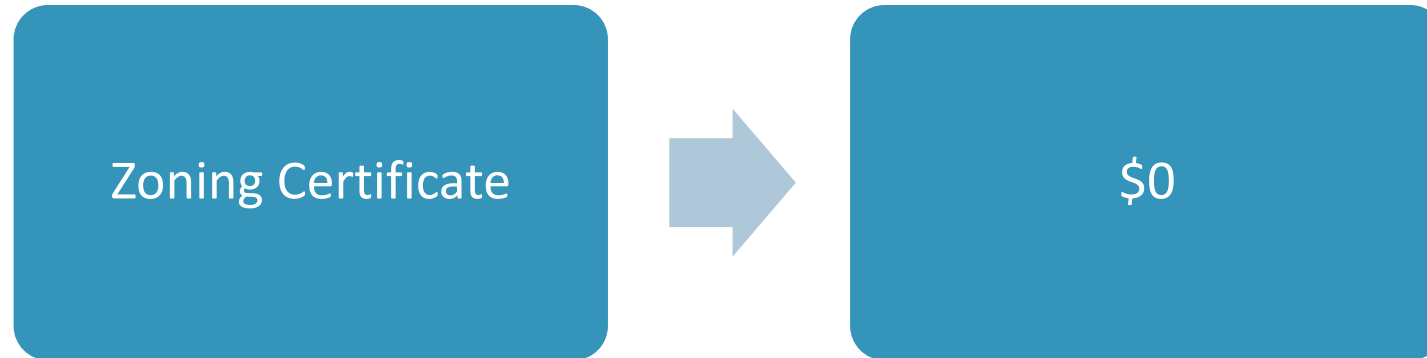
Use and Required Permits		
Use	Classification	Special Requirements (if any)
Accessory Uses and Structures		
Child Care; Family Day Care Daycare Home (Small or Large)	ZC	
Small Family Day Care Homes: of 8 or fewer children	ZC	
Large Family Day Care Homes: of 9 to 14 children	AUP → ZC	

Modify Uses Permitted Tables in zones:

- R-1, R-1A, R-2, R-2A, R-3, R-4, R-5, R-S, and R-SMU
- C-W
- MU-LI, and MU-R

1. Reduce Level of Discretion

The Finance Department is adjusting the City's fee schedule to reduce the cost of a permit (Zoning Certificate) for Family Daycare Homes to zero dollars.



2. Expand Districts where Permitted Use is Allowed

- Allow Family Daycare Homes to locate in zones where residential uses are permitted

Table 23E.60.030		
Use and Required Permits		
Use	Classification	Special Requirements (if any)
Uses Permitted in Residential Districts		
<u>Child Care; Family Daycare Home (Small or Large)</u>	<u>ZC</u>	

Modify Uses Permitted Tables in zones:

- ES-R
- C-1, C-N, C-E, C-NS, C-SA, C-T, C-SO and C-DMU

3. Update Family Daycare Home Definition

Family Daycare Homes, as defined by the State, are facilities that regularly provide care, protection, and supervision for 14 or fewer children, in the provider's own home, for periods of less than 24 hours per day. Family Daycare Homes, licensed by the State of California, are classified as follows:

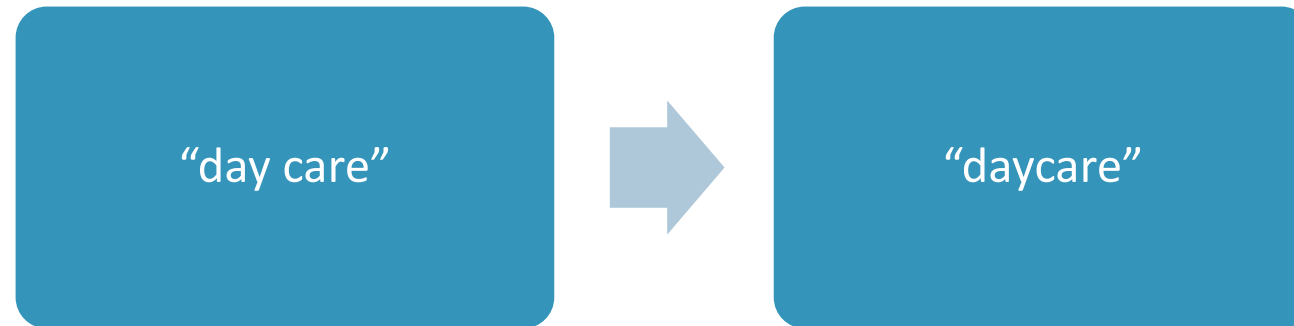
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Large Family Daycare Home involves the use of a dwelling, as described above, for nine (9) to fourteen (14) children, including children under 10 years of age who reside at the home.



4. Update Spelling for Consistency with State Law

Update 52 instances of “day care” to “daycare” to be consistent with State Law. These changes can be found throughout the Zoning Ordinance.



Next Steps

