

Child Care/Family Day Care

Draft Code Updates

09/02/2025

KCC 17.110 DEFINITIONS

17.110.200 ~~Day-care center~~ Child care center

~~“Day-care center” means a primary dwelling in which seven or more individuals, or a building other than a primary dwelling in which any number of individuals, are cared for during some portion of a twenty-four-hour period.~~ “Child care center” means an agency that regularly provides early childhood education and early learning services for a group of children for periods of less than 24 hours. If there is a conflict between this definition and the definition of child care in RCW 43.216, state law shall govern.

17.110.205 ~~Day-care center, home-based~~ Family day care provider

~~“Day-care center, home-based” means an owner- or manager-occupied primary dwelling and premises in and on which not more than six individuals are cared for during some portion of a twenty-four-hour period.~~ “Family day care provider” means a child care provider who regularly provides early childhood education and early learning services for not more than 12 children at any given time in the provider’s home in the family living quarters, except as provided in RCW 43.216.692. If there is a conflict between this definition and the definition of family day care provider in RCW 43.216, state law shall govern.

KCC 17.410 ALLOWED USES

17.410.042 Rural, Resource, and Urban Residential Zones Use Table

	RR	RP	RW	FRL	MRO	UR	GB	UL	UCR	UM	UH
<u>Child care center</u> Day-care center	<u>GP</u>	<u>GP</u>	<u>--P</u>	--	--	<u>ACUPP</u>	<u>ACUP</u> <u>--</u>	<u>ACUP</u> <u>P</u>	<u>ACUP</u> <u>P</u>	P	P
<u>Family Day</u>	P	P	<u>P--</u>	--	<u>--</u>	P	P	P	P	P	P

<u>Care Provider Day- care center, home based</u>											
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17.410.044 Commercial, Industrial, Parks, and Public Facility Zones Use Table

	C	RC	LIC	UVC	NC	RCO	BC	IND	RI	P
<u>Child care center Day- care center</u>	P	P	P	P	P	<u>ACUP P</u>	<u>ACUP P</u>	P	--	ACUP
<u>Family Day Care Provider Day-care center, home based</u>	P	P	P	P	P	<u>ACUP P#</u>	<u>ACUP P</u>	--	--	--

Footnote #: In the case of a non-conforming use such as a single-family residence, see KCC 17.570.

17.410.046 Limited Area of More Intensive Rural Development (LAMIRD) Zones Use Table

	KVC	KVLR	KVR	MVC	MVLR	MVR	SVC	SVLR	SVR	REC	TTEC
<u>Child care center Day- care center</u>	P	<u>CP</u>	<u>CP</u>	P	<u>CP</u>	<u>CP</u>	P	<u>CP</u>	<u>CP</u>	P	P
<u>Family Day Care</u>	P	P	P	<u>ACUPP</u>	P	P	P	P	P	--	--

<u>Provider</u>											
Day-care center, home based											

KCC 17.415 — ALLOWED USE STANDARDS

17.415.10640 ~~Day-care center~~ Child care center .

~~A. In the business center (BC), business park (BP), or industrial (I) zone, a day-care center shall be located and designed to serve adjacent area.~~

~~A.B.~~ In the urban village commercial (UVC) zone or neighborhood commercial (NC) zone, a ~~day-care~~ child care center shall not exceed four thousand square feet of gross floor area.

~~B.C. In those zones that prohibit residential uses, day-care centers:~~

~~1. Shall have a minimum site area of ten thousand square feet.~~

~~2. Shall provide and maintain outdoor play areas with a minimum area of seventy-five square feet per child of total capacity. A sight-obscuring fence of at least four feet in height shall be provided, separating the play area from abutting lots.~~

~~3. Shall provide a~~ Adequate off-street drop-off parking and loading space shall be provided. Driveway paving, widening and sight distance verification may be required for safe ingress/egress and connection to a public roadway (for additional discussion with Fire Marshal and Public Works)

~~C. Outdoor noise shall be limited to the hours of 9:00 a.m. to 7:00 p.m.~~

~~D. Use prohibited within the portion of the Gorst urban growth area between the Sinclair Inlet shoreline and State Highways 3 and 16.~~

17.415.140 Reserved.

17.415.145 Reserved.

17.415.197145 ~~Day-care center, home-based~~ Family day care provider.

A. In all zones where the use is allowed, only the following conditions shall be applied:
(1) Compliance with County permitting requirements for building, fire, safety, health, and business licensing;

(2) Conformance to lot size, building size, setbacks, and lot coverage standards applicable to the zone;

(3) Certification by the Department of Children, Youth and Families of a safe passenger loading area;

(4) Outdoor noise shall be limited to the hours of 9:00 a.m. to 7:00 p.m.

(5) Evidence of written neighbor notification to immediately adjoining property owners before state licensing, with contact information for the Department of Community Development;

(6) Must comply with all applicable state licensing requirements for a family day care prior to operation;

~~A. Use prohibited in the Waaga Way Town Center area (see the Silverdale Design Standards located in Chapter 17.700, Appendix C3).~~

B. Use prohibited within the portion of the Gorst urban growth area between the Sinclair Inlet shoreline and State Highways 3 and 16.

~~C. In the business center (BC) or business park (BP) zone, a day-care center, home-based, shall be located and designed to serve adjacent area.~~

~~D. In the urban village commercial (UVC) zone or neighborhood commercial (NC) zone, a day-care center, home-based, shall not exceed four thousand square feet of gross floor area.~~

~~E.C.~~ In those zones that prohibit residential uses, ~~day-care centers, home-based,~~ family day care providers are only allowed in existing residential structures, and will not be considered an expansion of a nonconforming use under Chapter 17.570.