

ORDINANCE NO. 3046

AN ORDINANCE to amend and reordain subsection (23), Section 7-6-1, Article A, and subsection (3), subsection (a), Section 7-6-12, Article B, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended; which Title 7 relates to PLANNING AND DEVELOPMENT, which Chapter 6 relates to ZONING, which Article A relates to GENERAL PROVISIONS, which Section 7-6-1 relates to DEFINITIONS, which subsection (23) formerly related to CHILD CARE FACILITY and now relates to CHILD CARE HOME, which Article B relates to USE, AREA, ETC., REGULATIONS GENERALLY, which Section 7-6-12 relates to R-20 RESIDENCE ZONE, which subsection (a) relates to USES PERMITTED and which subsection (3) formerly related to CHILD CARE FACILITY and now relates to CHILD CARE HOME.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That subsection (23), Section 7-6-1, Article A, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

(23) **Child care home.** A private dwelling in which persons residing on the premises provide care and maintenance to not more than nine (9) children under 14 years of age separated from their parents or guardian during part of the day only, but not for more than 12 hours at a time, except a dwelling in which such care and maintenance is provided for children related by consanguinity or affinity to the person who maintains the dwelling, and for children as occasional bone fide personal guests, and for no other child or children.

Section 2. That subsection (3), subsection (a), Section 7-6-12, Article B, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same is hereby is amended and reordained to read as follows:

(3) Child care home, for no more than five (5) children under 14 years of age provided that six (6) but not more than nine (9) children may be permitted with a special use permit as specified in sections 7-6-191 to 7-6-195 of this code, which special use permit shall be subject to the following standards:

a. No play area shall be required for each child in the child care home two (2) years of age or younger.

b. No play area on the premises of a child care home shall be required where such a facility is located within 500 feet of an available park or playground.

c. In all cases other than a and b above, a minimum of 75-square feet per child of play area is required, to be shown on a plat of the lot in question, where a special use permit is required. Such play area shall be fenced, provided that fencing shall not be required if the applicant shall show that the play area provides proper protection from traffic and other hazards.

Section 3. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

CHARLES E. BEATLEY, JR.
Mayor

Final Passage: May 18, 1985