

CITY OF REDMOND, WASHINGTON

ORDINANCE NO. 808

AN ORDINANCE, relating to day care operations of a commercial nature; establishing land use regulations and a permit system therefore; and amending Section 17.46.340 of the Redmond Municipal Code.

THE CITY COUNCIL OF THE CITY OF REDMOND DO ORDAIN AS FOLLOWS:

Section 1. Purpose. The purpose of this ordinance is to establish regulations regarding the location, structural and area standards, and performance requirements for day care operations of a commercial nature within the City for the protection of the public peace, health, safety and welfare.

Section 2. Definitions. As used in this ordinance, the following words and phrases shall have the following meanings unless the context clearly implies otherwise:

- (a) "Day care operation" means the temporary care of children between the ages of 6 weeks to 12 years in a residence or structure other than the parent's home on a regular reoccurring basis for pay or other valuable consideration, including but not limited to the furnishing of shelter, sustenance, supervision, education and other supportative services. As used in this ordinance, the term is not intended to include or encompass babysitting services of a casual, non-reoccurring nature.
- (b) "Family day care home" means a day care operation involving no more than six (6) children in any 24-hour period, except that additional (part time) children involving three hours or less per child may also be allowed so long as the total number at any given time does not exceed ten.
- (c) "Mini day care center" means a day care operation involving seven (7) to twelve (12) children in any 24-hour period.
- (d) "Day care center" means a day care operation involving thirteen (13) or more children in any 24-hour period and could include a public or private school.

Section 3. Family day care home. A day care home shall be allowed in any land use district (zoning) under the following requirements:

- (a) It is conducted as a permitted use or as an accessory use to a permitted use;
- (b) A City business license is obtained;
- (c) State licensing standards and requirements are met; and
- (d) The structure meets City construction, fire and land use code requirements.

Written notice of the application for a City business license for a family day care home shall be given to adjacent property owners within 100 feet of the business two weeks (14 days) prior to the issuance of the business license.

Section 4. Mini day care center. A mini day care center shall be allowed in any land use district (zoning) only upon the issuance of a mini day care permit by the Technical Committee under the procedures set forth in Section 6 and meeting the following requirements:

- (a) Conditions (a) through (d) of Section 3 shall be met;
- (b) It is not located closer than 300 feet from an existing day care operation;
- (c) The building site contains a minimum of twenty thousand square feet.
- (d) Structure and equipment used in the day care operation shall be placed no closer than thirty (30) feet to any property line;
- (e) Off-street parking for each employee shall be provided; and
- (f) A permit fee of \$50.00 shall be paid.

Section 5. Day care center. A day care center shall be allowed in any land use district (zoning) only upon the issuance of a Conditional Use Permit by the City Council as provided by Chapter 17.68 of the Redmond Municipal Code and shall meet the following requirements:

- (a) Conditions (a) through (e) of Section 4 shall be met;
- (b) Building design, site plans and landscaping shall be of a character which is appropriate for the area;
- (c) A permit fee of \$75.00 shall be paid, which shall be in place of the fee normally set for Conditional Use Permits.

Section 6. Mini day care permit application procedure. The mini day care center permit set forth under section 4 shall be issued by the Technical Committee under the following procedures:

- (a) The Technical Committee shall consist of the Directors of Planning and Public Works, or their designees, and may include the City Attorney and other City staff members at their request;
- (b) An applicant shall apply for the permit with the Planning Department.
- (c) The application shall be on a form supplied by the Planning Department and shall require information necessary to review and process the permit by the Technical Committee.
- (d) No application shall be accepted or processed until the appropriate fee and the required information has been provided.
- (e) Upon filing of the application, the Planning Department shall notify by mail all property owners within 300

feet of the application property. Notice shall also be made by publication and by posting the site. Notice of filing shall contain enough information as to the nature and location of the application, where information can be obtained, how testimony can be given and the earliest date the Technical Committee can take action on the permit.

- (f) The Technical Committee shall take no action on an application until thirty days after the application filing date.
- (g) Decisions of the Technical Committee may be appealed to the City Council. Appeals shall be filed in writing with the City Clerk within fourteen (14) days of the Technical Committee decision.

Section 7. Amendment. Section 17.46.340 is hereby amended to read as follows:

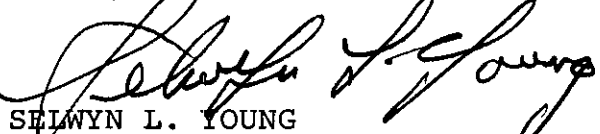
17.46.340 Home occupation requirements. Where home occupations are permitted by use zone regulations such occupations shall be conducted in compliance with the requirements stated below:

- (1) The occupation, except for day care operations, shall be conducted entirely within an enclosed building;
- (2) No indication of the occupation such as signs, building design, storage areas, abnormally high traffic volumes, noise, vibration, dust, smoke or odors shall be evident from outside the building in which such occupation is located;
- (3) The occupations shall not produce ground pollution or introduce objectionable wastes into the city sewer system;
- (4) Not more than four customer or client visits per day and not more than two such visits per hour shall be permitted, except for day care operations.
- (5) Not more than one person outside the family group residing on the premises shall engage in such occupation, except for day care operations.

Section 8. Effective date. This ordinance shall take effect and be in force five (5) days after the date of its publication in the manner provided by law; provided, that existing day care operations shall have a grace period of ninety (90) days from the effective date of this Ordinance to come into compliance with the provisions of this Ordinance.

PASSED by the Council of the City of Redmond, Washington, at a regular meeting thereof, and APPROVED by the Mayor this 17th day of January, 1978.

CITY OF REDMOND

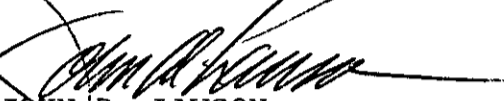

SELWYN L. YOUNG
MAYOR

ATTEST:



PAUL F. KUSAKABE
CITY CLERK

APPROVED AS TO FORM:



JOHN D. LAWSON
CITY ATTORNEY

Published in the Sammamish Valley News on _____