



# Community Development Department Planning Division

## LARGE FAMILY DAY CARE PERMIT

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A large family day care is a state licensed home that provides non-medical care and supervision for nine to 14 children on a less than 24-hour basis in accordance with the provisions of Section 1597.465 of the State Health and Safety Code. A large family day care is required to obtain a permit from the City of Benicia pursuant to Section 17.24.020 (P) of the Benicia Municipal Code.

### 1. Business Information.

Applicant's Name: \_\_\_\_\_

Business Name: \_\_\_\_\_

Business Address: \_\_\_\_\_ APN(s): \_\_\_\_\_

### 2. Property Owner Contact Information.

Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

#### Applicant, if different from owner

Name: \_\_\_\_\_ Mailing address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

### 3. Other Information.

A site plan must be submitted with this application. The site plan must show the property lines, house, outdoor play areas including fences or other enclosures, required off-street parking spaces, and pickup/drop off areas.

### 4. Operational Standards.

The following operational standards must be met in order to apply for a permit and operate a family day care home:

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- \_\_\_\_\_ A. A minimum 300-foot separation is required between all large family day care facilities located on the same street. The separation shall be measured from the property lines. For corner properties, the separation shall be measured from all street frontages.
- \_\_\_\_\_ B. No signs, name plates or other advertising shall be affixed to the premises.
- \_\_\_\_\_ C. The hours of operation shall not exceed 6:00 a.m. to 8:00 p.m. Monday through Friday.
- \_\_\_\_\_ D. The applicant shall maintain a valid state license for a large family day care.
- \_\_\_\_\_ E. The location of the facility, including outdoor play areas, shall be sited to minimize noise impacts on neighboring properties. Noise levels shall comply with the standards identified in the General Plan and Benicia Municipal Code.
- \_\_\_\_\_ F. Outdoor play areas shall be:

- a. Fully enclosed by a natural barrier, wall, solid fence or other solid structure having a maximum height of six feet; and
- b. Physically separated from driveways, streets and parking.

\_\_\_\_\_ G. Adequate parking shall be provided for employees of the large family day care and for pick-up and drop-off of children at the home in accordance with the following standards:

- a. Parking shall comply with BMC 17.74.030. Off-street parking and loading spaces are required;
- b. Adequate space shall be available for the safe pick-up and delivery of children to the day care home; and
- c. Vehicles for all day care employees, visitors and potential clients associated with the day care shall not block driveway entrances and shall park in a legal parking space along the street.

\_\_\_\_\_ H. A Benicia Business License is required to be submitted to the City of Benicia prior to establishing the Large Family Day Care Home.

## 6. Signature.

**APPLICANT'S STATEMENT:** I have read the information regarding the operational standards. I agree to abide by and conform to these standards and all provisions of the Benicia Municipal Code pertaining to the conduct of my business and the use of my residence. I am aware that this application shall in no way permit any activity contrary to the Benicia Municipal Code, or any activity which is obnoxious, objectionable, or in any manner detrimental to the public health, peace, safety, or welfare.

I am aware that it is my responsibility to ensure that the large family day care operation is not contrary to any covenant, code or restriction governing my property. I am aware that a permit for a large family day care that is not operated in compliance with these regulations shall be revoked by the Community Development Director after 30 days written notice unless the operation of the large family day care operation is altered to comply. I also understand that this permit will be valid for as long as I operate my business at this location, unless revoked, and that it cannot be transferred to another location without the approval of a separate permit for that location.

As part of this application the applicant hereby agrees to defend, indemnify and hold harmless the City of Benicia, its Council, boards and commissions, officers, employees, volunteers and agents from any claim, action, or proceeding against the City of Benicia, its Council, boards and commissions, officers, employees, volunteers and agents, to attack, set aside, void or annul an approval of the application or related decision, including environmental documents, or to challenge a denial of the application or related decisions. The applicant's duty to defend, indemnify and hold harmless shall be subject to the City promptly notifying the applicant of said claim, action or proceeding and the City's cooperation in the applicant's defense of said claims, actions or proceedings. The City of Benicia shall have the right to appear and defend its interests in any action through the City Attorney or outside counsel. The applicant shall not be required to reimburse the City for attorney's fees incurred by the City Attorney or its outside counsel if the City chooses to appear and defend itself in the litigation.

Applicant: \_\_\_\_\_ Date: \_\_\_\_\_

Property Owner: \_\_\_\_\_ Date: \_\_\_\_\_

**For Staff Use:**

Application No. \_\_\_\_\_ Zoning: \_\_\_\_\_ Total Fees Paid: \$ \_\_\_\_\_

Action (circle one):    Approved                      Referred to Planning Commission                      Date of Action: \_\_\_\_\_

Staff Signature: \_\_\_\_\_ Receipt No.: \_\_\_\_\_