

***8.8.16 Day Care Facility**

***8.8.16.1 Additional Information**

- *Amended 1-3-89 In addition to the information required by Articles 8.2 and 8.8, the following shall be submitted as part of the application:
- a) Evidence that the minimum requirements to qualify for a State of North Carolina day care facility license have been satisfied.
 - b) A floor plan of the proposed day care facility, showing the use and dimensions of each room and the location of entrances and exits.

***8.8.16.2 Standards of Evaluation**

- *Amended 1-3-89
1-3-90 The following standards shall be used in deciding on an application for the use:
- a) The day care facility is to be located in an area, which is free from conditions dangerous to the physical and moral welfare of the children.
 - b) The minimum requirements to qualify for a State of North Carolina day care facility license are satisfied.
 - c) There is direct access from the property on which the day care facility is to be located to a State-maintained road or a private road approved by Orange County. Where direct access is to be provided to a day care facility from a private road, the Board of Adjustment shall require the upgrading of the private road to a higher classification, based on the number of homes currently served by the road and the projected traffic to be generated by the day care facility. The appropriate road classification shall be determined according to the Orange County Subdivision Regulations Private Road Standards.
 - d) Adequate access to and from the site as well as adequate space off the road right-of-way, is provided for the safe pick-up and discharge of children and is provided in such a manner that traffic generated by the day care facility is not disruptive to adjacent residentially developed properties.
 - e) Fencing and/or screening is to be provided which assures the protection of the children receiving day care, protects adjacent residentially developed properties from trespass, effectively screens the view of any outdoor play area, and reduces noise associated with the operation of the day care facility. Each day care facility approved by the Board of Adjustment shall be reviewed annually by the Zoning Officer to assure compliance with the standards of evaluation for such facilities and any conditions attached to the application by the Board of Adjustment. Any

change in the operation of the facility, which deviates from the original standards and conditions will constitute a modification and will require the approval of the Board of Adjustment. In determining whether a change in the operation of the facility has occurred, the Zoning Officer shall be guided by the procedures and criteria contained in Article 8.7 and Article 8.8.16.2.