

**Family Child Care  
Homes & Centers  
Workshop  
June 9, 2020  
Amy Cox**

# CURRENT CHILD CARE ORDINANCES



## DEFINITIONS

- **Family Child Care Home (FCCH)**

*A state licensed child care facility in which care is provided for **3 to 10** unrelated children from more than one (1) immediate family for part of a day in the home of the provider.*

- **Family Child Care Center (FCCC)**

*A state licensed child care facility in which care is provided for **11 to 15** unrelated children from more than one (1) immediate family for part of a day which may be in a commercial type structure.*

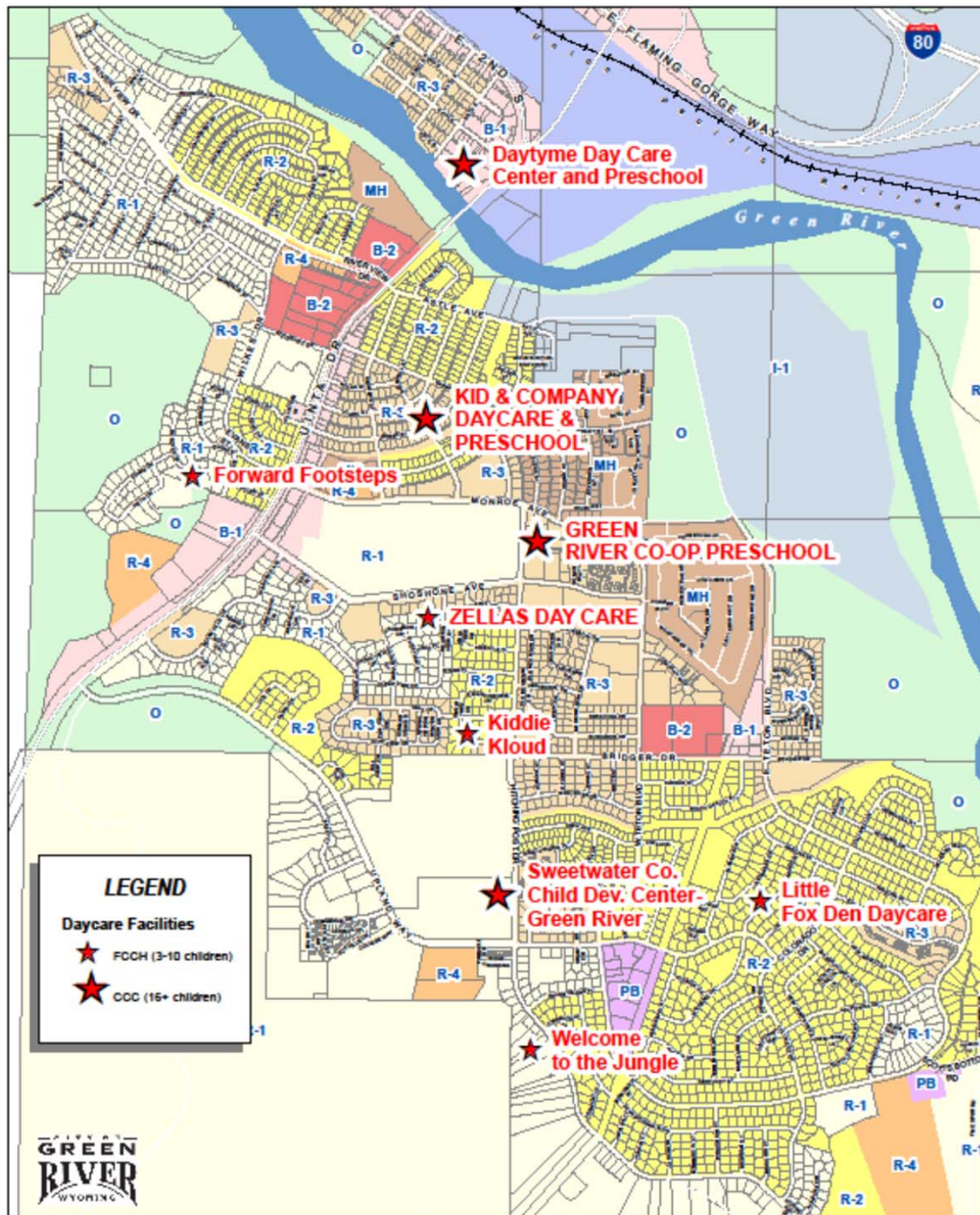
- **Child Care Center (CCC)**

*Any private person, partnership, association or corporation that is operating a state licensed business for profit or otherwise, where **16 or more** children receive care for part of the day.*

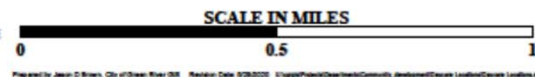


# Licensed Daycare Locations in Green River

April 30, 2020



Daycare Facilities  
Green River, Wyoming



Prepared by Jason D. Rivers, City of Green River, 2020. Revision Date: 3/28/2020. ©Tigge/Hopwood/Geographic Information Systems, Inc. All rights reserved.

