

ORDINANCE NO. 348.4232
AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 348
RELATING TO ZONING

The Board of Supervisors of the County of Riverside Ordains as Follows:

Section 1. Section 18.29a. of Ordinance No. 348 is amended in its entirety to read as follows:

“SECTION 18.29a. LARGE FAMILY DAY CARE HOME PERMITS. Wherever an application for a large family day care home permit is submitted, the following provisions shall apply. A large family day care home means a home which provides family day care for no less than seven and no more than fourteen children, including children under the age of ten who reside at the home.

- a. STATE PREEMPTION. Pursuant to section 1597.40 of the Health and Safety Code, the Legislature has declared that it is the public policy of the State of California to situate family day care homes for children in normal residential surroundings so as to provide children the same environment as would be found in a traditional home. The Legislature has further declared that this policy is a matter of statewide concern and that the State occupies the field and prohibits any local restrictions relating to the use of single-family residences for family day care homes, except as specifically provided.
- b. REQUIREMENT FOR PERMIT. In accordance with the above-referenced policy, the Legislature has enacted section 1597.46 of the Health and Safety Code which provides that cities and counties shall not prohibit large family day care homes on lots zoned for single-family dwellings, but may require an applicant for a large family day care home to apply for a non-discretionary permit. Section 1597.46 further provides that cities and counties shall grant the permit if certain specified standards, restrictions and requirements are met. In accordance with section 1597.46, the Board of Supervisors hereby determines that any person may, subject to the approval standards set forth in subsection d. hereof, use a single-family dwelling for the operation of a large family day care home in any zone where single-family dwellings are permitted.
- c. PERMIT PROCEDURE.
- (1) Application. Every application for a large family day care home permit shall be made in writing to the Planning Department on the forms provided by the Planning Department, shall be accompanied by the filing fee set forth in County Ordinance No. 671, and shall include the following information:
- (a) Name and address of the applicant and a statement that the applicant resides in the home where the day care will be conducted.
- (b) The assessor's parcel number assigned to the property on which the home is situated (hereinafter, “the site”).
- (c) A plot plan drawn to scale and in sufficient detail to clearly describe the following:
1. The boundary and physical dimensions of the site. This may be hand drawn provided it is legible.

1 or more, the permit may be revoked in accordance with the provisions of Section 18.31 of
2 this ordinance.”

3 Section 2. This ordinance shall take effect thirty (30) days after its adoption.
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5 BOARD OF SUPERVISORS OF THE COUNTY
6 OF RIVERSIDE, STATE OF CALIFORNIA
7

8 By: _____
9 Chairman, Board of Supervisors

10 ATTEST:

11 NANCY ROMERO
12 Clerk to the Board

13 By: _____
14 Deputy

15 (SEAL)
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17 APPROVED AS TO FORM:
18 December 20, 2004

19 By: Katherine A. Lind
20 KATHERINE A. LIND
21 Deputy County Counsel
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