

What do I do if I have more questions?

Contact the Planning Counter. Staff is available from 7:30 a.m. to 4:30 p.m. Monday through Friday except holidays and will be happy to discuss your project with you.

The Planning counter is located in the Community and Economic Development Department on the 4th Floor of City Hall, 12725 SW Millikan Way.

The instructions contained within this brochure are not intended to replace the regulations found in the City Development Code (Ord. 2050). Building Height regulations may be found on the City web site (www.beavertonoregon.gov) or may be obtained at the Planning Counter.

City of Beaverton

**Community and Economic
Development Department
Planning Division
12725 SW Millikan Way
Beaverton, OR. 97076**

Phone: 503-526-2420
Fax: 503-526-2550
Web: www.beavertonoregon.gov



Child Care Facilities

Development Assistance

Community and Economic Development Department

Planning Division

12725 SW Millikan Way
PO Box 4755

Beaverton, OR. 97076

Tel: (503) 526-2420

Fax: (503) 526-2550

Web: www.beavertonoregon.gov



Child Care Facilities

What is a childcare facility?

According to the **City of Beaverton Development Code, Section 90**, a childcare facility is a facility providing care for compensation for **seven or more children** during a 24-hour period. This includes: day nursery, nursery school group, or other similar unit operating under any name but **not including any**:

- Facility providing care that is primarily educational, unless provided to a preschool child for more than four hours a day;
- Facility providing care that is primarily supervised training in a specific subject, including but not limited to dancing, drama, music, or religion;
- Facility providing care that is primarily an incident of group athletic or social activities sponsored by or under the supervision of an organized club or hobby group;
- Facility operated by a school district, political subdivision of this State or a governmental agency;
- Residential facility licensed under ORS 443.400 to 443.455;
- Babysitters;
- Family Day Care or Group Home, which provides day care in the family living quarters of the providers, for not more than 15 children (under the age of 13), including the provider's children.

What is the State's role?

The Child Care Division of the State of Oregon governs the majority of the regulations regarding this type of business. The telephone number of the local office that certifies childcare facilities is (971) 223-6100.

Where can they be located?

The city is divided up into many different zones, each allowing different uses. Although use restrictions and specific zone requirements may affect location and size, childcare facilities are generally permitted in Industrial zones, most Multiple Use zones and most Commercial zones. They are prohibited in the Office Commercial zone and the Residential Agricultural zone. In other Residential zones, childcare facilities are a conditional use (**BDC 60.50.25.7**).

What is a Conditional Use?

Certain types of uses require special consideration prior to being permitted in a particular zone. The main issue is whether the location, size, design, and functional characteristics of the proposed use are such that it can be made reasonably compatible with and have a minimum impact on the livability and appropriate development of other properties in the surrounding neighborhood. Conditional uses require the approval of a **Conditional Use Permit**. For more information, please contact the Planning Department.

What if I care for children from my own home?

If you care for fewer than sixteen children (including your own children) out of your primary residence, you qualify as a family daycare or group home and are not subject to the same regulations as a childcare facility. According to State law, family daycares and group homes are permitted uses in all residential and commercial zones, and must be operated from a single-family home.

What further requirements are there?

Nursery schools and day or child care facilities shall provide and thereafter maintain **outdoor play areas** with a minimum area of 100 square feet per 1/3 the total licensed capacity of children (**BDC 60.50.25.7**). The Planning Director may approve reduction of this requirement if the facility cares only for infants up to 6 months in age. In all districts, a fence of at least five (5) feet but not more than six (6) feet in height shall be provided separating the outdoor play area from abutting lots.

Parking must be provided in accordance with the parking ratio requirements of Section 60.30.10.5 *Off Street Parking*. Facilities licensed for 40 or more children may be required to have a driveway designed for continuous forward flow of passenger vehicles for the purpose of loading and unloading children. The Facilities Review Committee shall determine whether the special driveway design is required.

If a **Conditional Use Permit** is required, in addition to that normally required for a Conditional Use Permit the applicant must also supply the following information:

- The maximum number of children the facility is proposed to be licensed to care for;
- Ages of the children to be cared for;
- List of any exceptions to the rules governing standards for day care facilities the applicant will be applying for to the Children's Services Division.