# CURRENT CHILD CARE ORDINANCES



## SECTION 9.2. LAND USE TABLE

	Land Use Description	O	GBC	BBC	R-1	R-2	R-3	R-4	MH	RC	PB	B-1	B-2	I-1	I-2	Parking Requirements
<b>1.300</b>	<b>Homes Emphasizing Special Services, Treatment or Supervision:</b>															
1.310	Family Child Care Home, (3-10) Subject to State of WY requirements	X	X	X	C	C	C	C	C	C	X	X	X	X	X	1/600 Sq. Ft.
1.311	Family Child Care Center, (11-15) Subject to State of WY requirements	X	X	X	X	X	C	C	X	X	P	X	X	X	X	1/600 Sq. Ft.
1.312	Child Care Center, (16 or more) Subject to State of WY requirements	X	X	X	X	X	X	X	X	X	P	P	P	X	X	1/600 Sq. Ft.

X = Prohibited      P = Permitted      C = Conditional Use Permit

Zoning Districts			
R-1	Single-Family Residential District	RC	Residential Commercial District
R-2	Single-Family Residential District	PB	Planned Neighborhood Business District
R-3	Single- and Multiple-Family Residential District	B-1	General Commercial District
R-4	Multi-Family Residential and Institutional District	B-2	Downtown Business District
MH	Mobile Home District		

## **SECTION 9.8.(D) CONDITIONS FOR HOME OCCUPATION PERMITS**

**Special Requirements for Child Care Home and Child Care Center. All child care homes and centers located within a residential district shall be:**

- **Exempt from the requirements of obtaining a home occupation permit and instead shall be required to obtain a conditional use permit as set forth in Section 9.9 herein.**
- **Shall obtain all required licenses from the State of Wyoming Department of Family Services and a city business license.**

## SECTION 9.9. CONDITIONAL USE PERMIT

- (A) Generally. Certain uses, while generally not suitable in a particular zoning district, may, under certain circumstances, be acceptable. A conditional use permit application may be submitted for those uses listed in this chapter as a conditional use, in the particular district it is to be located in. When certain circumstances exist, a conditional use permit may be granted. The conditional use permit may be issued for a specified period of time, with automatic cancellation at the end of that time unless it is renewed, or conditions may be applied to the issuance of the permit and periodic review may be required. The permit shall be granted for a particular use and not for a particular person or firm.
- (B) Application for Conditional Use.
- (C) Notification of Conditional Use Permit Review. Adjacent property owners within 200' will be notified by letter of proposed conditional use.
- If written objection is received, application is referred to the Planning and Zoning Commission.
  - If no objection is received, application is approved.
- (D) Review and Decision by Planning and Zoning Commission. The Commission shall consider the effect of the proposed Conditional Use on the:
- Health, safety, and general welfare of the surrounding properties
  - Existing and anticipated traffic conditions including parking facilities on adjacent streets and land.
  - Comprehensive Master Plan.
- The Commission may grant the application by motion, imposing such conditions and safeguards as it deems necessary, or the application may be denied.

# History of Green River Child Care Ordinances

Zoning Districts	R-1	R-2	R-3	R-4	MH	RC	PB	B-1	B-2	
<b>Prior to 2004</b>										
1.310 Day care center for children or preschool			P	P						
<b>2004</b>										
1.310 Family Child Care Home, subject to State of WY requirements	CUP	CUP	CUP	CUP	CUP	CUP				11/16/04: Changed definition for CCC. Added definition for FCCC & FCCH. Deleted "Daycare" from Land Use Chart. Added FCCH to Land Use Chart - 1.310 CUP for R-1, R-2, R-3, R-4, & MH. Added CCC & FCCC to Land Use Chart - 1.311 CUP for R-3 & R-4. Added Section 9.9. Procedures for Conditional Use Permit Approval.
1.311 Child Care Center and Family Child Care Center, subject to State of WY requirements			CUP	CUP						
<b>2006</b>										
1.310 Family Child Care Home, subject to State of WY requirements	CUP	CUP	CUP	CUP	CUP	CUP				3/7/06: Separated FCCC & CCC on Land Use Chart & changed CCC from requiring a CUP to just a Permitted Use in B-1 & B-2.
<b>1.311 Family Child Care Center, subject to State of WY requirements</b>			CUP	CUP						6/5/2006: All CCC, FCCC, & FCCH located within a residential district shall be exempt from the requirement of obtaining a home occupation and instead shall be required to obtain a CUP. In addition, said businesses shall obtain all required licenses from the State of WY Dept of Family Services and a city business license.
<b>1.312 Child Care Center, subject to State of WY requirements</b>							P	P		
<b>2012</b>										
1.310 Family Child Care Home, subject to State of WY requirements	CUP	CUP	CUP	CUP	CUP	CUP				2/21/12: Include Child Care Centers and Family Child Care Centers as permitted uses in the PB Zoning District. <i>(Discrepancy in the zoning ordinance. Daycares are allowed in other business districts but not in this one. Staff believed it was just an oversight.)</i>
1.311 Family Child Care Center, subject to State of WY requirements			CUP	CUP			P			
1.312 Child Care Center, subject to State of WY requirements							P	P	P	
<b>2020 - Workshop Discussion &amp; Consideration</b>										
1.310 Family Child Care Home, subject to State of WY requirements	CUP	CUP	CUP	CUP	CUP	CUP				
1.311 Family Child Care Center, subject to State of WY requirements	CUP	CUP	CUP	CUP			P			
1.312 Child Care Center, subject to State of WY requirements							P	P	P	



WYOMING DEPARTMENT  
OF FAMILY SERVICES

# Licensing Rules & Types of Child Care Facilities

- **Family Child Care Home (FCCH)**  
*-to provide care for 3-10 children in your own home without additional staff;*
- **Family Child Care Center (FCCC)**  
*-to provide care for a maximum of 15 children in your home or another building in which you do not reside with one additional staff when more than 10 children are present; or.*
- **Child Care Center (CCC)**  
*-to provide care for 16 or more children with adequate staff to meet the staff:child ratio requirements.*





WYOMING DEPARTMENT  
OF FAMILY SERVICES

# Child Care Licensing Rules

## **CHAPTER 1 GENERAL PROVISIONS**

### **Section 2. Purpose.**

These Rules have been adopted to provide uniform licensing for the protection of children in a Family Child Care Home, Family Child Care Center, and Child Care Center.

### **Section 4. Introduction.**

The Department is responsible for the licensing, monitoring and enforcement of the rules for all Wyoming providers of child care services covered in these rules. Providers/directors are required to comply with all federal, state and local laws, statutes and rules that pertain to a child care business in addition to these rules. Allegations of violations of applicable laws, statutes or rules shall be reviewed by the Department and appropriate action taken by the Department.



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# Capacity Requirements

## **GENERAL REQUIREMENTS**

### **CHAPTER 4**

The licenser shall determine total capacity for each facility. The licensed capacity shall never be exceeded. Maximum group size shall be limited by facility capacity.

## **FAMILY CHILD CARE HOME (FCCH)**

### **CHAPTER 5**

The licenser shall determine total capacity for the facility. The licensed capacity shall never exceed the maximum capacity of ten (10) children.

## **FAMILY CHILD CARE CENTER (FCCC)**

### **CHAPTER 6**

The licenser shall determine total capacity for the facility and the maximum capacity of 15 children shall never be exceeded.

# Other Communities Comparison

Children	Low-Density <i>(Single-Family)</i>		Medium-Density <i>(Single &amp; Multi-Family)</i>		High-Density <i>(Multi-Family)</i>	
	Up to 10	11-15	Up to 10	11-15	Up to 10	11-15
Casper	C	C	C	C	C	C
Cheyenne	P	AR	P	AR	P	AR
Cody	A	X	A	C	A	P
Gillette	P	S	P	S	P	P
Green River	C	X	C	X	C	C
Laramie	C	C	C	C	C	C
Rock Springs	C	X	C	X	C	X
Sheridan	P	P	P	P	P	P

**P = Permitted by Right**  
**A = Permitted Accessory Use**  
**X = Prohibited**

**AR = Administrative Review**  
**S = Special Permit**  
**C = Conditional Use Permit**

## NEIGHBORS' FREQUENT CONCERNS

- TRAFFIC IT WILL GENERATE
- PARKING
- NOISE
- LACK OF SUPERVISION
- PROPERTY VALUES



## WHAT TO CONSIDER

- COMMUNITY NEED IN OUR AREA
- SAFETY
- CONSISTENCY WITH STATE LICENSING
- MAINTAIN RESIDENTIAL CHARACTER  
*(cannot be differentiated from residences)*

# Language Amendment Process



## 1) Planning and Zoning Commission

- Amendment shall be considered at a regular meeting of the Planning and Zoning Commission. After due deliberation, the commission shall certify its findings and recommendations to the governing body in writing.

## 2) City Council (Governing Body)

- Public Hearing - 1<sup>st</sup> Ordinance Reading
- Public Hearing - 2<sup>nd</sup> Ordinance Reading
- Public Hearing - 3<sup>rd</sup> & Final Ordinance Reading